

him to the bill S. 1, to extend programs and activities under the Elementary and Secondary Education Act of 1965; which was ordered to lie on the table; as follows:

On page 893, after line 14, add the following:

**SEC. . ARTS IN EDUCATION.**

Title IX (as added by section 901) is amended by adding at the end the following:

**"PART B—ARTS IN EDUCATION**

**"SEC. 9201. FINDINGS AND PURPOSE.**

"(a) FINDINGS.—Congress finds that—

"(1) there are inadequate arts and cultural programs available for children and youth in schools, especially at the elementary school level;

"(2) the arts promote progress in academic subjects as shown by research conducted by the National Assessment of Education Progress, the Arts Education Partnership, the President's Committee on the Arts and Humanities, and other entities;

"(3) children and youth who receive instruction in the arts and humanities, or who are involved in cultural activities, remain in school longer and are more successful than children who do not receive such instruction;

"(4) learning in the arts and humanities promotes progress in other academic subjects, and generates positive self-esteem and a greater sense of accomplishment in young people;

"(5) school-university and school-cultural institution partnerships that upgrade teacher training in the arts and humanities have significantly contributed to improved instruction and achievement levels of school-aged children;

"(6) museum outreach, cultural activities and informal education for at-risk children and youth have contributed significantly to the educational achievement and enhanced interest in learning of at-risk children and youth;

"(7) local, State, and national resources support the integration of the arts and humanities into the regular curriculum and school day for all children; and

"(8) while all children benefit from instruction in the arts and the humanities, at-risk children and youth have a special, additional need for arts and cultural programs both in school and after school;

"(b) PURPOSE.—The purpose of this subpart is to make grants to eligible entities to improve the educational performance and future potential of at-risk children and youth by providing comprehensive and coordinated educational and cultural services.

**"SEC. 9202. SUPPORT FOR ARTS EDUCATION.**

"(a) FINDINGS.—Congress finds that—

"(1) the arts are forms of understanding and ways of knowing that are fundamentally important to education;

"(2) the arts are important to excellent education and to effective school reform;

"(3) the most significant contribution of the arts to education reform is the transformation of teaching and learning;

"(4) such transformation is best realized in the context of comprehensive, systemic education reform;

"(5) participation in performing arts activities has proven to be an effective strategy for promoting the inclusion of persons with disabilities in mainstream settings;

"(6) opportunities in the arts have enabled persons of all ages with disabilities to participate more fully in school and community activities;

"(7) the arts can motivate at-risk students to stay in school and become active participants in the educational process; and

"(8) arts education should be an integral part of the elementary school and secondary school curriculum.

"(b) PURPOSES.—The purposes of this section are to—

"(1) support systemic education reform by strengthening arts education as an integral part of the elementary school and secondary school curriculum;

"(2) help ensure that all students have the opportunity to learn to challenging State content standards and challenging State student performance standards in the arts; and

"(3) support the national effort to enable all students to demonstrate competence in the arts.

"(c) ELIGIBLE RECIPIENTS.—In order to carry out the purposes of this section, the Secretary is authorized to award grants to, or enter into contracts or cooperative agreements with—

"(1) State educational agencies;

"(2) local educational agencies;

"(3) institutions of higher education;

"(4) museums and other cultural institutions; and

"(5) other public and private agencies, institutions, and organizations.

"(d) AUTHORIZED ACTIVITIES.—Funds under this section may be used for—

"(1) research on arts education;

"(2) the development of, and dissemination of information about, model arts education programs;

"(3) the development of model arts education assessments based on high standards;

"(4) the development and implementation of curriculum frameworks for arts education;

"(5) the development of model preservice and inservice professional development programs for arts educators and other instructional staff;

"(6) supporting collaborative activities with other Federal agencies or institutions involved in arts education, such as the National Endowment for the Arts, the Institute of Museum and Library Services, the John F. Kennedy Center for the Performing Arts, VSA Arts, and the National Gallery of Art;

"(7) supporting model projects and programs in the performing arts for children and youth through arrangements made with the John F. Kennedy Center for the Performing Arts;

"(8) supporting model projects and programs by VSA Arts which assure the participation in mainstream settings in arts and education programs of individuals with disabilities;

"(9) supporting model projects and programs to integrate arts education into the regular elementary school and secondary school curriculum; and

"(10) other activities that further the purposes of this section.

"(e) COORDINATION.—

"(1) IN GENERAL.—A recipient of funds under this section shall, to the extent possible, coordinate projects assisted under this section with appropriate activities of public and private cultural agencies, institutions, and organizations, including museums, arts education associations, libraries, and theaters.

"(2) SPECIAL RULE.—In carrying out this section, the Secretary shall coordinate with the National Endowment for the Arts, the Institute of Museum and Library Services, the John F. Kennedy Center for the Performing Arts, VSA Arts, and the National Gallery of Art.

"(f) AUTHORIZATION OF APPROPRIATIONS.—

"(1) IN GENERAL.—For the purpose of carrying out this section, there are authorized to be appropriated \$28,000,000 for fiscal year 2002, and such sums as may be necessary for each of the 6 succeeding fiscal years.

"(2) SPECIAL RULE.—If the amount appropriated under paragraph (1) for any fiscal year is \$15,000,000 or less, then such amount shall only be available to carry out the ac-

tivities described in paragraphs (7) and (8) of subsection (d)."

**NOTICES OF HEARING**

**COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY**

Mr. LUGAR. Mr. President, I would like to announce that the Committee on Agriculture, Nutrition, and Forestry will meet on May 9, 2001, in SR-328A at 9:30 a.m. The purpose of this hearing will be to consider nominations for positions at the Department of Agriculture.

**COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY**

Mr. LUGAR. Mr. President, I would like to announce that the Committee on Agriculture, Nutrition, and Forestry will meet on May 16, 2001, in SR-328A at 9 a.m. The purpose of this hearing will be to review the credit title of the upcoming farm bill.

**COMMITTEE ON ENERGY AND NATURAL RESOURCES**

Mr. MURKOWSKI. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Committee on Energy and Natural Resources.

The hearing will take place on Tuesday, May 15, 2001, at 9:30 a.m., in room SD-366 of the Dirksen Senate Office Building in Washington, DC.

The purpose of this hearing is to consider national energy policy with respect to Federal, State, and local impediments to the siting of energy infrastructure.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send two copies of their testimony to the Committee on Energy and Natural Resources, U.S. Senate, 212 Hart Senate Office Building, Washington, DC 20510-6150.

For further information, please call Trici Heninger or Bryan Hannegan at (202) 224-7932.

**AUTHORITY FOR COMMITTEES TO MEET**

**COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION**

Mr. JEFFORDS. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet on Tuesday, May 8, 2001, at 9:30 a.m., on election reform.

The PRESIDING OFFICER. Without objection, it is so ordered.

**COMMITTEE ON ENERGY AND NATURAL RESOURCES**

Mr. JEFFORDS. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on Tuesday, May 8, at 2:30 p.m., to conduct an oversight hearing. The committee will receive testimony on the President's proposed budget for FY2002 for the Forest Service.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON ENERGY AND NATURAL  
RESOURCES

Mr. JEFFORDS. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on Tuesday, May 8, at 9:30 a.m., to conduct an oversight hearing. The committee will receive testimony on the President's proposed budget for FY2002 for the Department of the Interior.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON HEALTH, EDUCATION, LABOR,  
AND PENSIONS

Mr. JEFFORDS. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet for a hearing on Better Pharmaceuticals for Children: Assessment and Opportunities during the session of the Senate on Tuesday, May 8, 2001, at 9:30 a.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

SUBCOMMITTEE ON CLEAN AIR, WETLANDS,  
PRIVATE PROPERTY AND NUCLEAR SAFETY

Mr. JEFFORDS. Mr. President, I ask unanimous consent that the Subcommittee Clean Air, Wetlands, Private Property and Nuclear Safety be authorized to meet on Tuesday, May 8, at 9:30 a.m., to conduct an oversight hearing on the Nuclear Regulatory Commission.

The PRESIDING OFFICER. Without objection, it is so ordered.

SUBCOMMITTEE ON HOUSING AND  
TRANSPORTATION

Mr. JEFFORDS. Mr. President, I ask unanimous consent that the Subcommittee on Housing and Transportation of the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on May 8, 2001, to conduct a hearing on "Oversight of the Mission of the Office of Federal Housing Enterprise Oversight, OFHEO, and the Financial Safety and Soundness of Fannie Mae and Freddie Mac."

The PRESIDING OFFICER. Without objection, it is so ordered.

PRIVILEGES OF THE FLOOR

Mr. REID. I ask unanimous consent Meghan McGowan, a fellow in my office, be granted the privilege of the floor during consideration of the education bill when it is on the floor.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

APPOINTMENTS

The PRESIDING OFFICER. The Chair, on behalf of the Vice President, pursuant to 10 U.S.C. 6968(a), appoints the Senator from Mississippi (Mr. COCHRAN), from the Committee on Appropriations, to the Board of Visitors of the U.S. Naval Academy.

The Chair, on behalf of the Vice President, pursuant to 10 U.S.C. 9355(a), appoints the Senator from Idaho (Mr. CRAIG), from the Committee on Appropriations, to the Board of Visitors of the U.S. Air Force Academy.

The Chair, on behalf of the Vice President, pursuant to 10 U.S.C. 4355(a), appoints the Senator from Ohio (Mr. DEWINE), from the Committee on Appropriations, to the Board of Visitors of the U.S. Military Academy.

AUTHORIZING REPRESENTATION  
BY SENATE LEGAL COUNSEL

Mr. JEFFORDS. Mr. President, I ask unanimous consent that the Senate now proceed to the immediate consideration of S. Res. 84, submitted by Senators LOTT and DASCHLE.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The assistant legislative clerk read as follows:

A resolution (S. Res. 84) to authorize representation by the Senate Legal Counsel in *Timothy A. Holt v. Phil Gramm*.

There being no objection, the Senate proceeded to consider the resolution.

Mr. LOTT. Mr. President, a pro se plaintiff has commenced a civil action in Texas state court seeking damages against Senator GRAMM based on the Senator's acts of voting and introducing legislation regarding the labor of foreign nationals. The action makes Senator GRAMM a defendant solely because of acts of voting and introducing legislation taken in his official capacity as United States Senator. As such, the action is barred by the speech or debate clause of the Constitution. As Senators, we answer to our constituents, not to the courts, for our legislative activity.

This resolution would authorize the Senate Legal Counsel to represent Senator GRAMM to seek dismissal of the matter.

Mr. JEFFORDS. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, the motion to reconsider be laid upon the table, and any statements relating to the resolution be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 84) was agreed to.

The preamble was agreed to.  
(The resolution is printed in today's RECORD under "Statements on Submitted Resolutions.")

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. JEFFORDS. Mr. President, I ask unanimous consent that the Senate proceed to executive session to consider the following nominations on the Executive Calendar: Nos. 41 and 50.

I further ask unanimous consent that the nominations be confirmed, the mo-

tions to reconsider be laid upon the table, any statements relating to the nominations be printed in the RECORD, the President be immediately notified of the Senate's action, and the Senate then return to legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered.

The nominations considered and confirmed are as follows:

DEPARTMENT OF STATE

Richard Nathan Haass, of Maryland, for the rank of Ambassador during his tenure of Service as Director, Policy Planning Staff, Department of State.

DEPARTMENT OF DEFENSE

Edward C. Aldridge, of Virginia, to be Under Secretary of Defense for Acquisition and Technology.

LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will now return to legislative session.

ORDERS FOR WEDNESDAY MAY 9,  
2001

Mr. JEFFORDS. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until the hour of 9:30 a.m. on Wednesday, May 9. I further ask unanimous consent that on Wednesday, immediately following the prayer, the Journal of proceedings be approved to date, the morning hour be deemed expired, the time for the two leaders be reserved for their use later in the day, and the Senate then resume consideration of the Mikulski amendment regarding community technology centers as under the previous order.

The PRESIDING OFFICER. Without objection, it is so ordered.

PROGRAM

Mr. JEFFORDS. Mr. President, tomorrow morning the Senate will have 5 minutes for closing remarks on the Mikulski amendment, with a vote to occur at approximately 9:35 a.m. There are numerous amendments currently pending to the education bill and others expected to be offered during tomorrow's session. The Senate will continue consideration of the education bill until the budget resolution conference report is received from the House. It is hoped the papers will arrive no later than tomorrow afternoon so the Senate can attempt to complete action on the conference report prior to tomorrow's adjournment. As a reminder, all first-degree amendments to the education bill must be filed no later than 5 p.m. tomorrow, as under a previous order.

ADJOURNMENT UNTIL 9:30 A.M.  
TOMORROW

Mr. JEFFORDS. Mr. President, if there is no further business to come before the Senate, I now ask unanimous