

has reported another group of executive branch nominees and that the Senate will be acting on the President's nominations to head the Civil Rights Division and the Tax Division of the Department of Justice so promptly.

Just as the committee proceeded promptly with the consideration of the President's nomination of John Ashcroft to be Attorney General, when I temporarily chaired the committee in January, we are continuing to move promptly on other nominations this month. In January, the Senate did not receive the nomination of John Ashcroft until January 19 and reported it to the Senate the very next day. In deference to the President, the committee had moved ahead with hearings on the nomination the week of January 16 in advance of receiving the nomination by the President.

The Senate has confirmed the President's nominations of the Attorney General, the Deputy Attorney General and a controversial nomination to serve as Solicitor General. The President has yet to nominate anyone to be Associate Attorney General, the third highest ranking position at the Department of Justice. We have confirmed nominees to serve as Deputy Attorneys General to head the Criminal Division, the Antitrust Division, the Office of Legislative Affairs, and the Office of Legal Policy.

In late May, Chairman Hatch conducted a hearing on the nomination of Ralph F. Boyd, Jr., to be the Assistant Attorney General in charge of the Civil Rights Division. I had included Mr. Boyd's nomination on the agenda for a business meeting of the Judiciary Committee last week, our first week in session after the adoption of a Senate organizing resolution and the assignment of committee membership. But less than half of the Republican members of the committee showed up for the business meeting on July 12. We were unable to reach a quorum last week to report out the President's nominations to the Justice Department. Yesterday, at our next business meeting of the Judiciary Committee, we reported that nomination to the Senate.

It took the Senate the entire month of June to pass S. Res. 120, a simple resolution reorganizing the committees. It was only last Tuesday that assignments to committees were completed. Last Wednesday, the first day after the committee membership was set, we proceeded to hold a confirmation hearing including additional an executive branch nominee, Eileen O'Connor to be Assistant Attorney General for the Tax Division of the Department of Justice. Today the Senate has that nomination before it because we were able to expedite its consideration by the committee at our business meeting yesterday. I expect the Senate will confirm Ms. O'Connor, another of the President's nominations to a key post at the Department of Justice. I am glad to be able to accommodate the request of the Attorney General to expedite her consideration.

This week the Judiciary Committee proceeded with back-to-back days of hearing on the important nominations of Asa Hutchinson to head the Drug Enforcement Administration and James Ziglar to head the Immigration and Naturalization Service. I have noticed another hearing for next Tuesday for judicial and executive branch nominees, including the President's nominees to be Assistant Attorney General to head the Office of Justice Programs and to be the Director of the National Institute of Justice.

The Senate received the President's nomination of a new FBI Director on Wednesday of this week and I proceeded that same day to notice hearings on that important nomination to begin a week from Monday. It is my hope that with the cooperation of all Members and the administration we should be able to make progress and work toward Senate consideration of the nomination of Robert Mueller to be Director of the Federal Bureau of Investigation before the August recess, if possible. I have asked for the cooperation of all members of the committee, on both sides of the aisle. I noticed the hearings on Robert Mueller's nomination to begin on July 30. We will see if it is possible for the committee act on that nomination before the August recess, which would be my preference.

I regret that Senators and their staffs will have not have more time to prepare for so important a hearing as that on the nominee to be the next Director of the FBI. It is my hope that the series of oversight hearings regarding the FBI in which we have been engaged, including our hearing this week, have helped and that Senators will be able to adhere to an expedited schedule for the hearing, a very brief turnaround time for written follow up questions and immediate Committee consideration.

We have set an ambitious schedule of five confirmation hearings this month on the President's nominees. We have completed three of those confirmation hearings and have another scheduled for each of the next two weeks. We have also reported a number of nominees, including the three Judicial Branch and two Executive Branch nominees before the Senate for consideration today.

The nomination of Ralph Boyd, Jr., to head the Civil Rights Division was reported unanimously and without objection by the Judiciary Committee. Senator KENNEDY, in particular, has been a strong and consistent advocate for this nomination and I thank him for his efforts. This will be one of the least contentious paths for a nominee to head the Civil Rights Division in some time. Indeed, the Judiciary Committee refused for the last three years of the Clinton administration even to report to the Senate President Clinton's nomination to head the Civil Rights Division. The handling of this nomination and the treatment of the nominee by Members not from the

President's party stand in sharp contrast to the treatment of Bill Lann Lee.

I join with Senator KENNEDY in urging the Senate to act favorably on the nomination of Ralph Boyd, Jr.

NOMINATION OF JOHN D. GRAHAM

Mr. TORRICELLI. Mr. President, I rise today to express my opposition to the confirmation of John D. Graham, Ph.D. to direct the Office of Information and Regulatory Affairs, (OIRA), at the Office of Management and Budget, (OMB).

As Administrator of OIRA, Dr. Graham would be the gatekeeper for all Federal regulations. In my view, Dr. Graham, with his anti-regulatory views, is simply the wrong choice to serve in this important policy making position.

In enacting the Occupational Safety and Health Act, the Clean Air Act and other safety and health and environmental laws, Congress made a clear policy choice that protection of health and the environment was to be paramount consideration in setting regulations and standards. Dr. Graham's views and opinions are directly at odds with these policies.

ADDITIONAL STATEMENTS

CONGRATULATIONS TO THE MONTGOMERY HIGH SCHOOL CLASS OF 1951

• Mr. ROCKEFELLER. Madam President, I believe that it is our families, friends and communities that create the very essence of our beings. They serve as our roots, instilling the values that shape our personal relationships and our professional careers.

In youth, we often fail to realize the crucial role that these people play, and we often lose touch with the people who mold us into whom we are today. With the passage of time, we can only wonder what path we might have otherwise taken had we maintained contact. Today, I would like to join a very special group of West Virginians—the Montgomery High School class of 1951—as its members renew the bonds of youth in celebrating the 50th anniversary class reunion.

As the members of Montgomery High School class of 1951 gather for their 50th anniversary reunion, they will recall the carefree days of their youth. Once again, they will refer to themselves as the Greyhounds of Montgomery High. Visions of victorious football games and summer vacations will waft through their collective memory as they join in singing their beloved Alma Mater.

They'll reminisce about Saturday nights at the Rockette and spending afternoons with friends at Kelly's Drug Store. More importantly, they will remember the diversity that makes Montgomery such a very special place.

Communities such as Cannelton, Kimberly, Powellton, Smithers, and Deep Water joined together, creating a unique bond that remains today.

The Class of 1951 should be commended for renewing the bonds fostered more than 50 years ago. In celebrating this occasion, its members remind us of the importance of community in our own lives.

In honor of Montgomery High School class of 1951, on the occasion of its 50th anniversary, I am reminded that “between the lofty mountains where the great Kanawha flows, in a valley that is magic and the seed of wisdom grows. Hail Montgomery.”●

MESSAGE FROM THE HOUSE

At 10:42 a.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that the House has agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2216) making supplemental appropriations for the fiscal year ending September 30, 2001, and for other purposes.

MEASURES PLACED ON THE CALENDAR

The following bill, previously received from the House of Representatives for concurrence, was read the first and second times by unanimous consent, and placed on the calendar:

H.R. 2500. An act making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 2002, and for other purposes.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, which were referred as indicated:

EC-2957. A communication from the Acting Director of the Office of National Drug Control Policy, Executive Office of the President, transmitting, pursuant to law, a report relative to the Strategic Plan for Fiscal Years 2001 to 2007; to the Committee on the Judiciary.

EC-2958. A communication from the Comptroller General of the United States, transmitting, pursuant to law, the report of the list of General Accounting Office reports for May 2001; to the Committee on Governmental Affairs.

EC-2959. A communication from the Acting Director of the United States Office of Personnel Management, transmitting, pursuant to law, a report relative to the Physicians' Comparability Allowance Program Presidential Report for 2001; to the Committee on Governmental Affairs.

EC-2960. A communication from the District of Columbia Auditor, transmitting, a report entitled “Health and Safety of the District's Mentally Ill Jeopardized by Program Deficiencies and Inadequate Oversight”; to the Committee on Governmental Affairs.

EC-2961. A communication from the Secretary of Health and Human Services, transmitting, a draft of proposed legislation entitled “Medicare Contracting Reform Amendments of 2001”; to the Committee on Finance.

EC-2962. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “2000 Differential Earnings Rate” (Rev. Rul. 2001-33) received on July 18, 2001; to the Committee on Finance.

EC-2963. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Relief from Nondiscrimination Rules for Certain Church Plans and Federal/International Plans” (Notice 2001-46) received on July 18, 2001; to the Committee on Finance.

EC-2964. A communication from the General Counsel of the Federal Emergency Management Agency, transmitting, a draft of proposed legislation entitled “Defense Production Act Amendments of 2001”; to the Committee on Banking, Housing, and Urban Affairs.

EC-2965. A communication from the Assistant Secretary of Legislative Affairs, Department of State, transmitting, pursuant to law, a Determination to allow the Export-Import Bank to finance the sale of defense articles to Venezuela; to the Committee on Banking, Housing, and Urban Affairs.

EC-2966. A communication from the Chairman of the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the semiannual Monetary Policy Report dated July 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-2967. A communication from the Deputy Secretary of the Office of the Chief Accountant, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled “Commission Policy Statement on the Establishment and Improvement of Standards Related to Auditor Independence” received on July 18, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-2968. A communication from the Director of the Office of Federal Housing Enterprise Oversight, transmitting, pursuant to law, the report of a rule entitled “Risk-Based Capital” (RIN2550-AA02) received on July 18, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-2969. A communication from the Secretary of Agriculture, transmitting, a draft of proposed legislation entitled “To authorize the Secretary of Agriculture to prescribe, adjust, and collect fees to cover the costs incurred by the Secretary for activities related to the review and maintenance of licenses and registrations under the Animal Welfare Act”; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2970. A communication from the Assistant Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Regulations Under the Federal Insecticide, Fungicide, and Rodenticide Act for Plant-Incorporated Protectants (Formerly Plant-Pesticides)” (RIN2070-AC02) received on July 16, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2971. A communication from the Assistant Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Exemption From the Requirement of a Tolerance Under the Federal Food, Drug, and Cosmetic Act for Residues Derived Through Conventional Breeding From Sexually Compatible Plants of Plant-Incorporated Protectants

(Formerly Plant-Pesticides)” (RIN2070-AC02) received on July 16, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2972. A communication from the Assistant Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Exemption From the Requirement of a Tolerance Under the Federal Food, Drug, and Cosmetic Act for Residues of Nucleic Acids that are Part of Plant-Incorporated Protectants (Formerly Plant-Pesticides)” (RIN2070-AC02) received on July 16, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2973. A communication from the Assistant Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Plant-Incorporated Protectants (Formerly Plant-Pesticides), Supplemental Proposal” (RIN2070-AC02) received on July 16, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2974. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Exemption From the Requirement of a Tolerance Under the Federal Food, Drug, and Cosmetic Act for Residues Derived Through Conventional Breeding From Sexually Compatible Plants of Plant-Incorporated Protectants (Formerly Plant-Pesticides)” (FRL6057-6) received on July 17, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2975. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Exemption From the Requirement of a Tolerance Under the Federal Food, Drug, and Cosmetic Act for Residues of Nucleic Acids that are Part of Plant-Incorporated Protectants (Formerly Plant-Pesticides)” (FRL6057-5) received on July 17, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2976. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Regulations Under the Federal Insecticide, Fungicide, and Rodenticide Act for Plant-Incorporated Protectants (Formerly Plant-Pesticides)” (FRL6057) received on July 17, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2977. A communication from the Acting Administrator of the Fruit and Vegetable Programs, Research and Promotion Branch, Agricultural Marketing Service, transmitting, pursuant to law, the report of a rule entitled “Blueberry Promotion, Research, and Information Order; Amendment No. 1” (Doc. No. FV-00-706-FR) received on July 18, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2978. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Implementation Plans; State of Missouri” (FRL7015-8) received on July 16, 2001; to the Committee on Environment and Public Works.

EC-2979. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Implementation Plans; State of Missouri” (FRL7015-9) received on July 16, 2001; to the Committee on Environment and Public Works.

EC-2980. A communication from the Principal Deputy Associate Administrator of the