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## **Presidential Appointments to Full-time Positions in Independent and Other Agencies During the 106<sup>th</sup> Congress, 1999–2000**

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# Presidential Appointments to Full-Time Positions in Independent and Other Agencies During the 106<sup>th</sup> Congress, 1999–2000

## Summary

This report provides information on 120 full-time positions requiring Senate confirmation in 25 independent executive agencies, six units in the Executive Office of the President, six multilateral banking agencies, and four legislative branch agencies. It does not cover appointments to cabinet departments or independent regulatory and other collegial boards and commissions.

During the 106<sup>th</sup> Congress, President Clinton submitted 37 nominations to full-time positions requiring Senate confirmation. The Senate confirmed 28 of the nominations and returned seven at the end of the Congress. The President withdrew two of his nominations and made eight recess appointments. On average, the Senate took 121 days to confirm a nomination from the time it was received.<sup>1</sup> Overall, 16 nominations were confirmed under the 121 day average and 12 were confirmed over the 121 day average. The length of time for confirmation of individual nominations varied considerably, with eight taking under 60 days and seven taking over 150 days. The shortest confirmation took eight days, while the longest took 288 days.

Information provided in this report was compiled from the LEGIS nominations database in the Senate Computer Center, the *Weekly Compilation of Presidential Documents*, telephone discussions with agency officials, and two federal agency directories.<sup>2</sup>

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<sup>1</sup>Senate August recesses and the recess between sessions were not included in this calculation. The Senate was in recess from Aug. 6 through Sept. 7, 1999 (33 days), from Nov. 20, 1999 through Jan. 23, 2000 (65 days), and from July 28 through Sept. 4, 2000 (39 days).

<sup>2</sup>Carroll Publishing, *Carroll's Federal Directory: January/February 2001* (Bethesda, MD: Carroll Publishing, 2000); CQ Press, *2000/Fall Federal Staff Directory*, 34<sup>th</sup> ed. (Washington: CQ Press, 2000).

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# Presidential Appointments to Full-Time Positions in Independent and Other Agencies During the 106<sup>th</sup> Congress, 1999-2000

## Introduction

This report lists 120 full-time positions requiring Senate confirmation in 37 organizations in the executive branch (25 independent agencies, six agencies in the Executive Office of the President (EOP), and six multilateral banking organizations), and four agencies in the legislative branch.<sup>3</sup> The report also covers all nominations submitted by the President to the Senate for confirmation to positions in these agencies, and the action taken on the nominations. During the 106<sup>th</sup> Congress, President Clinton submitted 37 nominations. Of these nominations, the Senate confirmed 28 (75.7%) and returned seven (18.9%). The President withdrew two nominations and made eight recess appointments.

**Table 1. Nomination and Appointment Action, 106<sup>th</sup> Congress**

Nominations submitted	37
Nominations confirmed	28
Nominations returned	7
Nominations withdrawn	2
Recess appointments	8

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<sup>3</sup>For information and data on appointments during the 106<sup>th</sup> Congress to positions in the executive departments, regulatory bodies, and federal judiciary, see the following reports: U.S. Library of Congress, Congressional Research Service, *Presidential Appointments to Full-Time Positions in Executive Departments During the 106<sup>th</sup> Congress, 1999-2000*, by (name redacted) CRS Report RL30524 (Washington: Mar. 26, 2001); U.S. Library of Congress, Congressional Research Service, *Presidential Appointments to Full-Time Positions on Regulatory and other Collegial Boards and Commissions, 106<sup>th</sup> Congress*, by (name redacted) CRS Report RL30476 (Washington: Mar. 21, 2001); U.S. Library of Congress, Congressional Research Service, *Judicial nominations by President Clinton during the 103rd-106th Congresses*, by (name redacted) CRS Report 98-510 GOV (Washington: Feb. 21, 2001).

On average, the Senate took 121 days to confirm a nomination from the time it was received.<sup>4</sup> Overall, 16 nominations were confirmed under and 12 over the 121 day average. The length of time for confirmation of individual nominations varied considerably, with eight taking under 60 days, and seven taking over 150 days. The shortest confirmation took eight days, while the longest took 288 days.

**Table 2. Nominations Confirmed and Average Days to Confirm, By Agency Type**

	Nominations	
	Confirmed	Average number of days to confirm
Independent agencies	18	129.4
Agencies in EOP	6	88
Multilateral agencies	4	132.5
Agencies in legislative branch	0	n. a.
Total	28	121

## The Appointments Process

The President and the Senate share the power to appoint the principal officers of the United States.<sup>5</sup> The Constitution (Article II, Section 2) empowers the President to nominate and, by and with the advice and consent of the Senate, appoint the principal officers of the United States. Three distinct stages mark the appointments process – nomination, confirmation, and appointment.

In the nomination or first stage, the President selects the nominee and sends the nomination to the Senate. For positions located within a state (U.S. attorney, U.S. marshal, and U.S. district judge), the President, by custom, normally nominates an individual recommended by the Senator or Senators from that state, if they are from the same party as the President. If neither Senator is from the same party, the President normally defers to the recommendations of party leaders from the state. Occasionally, the President solicits recommendations from Senators from the opposition party when they hold key Senate positions. Before making a nomination, whether at the state or national level, the President must consider how it will fare in the confirmation process.

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<sup>4</sup>Senate August recesses and the recess between sessions were not included in this calculation. The Senate was in recess from Aug. 6 through Sept. 7, 1999 (33 days), from Nov. 20, 1999 through Jan. 23, 2000 (65 days), and from July 28 through Sept. 4, 2000 (39 days).

<sup>5</sup>A succinct historical and contemporary overview of the appointment power is found in (name redacted) "Appointment Powers," in his *Constitutional Conflicts between Congress and the President*, 4<sup>th</sup> ed. (Lawrence, KS: University of Kansas Press, 1997), pp. 22-48.

A nomination to a position does not give the nominee legal authority to assume the duties and responsibilities of the position. That authority comes only after the nominee is confirmed and appointed. While awaiting confirmation, a nominee often is hired as a consultant and may act only in an advisory capacity.

In the confirmation or second stage, the Senate alone determines whether to approve or disapprove a nomination. How the Senate acts on a nomination depends largely on the importance of the position involved, the nominee's views, and existing political circumstances. Generally, the Senate is particularly concerned with the nominee's views and how he or she is likely to affect public policy.<sup>6</sup> How closely the nominee's personal and professional qualities are examined will normally depend on the importance of the position, the nominee's possible or likely influence on public policy, and the possible or likely effect on constituent interests.

Although the Senate confirms most nominations, no President can safely assume that all of his nominees will be approved routinely. Rarely, however, does a rejection occur on the Senate floor. Nearly all rejections occur in committee, either by committee vote or committee inaction. Rejections in committee occur for a variety of reasons, including: opposition to the nomination; an inadequate amount of time for consideration of the nomination; or factors that may have nothing to do with the merits of the nomination.

The first two stages of the appointment process may be summarized by the observation that, while the President proposes, the Senate disposes. In the third or final stage, the confirmed nominee is given a commission signed by the President, with the seal of the United States affixed thereto, and is sworn into office. At that point, he or she has full authority to carry out the responsibilities of the office.

## **Recess Appointments**

The appointment process also enables the President to make an appointment without the need for it to be confirmed by the Senate when that body is in recess, either during a session (intrasession recess appointment) or between sessions (intersession recess appointment). Recess appointments expire at the end of the next session of Congress.<sup>7</sup> The President generally submits a nomination for a regular appointment following a recess appointment.

Presidents have occasionally used the recess appointment power to circumvent the confirmation process. In response, Congress has placed certain restrictions on the President's authority to make a recess appointment. Under 5 U.S.C. 5503(a), if the position to which the President makes a recess appointment fell vacant while the Senate was in session, the appointee may not be paid from the Treasury until he or she is confirmed by the Senate. The salary prohibition does not apply: (1) if the vacancy arose within 30 days before the end of the session; (2) if a nomination for the office (other than the nomination of someone given a recess appointment during the

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<sup>6</sup>G. Calvin Mackenzie, *The Politics of Presidential Appointments* (New York: The Free Press, 1981), pp. 97-189.

<sup>7</sup>U.S. Constitution, Article II, Section 2, clause 3.

preceding recess) was pending when the Senate recessed; or (3) if a nomination was rejected within 30 days before the end of the session and another individual is given the recess appointment. A recess appointee falling under any one of these three exceptions must be nominated not later than 40 days after the beginning of the next session of the Senate. For this reason, when a recess appointment is made, the President generally submits a new nomination for the nominee even when an old nomination is pending.

## Temporary Appointments

Congress has also provided limited statutory authority for the temporary filling of vacant positions requiring Senate confirmation. Under the Federal Vacancies Reform Act of 1998,<sup>8</sup> an advice and consent position in an executive agency that becomes vacant may be filled temporarily in one of three ways: (1) the first assistant to such a position automatically assumes the functions and duties of the office; (2) the President directs an officer in any agency who has been confirmed by the Senate to perform those tasks; or (3) the President selects any officer or employee of the subject agency who is at least at the GS-15 level and who has been with the agency for at least 90 of the preceding 365 days. The temporary appointment is for 210 days, but the time restriction is suspended if a first or second nomination for the position is pending. In addition, during a presidential transition, the 210-day restriction period does not begin to run until either 90 days after the President assumes office, or 90 days after the vacancy occurs, whichever is later. The act does not apply to positions on multi-headed regulatory boards and commissions and to certain other specific positions which may be filled temporarily under other statutory provisions.

## Alphabetical Listing of Nominees and Appointees

Table 3 lists, in alphabetical order, all nominees/appointees to positions in the 25 independent executive agencies, six units in the Executive Office of the President, six multilateral banking organizations, and four agencies in the legislative branch, with nomination and confirmation information. The “confirmed” column notes whether the nomination was confirmed, withdrawn, returned, or rejected.

The “Days to confirm” column indicates the number of days the Senate took to confirm the nominee from the time the nomination was received in the Senate. On average, the Senate took 121 days to confirm a nomination after receiving it. Senate August recesses and the recess between sessions were not included in this calculation. The Senate was in recess from August 6 through September 7, 1999 (33 days), from November 20, 1999 through January 23, 2000 (65 days), and from July 28 through September 4, 2000 (39 days).

Table 4 summarizes, by agency grouping, the number of positions, the number of nominations submitted by the President, and the disposition of those nominations during the 106<sup>th</sup> Congress.

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<sup>8</sup>P.L. 105-277, Division C, sec. 151; 112 Stat. 2681-611; 5 U.S.C. 3354-3359d.

**Table 3. Alphabetical Listing of Nominees and Appointees  
During the 106<sup>th</sup> Congress**

Nominee/Appointee	Position	Agency <sup>a</sup>	Nominated	Confirmed	Days to confirm
James V. Aidala <sup>b</sup>	Assistant Administrator	EPA	03/07/00	Returned 12/15/00	
J. Brady Anderson	Administrator	USAID	05/27/99	07/30/99	64
Martin N. Baily	Member	EOP/CEA	07/28/99	08/05/99	8
Charles R. Barnes	Director	FMCS	01/14/99	11/10/99	267
Joseph Bordogna	Deputy Director	NSF	02/08/99	05/06/99	87
Barry E. Carter	Assistant Administrator	USAID	05/11/00	12/15/00	179
Amy L. Comstock	Director	OGE	10/08/99	10/26/00	280
Joseph R. Crapa	Assistant Administrator	USAID	10/01/99	11/19/99	49
G. Edward DeSeve	Deputy Director	EOP/OMB	02/12/99	Withdrawn 07/01/99	
N. Cinnamon Dornsife	U.S. Director	AsDB	10/29/99	05/24/00	143
Susan G. Esserman	Deputy Trade Rep.	EOP/OUSTR	01/06/99	04/21/99	105
Timothy Fields, Jr.	Assistant Administrator	EPA	01/06/99	07/01/99	176
Phyllis K. Fong	Inspector General	SBA	01/06/99	03/17/99	70
George T. Frampton, Jr. <sup>c</sup>	Member	EOP/CEQ	02/23/99	Returned 12/15/00	
Gregory M. Frazier <sup>c</sup>	Chief Agricultural Negotiator	EOP/OUSTR	10/19/00	Returned 12/15/00	
Joshua Gotbaum	Controller	EOP/OMB	09/14/99	11/10/99	57
Gary S. Guzy	General Counsel	EPA	01/14/99	07/01/99	168
William A. Halter	Deputy Commissioner	SSA	10/01/99	11/10/99	40
Lawrence Harrington	U.S. Executive Director	IADB	03/02/99	11/10/99	220
James G. Huse, Jr.	Inspector General	SSA	07/28/99	11/10/99	72
Willene A. Johnson	U.S. Director	AfDB	09/08/99	11/10/99	63
Sally Katzen <sup>c</sup>	Deputy Director	EOP/OMB	07/01/99	Returned 12/15/00	
Robert Z. Lawrence	Member	EOP/CEA	06/07/99	08/05/99	59
Edwin A. Levine <sup>b</sup>	Assistant Administrator	EPA	12/15/00	Returned 12/15/00	
Margrethe Lundsager	U.S. Alternate Executive Director	IMF	07/25/00	12/15/00	104
W. Michael McCabe <sup>b</sup>	Deputy Administrator	EPA	11/16/99	Returned 12/15/00	
John E. McLaughlin	Deputy Director	CIA	07/13/00	10/18/00	58
Everett L. Mosley	Inspector General	USAID	06/30/00	12/15/00	129
Anthony Musick	Chief Financial Officer	CNCS	07/01/99	11/19/99	108
Donald L. Pressley	Assistant Administrator	USAID	05/10/99	07/01/99	52



Nominee/Appointee	Position	Agency <sup>a</sup>	Nominated	Confirmed	Days to confirm
Myrta K. Sale	Controller	EOP/OMB	01/07/99	Withdrawn 05/26/99	
Mark L. Schneider <sup>b</sup>	Director	PC	11/09/99	10/26/00	248
Kathryn Shaw	Member	EOP/CEA	11/17/99	05/24/00	124
James M. Simon, Jr.	Assistant Director	CIA	01/06/99	03/02/99	55
John T. Spotila	Administrator (OIRA)	EOP/OMB	01/07/99	07/01/99	175
Donald R. Vereen, Jr.	Deputy Director	EOP/ONDCP	11/10/99	Returned 12/15/00	
Ella Wong-Rusinko <sup>b</sup>	Alternate Federal Cochairman	ARC	03/23/00	12/15/00	228
<b>Average number of days to confirm nomination</b>					<b>121.0</b>

<sup>a</sup> Agency abbreviations are found in Table 9, on page 31.

<sup>b</sup> Recess appointment also made. See Table 5, under agency name.

<sup>c</sup> Recess appointment also made. See Table 6, under agency name.

**Table 4. Number of Positions, Nominations, and Appointments  
During the 106<sup>th</sup> Congress, by Agency Grouping**

	Positions	Nominated	Confirmed	Returned	Withdrawn	Recess appointees
Independent agencies	81	21	18	3	0	5
Executive Office of the President	25	12	6	4	2	3
Multilateral units	9	4	4	0	0	0
Legislative agencies	5	0	0	0	0	0
Total	120	37	28	7	2	8

## Nominees and Appointees to Individual Agencies

The following pages present data on the full-time positions requiring Senate confirmation in each of the 25 independent executive agencies, six units within the Executive Office of the President, six multilateral banking organizations, and four legislative branch agencies. The data include the names of incumbents in those positions as of the end of 2000, as well as the nominees and appointees to those positions for the years 1999-2000. The tables also include the level of the executive schedule at which the position holder is compensated.<sup>9</sup>

This report focuses on the nomination and confirmation process. Information concerning position incumbents, which is also included, is drawn from nomination and confirmation data supplemented by information from two federal agency directories.<sup>10</sup> Where information from the two directories was in conflict, the information from *Carroll's Federal Directory*, which was more consistent with data from the Senate nominations database, was used. Under the Vacancies Act, vacant positions can be filled either by the first assistant of the previous occupant of the office or through appointment by the President. Tables 5 - 8 present the best information available about the final incumbent for each of these positions at the close of the 106<sup>th</sup> Congress.

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<sup>9</sup>As of December, 2000, executive schedule positions were compensated as follows: level I, \$157,000; level II, \$141,300; level III, \$130,200; level IV, \$122,400; level V \$114,500. For salaries as of January, 2001, please see U.S. Library of Congress, Congressional Research Service, *Salaries of Federal Officials: A Fact Sheet*, by (name redacted), CRS Report 98-53 GOV (Washington: Jan. 18, 2001).

<sup>10</sup>Carroll Publishing, *Carroll's Federal Directory: January/February 2001* (Bethesda, MD: Carroll Publishing, 2000); CQ Press, *2000/Fall Federal Staff Directory*, 34<sup>th</sup> ed. (Washington: CQ Press, 2000).

**Table 5. Nominees and Appointees to Full-Time Positions  
in Independent Agencies**

**APPALACHIAN REGIONAL COMMISSION**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
Ella Wong-Rusinko	Alternate Federal Co-Chairman	03/23/00	12/15/00	228
Ella Wong-Rusinko	Alternate Federal Co-Chairman	Recess Appointment 8/3/00		

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Federal Co-Chairman	Jesse L. White, Jr.	III
Alternate Federal Co-Chairman	Ella Wong-Rusinko	IV

## 5. Nominees and Appointees to Full-Time Positions in Independent Agencies (cont.)

### CENTRAL INTELLIGENCE AGENCY

#### Appointment Action

Nominee	Position	Nominated	Confirmed	Days to confirm
James M. Simon, Jr.	Assistant Director	01/06/99	03/02/99	55
John E. McLaughlin	Deputy Director	07/13/00	10/18/00	58
<b>Average number of days to confirm a nomination</b>				<b>56.5</b>

#### Positions and Incumbents in Agency

Position	Incumbent	Level
Director <sup>a</sup>	George J. Tenet	II
Deputy Director <sup>a</sup>	John E. McLaughlin	III
Deputy Director <sup>a</sup> - Community Management	Joan A. Dempsey	III
Assistant Director - Administration	James M. Simon, Jr.	IV
Assistant Director - Analysis and Production	Acting official	IV
Assistant Director - Collections	Acting official	IV
General Counsel	Robert M. McNamara, Jr.	IV
Inspector General	L. Britt Snider	IV

<sup>a</sup> Not more than one of the individuals serving in the positions of Director or Deputy Director may be a commissioned officer of the Armed Forces, whether in active or retired status (50 U.S.C. 403(c)(1)(A)).

**Table 5. Nominees and Appointees to Full-Time Positions in Independent Agencies (cont.)**

**CORPORATION FOR NATIONAL AND COMMUNITY SERVICE**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
Anthony Musick	Chief Financial Officer	07/01/99	11/19/99	108

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
President and Chief Executive Officer	Harris Wofford	III
Chief Financial Officer	Anthony Musick	IV
Inspector General	Luise S. Jordan	IV
Managing Director	Acting official	IV
Managing Director - Domestic Volunteer Programs	Acting official	IV

**COURT SERVICES AND OFFENDER SUPERVISION AGENCY FOR THE DISTRICT OF COLUMBIA**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Director <sup>a</sup>	Jasper Ormond (A)	IV

<sup>a</sup> Six-year term; incumbent may be removed from office prior to the expiration of term only for neglect of duty, malfeasance in office, or other good cause shown. (*District of Columbia Code 24-1233(b)(1)*). The agency became operational on August 5, 2000.

**Table 5. Nominees and Appointees to Full-Time Positions  
in Independent Agencies (cont.)**

**ENVIRONMENTAL PROTECTION AGENCY**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
James V. Aidala	Asst. Admin. - Toxic Substances	03/07/00	Returned 12/15/00	
James V. Aidala	Asst. Admin. - Toxic Substances	Recess Appointment 12/21/00		
Timothy Fields, Jr.	Asst. Admin. - Office of Solid Waste	01/06/99	07/01/99	176
Gary S. Guzy	General Counsel	01/14/99	07/01/99	168
Edwin A. Levine	Asst. Admin. - Environmental Info.	12/15/00	Returned 12/15/00	
Edwin A. Levine	Asst. Admin. - Environmental Info.	Recess Appointment 12/21/00		
W. Michael McCabe	Deputy Administrator	11/16/99	Returned 12/15/00	
W. Michael McCabe	Deputy Administrator	Recess Appointment 8/3/00		
<b>Average number of days to confirm a nomination</b>				<b>172</b>

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Administrator	Carol M. Browner	II
Deputy Administrator	W. Michael McCabe	III
Assistant Administrator - Administration Resources	Romulo L. Diaz, Jr.	IV
Assistant Administrator - Air and Radiation	Robert W. Perciasepe	IV
Assistant Administrator - Enforcement and Compliance	Steven A. Herman	IV
Assistant Administrator - Environmental Information	Edwin A. Levine	IV
Assistant Administrator - International Activities	William A. Nitze	IV
Assistant Administrator - Pesticides and Toxic Substances	James V. Aidala	IV
Assistant Administrator - Research and Development	Norine E. Noonan	IV
Assistant Administrator - Office of Solid Waste	Timothy Fields, Jr.	IV
Assistant Administrator - Water	J. Charles Fox	IV
Chief Financial Officer	Michael W. S. Ryan (A)	IV
General Counsel	Gary S. Guzy	IV
Inspector General	Nikki L. Tinsley	IV

**Table 5. Nominees and Appointees to Full-Time Positions in Independent Agencies (cont.)**

**FEDERAL EMERGENCY MANAGEMENT AGENCY**

**Appointment Action**

Nominee	Position	Nominated	Confirmed	Days to confirm
None				

**Positions and Incumbents in Agency**

Position	Incumbent	Level
Director	James L. Witt	II
Deputy Director	Acting official	IV
Administrator - Federal Insurance Administration	Jo Ann J. Howard	IV
Administrator - U.S. Fire Administration	Carrye B. Brown	IV
Associate Director - Mitigation	Michael J. Armstrong	IV
Associate Director - Preparedness/Training/Exercises	Kay C. Goss	IV
Inspector General	George J. Opfer	IV

**FEDERAL MEDIATION AND CONCILIATION SERVICE**

**Appointment Action**

Nominee	Position	Nominated	Confirmed	Days to confirm
Charles R. Barnes	Director	01/14/99	11/10/99	267

**Positions and Incumbents in Agency**

Position	Incumbent	Level
Director	Charles R. Barnes	III

**Table 5. Nominees and Appointees to Full-Time Positions in Independent Agencies (cont.)**

**GENERAL SERVICES ADMINISTRATION**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Administrator	David J. Barram	III
Inspector General	William R. Barton	IV

**NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Administrator	Daniel S. Goldin	II
Deputy Administrator	Acting official	III
Chief Financial Officer	Arnold G. Holz	IV
Inspector General	Roberta L. Gross	IV



**Table 5. Nominees and Appointees to Full-Time Positions  
in Independent Agencies (cont.)**

**NATIONAL ARCHIVES AND RECORDS ADMINISTRATION**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Archivist <sup>a</sup>	John W. Carlin	III

<sup>a</sup> The President may remove the Archivist at any time, but must communicate the reasons for such removal to Congress (44 U.S.C. 2103).

**NATIONAL FOUNDATION ON THE ARTS AND HUMANITIES**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Chair - National Endowment for the Arts <sup>a</sup>	William J. Ivey	III
Chair - National Endowment for the Humanities <sup>b</sup>	William R. Ferris	III
Director - Institute of Museum Services	Beverly Sheppard (A)	V

<sup>a</sup> Term of office is four years; when term expires, incumbent may remain in office until a successor is appointed (20 U.S.C. 954(b)). Ivey's term expires May 20, 2002.

<sup>b</sup> Term of office is four years; when term expires, incumbent may remain in office until a successor is appointed (20 U.S.C. 956(b)). Ferris' term expires Nov. 8, 2001.

**Table 5. Nominees and Appointees to Full-Time Positions  
in Independent Agencies (cont.)**

**NATIONAL SCIENCE FOUNDATION**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
Joseph Bordogna	Deputy Director	02/08/99	05/06/99	87

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Director <sup>a</sup>	Rita R. Colwell	II
Deputy Director	Joseph Bordogna	III

<sup>a</sup> Term of office is six years, but the President may remove the incumbent at any time. The incumbent must leave office when term expires (42 U.S.C. 1864(a)). Colwell's term expires May 21, 2004.

**OFFICE OF GOVERNMENT ETHICS**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
Amy L. Comstock	Director	10/08/99	10/26/00	280

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Director <sup>a</sup>	Amy L. Comstock	III

<sup>a</sup> Term of office is five years; the incumbent must leave office when the term expires (5 U.S.C. Appendix, 401). Comstock was appointed Nov. 3, 2000.

**Table 5. Nominees and Appointees to Full-Time Positions  
in Independent Agencies (cont.)**

**OFFICE OF PERSONNEL MANAGEMENT**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Director <sup>a</sup>	Janice R. Lachance	II
Deputy Director	John U. Sepulveda	III
Inspector General	Patrick E. McFarland	IV

<sup>a</sup> Term of office is four years, but the President may remove the incumbent at any time. The incumbent must leave office when term expires (5 U.S.C. 1102(a)). Lachance's term expires Nov. 8, 2001.

**OFFICE OF SPECIAL COUNSEL**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Special Counsel <sup>a</sup>	Elaine D. Kaplan	V

<sup>a</sup> Term of office is five years; incumbent may continue to serve for one year after his or her term expires. The President may remove incumbent from office only for inefficiency, neglect of duty, or malfeasance in office (5 U.S.C. 1211(b)). Kaplan's term expires Apr. 1, 2003.

**Table 5. Nominees and Appointees to Full-Time Positions  
in Independent Agencies (cont.)**

**OVERSEAS PRIVATE INVESTMENT CORPORATION**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
President	George Munoz	III
Executive Vice President	Kirk K. Robertson	IV

**PANAMA CANAL COMMISSION**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Administrator <sup>a</sup>	Alberto Aleman Zubiet	V

<sup>a</sup> Under the Panama Canal Treaty of 1979, the administrator is to be a citizen of Panama, proposed by the Panamanian Government to the United States for appointment by the President with the advice and consent of the Senate.

**Table 5. Nominees and Appointees to Full-Time Positions in Independent Agencies (cont.)**

**PEACE CORPS**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
Mark L. Schneider	Director	11/09/99	10/26/00	248
Mark L. Schneider	Director	Recess Appointment 12/22/99		

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Director	Mark L. Schneider	II
Deputy Director	Charles R. Baquet III	IV

**SELECTIVE SERVICE SYSTEM**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Director	Gil Coronado	IV

**Table 5. Nominees and Appointees to Full-Time Positions  
in Independent Agencies (cont.)**

**SMALL BUSINESS ADMINISTRATION**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
Phyllis K. Fong	Inspector General	01/06/99	03/17/99	70

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Administrator	Aida Alvarez	III
Deputy Administrator	Fred P. Hochberg	IV
Chief Counsel for Advocacy	Jere W. Glover	IV
Inspector General	Phyllis K. Fong	IV

**SOCIAL SECURITY ADMINISTRATION**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
William A. Halter	Deputy Commissioner	10/01/99	11/10/99	40
James G. Huse, Jr.	Inspector General	07/28/99	11/10/99	72
<b>Average number of days to confirm a nomination</b>				<b>56</b>

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Commissioner <sup>a</sup>	Kenneth S. Apfel	I
Deputy Commissioner <sup>b</sup>	William A. Halter	II
Inspector General	James G. Huse	IV

<sup>a</sup> Term of office is six years, but the term of the initial appointment (Apfel) ended Jan. 19, 2001. When a term expires, the incumbent may continue in office until a successor is appointed. The President may remove an incumbent only for neglect of duty or malfeasance in office (42 U.S.C. 902(a)).

<sup>b</sup> Term of office is six years, but the term of the initial appointment (Halter) ended Jan 19, 2001 (42 U.S.C. 902(b)). There is no provision regarding removal or continuing in office after a term expires.

**Table 5. Nominees and Appointees to Full-Time Positions  
in Independent Agencies (cont.)**

**TRADE AND DEVELOPMENT AGENCY**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Director	J. Joseph Grandmaison	III

**Table 5. Nominees and Appointees to Full-Time Positions  
in Independent Agencies (cont.)**

**UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT<sup>a</sup>**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
J. Brady Anderson	Administrator	05/27/99	07/30/99	64
Barry E. Carter	Asst. Admin. - Global/Program/Field Support/Research	05/11/00	12/15/00	179
Joseph R. Crapa	Asst. Admin. - Legislative and Public Affairs	10/01/99	11/19/99	49
Everett L. Mosley	Inspector General	06/30/00	12/15/00	129
Donald L. Pressley	Asst. Admin. - Europe and Eurasia	05/10/99	07/01/99	52
<b>Average number of days to confirm a nomination</b>				<b>94.6</b>

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Administrator	J. Brady Anderson	II
Deputy Administrator	Harriet C. Babbitt	III
Assistant Administrator - Africa	Vivian Lowery Derryck	IV
Assistant Administrator - Asia and Near East	Robert C. Randolph	IV
Assistant Administrator - Europe and Eurasia	Donald L. Pressley	IV
Assistant Administrator - Global/Program/Field Support/Research	Barry E. Carter	IV
Assistant Administrator - Humanitarian Response	Hugh Q. Parmer	IV
Assistant Administrator - Latin American and Caribbean	Carl H. Leonard (A)	IV
Assistant Administrator - Legislative and Public Affairs	Joseph R. Crapa	IV
Assistant Administrator - Management	Richard C. Nygard (A)	IV
Assistant Administrator - Program and Policy Coordination	Thomas H. Fox	IV
Inspector General	Everett L. Mosley	IV

<sup>a</sup> The Foreign Affairs Restructuring Act of 1998, Division G of the Omnibus Consolidated Appropriations Act of 1998 (P.L. 105-277), abolished the United States International Development Cooperation Agency. The United States Agency for International Development remains an independent agency, but the USAID director is to report directly to the Secretary of State.



**Table 6. Nominees and Appointees to Full-Time Positions  
in the Executive Office of the President**

**COUNCIL OF ECONOMIC ADVISERS**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
Martin N. Baily	Member	07/28/99	08/05/99	8
Robert Z. Lawrence	Member	06/07/99	08/05/99	59
Kathryn Shaw	Member	11/17/99	05/24/00	124
<b>Average number of days to confirm a nomination</b>				<b>63.7</b>

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Chairperson	Martin N. Baily	II
Member	Robert Z. Lawrence	IV
Member	Kathryn Shaw	IV

**COUNCIL ON ENVIRONMENTAL QUALITY<sup>a</sup>**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
George T. Frampton, Jr.	Member	02/23/99	Returned 12/15/00	
George T. Frampton, Jr.	Member	Recess Appointment 8/4/00		

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Chairperson	George T. Frampton, Jr.	II

<sup>a</sup> P.L. 106-65, Title III, reduced the number of members on the council from three to one.

**Table 6. Nominees and Appointees to Full-Time Positions  
in the Executive Office of the President (cont.)**

**OFFICE OF MANAGEMENT AND BUDGET**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
G. Edward DeSeve	Deputy Director	02/12/99	Withdrawn 07/01/99	
Joshua Gotbaum	Controller-Office of Fed. Fin. Mgmt.	09/14/99	11/10/99	57
Sally Katzen	Deputy Director - Management	07/01/99	Returned 12/15/00	
Sally Katzen	Deputy Director - Management	Recess Appointment 8/3/00		
Myrta K. Sale	Controller - Off. of Federal Fin. Mgmt.	01/07/99	Withdrawn 05/26/99	
John T. Spotila	Admin. - Off. of Inform. and Reg. Affrs.	01/07/99	07/01/99	175
<b>Average number of days to confirm a nomination</b>				<b>116</b>

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Director	Jacob J. Lew	I
Deputy Director	Sylvia M. Mathews	II
Deputy Director - Management	Sally Katzen	II
Controller - Office of Federal Financial Management	Joshua Gotbaum	III
Administrator - Office of Federal Procurement Policy	Kenneth J. Oscar (A)	IV
Administrator - Office of Information and Regulatory Affairs	John T. Spotila	IV

**Table 6. Nominees and Appointees to Full-Time Positions  
in the Executive Office of the President (cont.)**

**OFFICE OF NATIONAL DRUG CONTROL POLICY**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
Donald R. Vereen, Jr.	Deputy Director	11/10/99	Returned 12/15/00	

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Director	Barry R. McCaffrey	I
Deputy Director	Acting official	III
Deputy Director - Demand Reduction	Daniel Schecter (A)	III
Deputy Director - Supply Reduction	Robert E. Brown (A)	III
Deputy Director - State and Local	Acting official	III

**OFFICE OF SCIENCE AND TECHNOLOGY POLICY**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Director	Neal F. Lane	II
Associate Director - Environment	Rosina M. Bierbaum	III
Associate Director - National Security and International Affairs	Acting official	III
Associate Director - Science	Arthur Bienenstock	III
Associate Director - Technology	Duncan T. Moore	III

**Table 6. Nominees and Appointees to Full-Time Positions  
in the Executive Office of the President (cont.)**

**OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
Susan G. Esserman	Deputy U.S. Trade Rep.	01/06/99	04/21/99	105
Gregory M. Frazier	Chief Agricultural Negotiator	10/19/00	Returned 12/15/00	
Gregory M. Frazier	Chief Agricultural Negotiator	Recess Appointment 12/21/00		

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
U.S. Trade Representative	Charlene Barshefsky	I
Deputy U.S. Trade Representative	Richard W. Fisher	III
Deputy U.S. Trade Representative	Rita Hayes	III
Deputy U.S. Trade Representative	Susan G. Esserman	III
Deputy U.S. Trade Representative	Gregory M. Frazier	III

**Table 7. Nominees and Appointees to Full-Time Positions  
in Multilateral Organizations**

**AFRICAN DEVELOPMENT BANK**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
Willene A. Johnson	U.S. Director	09/08/99	11/10/99	63

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
U.S. Director <sup>a</sup>	Willene A. Johnson	V

<sup>a</sup> Term of office is five years; incumbent may continue in office when a term expires until a successor is appointed (22 U.S.C. 290i-1(a)). Current term expires Nov. 10, 2004.

**ASIAN DEVELOPMENT BANK**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
N. Cinnamon Dornsife	U.S. Director	10/29/99	5/24/00	143

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
U.S. Executive Director	N. Cinnamon Dornsife	V

**Table 7. Nominees and Appointees to Full-Time Positions  
in Multilateral Organizations (cont.)**

**EUROPEAN BANK FOR RECONSTRUCTION AND DEVELOPMENT**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
U.S. Director	Karen Shepherd	n. a. <sup>a</sup>

<sup>a</sup> The statutory basis for this position, 22 U.S.C. 2901-1, makes no provision regarding the compensation of the position holder.

**INTER-AMERICAN DEVELOPMENT BANK**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
Lawrence Harrington	U.S. Executive Director	03/02/99	11/10/99	220

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
U.S. Executive Director <sup>a</sup>	Lawrence Harrington	n. a. <sup>b</sup>
U. S. Alternate Executive Director <sup>a</sup>	Acting official	n. a. <sup>b</sup>

<sup>a</sup> Term of office is three years; incumbent may remain in office when a term expires until a successor is appointed (22 U.S.C. 2831(b)). Harrington's term expires Nov. 10, 2002.

<sup>b</sup> The incumbent is not paid by the U.S. government (22 U.S.C. 283a(c)).

**Table 7. Nominees and Appointees to Full-Time Positions  
in Multilateral Organizations (cont.)**

**INTERNATIONAL BANK FOR RECONSTRUCTION AND DEVELOPMENT**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
U.S. Executive Director <sup>a</sup>	Jan Piercy	IV
U.S. Alternate Executive Director <sup>a</sup>	Todd Crawford (A)	V

<sup>a</sup> Term of office is two years; the incumbent may remain in office when a term expires until a successor is appointed (22 U.S.C. 286a(a)).

**INTERNATIONAL MONETARY FUND**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
Margrethe Lundsager	U.S. Alternate Executive Director	07/25/00	12/15/00	104

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
U.S. Executive Director <sup>a</sup>	Karin Lissakers	IV
U.S. Alternate Executive Director <sup>a</sup>	Margrethe Lundsager	V

<sup>a</sup> Term of office is two years; the incumbent may remain in office when a term expires until a successor is appointed (22 U.S.C. 286a(a)).

**Table 8. Nominees and Appointees to Full-Time Positions  
in Legislative Branch Agencies**

**ARCHITECT OF THE CAPITOL**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Architect of the Capitol <sup>a</sup>	Alan M. Hantman	III

<sup>a</sup> The Architect is appointed to a 10-year term; the current term expires Jan. 30, 2007.

**GENERAL ACCOUNTING OFFICE**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Comptroller General <sup>a</sup>	David M. Walker	II
Deputy Comptroller General <sup>b</sup>	Acting official	III

<sup>a</sup> The Comptroller General is appointed to a 15-year term, with no hold-over provision when the term expires. He may be removed before the term expires only by a joint resolution of Congress, for permanent disability, inefficiency, neglect of duty, malfeasance, or a felony or conduct involving moral turpitude (31 U.S.C. 703(e)(1)). Walker's term expires Oct. 20, 2013.

<sup>b</sup> The term of the deputy comptroller general expires upon the appointment of a new Comptroller General, or when a successor is appointed.



**Table 8. Nominees and Appointees to Full-Time Positions  
in the Legislative Branch (cont.)**

**GOVERNMENT PRINTING OFFICE**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Public Printer	Michael F. DiMario	IV

**LIBRARY OF CONGRESS**

**Appointment Action**

<b>Nominee</b>	<b>Position</b>	<b>Nominated</b>	<b>Confirmed</b>	<b>Days to confirm</b>
None				

**Positions and Incumbents in Agency**

<b>Position</b>	<b>Incumbent</b>	<b>Level</b>
Librarian of Congress	James H. Billington	III

## Agency Abbreviations

### Independent Agencies

ARC	Appalachian Regional Commission
CIA	Central Intelligence Agency
CNCS	Corporation for National and Community Service
CSOSA	Court Services and Offender Supervision Agency for the District of Columbia
EPA	Environmental Protection Agency
FEMA	Federal Emergency Management Agency
FMCS	Federal Mediation and Conciliation Service
GSA	General Services Administration
NARA	National Archives and Records Administration
NASA	Nation Aeronautics and Space Administration
NFAH	National Foundation on the Arts and Humanities
IMS	<i>Institute of Museum Sciences</i>
NEA	<i>National Endowment for the Arts</i>
NEH	<i>National Endowment for the Humanities</i>
NSF	National Science Foundation
OGE	Office of Government Ethics
OPM	Office of Personnel Management
OSC	Office of Special Counsel
OPIC	Overseas Private Investment Corporation
PC	Peace Corps
PCC	Panama Canal Commission
SBA	Small Business Administration
SSA	Social Security Administration
SSS	Selective Service System
TDA	Trade Development Agency
USAID	United States Agency for International Development

### Executive Office of the President (EOP)

CEA	Council of Economic Advisers
CEQ	Council on Environmental Quality
OMB	Office of Management and Budget
ONDCP	Office of National Drug Control Policy
OSTP	Office of Science and Technology Policy
OUSTR	Office of U.S. Trade Representative

### Multilateral Banking Organizations

AfDB	African Development Bank
AsDB	Asian Development Bank
EBRD	European Bank for Reconstruction and Development
IADB	Inter-American Development Bank
IBRD	International Bank for Reconstruction and Development
IMF	International Monetary Fund

### Legislative Branch Agencies

AC	Architect of the Capitol
GAO	General Accounting Office
GPO	Government Printing Office
LC	Library of Congress

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