

law and failed to meet a significant number of commitments on democracy and the conduct of elections included in the OSCE 1990 Copenhagen Document;

Whereas during the 1999 presidential election campaign, a heavy proincumbent bias was prevalent among the state-owned media outlets, members of the media viewed as not in support of the president were subject to harassment by government authorities, and proincumbent campaigning by state administration and public officials was widespread and systematic;

Whereas the Law on Elections of People's Deputies of Ukraine, signed by President Leonid Kuchma on October 30, 2001, was cited in a report of the ODIHR dated November 26, 2001, as making improvements in Ukraine's electoral code and providing safeguards to meet Ukraine's commitments on democratic elections, although the Law on Elections remains flawed in a number of important respects, notably by not including a role for domestic nongovernmental organizations to monitor elections;

Whereas according to international media experts, the Law on Elections defines the conduct of an election campaign in an ambiguous manner and could lead to arbitrary sanctions against media operating in Ukraine;

Whereas the Ukrainian Parliament (Verkhovna Rada) on December 13, 2001, rejected a draft Law on Political Advertising and Agitation, which would have limited free speech in the campaign period by giving too many discretionary powers to government bodies, and posed a serious threat to the independent media;

Whereas the Department of State has dedicated \$4,700,000 in support of monitoring and assistance programs for the 2002 parliamentary elections;

Whereas the process for the 2002 parliamentary elections has reportedly been affected by apparent violations during the period prior to the official start of the election campaign on January 1, 2002; and

Whereas monthly reports for November and December of 2001 released by the Committee on Voters of Ukraine (CVU), an indigenous, nonpartisan, nongovernment organization that was established in 1994 to monitor the conduct of national election campaigns and balloting in Ukraine, cited five major types of violations of political rights and freedoms during the precampaign phase of the parliamentary elections, including—

(1) use of government position to support particular political groups;

(2) government pressure on the opposition and on the independent media;

(3) free goods and services given in order to sway voters;

(4) coercion to join political parties and pressure to contribute to election campaigns; and

(5) distribution of anonymous and compromising information about political opponents;

Now, therefore, be it

Resolved, That the Senate—

(1) acknowledges the strong relationship between the United States and Ukraine since Ukraine's independence more than 10 years ago, while understanding that Ukraine can only become a full partner in western institutions when it fully embraces democratic principles;

(2) expresses its support for the efforts of the Ukrainian people to promote democracy, the rule of law, and respect for human rights in Ukraine;

(3) urges the Government of Ukraine to enforce impartially the new election law, including provisions calling for—

(A) the transparency of election procedures;

(B) access for international election observers;

(C) multiparty representation on election commissions;

(D) equal access to the media for all election participants;

(E) an appeals process for electoral commissions and within the court system; and

(F) administrative penalties for election violations;

(4) urges the Government of Ukraine to meet its commitments on democratic elections, as delineated in the 1990 Copenhagen Document of the Organization for Security and Cooperation in Europe (OSCE), with respect to the campaign period and election day, and to address issues identified by the Office of Democratic Institutions and Human Rights (ODIHR) of OSCE in its final report on the 1999 presidential election, such as state interference in the campaign and pressure on the media; and

(5) calls upon the Government of Ukraine to allow election monitors from the ODIHR, other participating states of OSCE, and private institutions and organizations, both foreign and domestic, full access to all aspects of the parliamentary election process, including—

(A) access to political events attended by the public during the campaign period;

(B) access to voting and counting procedures at polling stations and electoral commission meetings on election day, including procedures to release election results on a precinct by precinct basis as they become available; and

(C) access to postelection tabulation of results and processing of election challenges and complaints.

CONDEMNING HUMAN RIGHTS VIOLATIONS IN CHECHNYA

Mr. REID. I ask unanimous consent the Senate proceed to Calendar No. 329, S. Res. 213.

The ACTING PRESIDENT pro tempore. The clerk will report the resolution by title.

The assistant legislative clerk read as follows:

A resolution (S. Res. 213) condemning human rights violations in Chechnya and urging a political solution to the conflict.

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

Mr. REID. I ask unanimous consent that the resolution and preamble be agreed to en bloc, that the amendments to the preamble be agreed to, the preamble as amended be agreed to, the motion to reconsider be laid upon the table, and any statements therein be printed in the RECORD.

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

The amendments to the preamble were agreed to.

The resolution (S. Res. 213) was agreed to, as follows:

S. RES. 213

Whereas the United States Department of State Country Reports on Human Rights for 2001 reports that the "indiscriminate use of force by [Russian] government troops in the Chechen conflict resulted in widespread civilian casualties and the displacement of hundreds of thousands of persons";

Whereas the United States Department of State Country Reports on Human Rights for 2001 reports that Russian forces continue to

arbitrarily detain, torture, extrajudicially execute, extort, rape, and forcibly disappear people in Chechnya;

Whereas credible human rights groups within the Russian Federation and abroad report that Russian authorities have failed to launch thorough investigations into these abuses and have taken no significant steps toward ensuring that its high command has taken all necessary measures to prevent abuse;

Whereas there are credible reports of specific abuses by Russian soldiers in Chechnya, including in Alkhan-Yurt in 1999; Staropromyslovski and Aldi in 2000; Alkhan-Kala, Assinovskaia, and Sernovodsk in 2001; and Tsotsin-Yurt and Argun in 2002;

Whereas the Government of the Russian Federation has cracked down on independent media and threatened to revoke the license of RFE/RL, Incorporated, further limiting the ability to ascertain the extent of the crisis in Chechnya;

Whereas Chechen rebel forces are believed responsible for the assassinations of Chechen civil servants who cooperate with the Government of the Russian Federation, and the Chechen government of Aslan Maskhadov has failed unequivocally to condemn these and other human rights abuses or to distance itself from persons in Chechnya allegedly associated with such forces; and

Whereas the Department of State officially recognizes the grievous human rights abuses in Chechnya and the need to develop and implement a durable political solution: Now, therefore, be it

Resolved, That it is the sense of the Senate that—

(1) the war on terrorism does not excuse, and is ultimately undermined by, abuses by Russian security forces against the civilian population in Chechnya;

(2) the Government of the Russian Federation and the elected leadership of the Chechen government, including President Aslan Maskhadov, should immediately seek a negotiated settlement to the conflict there;

(3) the President of the Russian Federation should—

(A) act immediately to end and to investigate human rights violations by Russian soldiers in Chechnya, and to initiate, where appropriate, prosecutions against those accused;

(B) provide secure and unimpeded access into and around Chechnya by international monitors and humanitarian organizations to report on the situation, investigate alleged atrocities, and distribute assistance; and

(C) ensure that refugees and displaced persons in the North Caucasus are registered in accordance with Russian and international law, receive adequate assistance, and are not forced against their will to return to Chechnya; and

(4) the President of the United States should—

(A) ensure that no security forces or intelligence units that are the recipients of United States assistance or participants in joint operations, exchanges, or training with United States or NATO forces, are implicated in abuses;

(B) seek specific information from the Government of the Russian Federation on investigations of reported human rights abuses in Chechnya and prosecutions against those individuals accused of those abuses;

(C) promote peace negotiations between the Government of the Russian Federation and the elected leadership of the Chechen government, including Aslan Maskhadov; and

(D) re-examine the status of Chechen refugees, especially widows and orphans, including consideration of the possible resettlement of such refugees in the United States.

ORDERS FOR THURSDAY, MARCH 21, 2002

Mr. REID. I ask unanimous consent that when the Senate completes its business today, it adjourn until the hour of 9:45 a.m., Thursday, March 21; that following the prayer and the pledge, 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 resume consideration of the energy reform bill.

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

PROGRAM

Mr. REID. Mr. President, the Senate will vote in relation to the Kyl amendment shortly after we convene tomorrow morning.

ADJOURNMENT UNTIL 9:45 A.M. TOMORROW

Mr. REID. If there is no further business to come before the Senate, I ask unanimous consent the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 7:17 p.m., adjourned until Thursday, March 21, at 9:45 a.m.

NOMINATIONS

Executive nominations received by the Senate March 20, 2002:

EXECUTIVE OFFICE OF THE PRESIDENT

KATHIE L. OLSEN, OF OREGON, TO BE AN ASSOCIATE DIRECTOR OF THE OFFICE OF SCIENCE AND TECHNOLOGY POLICY, VICE KERRI-ANN JONES.

DEPARTMENT OF LABOR

KATHLEEN M. HARRINGTON, OF THE DISTRICT OF COLUMBIA, TO BE AN ASSISTANT SECRETARY OF LABOR, VICE SUSAN ROBINSON KING.

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

THOMAS MALLON, OF CONNECTICUT, TO BE A MEMBER OF THE NATIONAL COUNCIL ON THE HUMANITIES FOR A TERM EXPIRING JANUARY 26, 2004, VICE DONALD L. FIXICO.

AFRICAN DEVELOPMENT FOUNDATION

WALTER H. KANSTEINER, ASSISTANT SECRETARY OF STATE (AFRICAN AFFAIRS), TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE AFRICAN DEVELOPMENT FOUNDATION FOR A TERM EXPIRING SEPTEMBER 27, 2003, VICE GEORGE EDWARD MOOSE, TERM EXPIRED.

CLAUDE A. ALLEN, DEPUTY SECRETARY OF HEALTH AND HUMAN SERVICES, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE AFRICAN DEVELOPMENT FOUNDATION FOR A TERM EXPIRING SEPTEMBER 22, 2003, VICE JOHN F. HICKS, SR., TERM EXPIRED.

FOREIGN SERVICE

THE FOLLOWING-NAMED CAREER MEMBERS OF THE SENIOR FOREIGN SERVICE OF THE DEPARTMENT OF COMMERCE FOR PROMOTION WITHIN THE SENIOR FOREIGN SERVICE TO THE CLASS INDICATED:

CAREER MEMBER OF THE SENIOR FOREIGN SERVICE OF THE UNITED STATES OF AMERICA, CLASS OF MINISTER-COUNSELOR:

STEPHAN WASYLKO, OF NEW YORK

THE FOLLOWING-NAMED CAREER MEMBERS OF THE FOREIGN SERVICE OF THE DEPARTMENT OF COMMERCE FOR PROMOTION INTO THE SENIOR FOREIGN SERVICE TO THE CLASS INDICATED:

CAREER MEMBERS OF THE SENIOR FOREIGN SERVICE OF THE UNITED STATES OF AMERICA, CLASS OF COUNSELOR:

MERRITT T. COOKE, OF PENNSYLVANIA
DAVID W. FULTON, OF VIRGINIA
JOHN A. HARRIS, OF TEXAS
CHARLES KESTENBAUM, OF VIRGINIA

THE FOLLOWING-NAMED CAREER MEMBERS OF THE SENIOR FOREIGN SERVICE OF THE DEPARTMENT OF AGRICULTURE FOR PROMOTION WITHIN THE SENIOR FOREIGN SERVICE TO THE CLASS INDICATED:

CAREER MEMBER OF THE SENIOR FOREIGN SERVICE OF THE UNITED STATES OF AMERICA, CLASS OF CAREER MINISTER:

SUZANNE K. HALE, OF VIRGINIA

CAREER MEMBERS OF THE SENIOR FOREIGN SERVICE OF THE UNITED STATES OF AMERICA, CLASS OF MINISTER-COUNSELOR:

NORVAL E. FRANCIS JR., OF VIRGINIA
LARRY M. SENGER, OF WASHINGTON

THE FOLLOWING-NAMED CAREER MEMBERS OF THE FOREIGN SERVICE OF THE DEPARTMENT OF AGRICULTURE FOR PROMOTION INTO THE SENIOR FOREIGN SERVICE TO THE CLASS INDICATED:

CAREER MEMBERS OF THE SENIOR FOREIGN SERVICE OF THE UNITED STATES OF AMERICA, CLASS OF COUNSELOR:

DANIEL K. BERMAN, OF CALIFORNIA
GARY C. GROVES, OF VIRGINIA
DEBRA D. HENKE, OF VIRGINIA
MAURICE W. HOUSE, OF OKLAHOMA

THE FOLLOWING-NAMED PERSONS OF THE AGENCIES INDICATED FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF THE CLASS STATED, AND ALSO FOR THE OTHER APPOINTMENTS INDICATED HEREWITH:

FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF CLASS ONE, CONSULAR OFFICER AND SECRETARY IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

AGENCY FOR INTERNATIONAL DEVELOPMENT

GARY V. KINNEY, OF VIRGINIA
PAULINE G. JOHNSON, OF MARYLAND

FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF CLASS TWO, CONSULAR OFFICER AND SECRETARY IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

AGENCY FOR INTERNATIONAL DEVELOPMENT

CAROLYN ROSE BLEDSOE, OF VIRGINIA
KARL FICKENSCHER, OF MARYLAND
MICHELLE ALLISON GODETTE, OF FLORIDA
JOAKIM ERIC PARKER, OF CALIFORNIA

DEPARTMENT OF COMMERCE

LAURIE A. FARRIS, OF VIRGINIA
SARAH ELIZABETH KEMP, OF WASHINGTON
PATRICK T. WALL, OF ALABAMA

DEPARTMENT OF STATE

TIMOTHY M. STATER, OF VIRGINIA
TERESA WILKIN, OF THE DISTRICT OF COLUMBIA

FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF CLASS THREE, CONSULAR OFFICER AND SECRETARY IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

AGENCY FOR INTERNATIONAL DEVELOPMENT

LYNN KRUEGER ADRIAN, OF FLORIDA
HEATHER ARMSTRONG, OF PENNSYLVANIA
CAROLYN BYRD BRYAN, OF VIRGINIA
MICHAEL CAREY BURKLY, OF CALIFORNIA
SHERRY F. CARLIN, OF FLORIDA
CAROLINE F. CONNOLLY, OF MASSACHUSETTS
FERNANDO COSSICH, OF FLORIDA
MARCUS A. JOHNSON JR., OF VIRGINIA
KATHARINE JOANNA KREIS, OF CONNECTICUT
CATHERINE A. MALLAY, OF VIRGINIA
JED DOUGLAS MELINE, OF NEW YORK
BETHANNE MOSKOV, OF NEW YORK
ANN B. POSNER, OF SOUTH DAKOTA
HARRY GEORGE PROCTOR, OF VIRGINIA
MICHAEL SAMPSON, OF WASHINGTON
ANNE L. TERIO, OF VIRGINIA

DEPARTMENT OF COMMERCE

TYRENA LAVETTE HOLLEY, OF THE DISTRICT OF COLUMBIA
VIRGINIA KRIVIS, OF FLORIDA
JOHN S. LARKIN II, OF TEXAS

DEPARTMENT OF STATE

RAMIN ASGARD, OF NEW JERSEY
ANNE-MARIE CASELLA, OF NEW YORK
NAOMI CATHERINE FELLOWS, OF CALIFORNIA
WILLIAM A. MARJENHOFF, OF VIRGINIA
KAREN L. OGLE, OF MICHIGAN

FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF CLASS FOUR, CONSULAR OFFICER AND SECRETARY IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

DEPARTMENT OF STATE

JENNIFER L. BACHUS, OF KANSAS
HUNTER HUE CASHDOLLAR, OF TENNESSEE
ROBERT E. COPLEY, OF COLORADO
JESSE STARR CURTIS, OF ARIZONA
ALEXANDER N. DANIELS, OF CALIFORNIA
ADRIENNE MARIE GALANEK, OF NEW YORK
JAMES GARRY, OF THE DISTRICT OF COLUMBIA

JOHN MICHAEL FRANCIS GRONDELSKI, OF NEW JERSEY
THOMAS J. GRUBISHA, OF PENNSYLVANIA
HEATHER GUMOND, OF THE DISTRICT OF COLUMBIA
JENNIFER ANN HARHIGH, OF PENNSYLVANIA
EDWARD P. HEARTNEY, OF CALIFORNIA
AARON M. HELLMAN, OF CALIFORNIA
PATRICIA LYNN HOFFMAN, OF PENNSYLVANIA
KURT J. HOYER, OF CALIFORNIA
ROGER KENNA, OF VERMONT
JASON NEIL LAWRENCE, OF CALIFORNIA
HEATHER CHRISTINE LIPPITT, OF ILLINOIS
HENRY MARTIN MCDOWELL IV, OF ALABAMA
KEVIN DAVID MCGLOTHLIN, OF FLORIDA
JOSEF E. MERRILL, OF CALIFORNIA
IRENEO BONG TAN MIQUIABAS III, OF OHIO
ANDREW BENJAMIN MITCHELL, OF TEXAS
ERIN STROTHER MURRAY, OF WEST VIRGINIA
BRIAN THOMAS NEUBERT, OF NEW YORK
ALAIN G. NORMAN, OF MARYLAND
MARIA DE GUADALUPE OLSON, OF ILLINOIS
BENJAMIN RALPH OUSLEY, OF NORTH CAROLINA
LAWRENCE JAMES PETRONI, OF NEW YORK
PAUL EVANS POLETES, OF SOUTH DAKOTA
ELIZABETH C. POWER, OF TEXAS
ALAN SENET PURCELL, OF KENTUCKY
JEFFREY KIMBALL RENEAU II, OF NEW HAMPSHIRE
JOHN CARTER ROBERTSON, OF TEXAS
MATTHEW P. ROTH, OF KANSAS
JEFFERY ALBERT SALAZ, OF TEXAS
JOSEPH E. SALAZAR, OF TEXAS
AARON HESS SHERINIAN, OF CALIFORNIA
ANNE R. SORENSEN, OF NEW YORK
MARY PAULINE STICKLES, OF MARYLAND
JENNIFER D. SUBLETT, OF MISSOURI
CHRISTINA LOUISE TOMLINSON, OF VIRGINIA
REBECCA J. VARNER, OF MAINE
STEPHEN SPENCER WHEELER, OF CALIFORNIA
ERIC MARSHALL WONG, OF CALIFORNIA

THE FOLLOWING-NAMED MEMBERS OF THE FOREIGN SERVICE OF THE DEPARTMENT OF STATE TO BE CONSULAR OFFICERS AND/OR SECRETARIES IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA, AS INDICATED:

CONSULAR OFFICERS AND SECRETARIES IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

SAMUEL E. ADAMS, OF VIRGINIA
JASON M. ANDERSON, OF VIRGINIA
MARLENE C. ANDERSON, OF NEW MEXICO
HEIDI F. APPELGATE, OF VIRGINIA
ANDREW BAUMERT, OF VIRGINIA
JEFFREY AARON BEALS, OF NEW YORK
DAVID J. BENNER, OF VIRGINIA
JANET L. BERN, OF VIRGINIA
VINCENT M. BROWN, OF VIRGINIA
ALLEN J. BURNETT, OF VIRGINIA
DAVID A. CARMAN, OF VIRGINIA
S. MICHAEL CAVENDISH, OF VIRGINIA
MARA CLEARY, OF VIRGINIA
AMY E. CONLEY, OF VIRGINIA
TIMOTHY EVAN COOPER, OF VIRGINIA
DAVID B. COPE, OF THE DISTRICT OF COLUMBIA
WILLIAM A. COSTANZA, OF VIRGINIA
STEVEN J. CRONIN, OF THE DISTRICT OF COLUMBIA
GERARD A. DENION, OF VIRGINIA
BRYAN MICHAEL DEWITT, OF VIRGINIA
DAVID A. DISTEFANO, OF VIRGINIA
GARY WAYNE DODSON, OF VIRGINIA
TERRY DEAN DUNCAN, OF MICHIGAN
MICHAEL B. DYE, OF OREGON
BRENDAN H. ENGLEHART, OF VIRGINIA
MIRIAM E. FAUGHNAN, OF THE DISTRICT OF COLUMBIA
BORIS L. FERRELL, OF VIRGINIA
ANNE C. FICHTER, OF VIRGINIA
MELISSA A. FRITTS, OF WEST VIRGINIA
ROBERT GAHNBERG, OF VIRGINIA
KEITH E. GAINEY JR., OF VIRGINIA
SUSAN M. GUTHRIE, OF VIRGINIA
ROBERT J. HAYES JR., OF VIRGINIA
CHRISTOPHER C. HOCH, OF MARYLAND
KIMBERLY CELESTE JEMISON, OF VIRGINIA
JOAN E. KANE, OF CALIFORNIA
DANIEL J. KASHAWLJIC, OF VIRGINIA
GLENN V. KAYLOR, OF VIRGINIA
CINDY S. KIM, OF VIRGINIA
JI YOUNG ELIZABETH KIM, OF THE DISTRICT OF COLUMBIA
SAMUEL L. KING, OF VIRGINIA
HOWARD JON MADNICK, OF VIRGINIA
JAMES D. MANOWN, OF VIRGINIA
DEBORAH M. MASTERS, OF VIRGINIA
KIMBERLY MCCULLOCH, OF MARYLAND
COLLEEN M. MCCRATH, OF VIRGINIA
STEPHAN B. MERCIER, OF THE DISTRICT OF COLUMBIA
BARBARA L. MERCKER, OF VIRGINIA
DEBRA L. MRSACHER, OF ARIZONA
CYNTHIA G. MOSS, OF VIRGINIA
RICHARD PAUL PERISTERE, OF VIRGINIA
MARC ELIAS POLYMERPOULOS, OF VIRGINIA
MIRIAM RAMOS, OF VIRGINIA
LEONARD RICHARDSON, OF VIRGINIA
MARTHA RODRIGUEZ-ZABEL, OF VIRGINIA
KEVIN RUPP, OF VIRGINIA
MATTHEW L. SALVETTI, OF THE DISTRICT OF COLUMBIA
CATHERINE A. SHANKS, OF VIRGINIA
PAUL RAYMOND SHAYA, OF VIRGINIA
JAMES E. STEJSKAL, OF VIRGINIA
KEVIN G. THOMAS, OF VIRGINIA
TIMOTHY ANDREW TRAX, OF VIRGINIA
WILLIAM J. TUTTLE, OF VIRGINIA
LAUREN G. TWINAM, OF VIRGINIA
AMANDA GERARD WALLIS, OF VIRGINIA
GREGORY DONALD WELLS, OF THE DISTRICT OF COLUMBIA
KENNETH J. WILKINSON, OF VIRGINIA