

2001. He is survived by his parents, Joseph and Judy Childers. He was known to be an active runner and loved the outdoors.

LC 04 Jose Gutierrez—his hometown was Los Angeles, CA. He was born in Guatemala. At age 16, he traveled by himself across Mexico, to California. When he arrived in the United States, he was taken in by Marcelo and Nora Mosquera of Lomita, CA. His sister still lives in Guatemala City, Guatemala. His age was 22. He was killed on Friday, March 21, in a firefight with enemy troops in southern Iraq. He was an infantry rifleman, assigned to the 2nd Battalion, 1st Marine Regiment of the 1st Marine Division at Camp Pendleton.

Cpl Brian Matthew Kennedy was attached to the 1st Marine Expeditionary Force based in Camp Pendleton, CA; age 25; hometown: Glenview, IL. He was killed on Thursday, March 20, in a helicopter accident in Northern Kuwait, near the Iraqi border. He graduated from Glenbrook South High School in Illinois in 1995. He played football and lacrosse during high school. He was also a member of Future Teachers of America and the National Honor Society. He joined the Marines in 1999 and was stationed in Camp Pendleton for 3 years. His father, Mark Kennedy, lives in Houston, TX. His mother, Melissa Derbyshire, lives in Port Clyde, ME.

SSgt Kendall Damon Waterbey joined the Marines in 1992 and was stationed at Camp Pendleton, CA. He was age 29; hometown: Baltimore, MD. He was killed on Thursday, March 20, in a helicopter accident in northern Kuwait, near the Iraqi border. He is married and has a 10 year-old son, Kenneth. His brave son said this about his father:

He had to do what he had to do for our country. I was proud of him. He's going to stay my hero.

Sgt Michael E. Bitz was from Ventura, CA. He was age 31. He was killed on Sunday, March 23, when he encountered Iraqi troops pretending to surrender. He was assigned to the 2nd Assault Amphibious Battalion, 2nd Marine Division in Camp Lejeune, NC.

Cpl Jose A. Garibay was from Orange, CA. He graduated from Newport Harbor High School; age 21. He was killed on Sunday, March 23 when he encountered Iraqi troops pretending to surrender. He was assigned to the 1st Battalion, 2nd Marine Regiment, 2nd Marine Expeditionary Force in Camp Lejeune, NC.

Cpl Jorge Gonzalez was from Los Angeles, CA. He was age 20. He was killed on Sunday, March 23 when he encountered Iraqi troops pretending to surrender. He was assigned to the 1st Battalion, 2nd Marine Regiment, 2nd Marine Expeditionary Brigade in Camp Lejeune, NC.

Mr. President, may all of these beautiful young people rest in peace. May we have a short war. And may we also pray for the wisdom of those who sent these young people on their mission.

I yield the floor.

#### RESERVATION OF LEADER TIME

The PRESIDING OFFICER. Under the previous order, the leadership time is reserved.

#### CONGRESSIONAL BUDGET FOR THE U.S. GOVERNMENT FOR FISCAL YEAR 2004

The PRESIDING OFFICER. Under the previous order, the Senate will now resume consideration of S. Con. Res. 23, which the clerk will report.

The legislative clerk read as follows:

A concurrent resolution (S. Con. Res 23) setting forth the congressional budget for the United States Government for fiscal year 2004 and including the appropriate budgetary levels for fiscal year 2003 and for fiscal years 2005 through 2013.

The PRESIDING OFFICER. The majority leader.

Mr. FRIST. Mr. President, for the information of our colleagues, the managers will be here shortly. They are looking at the amendments. As I said earlier, the Democrats have developed 40 amendments and the Republicans have 17 amendments. Once we start voting on these amendments, I expect they will be rapid-fire today. Once again, I request the presence of all Senators on the floor once that voting begins.

I will expect the first vote to begin close to 9:45 or 9:50. Both managers are working at this point to develop the order of those amendments as we go forward.

With that, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. FRIST. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

#### AMENDMENT NO. 401

Mr. FRIST. Mr. President, I call up Specter amendment No. 401.

The PRESIDING OFFICER. The clerk will report the amendment.

The legislative clerk read as follows:

The Senator from Tennessee [Mr. FRIST], for Mr. SPECTER, proposes an amendment numbered 401.

Mr. FRIST. Mr. President, I ask unanimous consent that further reading of the amendment be dispensed with.

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

The amendment is as follows:

(Purpose: To increase discretionary health spending for fiscal year 2004 by \$2,800,000,000 and make an offsetting reduction in overall administrative expenses)

On page 27, line 11, increase the amount by \$2,800,000,000.

On page 27, line 12, increase the amount by \$2,800,000,000.

On page 42, line 2, decrease the amount by \$2,800,000,000.

On page 42, line 3, decrease the amount by \$2,800,000,000.

Mr. FRIST. Mr. President, all time is yielded back.

I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The question is on agreeing to amendment No. 401.

The clerk will call the roll.

The assistant legislative clerk called the roll.

Mr. REID. I announce that the Senator from Louisiana (Ms. LANDRIEU), the Senator from Connecticut (Mr. LIEBERMAN), and the Senator from Georgia (Mr. MILLER) are necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 96, nays 1, as follows:

[Rollcall Vote No. 80 Leg.]

#### YEAS—96

|           |             |             |
|-----------|-------------|-------------|
| Akaka     | DeWine      | Levin       |
| Alexander | Dodd        | Lincoln     |
| Allard    | Dole        | Lott        |
| Allen     | Domenici    | Lugar       |
| Baucus    | Dorgan      | McCain      |
| Bayh      | Durbin      | McConnell   |
| Bennett   | Edwards     | Mikulski    |
| Biden     | Ensign      | Murkowski   |
| Bingaman  | Enzi        | Murray      |
| Bond      | Feingold    | Nelson (FL) |
| Boxer     | Feinstein   | Nelson (NE) |
| Breaux    | Fitzgerald  | Nickles     |
| Brownback | Frist       | Pryor       |
| Bunning   | Graham (FL) | Reed        |
| Burns     | Graham (SC) | Reid        |
| Byrd      | Grassley    | Roberts     |
| Campbell  | Gregg       | Rockefeller |
| Cantwell  | Hagel       | Santorum    |
| Carper    | Harkin      | Sarbanes    |
| Chafee    | Hatch       | Schumer     |
| Chambliss | Hollings    | Sessions    |
| Clinton   | Hutchison   | Shelby      |
| Cochran   | Inhofe      | Smith       |
| Coleman   | Inouye      | Snowe       |
| Collins   | Jeffords    | Specter     |
| Conrad    | Johnson     | Stabenow    |
| Cornyn    | Kennedy     | Stevens     |
| Corzine   | Kerry       | Sununu      |
| Craig     | Kohl        | Talent      |
| Crapo     | Kyl         | Thomas      |
| Daschle   | Lautenberg  | Warner      |
| Dayton    | Leahy       | Wyden       |

#### NAYS—1

Voinovich  
NOT VOTING—3

Landrieu Lieberman Miller

The amendment (No. 401) was agreed to.

The PRESIDING OFFICER. The Democratic leader.

Mr. DASCHLE. Mr. President, I just had a conversation with the distinguished manager of the bill. We are now prepared to go through the list of amendments.

#### AMENDMENT NO. 324

Under the agreement, I call up our first amendment, amendment No. 324.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from South Dakota [Mr. DASCHLE], for Mrs. LINCOLN, for herself, Ms. LANDRIEU, and Mr. PRYOR proposes an amendment numbered 324.

Mr. DASCHLE. Mr. President, I ask unanimous consent that the reading of the amendment be dispensed with.