

1 EXECUTIVE COMMITTEE MEETING FOR THE NOMINATIONS OF MARK  
2 B. McCLELLAN, TO BE ADMINISTRATOR, CENTERS FOR MEDICARE  
3 AND MEDICAID SERVICES, BRIAN ROSEBORO, TO BE UNDER  
4 SECRETARY, DEPARTMENT OF THE TREASURY; AND MARK J.  
5 WARSHAWSKY, TO BE ASSISTANT SECRETARY, DEPARTMENT OF THE  
6 TREASURY  
7 TUESDAY, MARCH 9, 2004  
8 U.S. Senate,  
9 Committee on Finance,  
10 Washington, DC.

11 The meeting was convened, pursuant to notice, at  
12 2:35 p.m., in room 216, the Capitol, Hon. Charles E.  
13 Grassley (chairman of the committee) presiding.

14 Also present: Senators Hatch, Nickles, Lott, Snowe,  
15 Kyl, Thomas, Santorum, Frist, Smith, Bunning, Baucus,  
16 Rockefeller, Daschle, Breaux, Conrad, Graham, Jeffords,  
17 Bingaman, and Lincoln.

18 Also present: Kolan Davis, Republican Staff Director  
19 and Chief Counsel; Russ Sullivan, Democratic Staff  
20 Director; Dean Zerbe, Tax Counsel and Senior Counsel to  
21 the Chairman; and Carla Martin, Chief Clerk.

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1           The Chairman.    The meeting will please come to  
2 order.

3           The Senate Finance Committee is meeting to consider  
4 favorably the following nominations: Mark B. McClellan,  
5 to be Administrator, Centers for Medicare and Medicaid  
6 Services.

7           The Clerk will call the roll.

8           The Clerk.    Mr. Hatch?

9           Senator Hatch.   Aye.

10          The Clerk.    Mr. Nickles?

11          Senator Nickles.   Aye.

12          The Clerk.    Mr. Lott?

13          Senator Lott.    Aye.

14          The Clerk.    Ms. Snowe?

15          Senator Snowe.    Aye.

16          The Clerk.    Mr. Kyl?

17          Senator Kyl.    Aye.

18          The Clerk.    Mr. Thomas?

19          Senator Thomas.   Aye.

20          The Clerk.    Mr. Santorum?

21          Senator Santorum.   Aye.

22          The Clerk.    Mr. Frist?

23          Senator Frist.    Aye.

24          The Clerk.    Mr. Smith?

25          Senator Smith.    Aye.

1           The Clerk.   Mr. Bunning?  
2           Senator Bunning.   Aye.  
3           The Clerk.   Mr. Baucus?  
4           Senator Baucus.   Aye.  
5           The Clerk.   Mr. Rockefeller?  
6           Senator Rockefeller.   Aye.  
7           The Clerk.   Mr. Daschle?  
8           Senator Daschle.   Aye.  
9           The Clerk.   Mr. Breaux?  
10          Senator Breaux.   Aye.  
11          The Clerk.   Mr. Conrad?  
12          Senator Conrad.   Aye.  
13          The Clerk.   Mr. Graham?  
14          Senator Graham.   Nay.  
15          The Clerk.   Mr. Jeffords?  
16          Senator Jeffords.   Aye.  
17          The Clerk.   Mr. Bingaman?  
18          Senator Bingaman.   Aye.  
19          The Clerk.   Mr. Kerry?  
20          Senator Baucus.   Nay by proxy.  
21          The Clerk.   Mrs. Lincoln?  
22          Senator Lincoln.   Abstain.  
23          The Clerk.   Mr. Chairman?  
24          The Chairman.   Aye.  
25          The Clerk.   Mr. Chairman, there are 18 ayes, 2 nays

1 and 1 abstaining.

2 The Chairman. The vote is carried.

3 Next, we have the nomination of Brian Roseboro, to be  
4 Under Secretary, Department of Treasury.

5 The Clerk will call the roll.

6 The Clerk. Mr. Hatch?

7 Senator Hatch. Aye.

8 The Clerk. Mr. Nickles?

9 Senator Nickles. Aye.

10 The Clerk. Mr. Lott?

11 Senator Lott. Aye.

12 The Clerk. Ms. Snowe?

13 Senator Snowe. Aye.

14 The Clerk. Mr. Kyl?

15 Senator Kyl. Aye.

16 The Clerk. Mr. Thomas?

17 Senator Thomas. Aye.

18 The Clerk. Mr. Santorum?

19 Senator Santorum. Aye.

20 The Clerk. Mr. Frist?

21 Senator Frist. Aye.

22 The Clerk. Mr. Smith?

23 Senator Smith. Aye.

24 The Clerk. Mr. Bunning?

25 Senator Bunning. Aye.

1           The Clerk.    Mr. Baucus?  
2           Senator Baucus.    Aye.  
3           The Clerk.    Mr. Rockefeller?  
4           Senator Rockefeller.    Aye.  
5           The Clerk.    Mr. Daschle?  
6           Senator Daschle.    Aye.  
7           The Clerk.    Mr. Breaux?  
8           Senator Breaux.    Aye.  
9           The Clerk.    Mr. Conrad?  
10          Senator Conrad.    Aye.  
11          The Clerk.    Mr. Graham?  
12          Senator Graham.    Aye.  
13          The Clerk.    Mr. Jeffords?  
14          Senator Jeffords.    Aye.  
15          The Clerk.    Mr. Bingaman?  
16          Senator Bingaman.    Aye.  
17          The Clerk.    Mr. Kerry?  
18          Senator Baucus.    Aye by proxy.  
19          The Clerk.    Mrs. Lincoln?  
20          Senator Lincoln.    Abstain.  
21          The Clerk.    Mr. Chairman?  
22          The Chairman.    Aye.  
23          The Clerk.    Mr. Chairman, there are 20 ayes, zero  
24          nays and 1 abstaining.  
25          The Chairman.    The vote is carried.

1           Next, we have the nomination of Mark J. Warshawsky,  
2   to be Assistant Secretary, Department of Treasury.

3           The Clerk will call the roll.

4           The Clerk.   Mr. Hatch?

5           Senator Hatch.   Aye.

6           The Clerk.   Mr. Nickles?

7           Senator Nickles.   Aye.

8           The Clerk.   Mr. Lott?

9           Senator Lott.   Aye.

10          The Clerk.   Ms. Snowe?

11          Senator Snowe.   Aye.

12          The Clerk.   Mr. Kyl?

13          Senator Kyl.   Aye.

14          The Clerk.   Mr. Thomas?

15          Senator Thomas.   Aye.

16          The Clerk.   Mr. Santorum?

17          Senator Santorum.   Aye.

18          The Clerk.   Mr. Frist?

19          Senator Frist.   Aye.

20          The Clerk.   Mr. Smith?

21          Senator Smith.   Aye.

22          The Clerk.   Mr. Bunning?

23          Senator Bunning.   Nay.

24          The Clerk.   Mr. Baucus?

25          Senator Baucus.   Aye.

1           The Clerk.   Mr. Rockefeller?  
2           Senator Rockefeller.   Aye.  
3           The Clerk.   Mr. Daschle?  
4           Senator Daschle.   Aye.  
5           The Clerk.   Mr. Breaux?  
6           Senator Breaux.   Aye.  
7           The Clerk.   Mr. Conrad?  
8           Senator Conrad.   Aye.  
9           The Clerk.   Mr. Graham?  
10          Senator Graham.   Aye.  
11          The Clerk.   Mr. Jeffords?  
12          Senator Jeffords.   Aye.  
13          The Clerk.   Mr. Bingaman?  
14          Senator Bingaman.   Aye.  
15          The Clerk.   Mr. Kerry?  
16          Senator Baucus.   Aye by proxy.  
17          The Clerk.   Mrs. Lincoln?  
18          Senator Lincoln.   Abstain.  
19          The Clerk.   Mr. Chairman?  
20          The Chairman.   Aye.  
21          The Clerk.   Mr. Chairman, there are 19 ayes, 1 nay  
22          and 1 abstaining.  
23          The Chairman.   The vote is carried.  
24          We are adjourned.  
25          [Whereupon, at 3:15 p.m., the meeting was concluded.]

## Results of Markup

March 9, 2004

### Nomination of Mark McClellan to be Administrator of the Centers for Medicare and Medicaid Services

The nomination was ordered favorably reported by recorded vote: 18 ayes, 2 Nays, 1 Abstained

Ayes: Mr. Grassley, Mr. Hatch, Mr. Nickles, Mr. Lott, Ms. Snowe, Mr. Kyl, Mr. Thomas, Mr. Santorum, Mr. Frist, Mr. Smith, Mr. Bunning, Mr. Baucus, Mr. Rockefeller, Mr. Daschle, Mr. Breaux, Mr. Conrad, Mr. Jeffords, Mr. Bingaman.

Nays: Mr. Graham, Mr. Kerry (proxy)

Abstained: Mrs. Lincoln

### Nomination of Brian Roseboro to be Under Secretary of the Treasury

The nomination was ordered favorably reported by recorded vote: 20 ayes, 0 Nays, 1 Abstained

Ayes: Mr. Grassley, Mr. Hatch, Mr. Nickles, Mr. Lott, Ms. Snowe, Mr. Kyl, Mr. Thomas, Mr. Santorum, Mr. Frist, Mr. Smith, Mr. Bunning, Mr. Baucus, Mr. Rockefeller, Mr. Daschle, Mr. Breaux, Mr. Conrad, Mr. Graham, Mr. Jeffords, Mr. Bingaman, Mr. Kerry (proxy)

Nays:

Abstained: Mrs. Lincoln

### Nomination of Mark Warshawsky to be Assistant Secretary of Treasury

The nomination was ordered favorably reported by recorded vote: 19 ayes, 1 Nay, 1 Abstained

Ayes: Mr. Grassley, Mr. Hatch, Mr. Nickles, Mr. Lott, Ms. Snowe, Mr. Kyl, Mr. Thomas, Mr. Santorum, Mr. Frist, Mr. Smith, Mr. Baucus, Mr. Rockefeller, Mr. Daschle, Mr. Breaux, Mr. Conrad, Mr. Graham, Mr. Jeffords, Mr. Bingaman, Mr. Kerry (proxy).

Nays: Mr. Bunning

Abstained: Mrs. Lincoln

The committee didn't vote on the Korb nomination. Mr. Korb is still responding to members' follow-up questions.