Friday, May 23, 1997

Daily Digest

HIGHLIGHTS

Senate agreed to First Congressional Budget Resolution.

Senate

Chamber Action

Routine Proceedings, pages S5023–S5151

Measures Introduced: Twenty bills and seven resolutions were introduced, as follows: S. 799–818, S. Con. Res. 29–30, and S. Res. 90–94.

Pages S5108–09

Measures Reported: Reports were made as follows:

S. 462, to reform and consolidate the public and assisted housing programs of the United States, and to redirect primary responsibility for these programs from the Federal Government to States and localities, with an amendment in the nature of a substitute. (S. Rept. No. 105–21)

S. 507, to establish the United States Patent and Trademark Organization as a Government corporation, to amend the provisions of title 35, United States Code, relating to procedures for patent applications, commercial use of patents, reexamination reform, with an amendment in the nature of a substitute.

Page S5108

Measures Passed:

Concurrent Budget Resolution: By 78 yeas to 22 nays (Vote No. 92), Senate agreed to H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002, after striking all after the resolving clause and inserting in lieu thereof the text of S. Con. Res. 27, Senate companion measure, after taking action on further amendments proposed thereto, as follows:

Pages S5023–66

Adopted:

By 84 yeas to 15 nays (Vote No. 86) McCain/Hollings Amendment No. 326, to express the sense of the Senate that the Congress shall take such steps as necessary to reconcile the difference between actual revenues raised and estimates made and shall reduce spending accordingly if Spectrum Auctions raise less revenue than projected.

Pages S5024–26, S5028

McCain/Mack Amendment No. 327, to express the sense of the Senate with respect to certain highway demonstration projects.

Pages S5024, S5026–28

Domenici (for Coverdell) Modified Amendment No. 347, to provide for parental involvement in prevention of drug use by children.

Pages S5024, S5028

Lautenberg (for Moseley-Braun) Amendment No. 333, to express the sense of the Senate regarding the use of budget savings.

Pages S5024, S5028

Lautenberg (for Moseley-Braun) Amendment No. 334, to express the sense of the Senate regarding the value of the social security system for future retirees.

Pages S5024, S5028–29

By 56 yeas to 44 nays (Vote No. 88), Abraham Amendment No. 316, to express the sense of the Senate that, to the extent that future revenues exceed the revenue aggregates, those additional revenues should be reserved for deficit reduction and tax cuts only.

Pages S5024, S5030–31

Wellstone Modified Amendment No. 313, to provide for increases in funding for Headstart and Earlystart, child nutrition programs, and school construction, which will be paid for by reducing tax benefits to the top 2 percent of income earners in the United States as well as by reducing tax benefits that are characterized as corporate welfare or tax loopholes.

Pages S5024, S5031–33

By 51 yeas to 49 nays (Vote No. 89), Domenici (for Coverdell) Amendment No. 357 (to Amendment No. 313), to allow children who have been victims of violent crime the ability to transfer to another

school by allowing states and local educational agencies to use Federal education funds in the jurisdiction of the Labor Committee to assist such victims in attending any other school of their choice.

Page S5032

Wellstone Amendment No. 314, to provide that Pell Grants for needy students should be increased.

Pages S5024, S5033–35

Domenici (for Snowe) Amendment No. 358 (to Amendment No. 314), to provide for provisions to encourage parents and students to save for higher education expenses and that provide relief from the debt burden associated with borrowing to pay for a postsecondary education. **Pages S5034–35**

Domenici/Lautenberg Amendment No. 359, to make technical corrections. **Page S5036**

Kerry Amendment No. 309, to allocate funds for early childhood development programs for children ages zero to six. **Pages S5024, S5036**

Rejected:

Domenici (for Grams) Amendment No. 346, to require that the $225 billion CBO revenue receipt windfall be used for deficit reduction and tax relief, and that non-defense discretionary spending be kept at a freeze baseline level. (By 73 yeas to 27 nays (Vote No. 90), Senate tabled the amendment.

Pages S5024, S5033

Specter Amendment No. 340, to restore funding within the discretionary health function to maintain progress in medical research, offset by reductions in Federal agency administrative costs. (By 63 yeas to 37 nays (Vote No. 91), Senate tabled the amendment. **Pages S5024, S5035–36**

Withdrawn:

Dorgan Amendment No. 310, to express the sense of the Senate that the Congress should continue efforts to reduce the on-budget deficit without counting social security surpluses. **Pages S5024, S5054**

Gramm Amendment No. 319, to ensure that the discretionary limits provided in the budget resolution shall apply in all years. **Pages S5024, S5036**

Specter Amendment No. 338, to provide for a reduction in mandatory spending and an increase in discretionary spending relating to children's health.

Pages S5024, S5054

Specter Amendment No. 339, to provide for a reduction in mandatory spending and an increase in discretionary spending relating to children's health.

Pages S5024, S5054

Domenici (for Snowe/Coverdell) Amendment No. 349, to express the sense of the Senate relative to higher education tax relief and higher education expenses. **Pages S5024, S5054**

During consideration of this measure today, Senate also took the following action:

By 66 yeas to 33 nays (Vote No. 87), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate, pursuant to section 904(c) of the Congressional Budget Act of 1974, agreed to a motion to waive section 601(b) of the Congressional Budget Act and, pursuant to section 24(b) of H. Con. Res. 218 (FY 1995 Budget Resolution), agreed to waive section 24(a) of H. Con. Res. 218 for the consideration of this concurrent resolution for fiscal year 1998 as reported, and any amendment to the House companion measure (H. Con. Res. 84) and any conference report thereon. Subsequently, a point of order that the resolution was in violation of section 601(b) of the Congressional Budget Act was not sustained and thus fell.

Pages S5029–30

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint conferees. **Page S5065**

Subsequently, S. Con. Res. 27 was returned to the Senate Calendar. **Page S5103**

Chemical Weapons Convention Implementation Act: Senate passed S. 610, to implement the obligations of the United States under the Chemical Weapons Convention, after agreeing to a committee amendment in the nature of a substitute.

Pages S5070–80

Printing Authorization: Senate agreed to S. Res. 90, authorizing the printing of the publication entitled ''Dedication and Unveiling of the Statue of Richard Brevard Russell, Jr. **Pages S5103–04**

Private Relief: Senate passed S. 768, for the relief of Michel Christopher Meili, Giuseppina Meili, Mirjam Naomi Meili, and Davide Meili. **Page S5104**

Lewis and Clark Expedition Bicentennial: Senate agreed to S. Res. 57, to support the commemoration of the bicentennial of the Lewis and Clark Expedition, after agreeing to committee amendments.

Pages S5104–06

Production of Intelligence Records Authorization: Senate agreed to S. Res. 91, to authorize the production of records by the Select Committee on Intelligence. **Page S5106**

Honoring American Patriots: Committee on the Judiciary was discharged from further consideration of S. Res. 76, proclaiming a nationwide moment of remembrance, to be observed on Memorial Day, May 26, 1997, in order to appropriately honor American patriots lost in the pursuit of peace of liberty around the world, and the resolution was then agreed to, after agreeing to the following amendment proposed thereto: **Pages S5106–07**

Lott (for Thurmond) Amendment No. 360, to clarify the designated time for a moment of remembrance. **Page S5106**

Family Friendly Workplace Act-Agreement: A unanimous-consent agreement was reached providing for the further consideration of S. 4, to amend the Fair Labor Standards Act of 1938 to provide to private sector employees the same opportunities for time-and-a-half compensatory time off, biweekly work programs, and flexible credit hour programs as Federal employees currently enjoy to help balance the demands and need of work and family, to clarify the provisions relating to exemptions of certain professionals from the minimum wage and overtime requirements of the Fair Labor Standards Act of 1938, on Monday, June 2, 1997 at 1 p.m. **Page S5149**

Authority for committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Wednesday, May 28, 1997, from 10 a.m. to 3 p.m. **Page S5149**

Nominations Confirmed: Senate confirmed the following nominations:

Donald M. Middlebrooks, of Florida, to be United States District Judge for the Southern District of Florida.

Jeffrey T. Miller, of California, to be United States District Judge for the Southern District of California.

Robert W. Pratt, of Iowa, to be United States District Judge for the Southern District of Iowa.

Donna Holt Cunninghame, of Maryland, to be Chief Financial Officer, Corporation for National and Community Service, (New Position), to which position she was appointed during the last recess of the Senate.

Donald Rappaport, of the District of Columbia, to be Chief Financial Officer, Department of Education.

Karen Shepherd, of Utah, to be United States Director of the European Bank for Reconstruction and Development.

Arthur I. Blaustein, of California, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Dave Nolan Brown, of Washington, to be a Member of the National Council on Disability for a term expiring September 17, 1998.

Lorraine Weiss Frank, of Arizona, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Hans M. Mark, of Texas, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring April 17, 2002. (Reappointment)

Susan Ford Wiltshire, of Tennessee, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Lowell Lee Junkins, of Iowa, to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation.

Triruvarur R. Lakshmanan, of New Hampshire, to be Director of the Bureau of Transportation Statistics, Department of Transportation, for the term of four years.

Jerry M. Melillo, of Massachusetts, to be an Associate Director of the Office of Science and Technology Policy.

Kerri-Ann Jones, of Maryland, to be an Associate Director of the Office of Science and Technology Policy.

D. Michael Rappoport, of Arizona, to be a Member of the Board of Trustees of the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation for a term expiring October 6, 2002.

Judith M. Espinosa, of New Mexico, to be a Member of the Board of Trustees of the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation for a term of four years.

David J. Barram, of California, to be Administrator of General Services.

Gerald N. Tirozzi, of Connecticut, to be Assistant Secretary for Elementary and Secondary Education, Department of Education.

Nathan Leventhal, of New York, to be a Member of the National Council on the Arts for a term expiring September 3, 2002.

Jon Deveaux, of New York, to be a Member of the National Institute for Literacy Advisory Board for a term expiring October 12, 1998.

Anthony R. Sarmiento, of Maryland, to be a Member of the National Institute for Literacy Advisory Board for a term expiring September 22, 1998.

Magdalena G. Jacobsen, of Oregon, to be a Member of the National Mediation Board for a term expiring July 1, 1999.

Susan E. Trees, of Massachusetts, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Ann Jorgenson, of Iowa, to be a Member of the Farm Credit Administration Board, Farm Credit Administration for a term expiring May 21, 2002.

Marsha Mason, of New Mexico, to be a Member of the National Council on the Arts for a term expiring September 3, 2002.

Letitia Chambers, of the District of Columbia, to be a Representative of the United States of America to the Fifty-first Session of the General Assembly of the United Nations.

James Catherwood Hormel, of California, to be an Alternate Representative of the United States of America to the Fifty-first Session of the General Assembly of the United Nations.

Prezell R. Robinson, of North Carolina, to be an Alternate Representative of the United States of America to the Fifty-first Session of the General Assembly of the United Nations.

Stuart E. Eizenstat, of Maryland, to be an Under Secretary of State.

Kenneth M. Mead, of Virginia, to be Inspector General, Department of Transportation.

Thomas R. Pickering, of New Jersey, to be an Under Secretary of State.

Andrew J. Pincus, of New York, to be General Counsel of the Department of Commerce.

1 Air Force nomination in the rank of general.

7 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

2 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Foreign Service, Navy, Public Health Service.

Pages S5066–70, S5107–08, S5150–51

Nominations Received: Senate received the following nominations:

James P. Rubin, of New York, to be an Assistant Secretary of State.

Paul Simon, of Illinois, to be a Member of the National Institute for Literacy Advisory Board for a term expiring September 22, 1998.

Harold W. Furchtgott-Roth, of the District of Columbia, to be a Member of the Federal Communications Commission for a term of five years from July 1, 1995.

William E. Kennard, of California, to be a Member of the Federal Communications Commission for a term of five years from July 1, 1996.

Bonnie R. Cohen, of District of Columbia, to be an Under Secretary of State.

28 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

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Communications: **Page S5108**

Statements on Introduced Bills: **Pages S5109–37**

Additional Cosponsors: **Pages S5137–38**

Amendments Submitted: **Pages S5141–42**

Additional Statements: **Pages S5142–49**

Record Votes: Seven record votes were taken today. (Total—92) **Pages S5028, S5030–33, S5036, S5054**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 3:40 p.m., until 10 a.m., on Tuesday, May 27, 1997, for a pro forma session. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S5149.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. It will next meet on Tuesday, May 27.

Committee Meetings

No committee meetings were held.