

an annual governmentwide paperwork reduction goal of 5 percent.

It reauthorizes the Office of Information and Regulatory Affairs [OIRA], within the Office of Management and Budget [OMB], which implements the act and requires each Federal agency to thoroughly review proposed paperwork requirements to make sure they are truly needed and have a practical utility. It also enhances public participation in reviewing paperwork requirements.

The bill clarifies that the act applies to all Government-sponsored paperwork, eliminating any confusion over the coverage of so-called third party burdens—those imposed by one private party on another due to a Federal regulation—caused by the U.S. Supreme Court's 1989 decision in *Dole versus United Steelworkers of America*. This decision created a loophole for agencies to avoid public comment and OMB review. Florida Gov. Lawton Chiles, who authorized the Paperwork Reduction Act when he was in the Senate, filed an amicus brief with the Supreme Court arguing that no such exemption for third party paperwork burdens where intended when the act was created. Unfortunately, the Court held that the plain meaning of the statute could not support such a finding.

Finally, I am pleased that the Governmental Affairs Committee accepted an amendment I offered in committee to make changes to the information technology provisions of the bill and allow the opportunity for information technology reform later this Congress. This is an important issue that warrants separate legislative consideration. In closing, I want to commend Senators ROTH, GLENN, and NUNN for their work in this area. The bill enjoys broad bipartisan support and I hope my colleagues will move expeditiously to vote on final passage.

RECESS UNTIL 2:15 P.M.

Mr. GREGG. Mr. President, I ask unanimous consent that the Senate now stand in recess until 2:15.

There being no objection, the Senate, at 12:23 p.m., recessed until 2:15 p.m.; whereupon, the Senate reassembled when called to order by the Presiding Officer (Mr. ABRAHAM).

PAPERWORK REDUCTION ACT OF 1995

The Senate continued with the consideration of the bill.

VOTE ON MOTION TO TABLE AMENDMENT NO. 320

The PRESIDING OFFICER. The question now occurs on the motion to table amendment No. 320, offered by the Senator from Minnesota [Mr. WELLSTONE].

The yeas and nays have been ordered. The clerk will call the roll.

The legislative clerk called the roll.

Mr. LOTT. I announce that the Senator from Oklahoma [Mr. INHOFE] is necessarily absent.

Mr. FORD. I announce that the Senator from Arkansas [Mr. PRYOR] is absent because of death in the family.

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

The result was announced—yeas 51, nays 47, as follows:

[Rollcall Vote No. 99 Leg.]

YEAS—51

|           |            |           |
|-----------|------------|-----------|
| Abraham   | Gorton     | McConnell |
| Ashcroft  | Gramm      | Murkowski |
| Bennett   | Grams      | Nickles   |
| Bond      | Grassley   | Packwood  |
| Brown     | Hatch      | Pressler  |
| Burns     | Hatfield   | Roth      |
| Chafee    | Helms      | Santorum  |
| Coats     | Hutchison  | Shelby    |
| Cochran   | Kassebaum  | Simpson   |
| Coverdell | Kempthorne | Smith     |
| Craig     | Kerrey     | Snowe     |
| D'Amato   | Kyl        | Specter   |
| DeWine    | Lieberman  | Stevens   |
| Dole      | Lott       | Thomas    |
| Domenici  | Lugar      | Thompson  |
| Faircloth | Mack       | Thurmond  |
| Frist     | McCain     | Warner    |

NAYS—47

|          |           |               |
|----------|-----------|---------------|
| Akaka    | Exon      | Lautenberg    |
| Baucus   | Feingold  | Leahy         |
| Biden    | Feinstein | Levin         |
| Bingaman | Ford      | Mikulski      |
| Boxer    | Glenn     | Moseley-Braun |
| Bradley  | Graham    | Moynihan      |
| Breaux   | Gregg     | Murray        |
| Bryan    | Harkin    | Nunn          |
| Bumpers  | Heflin    | Pell          |
| Byrd     | Hollings  | Reid          |
| Campbell | Inouye    | Robb          |
| Cohen    | Jeffords  | Rockefeller   |
| Conrad   | Johnston  | Sarbanes      |
| Daschle  | Kennedy   | Simon         |
| Dodd     | Kerry     | Wellstone     |
| Dorgan   | Kohl      |               |

NOT VOTING—2

Inhofe Pryor

So the motion to lay on the table the amendment (No. 320) was agreed to.

The PRESIDING OFFICER. The question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed for a third reading, and was read the third time.

Mr. DOLE. Mr. President, I ask for the yeas and nays

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The yeas and nays were ordered.

The PRESIDING OFFICER. The bill, having been read the third time, the question is, Shall it pass?

The yeas and nays have been ordered. The clerk will call the roll.

The bill clerk called the roll.

Mr. FORD. I announce that the Senator from Arkansas [Mr. PRYOR] is absent because of death in the family.

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

The result was announced—yeas 99, nays 0, as follows:

[Rollcall Vote No. 100 Leg.]

YEAS—99

|          |         |           |
|----------|---------|-----------|
| Abraham  | Boxer   | Campbell  |
| Akaka    | Bradley | Chafee    |
| Ashcroft | Breaux  | Coats     |
| Baucus   | Brown   | Cochran   |
| Bennett  | Bryan   | Cohen     |
| Biden    | Bumpers | Conrad    |
| Bingaman | Burns   | Coverdell |
| Bond     | Byrd    | Craig     |

|           |               |             |
|-----------|---------------|-------------|
| D'Amato   | Hollings      | Murkowski   |
| Daschle   | Hutchison     | Murray      |
| DeWine    | Inhofe        | Nickles     |
| Dodd      | Inouye        | Nunn        |
| Dole      | Jeffords      | Packwood    |
| Domenici  | Johnston      | Pell        |
| Dorgan    | Kassebaum     | Pressler    |
| Exon      | Kempthorne    | Reid        |
| Faircloth | Kennedy       | Robb        |
| Feingold  | Kerrey        | Rockefeller |
| Feinstein | Kerry         | Roth        |
| Ford      | Kohl          | Santorum    |
| Frist     | Kyl           | Sarbanes    |
| Glenn     | Lautenberg    | Shelby      |
| Gorton    | Leahy         | Simon       |
| Graham    | Levin         | Simpson     |
| Gramm     | Lieberman     | Smith       |
| Grams     | Lott          | Snowe       |
| Grassley  | Lugar         | Specter     |
| Gregg     | Mack          | Stevens     |
| Harkin    | McCain        | Thomas      |
| Hatch     | McConnell     | Thompson    |
| Hatfield  | Mikulski      | Thurmond    |
| Heflin    | Moseley-Braun | Warner      |
| Helms     | Moynihan      | Wellstone   |

NOT VOTING—1

Pryor

So the bill (S. 244) as amended was passed as follows:

S. 244

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

TITLE I—PAPERWORK REDUCTION

SEC. 101. SHORT TITLE.

This title may be cited as the "Paperwork Reduction Act of 1995".

SEC. 102. COORDINATION OF FEDERAL INFORMATION POLICY.

Chapter 35 of title 44, United States Code, is amended to read as follows:

“CHAPTER 35—COORDINATION OF FEDERAL INFORMATION POLICY

- “Sec.
- “3501. Purposes.
- “3502. Definitions.
- “3503. Office of Information and Regulatory Affairs.
- “3504. Authority and functions of Director.
- “3505. Assignment of tasks and deadlines.
- “3506. Federal agency responsibilities.
- “3507. Public information collection activities; submission to Director; approval and delegation.
- “3508. Determination of necessity for information; hearing.
- “3509. Designation of central collection agency.
- “3510. Cooperation of agencies in making information available.
- “3511. Establishment and operation of Government Information Locator Service.
- “3512. Public protection.
- “3513. Director review of agency activities; reporting; agency response.
- “3514. Responsiveness to Congress.
- “3515. Administrative powers.
- “3516. Rules and regulations.
- “3517. Consultation with other agencies and the public.
- “3518. Effect on existing laws and regulations.
- “3519. Access to information.
- “3520. Authorization of appropriations.

“§ 3501. Purposes

“The purposes of this chapter are to—  
 “(1) minimize the paperwork burden for individuals, small businesses, educational and nonprofit institutions, Federal contractors, State, local and tribal governments, and other persons resulting from the collection of information by or for the Federal Government;  
 “(2) ensure the greatest possible public benefit from and maximize the utility of information created, collected, maintained,