

(2) Section 4091(c)(1) of such Code is amended—

- (A) by striking “13.4 cents” both places it appears and inserting “9.1 cents”, and
- (B) by striking “14 cents” and inserting “9.7 cents”.

(3) Section 4091(c) of such Code is amended by striking paragraph (4) and by redesignating paragraph (5) as paragraph (4).

(4) Section 4092(b)(2) of such Code is amended by inserting “and before the date of the enactment of the ___ Act,” after “1995.”.

(5) Section 4081(a)(2)(A)(ii) of such Code is amended by striking “19.3 cents” and inserting “15 cents”.

(6) Section 4081(d)(2) of such Code is amended to read as follows:

“(2) AVIATION GASOLINE.—The rate of tax specified in subsection (a)(2)(A)(ii) shall be zero after September 30, 2007.”.

(7) Section 4041(c)(3) of such Code is amended to read as follows:

“(3) TERMINATION.—The rate of the taxes imposed by paragraph (1) shall be zero after September 30, 2007.”.

(8) Section 6421(f)(2)(B) of such Code is amended by striking “financing rate” and all that follows and inserting “financing rate.”.

(9) Section 6427(l)(4)(B) of such Code is amended by inserting “and before the date of the enactment of the ___ Act,” after “1995.”.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act.

TORRICELLI AMENDMENT NO. 3087

(Ordered to lie on the table.)

Mr. TORRICELLI submitted an amendment intended to be proposed by him to the bill, S. 2285, *supra*; as follows:

At the end add the following:

SEC. ___. MODIFICATIONS TO DISASTER CASUALTY LOSS DEDUCTION.

(a) LOWER ADJUSTED GROSS INCOME THRESHOLD.—Paragraph (2) of section 165(h) of the Internal Revenue Code of 1986 (relating to treatment of casualty gains and losses) is amended—

(i) by striking subparagraph (A) and inserting the following:

“(A) IN GENERAL.—If the personal casualty losses for any taxable year exceed the personal casualty gains for such taxable year, such losses shall be allowed for the taxable year only to the extent of the sum of—

“(i) the amount of the personal casualty gains for the taxable year, plus

“(ii) so much of such excess attributable to losses described in subsection (i) as exceeds 5 percent of the adjusted gross income of the individual (determined without regard to any deduction allowable under subsection (c)(3))”, plus

“(iii) so much of such excess attributable to losses not described in subsection (i) as exceeds 10 percent of the adjusted gross income of the individual.

For purposes of this subparagraph, personal casualty losses attributable to losses not described in subsection (i) shall be considered before such losses attributable to losses described in subsection (i).”, and

(2) by striking “10 PERCENT” in the heading and inserting “PERCENTAGE”.

(b) ABOVE-THE-LINE DEDUCTION.—Section 62(a) of the Internal Revenue Code of 1986 (defining adjusted gross income) is amended by inserting after paragraph (17) the following:

“(18) CERTAIN DISASTER LOSSES.—The deduction allowed by section 165(c)(3) to the extent attributable to losses described in section 165(i).”

(c) ELECTION TO TAKE DISASTER LOSS DEDUCTION FOR PRECEDING OR SUCCEEDING 2

YEARS.—Paragraph (1) of section 165(i) of the Internal Revenue Code of 1986 (relating to disaster losses) is amended—

(1) by inserting “or succeeding” after “preceding”, and

(2) by inserting “OR SUCCEEDING” after “PRECEDING” in the heading.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to losses sustained in taxable years beginning after December 31, 1998.

NOTICE OF HEARING

COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. CRAIG. Mr. President, I would like to announce for the public that a hearing has been scheduled before the Subcommittee on Forests and Public Land Management of the Senate Committee on Energy and Natural Resources.

The hearing will take place on Wednesday, April 26, 2000, at 2:30 p.m. in room SD-366 of the Dirksen Senate Office Building in Washington, D.C.

The purpose of this hearing is to receive testimony on S. 2273, to establish the Black Rock Desert-High Rock Canyon Emigrant Trails National Conservation Area, and for other purposes; and S. 2048 and H.R. 3605, to establish the San Rafael Western Legacy District in the State of Utah, and for other purposes.

Those who wish to submit written statement should write to the Committee on Energy and Natural Resources, U.S. Senate, Washington, D.C. 20510. For further information, please call Mike Menge or Bill Eby at (202) 224-6170.

AUTHORITY FOR COMMITTEES TO MEET

Mr. LOTT. Mr. President, I ask unanimous consent that the Special Committee on Aging be authorized to meet on April 10, 2000, from 1 p.m.-4 p.m. in Dirksen 106 for the purpose of conducting a hearing.

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

FISCAL YEAR 2001 BUDGET—H. CON. RES. 290

On April 7, 2000, the Senate amended and passed H. Con. Res. 290, as follows:

Resolved, That the resolution from the House of Representatives (H. Con. Res. 290) entitled “Concurrent resolution establishing the congressional budget for the United States Government for fiscal year 2001, revising the congressional budget for the United States Government for fiscal year 2000, and setting forth appropriate budgetary levels for each of fiscal years 2002 through 2005”, do pass with the following amendment:

Strike out all after the resolving clause and insert:

SECTION 1. CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2001.

(a) DECLARATION.—Congress determines and declares that this resolution is the concurrent resolution on the budget for fiscal year 2001 including the appropriate budgetary levels for fiscal years 2002, 2003, 2004, and 2005 as authorized

by section 301 of the Congressional Budget Act of 1974 and the revised budgetary levels for fiscal year 2000 as authorized by section 304 of the Congressional Budget Act of 1974.

(b) TABLE OF CONTENTS.—The table of contents for this concurrent resolution is as follows:

Sec. 1. Concurrent resolution on the budget for fiscal year 2001.

TITLE I—LEVELS AND AMOUNTS

Sec. 101. Recommended levels and amounts.

Sec. 102. Social Security.

Sec. 103. Major functional categories.

Sec. 104. Reconciliation of revenue reductions in the Senate.

Sec. 105. Appropriate levels for Function 920.

Sec. 106. Further appropriate levels for Function 920.

TITLE II—BUDGETARY RESTRAINTS AND RULEMAKING

Sec. 201. Congressional lock box for Social Security surpluses.

Sec. 202. Reserve fund for prescription drugs.

Sec. 203. Reserve fund for stabilization of payments to counties in support of education.

Sec. 204. Reserve fund for agriculture.

Sec. 205. Tax reduction reserve fund in the Senate.

Sec. 206. Mechanism for additional debt reduction.

Sec. 207. Emergency designation point of order in the Senate.

Sec. 208. Reserve fund pending increase of fiscal year 2001 discretionary spending limits.

Sec. 209. Congressional firewall for defense and nondefense spending.

Sec. 210. Mechanisms for strengthening budgetary integrity.

Sec. 211. Prohibition on use of Federal Reserve surpluses.

Sec. 212. Reaffirming the prohibition on the use of revenue offsets for discretionary spending.

Sec. 213. Application and effect of changes in allocations and aggregates.

Sec. 214. Reserve fund to foster the health of children with disabilities and the employment and independence of their families.

Sec. 215. Exercise of rulemaking powers.

Sec. 216. Reserve fund for military retiree health care.

Sec. 217. Reserve fund for early learning and parent support programs.

TITLE III—SENSE OF THE SENATE PROVISIONS

Sec. 301. Sense of the Senate on controlling and eliminating the growing international problem of tuberculosis.

Sec. 302. Sense of the Senate on increased funding for the Child Care and Development Block Grant.

Sec. 303. Sense of the Senate on tax relief for college tuition paid and for interest paid on student loans.

Sec. 304. Sense of the Senate on increased funding for the National Institutes of Health.

Sec. 305. Sense of the Senate supporting funding levels in Educational Opportunities Act.

Sec. 306. Sense of the Senate on additional budgetary resources.

Sec. 307. Sense of the Senate on regarding the inadequacy of the payments for skilled nursing care.

Sec. 308. Sense of the Senate on the CARA programs.

Sec. 309. Sense of the Senate on veterans' medical care.

Sec. 310. Sense of the Senate on Impact Aid.

Sec. 311. Sense of the Senate on funding for increased acreage under the Conservation Reserve Program and the Wetlands Reserve Program.

Sec. 312. Sense of the Senate on tax simplification.

Sec. 313. Sense of the Senate on antitrust enforcement by the Department of Justice and Federal Trade Commission regarding agriculture mergers and anticompetitive activity.

Sec. 314. Sense of the Senate regarding fair markets for American farmers.

Sec. 315. Sense of the Senate on women and Social Security reform.

Sec. 316. Protection of battered women and children.

Sec. 317. Use of False Claims Act in combatting medicare fraud.

Sec. 318. Sense of the Senate regarding the National Guard.

Sec. 319. Sense of the Senate regarding military readiness.

Sec. 320. Sense of the Senate on compensation for the Chinese Embassy bombing in Belgrade.

Sec. 321. Sense of the Senate supporting funding of digital opportunity initiatives.

Sec. 322. Sense of the Senate regarding immunization funding.

Sec. 323. Sense of the Senate regarding tax credits for small businesses providing health insurance to low-income employees.

Sec. 324. Sense of the Senate on funding for criminal justice.

Sec. 325. Sense of the Senate regarding the Pell Grant.

Sec. 326. Sense of the Senate regarding comprehensive public education reform.

Sec. 327. Sense of the Senate on providing adequate funding for United States international leadership.

Sec. 328. Sense of the Senate concerning the HIV/AIDS crisis.

Sec. 329. Sense of the Senate regarding tribal colleges.

Sec. 330. Sense of the Senate to provide relief from the marriage penalty.

Sec. 331. Sense of the Senate on the continued use of Federal fuel taxes for the construction and rehabilitation of our Nation's highways, bridges, and transit systems.

Sec. 332. Sense of the Senate on the internal combustion engine.

Sec. 333. Sense of the Senate regarding the establishment of a national background check system for long-term care workers.

Sec. 334. Sense of the Senate concerning the price of prescription drugs in the United States.

Sec. 335. Sense of the Senate against Federal funding of smoke shops.

Sec. 336. Sense of the Senate regarding the need to reduce gun violence in America.

Sec. 337. Sense of the Senate supporting additional funding for fiscal year 2001 for medical care for our Nation's veterans.

Sec. 338. Sense of the Senate regarding medical care for veterans.

Sec. 339. Sense of the Senate concerning investment of Social Security trust funds.

Sec. 340. Sense of the Senate concerning digital opportunity.

Sec. 341. Sense of the Senate on medicare prescription drugs.

Sec. 342. Sense of the Senate concerning funding for new education programs.

Sec. 343. Sense of the Senate regarding enforcement of Federal firearms laws.

Sec. 344. Sense of the Senate regarding the census.

Sec. 345. Sense of the Senate that any increase in the minimum wage should be accompanied by tax relief for small businesses.

Sec. 346. Sense of the Senate concerning the minimum wage.

Sec. 347. Sense of Congress regarding funding for the participation of members of the uniformed services in the Thrift Savings Plan.

Sec. 348. Sense of the Senate concerning protecting the Social Security trust funds.

Sec. 349. Sense of the Senate concerning regulation of tobacco products.

Sec. 350. Sense of the Senate regarding after school programs.

Sec. 351. Sense of Senate regarding cash balance pension plan conversions.

Sec. 352. Sense of the Senate concerning uninsured and low-income individuals in medically underserved communities.

Sec. 353. Sense of the Senate concerning fiscal year 2001 funding for the United States Coast Guard.

TITLE I—LEVELS AND AMOUNTS**SEC. 101. RECOMMENDED LEVELS AND AMOUNTS.**

The following budgetary levels are the revised levels for fiscal year 2000 and the appropriate levels for the fiscal years 2001 through 2005:

(1) **FEDERAL REVENUES.**—For purposes of the enforcement of this resolution—

(A) The recommended levels of Federal revenues are as follows:

Fiscal year 2000: \$1,464,604,000,000.
 Fiscal year 2001: \$1,501,903,341,000.
 Fiscal year 2002: \$1,547,229,399,000.
 Fiscal year 2003: \$1,599,474,925,000.
 Fiscal year 2004: \$1,655,748,225,000.
 Fiscal year 2005: \$1,721,310,999,999.

(B) The amounts by which the aggregate levels of Federal revenues should be changed are as follows:

Fiscal year 2000: - \$877,000,000.
 Fiscal year 2001: - \$12,911,658,996.
 Fiscal year 2002: - \$24,157,600,996.
 Fiscal year 2003: - \$30,048,074,996.
 Fiscal year 2004: - \$36,894,774,996
 Fiscal year 2005: - \$42,790,999,997.

(2) **NEW BUDGET AUTHORITY.**—For purposes of the enforcement of this resolution, the appropriate levels of total new budget authority are as follows:

Fiscal year 2000: \$1,467,259,500,000.
 Fiscal year 2001: \$1,478,583,890,003.
 Fiscal year 2002: \$1,503,416,000,003.
 Fiscal year 2003: \$1,614,843,200,003.
 Fiscal year 2004: \$1,670,986,800,003.
 Fiscal year 2005: \$1,731,182,000,003.

(3) **BUDGET OUTLAYS.**—For purposes of the enforcement of this resolution and the revised fiscal year 2000 resolution, the appropriate levels of total budget outlays are as follows:

Fiscal year 2000: \$1,441,461,500,000.
 Fiscal year 2001: \$1,451,702,341,003.
 Fiscal year 2002: \$1,470,727,399,003.
 Fiscal year 2003: \$1,590,481,125,003.
 Fiscal year 2004: \$1,644,813,025,003.
 Fiscal year 2005: \$1,706,375,000,003.

(4) **DEFICITS.**—For purposes of the enforcement of this resolution, the amounts of the deficits are as follows:

Fiscal year 2000: \$23,147,500,000.
 Fiscal year 2001: \$53,473,000,001.
 Fiscal year 2002: \$76,577,000,001.
 Fiscal year 2003: \$9,076,200,001.
 Fiscal year 2004: \$10,975,800,001.
 Fiscal year 2005: \$14,958,000,001.

(5) **PUBLIC DEBT.**—The appropriate levels of the public debt are as follows:

Fiscal year 2000: \$5,625,962,000,000.
 Fiscal year 2001: \$5,667,144,000,001.
 Fiscal year 2002: \$5,681,983,000,001.
 Fiscal year 2003: \$5,768,762,000,001.
 Fiscal year 2004: \$5,849,465,000,001.
 Fiscal year 2005: \$5,923,674,000,001.

(6) **DEBT HELD BY THE PUBLIC.**—The appropriate levels of the debt held by the public are as follows:

Fiscal year 2000: \$3,455,362,000,000.

Fiscal year 2001: \$3,248,659,000,001.
 Fiscal year 2002: \$2,995,663,000,001.
 Fiscal year 2003: \$2,802,939,000,001.
 Fiscal year 2004: \$2,594,260,000,001.
 Fiscal year 2005: \$2,364,124,000,001.

SEC. 102. SOCIAL SECURITY.

(a) **SOCIAL SECURITY REVENUES.**—For purposes of Senate enforcement under section 311 of the Congressional Budget Act of 1974, the amounts of revenues of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund are as follows:

Fiscal year 2000: \$479,648,000,000.
 Fiscal year 2001: \$501,533,000,000.
 Fiscal year 2002: \$524,854,000,000.
 Fiscal year 2003: \$547,179,000,000.
 Fiscal year 2004: \$569,907,000,000.
 Fiscal year 2005: \$597,326,000,000.

(b) **SOCIAL SECURITY OUTLAYS.**—For purposes of Senate enforcement under section 311 of the Congressional Budget Act of 1974, the amounts of outlays of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund are as follows:

Fiscal year 2000: \$322,545,000,000.
 Fiscal year 2001: \$331,869,000,000.
 Fiscal year 2002: \$339,068,000,000.
 Fiscal year 2003: \$347,733,000,000.
 Fiscal year 2004: \$357,737,000,000.
 Fiscal year 2005: \$368,976,000,000.

(c) **SOCIAL SECURITY ADMINISTRATIVE EXPENSES.**—In the Senate, the amounts of new budget authority and budget outlays of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund for administrative expenses are as follows:

Fiscal year 2000:
 (A) New budget authority, \$3,160,000,000.
 (B) Outlays, \$3,187,000,000.
 Fiscal year 2001:
 (A) New budget authority, \$3,429,000,000.
 (B) Outlays, \$3,378,000,000.
 Fiscal year 2002:
 (A) New budget authority, \$3,471,000,000.
 (B) Outlays, \$3,438,000,000.
 Fiscal year 2003:
 (A) New budget authority, \$3,505,000,000.
 (B) Outlays, \$3,473,000,000.
 Fiscal year 2004:
 (A) New budget authority, \$3,541,000,000.
 (B) Outlays, \$3,507,000,000.
 Fiscal year 2005:
 (A) New budget authority, \$3,576,000,000.
 (B) Outlays, \$3,543,000,000.

SEC. 103. MAJOR FUNCTIONAL CATEGORIES.

Congress determines and declares that the appropriate levels of new budget authority, budget outlays, new direct loan obligations, and new primary loan guarantee commitments for fiscal year 2000 (as revised) and fiscal years 2001 through 2005 for each major functional category are:

(1) **National Defense (050).**
 Fiscal year 2000:
 (A) New budget authority, \$291,585,500,000.
 (B) Outlays, \$288,114,500,000.
 Fiscal year 2001:
 (A) New budget authority, \$309,843,000,000.
 (B) Outlays, \$296,074,000,000.
 Fiscal year 2002:
 (A) New budget authority, \$309,091,000,000.
 (B) Outlays, \$302,278,000,000.
 Fiscal year 2003:
 (A) New budget authority, \$315,489,200,000.
 (B) Outlays, \$309,366,200,000.
 Fiscal year 2004:
 (A) New budget authority, \$323,193,800,000.
 (B) Outlays, \$317,463,800,000.
 Fiscal year 2005:
 (A) New budget authority, \$331,534,000,000.
 (B) Outlays, \$327,950,000,000.
 (2) **International Affairs (150).**
 Fiscal year 2000:
 (A) New budget authority, \$21,967,000,000.
 (B) Outlays, \$16,019,000,000.

- Fiscal year 2001:**
 (A) New budget authority, \$20,139,000,000.
 (B) Outlays, \$18,625,000,000.
- Fiscal year 2002:**
 (A) New budget authority, \$20,868,000,000.
 (B) Outlays, \$17,932,000,000.
- Fiscal year 2003:**
 (A) New budget authority, \$21,420,000,000.
 (B) Outlays, \$17,573,000,000.
- Fiscal year 2004:**
 (A) New budget authority, \$21,907,000,000.
 (B) Outlays, \$17,741,000,000.
- Fiscal year 2005:**
 (A) New budget authority, \$22,645,000,000.
 (B) Outlays, \$17,892,000,000.
- (3) *General Science, Space, and Technology*
 (250):
- Fiscal year 2000:**
 (A) New budget authority, \$19,267,000,000.
 (B) Outlays, \$18,418,000,000.
- Fiscal year 2001:**
 (A) New budget authority, \$19,703,000,000.
 (B) Outlays, \$19,245,000,000.
- Fiscal year 2002:**
 (A) New budget authority, \$19,877,000,000.
 (B) Outlays, \$19,593,000,000.
- Fiscal year 2003:**
 (A) New budget authority, \$19,806,000,000.
 (B) Outlays, \$19,515,000,000.
- Fiscal year 2004:**
 (A) New budget authority, \$20,069,000,000.
 (B) Outlays, \$19,655,000,000.
- Fiscal year 2005:**
 (A) New budget authority, \$20,337,000,000.
 (B) Outlays, \$19,900,000,000.
- (4) *Energy* (270):
- Fiscal year 2000:**
 (A) New budget authority, \$1,081,000,000.
 (B) Outlays, -\$607,000,000.
- Fiscal year 2001:**
 (A) New budget authority, \$1,475,000,000.
 (B) Outlays, \$172,000,000.
- Fiscal year 2002:**
 (A) New budget authority, -\$264,000,000.
 (B) Outlays, -\$1,366,000,000.
- Fiscal year 2003:**
 (A) New budget authority, \$1,202,000,000.
 (B) Outlays, -\$43,000,000.
- Fiscal year 2004:**
 (A) New budget authority, \$1,238,000,000.
 (B) Outlays, -\$124,000,000.
- Fiscal year 2005:**
 (A) New budget authority, \$1,210,000,000.
 (B) Outlays, -\$85,000,000.
- (5) *Natural Resources and Environment* (300):
- Fiscal year 2000:**
 (A) New budget authority, \$24,487,000,000.
 (B) Outlays, \$24,245,000,000.
- Fiscal year 2001:**
 (A) New budget authority, \$24,936,000,000.
 (B) Outlays, \$24,905,000,000.
- Fiscal year 2002:**
 (A) New budget authority, \$25,023,000,000.
 (B) Outlays, \$25,045,000,000.
- Fiscal year 2003:**
 (A) New budget authority, \$25,019,000,000.
 (B) Outlays, \$25,203,000,000.
- Fiscal year 2004:**
 (A) New budget authority, \$25,066,000,000.
 (B) Outlays, \$25,065,000,000.
- Fiscal year 2005:**
 (A) New budget authority, \$25,059,000,000.
 (B) Outlays, \$24,876,000,000.
- (6) *Agriculture* (350):
- Fiscal year 2000:**
 (A) New budget authority, \$35,257,000,000.
 (B) Outlays, \$33,916,000,000.
- Fiscal year 2001:**
 (A) New budget authority, \$20,894,000,000.
 (B) Outlays, \$18,779,000,000.
- Fiscal year 2002:**
 (A) New budget authority, \$18,950,000,000.
 (B) Outlays, \$17,235,000,000.
- Fiscal year 2003:**
 (A) New budget authority, \$17,965,000,000.
 (B) Outlays, \$16,366,000,000.
- Fiscal year 2004:**
 (A) New budget authority, \$17,354,000,000.
- (B) Outlays, \$15,910,000,000.
- Fiscal year 2005:**
 (A) New budget authority, \$16,092,000,000.
 (B) Outlays, \$14,593,000,000.
- (7) *Commerce and Housing Credit* (370):
- Fiscal year 2000:**
 (A) New budget authority, \$7,594,000,000.
 (B) Outlays, \$3,141,000,000.
- Fiscal year 2001:**
 (A) New budget authority, \$6,117,000,000.
 (B) Outlays, \$1,977,000,000.
- Fiscal year 2002:**
 (A) New budget authority, \$8,608,000,000.
 (B) Outlays, \$4,864,000,000.
- Fiscal year 2003:**
 (A) New budget authority, \$9,356,000,000.
 (B) Outlays, \$4,677,000,000.
- Fiscal year 2004:**
 (A) New budget authority, \$13,413,000,000.
 (B) Outlays, \$8,391,000,000.
- Fiscal year 2005:**
 (A) New budget authority, \$13,368,000,000.
 (B) Outlays, \$9,331,000,000.
- (8) *Transportation* (400):
- Fiscal year 2000:**
 (A) New budget authority, \$54,352,000,000.
 (B) Outlays, \$46,656,000,000.
- Fiscal year 2001:**
 (A) New budget authority, \$59,247,000,000.
 (B) Outlays, \$50,822,000,000.
- Fiscal year 2002:**
 (A) New budget authority, \$57,536,000,000.
 (B) Outlays, \$53,486,000,000.
- Fiscal year 2003:**
 (A) New budget authority, \$59,101,000,000.
 (B) Outlays, \$55,516,000,000.
- Fiscal year 2004:**
 (A) New budget authority, \$59,135,000,000.
 (B) Outlays, \$56,138,000,000.
- Fiscal year 2005:**
 (A) New budget authority, \$59,174,000,000.
 (B) Outlays, \$56,418,000,000.
- (9) *Community and Regional Development*
 (450):
- Fiscal year 2000:**
 (A) New budget authority, \$11,336,000,000.
 (B) Outlays, \$10,725,000,000.
- Fiscal year 2001:**
 (A) New budget authority, \$9,271,000,000.
 (B) Outlays, \$10,438,000,000.
- Fiscal year 2002:**
 (A) New budget authority, \$8,822,000,000.
 (B) Outlays, \$9,878,000,000.
- Fiscal year 2003:**
 (A) New budget authority, \$8,665,000,000.
 (B) Outlays, \$8,823,000,000.
- Fiscal year 2004:**
 (A) New budget authority, \$8,657,000,000.
 (B) Outlays, \$8,290,000,000.
- Fiscal year 2005:**
 (A) New budget authority, \$8,744,000,000.
 (B) Outlays, \$7,904,000,000.
- (10) *Education, Training, Employment, and Social Services* (500):
- Fiscal year 2000:**
 (A) New budget authority, \$57,688,000,000.
 (B) Outlays, \$61,904,000,000.
- Fiscal year 2001:**
 (A) New budget authority, \$75,600,000,001.
 (B) Outlays, \$68,772,000,001.
- Fiscal year 2002:**
 (A) New budget authority, \$76,377,000,001.
 (B) Outlays, \$73,182,000,001.
- Fiscal year 2003:**
 (A) New budget authority, \$77,280,000,001.
 (B) Outlays, \$76,065,000,001.
- Fiscal year 2004:**
 (A) New budget authority, \$78,406,000,001.
 (B) Outlays, \$77,412,000,001.
- Fiscal year 2005:**
 (A) New budget authority, \$79,794,000,001.
 (B) Outlays, \$78,690,000,001.
- (11) *Health* (550):
- Fiscal year 2000:**
 (A) New budget authority, \$159,224,000,000.
 (B) Outlays, \$153,473,000,000.
- Fiscal year 2001:**
 (A) New budget authority, \$170,815,000,000.
- (B) Outlays, \$167,436,000,000.
- Fiscal year 2002:**
 (A) New budget authority, \$178,911,000,000.
 (B) Outlays, \$177,766,000,000.
- Fiscal year 2003:**
 (A) New budget authority, \$190,951,000,000.
 (B) Outlays, \$190,300,000,000.
- Fiscal year 2004:**
 (A) New budget authority, \$205,181,000,000.
 (B) Outlays, \$204,835,000,000.
- Fiscal year 2005:**
 (A) New budget authority, \$221,484,000,000.
 (B) Outlays, \$220,329,000,000.
- (12) *Medicare* (570):
- Fiscal year 2000:**
 (A) New budget authority, \$199,601,000,000.
 (B) Outlays, \$199,507,000,000.
- Fiscal year 2001:**
 (A) New budget authority, \$218,751,000,000.
 (B) Outlays, \$219,005,000,000.
- Fiscal year 2002:**
 (A) New budget authority, \$228,635,000,000.
 (B) Outlays, \$228,604,000,000.
- Fiscal year 2003:**
 (A) New budget authority, \$249,762,000,000.
 (B) Outlays, \$249,520,000,000.
- Fiscal year 2004:**
 (A) New budget authority, \$265,318,000,000.
 (B) Outlays, \$265,546,000,000.
- Fiscal year 2005:**
 (A) New budget authority, \$288,730,000,000.
 (B) Outlays, \$288,681,000,000.
- (13) *Income Security* (600):
- Fiscal year 2000:**
 (A) New budget authority, \$238,891,000,000.
 (B) Outlays, \$248,071,000,000.
- Fiscal year 2001:**
 (A) New budget authority, \$253,236,000,000.
 (B) Outlays, \$255,424,000,000.
- Fiscal year 2002:**
 (A) New budget authority, \$264,844,000,000.
 (B) Outlays, \$267,252,000,000.
- Fiscal year 2003:**
 (A) New budget authority, \$274,789,000,000.
 (B) Outlays, \$278,452,000,000.
- Fiscal year 2004:**
 (A) New budget authority, \$284,929,000,000.
 (B) Outlays, \$288,367,000,000.
- Fiscal year 2005:**
 (A) New budget authority, \$297,669,000,000.
 (B) Outlays, \$301,202,000,000.
- (14) *Social Security* (650):
- Fiscal year 2000:**
 (A) New budget authority, \$11,532,000,000.
 (B) Outlays, \$11,533,000,000.
- Fiscal year 2001:**
 (A) New budget authority, \$9,728,000,000.
 (B) Outlays, \$9,727,000,000.
- Fiscal year 2002:**
 (A) New budget authority, \$11,572,000,000.
 (B) Outlays, \$11,572,000,000.
- Fiscal year 2003:**
 (A) New budget authority, \$12,271,000,000.
 (B) Outlays, \$12,271,000,000.
- Fiscal year 2004:**
 (A) New budget authority, \$13,020,000,000.
 (B) Outlays, \$13,020,000,000.
- Fiscal year 2005:**
 (A) New budget authority, \$13,841,000,000.
 (B) Outlays, \$13,841,000,000.
- (15) *Veterans Benefits and Services* (700):
- Fiscal year 2000:**
 (A) New budget authority, \$46,010,000,000.
 (B) Outlays, \$45,130,000,000.
- Fiscal year 2001:**
 (A) New budget authority, \$48,568,000,000.
 (B) Outlays, \$48,071,000,000.
- Fiscal year 2002:**
 (A) New budget authority, \$49,323,000,000.
 (B) Outlays, \$49,189,000,000.
- Fiscal year 2003:**
 (A) New budget authority, \$51,338,000,000.
 (B) Outlays, \$51,010,000,000.
- Fiscal year 2004:**
 (A) New budget authority, \$52,619,000,000.
 (B) Outlays, \$52,340,000,000.
- Fiscal year 2005:**
 (A) New budget authority, \$56,017,000,000.

(B) Outlays, \$55,692,000,000.
 (16) Administration of Justice (750):
 Fiscal year 2000:
 (A) New budget authority, \$27,370,000,000.
 (B) Outlays, \$28,013,000,000.
 Fiscal year 2001:
 (A) New budget authority, \$28,210,890,000.
 (B) Outlays, \$28,345,341,000.
 Fiscal year 2002:
 (A) New budget authority, \$28,520,000,000.
 (B) Outlays, \$28,782,399,000.
 Fiscal year 2003:
 (A) New budget authority, \$29,157,000,000.
 (B) Outlays, \$29,191,925,000.
 Fiscal year 2004:
 (A) New budget authority, \$31,283,000,000.
 (B) Outlays, \$31,021,225,000.
 Fiscal year 2005:
 (A) New budget authority, \$32,124,000,000.
 (B) Outlays, \$31,863,000,000.
 (17) General Government (800):
 Fiscal year 2000:
 (A) New budget authority, \$13,670,000,000.
 (B) Outlays, \$14,727,000,000.
 Fiscal year 2001:
 (A) New budget authority, \$14,427,000,000.
 (B) Outlays, \$14,291,000,000.
 Fiscal year 2002:
 (A) New budget authority, \$13,605,000,000.
 (B) Outlays, \$13,883,000,000.
 Fiscal year 2003:
 (A) New budget authority, \$13,578,000,000.
 (B) Outlays, \$13,768,000,000.
 Fiscal year 2004:
 (A) New budget authority, \$13,570,000,000.
 (B) Outlays, \$13,882,000,000.
 Fiscal year 2005:
 (A) New budget authority, \$13,595,000,000.
 (B) Outlays, \$13,604,000,000.
 (18) Net Interest (900):
 Fiscal year 2000:
 (A) New budget authority, \$284,491,000,000.
 (B) Outlays, \$284,493,000,000.
 Fiscal year 2001:
 (A) New budget authority, \$286,920,000,001.
 (B) Outlays, \$286,920,000,001.
 Fiscal year 2002:
 (A) New budget authority, \$285,291,000,001.
 (B) Outlays, \$285,290,000,001.
 Fiscal year 2003:
 (A) New budget authority, \$279,465,000,001.
 (B) Outlays, \$279,465,000,001.
 Fiscal year 2004:
 (A) New budget authority, \$275,502,000,001.
 (B) Outlays, \$275,502,000,001.
 Fiscal year 2005:
 (A) New budget authority, \$270,951,000,001.
 (B) Outlays, \$270,951,000,001.
 (19) Allowances (920):
 Fiscal year 2000:
 (A) New budget authority, \$3,829,000,000.
 (B) Outlays, \$11,702,000,000.
 Fiscal year 2001:
 (A) New budget authority, \$62,031,000,000.
 (B) Outlays, \$50,131,000,000.
 Fiscal year 2002:
 (A) New budget authority, \$59,729,000,000.
 (B) Outlays, \$71,311,000,000.
 Fiscal year 2003:
 (A) New budget authority, \$0.
 (B) Outlays, \$790,000,000.
 Fiscal year 2004:
 (A) New budget authority, \$0.
 (B) Outlays, \$6,770,000,000.
 Fiscal year 2005:
 (A) New budget authority, \$0.
 (B) Outlays, \$6,072,000,000.
 (20) Undistributed Offsetting Receipts (950):
 Fiscal year 2000:
 (A) New budget authority, \$34,315,000,000.
 (B) Outlays, \$34,315,000,000.
 Fiscal year 2001:
 (A) New budget authority, \$38,366,000,000.
 (B) Outlays, \$38,366,000,000.
 Fiscal year 2002:
 (A) New budget authority, \$41,943,000,000.
 (B) Outlays, \$41,943,000,000.
 Fiscal year 2003:

(A) New budget authority, \$41,270,000,000.
 (B) Outlays, \$41,270,000,000.
 Fiscal year 2004:
 (A) New budget authority, \$38,374,000,000.
 (B) Outlays, \$38,374,000,000.
 Fiscal year 2005:
 (A) New budget authority, \$40,686,000,000.
 (B) Outlays, \$40,686,000,000.

SEC. 104. RECONCILIATION OF REVENUE REDUCTIONS IN THE SENATE.

Not later than September 22, 2000, the Senate Committee on Finance shall report to the Senate a reconciliation bill proposing changes in laws within its jurisdiction necessary to reduce revenues by not more than \$12,911,658,999 in fiscal year 2001 and \$146,803,109,999 for the period of fiscal years 2001 through 2005.

SEC. 105. APPROPRIATE LEVELS FOR FUNCTION 920.

Notwithstanding any other provision of this resolution the appropriate levels for function 920 are as follows:

Fiscal year 2001:
 (A) New budget authority, \$60,431,000,000.
 (B) Outlays, \$48,461,000,000.
 Fiscal year 2002:
 (A) New budget authority, \$60,229,000,000.
 (B) Outlays, \$71,796,000,000.
 Fiscal year 2003:
 (A) New budget authority, \$500,000,000.
 (B) Outlays, \$5,287,000,000.
 Fiscal year 2004:
 (A) New budget authority, \$500,000,000.
 (B) Outlays, \$7,268,000,000.
 Fiscal year 2005:
 (A) New budget authority, \$500,000,000.
 (B) Outlays, \$6,570,000,000.

SEC. 106. FURTHER APPROPRIATE LEVELS FOR FUNCTION 920.

Notwithstanding any other provision of this resolution, the appropriate levels for function 920 are as follows:

Fiscal year 2001:
 (A) New budget authority, \$60,214,890,000.
 (B) Outlays, \$48,152,341,000.
 Fiscal year 2002:
 (A) New budget authority, \$59,729,000,000.
 (B) Outlays, \$71,395,399,000.
 Fiscal year 2003:
 (A) New budget authority, \$0.
 (B) Outlays, \$858,925,000.
 Fiscal year 2004:
 (A) New budget authority, \$0.
 (B) Outlays, \$6,779,225,000.
 Fiscal year 2005:
 (A) New budget authority, \$0.
 (B) Outlays, \$6,072,000,000.

TITLE II—BUDGETARY RESTRAINTS AND RULEMAKING

SEC. 201. CONGRESSIONAL LOCK BOX FOR SOCIAL SECURITY SURPLUSES.

(a) FINDINGS.—Congress finds that—

(1) under the Budget Enforcement Act of 1990, the Social Security trust funds are off-budget for purposes of the President's budget submission and the concurrent resolution on the budget; et;

(2) the Social Security trust funds have been running surpluses for 18 years;

(3) these surpluses have been used to implicitly finance the general operations of the Federal Government;

(4) in fiscal year 2001, the Social Security surplus will reach \$166,000,000,000;

(5) in fiscal year 1999, the Federal budget was balanced without using Social Security;

(6) the only way to ensure that Social Security surpluses are not diverted for other purposes is to balance the budget exclusive of such surpluses; and

(7) Congress and the President should take such steps as are necessary to ensure that future budgets continue to be balanced excluding the surpluses generated by the Social Security trust funds.

(b) POINT OF ORDER.—

(1) IN GENERAL.—It shall not be in order in the House of Representatives or the Senate to con-

sider any revision to this concurrent resolution, or any other concurrent resolution on the budget, or any amendment thereto or conference report thereon, that sets forth a deficit for any fiscal year.

(2) DEFICIT LEVELS.—For purposes of this subsection, a deficit shall be the level (if any) set forth in the most recently agreed to concurrent resolution on the budget for that fiscal year pursuant to section 301(a)(3) of the Congressional Budget Act of 1974.

(c) BUDGET COMMITTEE DETERMINATIONS.—For purposes of this section, the levels of new budget authority, outlays, direct spending, new entitlement authority, revenues, deficits, and surpluses for a fiscal year shall be determined on the basis of estimates made by the Committee on the Budget of the House of Representatives or the Senate, as applicable.

(d) EXCEPTION.—Subsection (b) shall not apply if—

(i) the most recent of the Department of Commerce's advance, preliminary, or final reports of actual real economic growth indicate that the rate of real economic growth for each of the most recently reported quarter and the immediately preceding quarter is less than 1 percent; or

(2) a declaration of war is in effect.

(e) SOCIAL SECURITY LOOK-BACK.—If in any fiscal year the Social Security surplus is used to finance general operations of the Federal Government, an amount equal to the amount used shall be deducted from the available amount of discretionary spending for the following fiscal year for purposes of any concurrent resolution on the budget.

(f) WAIVER AND APPEAL.—Subsection (b) may be waived or suspended in the Senate only by an affirmative vote of three-fifths of the Members, duly chosen and sworn. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

SEC. 202. RESERVE FUND FOR PRESCRIPTION DRUGS.

(a) ALLOCATION.—In the Senate, spending aggregates and other appropriate budgetary levels and limits may be adjusted and allocations may be revised for legislation reported by the Committee on Finance to provide a prescription drug benefit for fiscal years 2001, 2002, and 2003, provided that this legislation will not reduce the on-budget surplus by more than \$20,000,000,000 total during these 3 fiscal years, and provided that the enactment of this legislation will not cause an on-budget deficit in any of these 3 fiscal years.

(b) EXCEPTION.—The adjustments provided in subsection (a) shall be made for a bill or joint resolution, or an amendment that is offered (in the Senate), that provides coverage for prescription drugs, if the Senate Committee on Finance has not reported such legislation on or before September 1, 2000.

(c) ADJUSTMENT.—If legislation is reported by the Senate Committee on Finance that extends the solvency of the Medicare Hospital Insurance Trust Fund without the use of transfers of new subsidies from the general fund, without decreasing beneficiaries' access to health care, and excluding the cost of extending and modifying the prescription drug benefit crafted pursuant to section (a) or (b), then the Chairman of the Committee on the Budget may change committee allocations and spending aggregates by no more than \$20,000,000,000 total for fiscal years 2004 and 2005 to fund the prescription drug benefit if such legislation will not cause an on-budget deficit in either of these 2 fiscal years.

(d) BUDGETARY ENFORCEMENT.—The revision of allocations and aggregates made under this section shall be considered for the purposes of the Congressional Budget Act of 1974 as allocations and aggregates contained in this resolution.

SEC. 203. RESERVE FUND FOR STABILIZATION OF PAYMENTS TO COUNTIES IN SUPPORT OF EDUCATION.(a) **ADJUSTMENT.**—

(1) **IN GENERAL.**—Whenever the Committee on Energy and Natural Resources of the Senate reports a bill, or an amendment thereto is offered, or a conference report thereon is submitted, that provides additional resources for counties and complies with paragraph (2), the chairman of the Committee on the Budget may increase the allocation of budget authority and outlays to that committee by the amount of budget authority (and the outlays resulting therefrom) provided by that legislation for such purpose in accordance with subsection (b).

(2) **CONDITION.**—Legislation complies with this paragraph if it provides for the stabilization of receipt-based payments to counties that support school and road systems and also provides that a portion of those payments would be dedicated toward local investments in Federal lands within the counties.

(b) **LIMITATIONS.**—The adjustments to the allocations required by subsection (a) shall not exceed \$200,000,000 in budget authority (and the outlays resulting therefrom) for fiscal year 2001 and shall not exceed \$1,100,000,000 in budget authority (and the outlays resulting therefrom) for the period of fiscal years 2001 through 2005.

SEC. 204. RESERVE FUND FOR AGRICULTURE.(a) **ADJUSTMENT.**—

(1) **IN GENERAL.**—If the Committee on Agriculture, Nutrition, and Forestry of the Senate reports a bill on or before June 29, 2000, or an amendment thereto is offered, or a conference report thereon is submitted that provides assistance for producers of program crops and specialty crops, and enhancements for agriculture conservation programs that complies with paragraph (2), the appropriate chairman of the Committee on the Budget may increase the allocation of budget authority and outlays to that committee by the amount of budget authority (and the outlays resulting therefrom) provided by that legislation for such purpose in accordance with subsection (b).

(2) **CONDITIONS.**—Legislation complies with this paragraph if it does not cause a net increase in budget authority and outlays of greater than \$1,640,000,000 for fiscal year 2001.

(b) **LIMITATIONS.**—The adjustments to the allocations required by subsection (a) shall not exceed \$5,500,000,000 in budget authority and outlays for fiscal year 2000, and \$3,000,000,000 in budget authority (and the outlays resulting therefrom) for the period of fiscal years 2001 through 2005.

SEC. 205. TAX REDUCTION RESERVE FUND IN THE SENATE.

In the Senate, the chairman of the Committee on the Budget may reduce the spending and revenue aggregates and may revise committee allocations for legislation that reduces revenues if such legislation will not increase the deficit or decrease the surplus for—

(1) fiscal year 2001; or

(2) the period of fiscal years 2001 through 2005.

SEC. 206. MECHANISM FOR ADDITIONAL DEBT REDUCTION.

(a) **IN GENERAL.**—If any of the legislation described in subsection (b) does not become law on or before October 1, 2000, then the Chairman of the Committee on the Budget of the Senate shall adjust the levels in this concurrent resolution as provided in subsection (c).

(b) **LEGISLATION.**—The adjustment required by subsection (a) shall be made with respect to—

(1) the reconciliation legislation required by section 104; or

(2) the Medicare legislation provided for in section 202.

(c) **ADJUSTMENTS TO BE MADE.**—The adjustment required in subsection (a) shall be—

(1) with respect to the legislation required by section 104, to decrease the balance displayed on

the Senate's pay-as-you-go scorecard and increase the revenue aggregate by the amount set forth in section 104 (as adjusted, if adjusted, pursuant to section 205) and to decrease the level of debt held by the public as set forth in section 101(6) by that same amount; or

(2) with respect to the legislation provided for in section 202, to decrease the balance displayed on the Senate's pay-as-you-go scorecard by the amount set forth in section 202 and to decrease the level of debt held by the public as set forth in section 101(6) by that same amount and make the corresponding adjustments to the revenue and spending aggregates and allocations (as adjusted by section 202).

SEC. 207. EMERGENCY DESIGNATION POINT OF ORDER IN THE SENATE.(a) **DESIGNATIONS.**—

(1) **GUIDANCE.**—In making a designation of a provision of legislation as an emergency requirement under section 251(b)(2)(A) or 252(e) of the Balanced Budget and Emergency Deficit Control Act of 1985, the committee report and any statement of managers accompanying that legislation shall analyze whether a proposed emergency requirement meets all the criteria in paragraph (2).

(2) **CRITERIA.**—

(A) **IN GENERAL.**—The criteria to be considered in determining whether a proposed expenditure or tax change is an emergency requirement are—

(i) necessary, essential, or vital (not merely useful or beneficial);

(ii) sudden, quickly coming into being, and not building up over time;

(iii) an urgent, pressing, and compelling need requiring immediate action;

(iv) subject to subparagraph (B), unforeseen, unpredictable, and unanticipated; and

(v) not permanent, temporary in nature.

(B) **UNFORESEEN.**—An emergency that is part of an aggregate level of anticipated emergencies, particularly when normally estimated in advance, is not unforeseen.

(3) **JUSTIFICATION FOR FAILURE TO MEET CRITERIA.**—If the proposed emergency requirement does not meet all the criteria set forth in paragraph (2), the committee report or the statement of managers, as the case may be, shall provide a written justification of why the requirement should be accorded emergency status.

(b) **POINT OF ORDER.**—When the Senate is considering a bill, resolution, amendment, motion, or conference report, a point of order may be made by a Senator against an emergency designation in that measure and if the Presiding Officer sustains that point of order, that provision making such a designation shall be stricken from the measure and may not be offered as an amendment from the floor.

(c) **WAIVER AND APPEAL.**—This section may be waived or suspended in the Senate only by an affirmative vote of three-fifths of the Members, duly chosen and sworn. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

(d) **DEFINITION OF AN EMERGENCY REQUIREMENT.**—A provision shall be considered an emergency designation if it designates any item an emergency requirement pursuant to section 251(b)(2)(A) or 252(e) of the Balanced Budget and Emergency Deficit Control Act of 1985.

(e) **FORM OF THE POINT OF ORDER.**—A point of order under this section may be raised by a Senator as provided in section 313(e) of the Congressional Budget Act of 1974.

(f) **CONFERENCE REPORTS.**—If a point of order is sustained under this section against a conference report the report shall be disposed of as provided in section 313(d) of the Congressional Budget Act of 1974.

(g) **EXCEPTION FOR DEFENSE SPENDING.**—Subsection (b) shall not apply against an emergency designation for a provision making discretionary appropriations in the defense category.

SEC. 208. RESERVE FUND PENDING INCREASE OF FISCAL YEAR 2001 DISCRETIONARY SPENDING LIMITS.(a) **FINDINGS.**—The Senate finds the following:

(1) The functional totals with respect to discretionary spending set forth in this concurrent resolution, if implemented, would result in legislation which exceeds the limit on discretionary spending for fiscal year 2001 set out in section 251(c) of the Balanced Budget and Emergency Deficit Control Act of 1985. Nonetheless, the allocation pursuant to section 302 of the Congressional Budget and Impoundment Control Act of 1974 to the Committee on Appropriations is in compliance with current law spending limits.

(2) Consequently unless and until the discretionary spending limit for fiscal year 2001 is increased, aggregate appropriations which exceed the current law limits would still be out of order in the Senate and subject to a supermajority vote.

(3) The functional totals contained in this concurrent resolution envision a level of discretionary spending for fiscal year 2001 as follows:

(A) For the discretionary category: \$602,179,000,000 in new budget authority and \$593,926,000,000 in outlays.

(B) For the highway category: \$26,920,000,000 in outlays.

(C) For the mass transit category: \$4,639,000,000 in outlays.

(4) To facilitate the Senate completing its legislative responsibilities for the 106th Congress in a timely fashion, it is imperative that the Senate consider legislation which increases the discretionary spending limit for fiscal year 2001 as soon as possible.

(b) **ADJUSTMENT TO ALLOCATIONS.**—Whenever a bill or joint resolution becomes law that increases the discretionary spending limit for fiscal year 2001 set out in section 251(c) of the Balanced Budget and Emergency Deficit Control Act of 1985, the appropriate chairman of the Committee on the Budget shall increase the allocation called for in section 302(a) of the Congressional Budget Act of 1974 to the appropriate Committee on Appropriations.

(c) **LIMITATION ON ADJUSTMENT.**—An adjustment made pursuant to subsection (b) shall not result in an allocation under section 302(a) of the Congressional Budget Act of 1974 that exceeds the total budget authority and outlays set forth in subsection (a)(3).

SEC. 209. CONGRESSIONAL FIREWALL FOR DEFENSE AND NONDEFENSE SPENDING.

(a) **DEFINITION.**—In this section, for fiscal year 2001 the term "discretionary spending limit" means—

(1) for the defense category, \$310,819,000,000 in new budget authority and \$297,050,000,000 in outlays; and

(2) for the nondefense category, \$291,360,000,000 in new budget authority and \$329,183,000,000 in outlays.

(b) **POINT OF ORDER IN THE SENATE.**—

(1) **IN GENERAL.**—After the adjustment to the section 302(a) allocation to the Appropriations Committee is made pursuant to section 207 and except as provided in paragraph (2), it shall not be in order in the Senate to consider any bill, joint resolution, amendment, motion, or conference report that exceeds any discretionary spending limit set forth in this section.

(2) **EXCEPTION.**—This subsection shall not apply if a declaration of war by Congress is in effect.

(c) **WAIVER AND APPEAL.**—This section may be waived or suspended in the Senate only by an affirmative vote of three-fifths of the Members, duly chosen and sworn. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

SEC. 210. MECHANISMS FOR STRENGTHENING BUDGETARY INTEGRITY.

(a) **DEFINITION.**—For purposes of this section, the term "budget year" means with respect to a

session of Congress, the fiscal year of the Government that starts on October 1 of the calendar year in which that session begins.

(b) POINT OF ORDER WITH RESPECT TO ADVANCED APPROPRIATIONS.—

(1) IN GENERAL.—It shall not be in order in the Senate to consider any bill, resolution, amendment, motion or conference report that—

(A) provides an appropriation of new budget authority for any fiscal year after the budget year that is in excess of the amounts provided in paragraph (2); and

(B) provides an appropriation of new budget authority for any fiscal year subsequent to the year after the budget year.

(2) LIMITATION ON AMOUNTS.—The total amount, provided in appropriations legislation for the budget year, of appropriations for the subsequent fiscal year shall not exceed \$23,000,000,000.

(c) POINT OF ORDER WITH RESPECT TO DELAYED OBLIGATIONS.—

(1) IN GENERAL.—Except as provided in paragraph (2), it shall not be in order in the Senate to consider any bill, resolution, amendment, motion, or conference report that contains an appropriation of new budget authority for any fiscal year which does not become available upon enactment of such legislation or on the first day of that fiscal year (whichever is later).

(2) EXCEPTION.—Paragraph (1) shall not apply with respect to appropriations in the defense category; nor shall it apply to appropriations reoccurring or customary or for the following programs: Provided, That such appropriation is not delayed beyond the specified date and does not exceed the specified amount:

(A) DEPARTMENT OF THE INTERIOR.—Operation of Indian Programs School Operation Costs (Bureau of Indian Affairs Funded Schools and Other Education Programs): July 1 not to exceed \$401,000,000.

(B) DEPARTMENT OF LABOR.—

(i) Training and Employment Service: July 1 not to exceed \$1,650,000,000.

(ii) State Unemployment Insurance: July 1 not to exceed \$902,000,000.

(C) DEPARTMENT OF EDUCATION.—

(i) Education Reform: July 1 not to exceed \$512,000,000.

(ii) Education for the Disadvantaged: July 1 not to exceed \$2,462,000,000.

(iii) School Improvement Program: July 1 not to exceed \$975,000,000.

(iv) Special Education: July 1 not to exceed \$2,048,000,000.

(v) Vocational Education: July 1 not to exceed \$858,000,000.

(D) DEPARTMENT OF TRANSPORTATION.—Grants to the National Railroad Passenger Corporation: September 30 not to exceed \$343,000,000.

(E) DEPARTMENT OF VETERANS' AFFAIRS.—Medical Care (equipment-land-structures): August 1 not to exceed \$900,000,000.

(F) ENVIRONMENTAL PROTECTION AGENCY.—Hazardous Substance Superfund: September 1 not to exceed \$100,000,000.

(d) WAIVER AND APPEAL.—Subsections (b) and (c) may be waived or suspended in the Senate only by an affirmative vote of three-fifths of the Members, duly chosen and sworn. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

(e) FORM OF THE POINT OF ORDER.—A point of order under this section may be raised by a Senator as provided in section 313(e) of the Congressional Budget and Impoundment Control Act of 1974.

(f) CONFERENCE REPORTS.—If a point of order is sustained under this section against a conference report, the report shall be disposed of as provided in section 313(d) of the Congressional Budget and Impoundment Control Act of 1974.

(g) PRECATORY AMENDMENTS.—For purposes of interpreting section 305(b)(2) of the Congress-

ional Budget Act of 1974, an amendment is not germane if it contains only precatory language.

(h) SUNSET.—Except for subsection (g), this section shall expire effective October 1, 2002.

SEC. 211. PROHIBITION ON USE OF FEDERAL RESERVE SURPLUSES.

(a) PURPOSE.—The purpose of this section is to ensure that transfers from nonbudgetary governmental entities such as the Federal Reserve banks shall not be used to offset increased on-budget spending when such transfers produce no real budgetary or economic effects.

(b) BUDGETARY RULE.—For purposes of points of order under this resolution and the Congressional Budget and Impoundment Control Act of 1974, provisions contained in any bill, resolution, amendment, motion, or conference report that affects any surplus funds of the Federal Reserve banks shall not be scored with respect to the level of budget authority, outlays, or revenues contained in such legislation.

SEC. 212. REAFFIRMING THE PROHIBITION ON THE USE OF REVENUE OFFSETS FOR DISCRETIONARY SPENDING.

(a) PURPOSE.—The purpose of this section is to reaffirm Congress' belief that the discretionary spending limits should be adhered to and not circumvented by increasing taxes.

(b) RESTATEMENT OF BUDGETARY RULE.—For purposes of points of order under this resolution and the Congressional Budget and Impoundment Control Act of 1974, provisions contained in an appropriations bill (or an amendment thereto or a conference report thereon) resulting in increased revenues shall continue not to be scored with respect to the level of budget authority or outlays contained in such legislation.

SEC. 213. APPLICATION AND EFFECT OF CHANGES IN ALLOCATIONS AND AGGREGATES.

(a) APPLICATION.—Any adjustments of allocations and aggregates made pursuant to this concurrent resolution for any measure shall—

(1) apply while that measure is under consideration;

(2) take effect upon the enactment of that measure; and

(3) be published in the Congressional Record as soon as practicable.

(b) EFFECT OF CHANGED ALLOCATIONS AND AGGREGATES.—Revised allocations and aggregates resulting from these adjustments shall be considered for the purposes of the Congressional Budget Act of 1974 as allocations and aggregates contained in this concurrent resolution.

SEC. 214. RESERVE FUND TO FOSTER THE HEALTH OF CHILDREN WITH DISABILITIES AND THE EMPLOYMENT AND INDEPENDENCE OF THEIR FAMILIES.

(a) ADJUSTMENT.—

(1) IN GENERAL.—Whenever the Committee on Finance of the Senate reports a bill, or an amendment thereto is offered, or a conference report thereon is submitted, that facilitates children with disabilities receiving needed health care at home and complies with paragraph (2), the chairman of the Committee on the Budget may increase the spending aggregate and allocation of budget authority and outlays to that committee by the amount of budget authority (and the outlays resulting therefrom) provided by that legislation for such purpose in accordance with subsection (b).

(2) CONDITION.—Legislation complies with this paragraph if it finances health programs designed to allow children with disabilities to access the health services they need to remain at home with their families while allowing their families to become or remain employed.

(b) LIMITATIONS.—The adjustments to the spending aggregates and allocations required by subsection (a) shall not exceed \$50,000,000 in budget authority (and the outlays resulting therefrom) for fiscal year 2001 and shall not exceed \$300,000,000 in budget authority (and the outlays resulting therefrom) for the period of fiscal years 2001 through 2005.

SEC. 215. EXERCISE OF RULEMAKING POWERS.

Congress adopts the provisions of this title—

(1) as an exercise of the rulemaking power of the Senate and the House of Representatives, respectively, and as such they shall be considered as part of the rules of each House, or of that House to which they specifically apply, and such rules shall supersede other rules only to the extent that they are inconsistent therewith; and

(2) with full recognition of the constitutional right of either House to change those rules (so far as they relate to that House) at any time, in the same manner, and to the same extent as in the case of any other rule of that House.

SEC. 216. RESERVE FUND FOR MILITARY RETIREE HEALTH CARE.

(a) IN GENERAL.—In the Senate, aggregates, allocations, functional totals, and other budgetary levels and limits may be revised for Department of Defense authorization legislation reported by the Committee on Armed Services of the Senate to fund improvements to health care programs for military retirees and their dependents in order to fulfill the promises made to them: Provided, That the enactment of that legislation will not cause an on-budget deficit for—

(1) fiscal year 2001; or

(2) the period of fiscal years 2001 through 2005.

(b) REVISED LEVELS.—Upon the consideration of legislation pursuant to subsection (a), the Chairman of the Committee on the Budget of the Senate may file with the Senate appropriately revised allocations under section 302(a) of the Congressional Budget Act of 1974 and revised functional levels and aggregates to carry out this section. These revised allocations, functional levels, and aggregates shall be considered for the purposes of the Congressional Budget Act of 1974 as allocations, functional levels, and aggregates contained in this resolution.

SEC. 217. RESERVE FUND FOR EARLY LEARNING AND PARENT SUPPORT PROGRAMS.

(a) ADJUSTMENT.—When the Committee on Education and Workforce of the House of Representatives or the Committee on Health, Education, Labor, and Pensions of the Senate reports a bill, an amendment is offered in the House of Representatives or the Senate, or a conference report is filed that improves opportunities at the local level for early learning, brain development, and school readiness for young children from birth to age 6 and offers support programs for such families, particularly those with special needs such as mental health issues and behavioral disorders, the relevant chairman of the Committee on the Budget may increase the allocation aggregates, functions, totals, and other budgetary totals in the resolution by the amount of budget authority (and the outlays resulting therefrom) provided by the legislation for such purpose in accordance with subsection (b) if the legislation does not cause an on-budget deficit.

(b) LIMITATIONS.—The adjustments to the aggregates and totals pursuant to subsection (a) shall not exceed \$8,500,000,000 on-budget authority (and the outlays resulting therefrom) for the period fiscal year 2001 through 2005.

TITLE III—SENSE OF THE SENATE PROVISIONS

SEC. 301. SENSE OF THE SENATE ON CONTROLLING AND ELIMINATING THE GROWING INTERNATIONAL PROBLEM OF TUBERCULOSIS.

(a) FINDINGS.—The Senate finds the following:

(1) According to the World Health Organization—

(A) nearly 2,000,000 people worldwide die each year of tuberculosis-related illnesses;

(B) one-third of the world's total population is infected with tuberculosis; and

(C) tuberculosis is the world's leading killer of women between 15- and 44-years old and is a leading cause of children becoming orphans.

(2) Because of the ease of transmission of tuberculosis, its international persistence and growth pose a direct public health threat to

those nations that had previously largely controlled the disease. This is complicated in the United States by the growth of the homeless population, the rate of incarceration, international travel, immigration, and HIV/AIDS.

(3) With nearly 40 percent of the tuberculosis cases in the United States attributable to foreign-born persons, tuberculosis will never be eliminated in the United States until it is controlled abroad.

(4) The means exist to control tuberculosis through screening, diagnosis, treatment, patient compliance, monitoring, and ongoing review of outcomes.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in this resolution assumes that additional resources should be provided to fund international tuberculosis control efforts at \$60,000,000 in fiscal year 2001, consistent with authorizing legislation approved by the Committee on Foreign Relations of the Senate.

SEC. 302. SENSE OF THE SENATE ON INCREASED FUNDING FOR THE CHILD CARE AND DEVELOPMENT BLOCK GRANT.

(a) FINDINGS.—The Senate finds that—

(1) in 1998, 33.2 percent of women in the labor force have children under 14;

(2) in 1998, 65.2 percent of women with children younger than age 6, and 78.4 percent of women with children ages 6 through 17 were in the labor force, and 41.6 percent of women with children younger than 3 were employed full-time;

(3) 1,920,000 couples both working and with children under 18 had family incomes of under \$30,000 (10.3 percent);

(4)(A) in 1998, 11,700,000 children out of 21,300,000 (55.1 percent) under the age of 5 have employed mothers;

(B) 18.4 percent of children under 6 are cared for by their fathers at home;

(C) another 5.5 percent (562,000) are looked after by their mother either at home or away from home; and

(D) in other words, less than a quarter (23.9 percent) of these children are taken care of by 1 parent;

(5) a 1997 General Accounting Office study found that the increased work participation requirement of the welfare reform law will cause the need for child care to exceed the known supply;

(6) a 1995 study by the Urban Institute of child care prices in 6 cities found that the average cost of daycare for a 2-year-old in a child care center ranged from \$3,100 to \$8,100;

(7) for an entry-level worker, the family's child care costs at the average price of care for an infant in a child care center would be at least 50 percent of family income in 5 of the 6 cities examined;

(8) a large number of low- and middle-income families sacrifice a second full-time income so that a parent may be at home with the child;

(9) the average income of 2-parent families with a single income (a family with children, wife does not work) is \$13,566 less than the average income of 2-parent families with 2 incomes;

(10) a recent National Institute for Child Health and Development study found that the greatest factor in the development of a young child is "what is happening at home and in families"; and

(11) increased tax relief directed at making child care more affordable, and increased funding for the Child Care and Development Block Grant, would take significant steps toward bringing quality child care within the reach of many parents, and would increase the options available to parents in deciding how best to care for their children.

(b) SENSE OF SENATE.—It is the sense of the Senate that the levels in this resolution and legislation enacted pursuant to this resolution assume—

(1) that tax relief should be directed to parents who are struggling to afford quality child care,

including those who wish to stay home to care for a child, and should be included in any tax cut package; and

(2) a total of \$4,567,000,000 in funding for the Child Care and Development Block Grant in fiscal year 2001.

SEC. 303. SENSE OF THE SENATE ON TAX RELIEF FOR COLLEGE TUITION PAID AND FOR INTEREST PAID ON STUDENT LOANS.

(a) FINDINGS.—The Senate finds that—

(1) in our increasingly competitive global economy, the attainment of a higher education is critical to the economic success of an individual, as evidenced by the fact that, in 1975, college graduates earned an average of 57 percent more than those who just finished high school, compared to 76 percent more today;

(2) the cost of attaining a higher education has outpaced both inflation and median family incomes;

(3) specifically, over the past 20 years, the cost of college tuition has quadrupled (growing faster than any consumer item, including health care and nearly twice as fast as inflation) and 8 times as fast as median household incomes;

(4) despite recent increases passed by Congress, the value of the maximum Pell Grant has declined 23 percent since 1975 in inflation-adjusted terms, forcing more students to rely on student loans to finance the cost of a higher education;

(5) from 1992 to 1998, the demand for student loans soared 82 percent and the average student loan increased 367 percent;

(6) according to the Department of Education, there is approximately \$150,000,000,000 in outstanding student loan debt, and students borrowed more during the 1990's than during the 1960's, 1970's, and 1980's combined; and

(7) in Congress, proposals have been made to address the rising cost of tuition and mounting student debt, including a bipartisan proposal to provide a deduction for tuition paid and a credit for interest paid on student loans.

(b) SENSE OF SENATE.—It is the sense of the Senate that the levels in this resolution and legislation enacted pursuant to this resolution assume that any tax cut package reported by the Finance Committee and passed by Congress during the fiscal year 2001 budget reconciliation process include tax relief for college tuition paid and for interest paid on student loans.

SEC. 304. SENSE OF THE SENATE ON INCREASED FUNDING FOR THE NATIONAL INSTITUTES OF HEALTH.

(a) FINDINGS.—The Senate finds that—

(1) the National Institutes of Health is the Nation's foremost research center;

(2) the Nation's commitment to and investment in biomedical research has resulted in better health and an improved quality of life for all Americans;

(3) continued biomedical research funding must be ensured so that medical doctors and scientists have the security to commit to conducting long-term research studies;

(4) funding for the National Institutes of Health should continue to increase in order to prevent the cessation of biomedical research studies and the loss of medical doctors and research scientists to private research organizations; and

(5) the National Institutes of Health conducts research protocols without proprietary interests, thereby ensuring that the best health care is researched and made available to the Nation.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in this resolution assume increased funding in function 550 (Health) for the National Institutes of Health of \$2,700,000,000, reflecting the commitment made in the fiscal year 1998 Senate Budget Resolution to double the National Institute of Health budget by 2003.

SEC. 305. SENSE OF THE SENATE SUPPORTING FUNDING LEVELS IN EDUCATIONAL OPPORTUNITIES ACT.

It is the sense of the Senate that the levels in this resolution assume that of the amounts pro-

vided for elementary and secondary education within the Budget Function 500 of this resolution for fiscal years 2001 through 2005, such funds shall be appropriated in proportion to and in accordance with the levels authorized in the Educational Opportunities Act, S. 2.

SEC. 306. SENSE OF THE SENATE ON ADDITIONAL BUDGETARY RESOURCES.

(a) FINDINGS.—The Senate finds the following:

(1) In its review of government operations, the General Accounting Office noted that it was unable to determine the extent of improper government payments, due to the poor quality of agency accounting practices. In particular, the General Accounting Office cited the Government's inability to—

(A) "properly account for and report billions of dollars of property, equipment, materials, and supplies and certain stewardship assets"; and

(B) "properly prepare the Federal Government's financial statements, including balancing the statements, accounting for billions of dollars of transactions between governmental entities, and properly and consistently compiling the information in the financial statements."

(2) Private economic forecasters are currently more optimistic than the Congressional Budget Office (CBO). Blue Chip expects 2000 real GDP growth of 4.1 percent, whereas the Congressional Budget Office expects 3.3 percent growth. From 1999 through 2005, Blue Chip expects real GDP to grow more than 0.3 percentage points faster per year than the Congressional Budget Office does. Using budgetary rules of thumb, this latter difference translates into more than \$150,000,000,000 over the 5-year budget window.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels contained in this resolution assume that—

(1) there are billions of dollars in wasted expenditures in the Federal Government that should be eliminated; and

(2) higher projected budget surpluses arising from reductions in government waste and stronger revenue inflows could be used in the future for additional tax relief or debt reduction.

SEC. 307. SENSE OF THE SENATE ON REGARDING THE INADEQUACY OF THE PAYMENTS FOR SKILLED NURSING CARE.

(a) FINDINGS.—The Senate finds that—

(1) Congress confronted and addressed the funding crisis for medicare beneficiaries requiring skilled nursing care through the Balanced Budget Refinement Act of 1999;

(2) Congress recognized the need to address the inadequacy of the prospective payment system for certain levels of care, as well as the need to end arbitrary limits on rehabilitative therapies. Congress restored \$2,700,000,000 to reduce access threats to skilled care for medicare beneficiaries; and

(3) Currently, more than 1,600 skilled nursing facilities caring for more than 175,000 frail and elderly Americans have filed for bankruptcy protection.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in this resolution assume that—

(1) the Administration should identify areas where they have the authority to make changes to improve quality, including analyzing and fixing the labor component of the skilled nursing facility market basket update factor; and

(2) while Congress deliberates funding structural medicare reform and the addition of a prescription drug benefit, it must maintain the continued viability of the current skilled nursing benefit. Therefore, the committees of jurisdiction should ensure that medicare beneficiaries requiring skilled nursing care have access to that care and that those providers have the resources to meet the expectation for high quality care.

SEC. 308. SENSE OF THE SENATE ON THE CARA PROGRAMS.

It is the sense of the Senate that the levels in this resolution assume that, if the Congress and

the President so choose, the following programs can be fully funded as discretionary programs in fiscal year 2001, including—

- (1) the Land and Water Conservation Fund programs;
- (2) the Federal aid to Wildlife Fund;
- (3) the Urban Parks and Recreation Recovery Grants;
- (4) the National Historic Preservation Fund;
- (5) the Payment in Lieu of Taxes; and
- (6) the North American Wetlands Conservation Act.

SEC. 309. SENSE OF THE SENATE ON VETERANS' MEDICAL CARE.

- (a) **FINDINGS.**—The Senate finds that—
- (1) this budget addresses concerns about veterans' medical care;

(2) we successfully increased the appropriation for veterans' medical care by \$1,700,000,000 last year, although the President had proposed no increase in funding in his budget; and

(3) this year's budget proposes to increase the veterans' medical care appropriation by \$1,400,000,000, the level of funding in the President's budget.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the levels in this resolution assume an increase of \$1,400,000,000 in veterans' medical care appropriations in fiscal year 2001.

SEC. 310. SENSE OF THE SENATE ON IMPACT AID.

- (a) **FINDINGS.**—The Senate finds that—

(1) the Impact Aid, as created by Congress in 1950, fulfills a Federal obligation to local educational agencies impacted by a Federal presence;

(2) the Impact Aid provides funds to these local educational agencies to help them meet the basic educational needs of all their children, particularly the needs of transient military dependent students, Native American children, and students from low-income housing projects; and

(3) the Impact Aid is funded at a level less than what is required to fully fund "all" federally connected local educational agencies.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the levels in this resolution assume that the Impact Aid Program strive to reach the goal that all local educational agencies eligible for Impact Aid receive at a minimum, 40 percent of their maximum payment under sections 8002 and 8003.

SEC. 311. SENSE OF THE SENATE ON FUNDING FOR INCREASED ACREAGE UNDER THE CONSERVATION RESERVE PROGRAM AND THE WETLANDS RESERVE PROGRAM.

- (a) **FINDINGS.**—The Senate finds the following:

(1) The Conservation Reserve Program (CRP) and the Wetlands Reserve Program (WRP) have been successful, voluntary, incentive-based endeavors that over the last decade and a half have turned millions of acres of marginal cropland into reserves that protect wildlife in the United States, provide meaningful income to farmers and ranchers (especially in periods of collapsed commodity prices), and combat soil and water erosion. CRP and WRP also provide increased opportunities for hunting, fishing, and other recreational activities.

(2) CRP provides landowners with technical and financial assistance, including annual rental payments, in exchange for removing environmentally sensitive farmland from production and implementing conservation practices. Currently, CRP includes around 31,300,000 acres in the United States.

(3) Similarly, WRP offers technical and financial assistance to landowners who select to restore wetlands. Currently, WRP includes 785,000 acres nationwide.

(4) Furthermore, bipartisan legislation has been introduced in the 106th Congress to increase the acreage permitted under both CRP and WRP. The Administration also supports raising the acreage limitations in both programs.

(5) Unfortunately, both CRP and WRP may soon become victims of their own success and

their respective statutory acreage limitations unless Congress acts. Given the popularity and demand for these conservation programs, the statutory acreage limitations will likely exhaust resources available to producers who want to participate in CRP or WRP. As currently authorized, CRP has an enrollment cap of 36,400,000 acres and WRP is limited at 975,000 acres. As of October 1, 1999, enrollment in CRP stood at approximately 31,300,000 acres and enrollment in WRP at just over 785,000 acres.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the levels in this resolution assume that Congress and the Administration should take steps to raise the acreage limits of the CRP and WRP in order to make these programs available to aid the preservation and conservation of sensitive natural soil and water resources without negatively effecting rural communities. Further, such actions should help improve farm income for agricultural producers and restore prosperity and growth to rural sectors of the United States.

SEC. 312. SENSE OF THE SENATE ON TAX SIMPLIFICATION.

- (a) **FINDINGS.**—Congress finds that—

(1) the tax code has become increasingly complex, undermining confidence in the system, and often undermining the principles of simplicity, efficiency, and equity;

(2) some have estimated that the resources required to keep records and file returns already cost American families an additional 10 percent to 20 percent over what they actually pay in income taxes; and

(3) if it is to enact a greatly simplified tax code, Congress should have a thorough understanding of the problem as well as specific proposals to consider.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the levels in this resolution assume that the Joint Committee on Taxation shall develop a report and alternative proposals on tax simplification by the end of the year, and the Department of the Treasury is requested to develop a report and alternative proposals on tax simplification by the end of the year.

SEC. 313. SENSE OF THE SENATE ON ANTITRUST ENFORCEMENT BY THE DEPARTMENT OF JUSTICE AND FEDERAL TRADE COMMISSION REGARDING AGRICULTURE MERGERS AND ANTI-COMPETITIVE ACTIVITY.

- (a) **FINDINGS.**—Congress finds that—

(1) the Antitrust Division of the Department of Justice is charged with the civil and criminal enforcement of the antitrust laws, including the review of corporate mergers likely to reduce competition in particular markets, with a goal of protecting the competitive process;

(2) the Bureau of Competition of the Federal Trade Commission is also charged with enforcement of the antitrust laws, including the review of corporate mergers likely to reduce competition;

(3) the Antitrust Division and the Bureau of Competition are also responsible for the prosecution of companies and individuals who engage in anti-competitive behavior and unfair trade practices;

(4) the number of merger filings under the Hart-Scott-Rodino Antitrust Improvements Act of 1976, which the Department of Justice, in conjunction with the Federal Trade Commission, is required to review, has increased significantly in fiscal years 1998 and 1999;

(5) large agri-businesses have constituted part of this trend in mergers and acquisitions;

(6) farmers and small agricultural producers are experiencing one of the worst periods of economic downturn in years;

(7) farmers currently get less than a quarter of every retail food dollar, down from nearly half of every retail food dollar in 1952;

(8) the top 4 beef packers presently control 80 percent of the market, the top 4 pork producers control 57 percent of the market, and the largest sheep processors and poultry processors control

73 percent and 55 percent of the market, respectively;

(9) the 4 largest grain processing companies presently account for approximately 62 percent of the Nation's flour milling, and the 4 largest firms control approximately 75 percent of the wet corn milling and soybean crushing industry;

(10) farmers and small, independent producers are concerned about the substantial increase in concentration in the agriculture industry and significantly diminished opportunities in the marketplace; and

(11) farmers and small, independent producers are also concerned about possible anticompetitive behavior and unfair business practices in the agriculture industry.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the levels in this resolution assume that—

(1) the Antitrust Division and the Bureau of Competition will have adequate resources to enable them to meet their statutory requirements, including those related to reviewing increasingly numerous and complex mergers and investigating and prosecuting anticompetitive business activity; and

(2) these departments will—

(A) dedicate considerable resources to matters and transactions dealing with agri-business antitrust and competition; and

(B) ensure that all vertical and horizontal mergers implicating agriculture and all complaints regarding possible anticompetitive business practices in the agriculture industry will receive extraordinary scrutiny.

SEC. 314. SENSE OF THE SENATE REGARDING FAIR MARKETS FOR AMERICAN FARMERS.

- (a) **FINDINGS.**—The Senate finds that—

(1) United States agricultural producers are the most efficient and competitive in the world;

(2) United States agricultural producers are at a competitive disadvantage in the world market because the European Union outspends the United States (on a dollar/acre basis) by a ratio of 10:1 on domestic support and by a ratio of 60:1 on export subsidies;

(3) the support the European Union gives their producers results in more prosperous rural communities in Europe than in the United States;

(4) the European Union blocked consensus at the World Trade Organization ministerial meeting in Seattle because Europe does not want to surrender its current advantage in world markets;

(5) despite the competitiveness of American farmers, the European advantage has led to a declining United States share of the world market for agricultural products;

(6) the United States Department of Agriculture reports that United States export growth has lagged behind that of our major competitors, resulting in a loss of United States market share, from 24 percent in 1981 to its current level of 18 percent;

(7) the United States Department of Agriculture also reports that United States market share of global agricultural trade has eroded steadily over the past 2 decades, which could culminate in the United States losing out to the European Union as the world's top agricultural exporter sometime in 2000;

(8) prices of agricultural commodities in the United States are at 50-year lows in real terms, creating a serious economic crisis in rural America; and

(9) fundamental fairness requires that the playing field be leveled so that United States farmers are no longer at a competitive disadvantage.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the levels in this resolution assume that—

(1) the United States should take steps to increase support for American farmers in order to level the playing field for United States agricultural producers and increase the leverage of the

United States in World Trade Organization negotiations on agriculture as long as such support is not trade distorting, and does not otherwise exceed or impair existing Uruguay Round obligations; and

(2) such actions should improve United States farm income and restore the prosperity of rural communities.

SEC. 315. SENSE OF THE SENATE ON WOMEN AND SOCIAL SECURITY REFORM.

(a) FINDINGS.—The Senate finds that—

(1) without Social Security benefits, the elderly poverty rate among women would have been 52.2 percent, and among widows would have been 60.6 percent;

(2) women tend to live longer and tend to have lower lifetime earnings than men do;

(3) during their working years, women earn an average of 70 cents for every dollar men earn; and

(4) women spend an average of 11.5 years out of their careers to care for their families, and are more likely to work part-time than full-time.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in this resolution assume that—

(1) women face unique obstacles in ensuring retirement security and survivor and disability stability;

(2) Social Security plays an essential role in guaranteeing inflation-protected financial stability for women throughout their old age;

(3) the Congress and the Administration should act, as part of Social Security reform, to ensure that widows and other poor elderly women receive more adequate benefits that reduce their poverty rates and that women, under whatever approach is taken to reform Social Security, should receive no lesser a share of overall federally funded retirement benefits than they receive today; and

(4) the sacrifice that women make to care for their family should be recognized during reform of Social Security and that women should not be penalized by taking an average of 11.5 years out of their careers to care for their family.

SEC. 316. PROTECTION OF BATTERED WOMEN AND CHILDREN.

(a) FINDINGS.—The Senate makes the following findings:

(1) Each year an estimated 1,000,000 women suffer nonfatal violence by an intimate partner.

(2) Nearly 1 out of 3 adult women can expect to experience at least 1 physical assault by a partner during adulthood.

(3) Domestic violence is statistically consistent across racial and ethnic lines. It does not discriminate based on race or economic status.

(4) The chance of being victimized by an intimate partner is 10 times greater for a woman than a man.

(5) Past and current victims of domestic violence are over-represented in the welfare population. It is estimated that at least 60 percent of current welfare beneficiaries have experienced some form of domestic violence.

(6) Abused women who do seek employment face barriers as a result of domestic violence. Welfare studies show that 15 to 50 percent of abused women report interference from their partner with education, training, or employment.

(7) The programs established by the Violence Against Women Act of 1994 have empowered communities to address the threat caused by domestic violence.

(8) Since 1995, Congress has appropriated close to \$1,800,000,000 to fund programs established by the Violence Against Women Act of 1994, including the STOP program, shelters for battered women and children, the domestic violence hotline, and Centers for Disease Control and Prevention injury control programs.

(9) The programs established by the Violence Against Women Act of 1994 have been and continue to comprise a successful national strategy for addressing the needs of battered women and the public health threat caused by this violence.

(10) The Supreme Court could act during this session to overturn a major protection and course of action provided for in the Violence Against Women Act of 1994. In United States v. Morrison/Brzonkala, the Supreme Court will address the issue of the constitutionality of the Federal civil rights remedy under the Violence Against Women Act of 1994, and may overturn congressional intent to elevate violence against women to a category protected under Federal civil rights law.

(11) The actions taken by the courts and the failure to reauthorize the Violence Against Women Act of 1994 has generated a great deal of concern in communities nationwide.

(12) Funding for the programs established by the Violence Against Women Act of 1994 is the only lifeline for battered women and Congress has a moral obligation to continue funding and to strengthen key components of the Violence Against Women Act of 1994.

(13) Congress and the Administration should work to ensure the continued funding of programs established by the Violence Against Women Act of 1994.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in this resolution assume that, in light of the pending litigation challenging the constitutionality of the Federal civil rights remedy in the Violence Against Women Act of 1994 and the lack of action on legislation reauthorizing and strengthening the provisions of that Act—

(1) Congress, through reauthorization of the programs established by the Violence Against Women Act of 1994, should work to eliminate economic barriers that trap women and children in violent homes and relationships; and

(2) full funding for the programs established by the Violence Against Women Act of 1994 will be provided from the Violent Crime Reduction Fund.

SEC. 317. USE OF FALSE CLAIMS ACT IN COMBATING MEDICARE FRAUD.

(a) FINDINGS.—The Senate finds that—

(1) the solvency of the medicare trust funds is of vital importance to the well-being of the Nation's seniors and other vulnerable people in need of quality health care;

(2) fraud against the medicare trust funds is a major problem resulting in the depletion of the trust funds; and

(3) chapter 37 of title 31, United States Code (commonly referred to as the False Claims Act) and the qui tam provisions of that chapter are vital tools in combatting fraud against the medicare program.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in this resolution assume that chapter 37 of title 31, United States Code (commonly referred to as the False Claims Act) and the qui tam provisions of that chapter are essential tools in combatting medicare fraud and should not be weakened in any way.

SEC. 318. SENSE OF THE SENATE REGARDING THE NATIONAL GUARD.

(a) FINDINGS.—The Senate finds that—

(1) the Army National Guard relies heavily upon thousands of full-time employees, Military Technicians and Active Guard/Reserves, to ensure unit readiness throughout the Army National Guard;

(2) these employees perform vital day-to-day functions, ranging from equipment maintenance to leadership and staff roles, that allow the drill weekends and annual active duty training of the traditional Guardsmen to be dedicated to preparation for the National Guard's warfighting and peacetime missions;

(3) when the ability to provide sufficient Active Guard/Reserves and Technicians end strength is reduced, unit readiness, as well as quality of life for soldiers and families is degraded;

(4) the Army National Guard, with agreement from the Department of Defense, requires a minimum essential requirement of 23,500 Active Guard/Reserves and 25,500 Technicians; and

(5) the fiscal year 2001 budget request for the Army National Guard provides resources sufficient for approximately 22,430 Active Guard/Reserves and 23,957 Technicians, end strength shortfalls of 1,052 and 1,543, respectively.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in the resolution assume that the Department of Defense will give priority to funding the Active Guard/Reserves and Military Technicians at levels authorized by Congress in the fiscal year 2000 Department of Defense authorization bill.

SEC. 319. SENSE OF THE SENATE REGARDING MILITARY READINESS.

(a) FINDINGS.—The Senate finds that—

(1) the Secretary of the Air Force stated that the United States Air Force's top unfunded readiness priority for fiscal year 2000 was its aircraft spares and repair parts account and top Air Force officers have said that getting more spares is a top priority to improve readiness rates;

(2) the Chief of Naval Operations stated that the aircraft spares and repair parts account for a top readiness priority important to the long-term health of the Navy;

(3) the General Accounting Office's study of personnel retention problems in the armed services cited shortages of spares and repair parts as a major reason why people are leaving the services;

(4) the fiscal year 2001 budget request decreases the Air Force's spares and repair parts account by 13 percent from fiscal year 2000 expected levels; and

(5) the fiscal year 2001 budget request decreases the Navy's spares and repair parts account by 6 percent from the fiscal year 2000 expected levels.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the functional totals in the budget resolution assume that Congress will protect the Department of Defense's readiness accounts, including spares and repair parts, and operations and maintenance, and use the requested levels as the minimum baseline for fiscal year 2001 authorization and appropriations.

SEC. 320. SENSE OF THE SENATE ON COMPENSATION FOR THE CHINESE EMBASSY BOMBING IN BELGRADE.

It is the sense of the Senate that the levels in this resolution assume funds designated to compensate the People's Republic of China for the damage inadvertently done to their embassy in Belgrade by NATO forces in May 1999, should not be appropriated from the international affairs budget.

SEC. 321. SENSE OF THE SENATE SUPPORTING FUNDING OF DIGITAL OPPORTUNITY INITIATIVES.

(a) The Senate finds that—

(1) computers, the Internet, and information networks are not luxury items but basic tools largely responsible for driving the current economic expansions;

(2) information technology utility relies on software applications and online content;

(3) access to computers and the Internet and the ability to use this technology effectively is becoming increasingly important for full participation in America's economic, political, and social life; and

(4) unequal access to technology and high-tech skills by income, educational level, race, and geography could deepen and reinforce the divisions that exist within American society.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in this resolution assume that the Committees on Appropriations and Finance should support efforts that address the digital divide, including tax incentives and funding to—

(1) broaden access to information technologies;

(2) provide workers and teachers with information technology training;

(3) promote innovative online content and software applications that will improve commerce, education, and quality of life; and

(4) help provide information and communications technology to underserved communities.

SEC. 322. SENSE OF THE SENATE REGARDING IMMUNIZATION FUNDING.

(a) **FINDINGS.**—The Senate finds that—

(1) vaccines protect children and adults against serious and potentially fatal diseases;

(2) society saves up to \$24 in medical and societal costs for every dollar spent on vaccines;

(3) every day, 11,000 babies are born—4,000,000 each year—and each child needs up to 19 doses of vaccine by age 2;

(4) approximately 1,000,000 2-year-olds have not received all of the recommended vaccine doses;

(5) the immunization program under section 317(j)(1) under the Public Health Service Act, administered by the Centers for Disease Control and Prevention, provides grants to States and localities for critical activities including immunization registries, outbreak control, provider education, outreach efforts, and linkages with other public health and welfare services;

(6) Federal grants to States and localities for these activities have declined from \$271,000,000 in 1995 to \$139,000,000 in 2000;

(7) because of these funding reductions States are struggling to maintain immunization rates and have implemented severe cuts to immunization delivery activities;

(8) even with significant gains in national immunization rates, underimmunized children still exist and there are a number of subpopulations where coverage rates remain low and are actually declining;

(9) rates in many of the Nation's urban areas, including Chicago and Houston, are unacceptable low; and

(10) these pockets of need create pools of susceptible children and increase the risk of dangerous disease outbreaks.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the levels in the resolution assume that Congress should enact legislation that provides \$214,000,000 in funding for immunization grants under section 317 of the Public Health Service Act (42 U.S.C. 247b) for infrastructure and delivery activities, including targeted support for immunization project areas with low or declining immunization rates or who have subpopulations with special needs.

SEC. 323. SENSE OF THE SENATE REGARDING TAX CREDITS FOR SMALL BUSINESSES PROVIDING HEALTH INSURANCE TO LOW-INCOME EMPLOYEES.

(a) **FINDINGS.**—The Senate finds that—

(1) 25,000,000 workers in the United States were uninsured in 1997 and more than two-thirds of the uninsured workers earn less than \$20,000 annually, according to a Henry J. Kaiser Family Foundation report;

(2) the percentage of employees of small businesses who have employer-sponsored health insurance coverage decreased from 52 percent in 1996 to 47 percent in 1998; for the smallest employers, those with 3 to 9 workers, the percentage of employees covered by employer-sponsored health insurance fell from 36 percent in 1996 to 31 percent in 1998;

(3) between 1996 and 1998, health premiums for small businesses increased 5.2 percent; premiums increased by 8 percent for the smallest employers, the highest increase among all small businesses;

(4) monthly family coverage for workers at firms with 3 to 9 employees cost \$520 in 1998, compared to \$462 for family coverage for workers at large firms; and

(5) only 39 percent of small businesses with a significant percentage of low-income employees offer employer-provided health insurance and such companies are half as likely to offer health benefits to such employees as are companies that have only a small percentage of low-income employees.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the levels in this resolution assume that Congress should enact legislation that

allows small businesses to claim a tax credit when they provide health insurance to low-income employees.

SEC. 324. SENSE OF THE SENATE ON FUNDING FOR CRIMINAL JUSTICE.

(a) **FINDINGS.**—The Senate finds that—

(1) our success in the fight against crime and improvements in the administration of justice are the result of a bipartisan effort; and

(2) since 1993 the Congress and the President have increased justice funding by 92 percent, and a strong commitment to law enforcement and the administration of justice remains appropriate.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the levels in this resolution assume that funds to improve the justice system will be available as follows:

(1) \$665,000,000 for the expanded support of direct Federal enforcement, adjudicative, and correctional-detention activities.

(2) \$50,000,000 in additional funds to combat terrorism, including cyber crime.

(3) \$41,000,000 in additional funds for construction costs for the Federal Bureau of Prisons and the Federal Law Enforcement Training Center.

(4) \$200,000,000 in support of Customs and Immigration and Nationalization Service port of entry officers for the development and implementation of the ACE computer system designed to meet critical trade and border security needs.

(5) Funding is available for the continuation of such programs as: the Byrne Grant Program, Violence Against Women, Juvenile Accountability Block Grants, First Responder Training, Local Law Enforcement Block Grants, Weed and Seed, Violent Offender Incarceration and Truth in Sentencing, State Criminal Alien Assistance Program, Drug Courts, Residential Substance Abuse Treatment, Crime Identification Technologies, Bulletproof Vests, Counterterrorism, Interagency Law Enforcement Coordination.

SEC. 325. SENSE OF THE SENATE REGARDING THE PELL GRANT.

(a) **FINDINGS.**—The Senate finds that—

(1) public investment in higher education yields a return of several dollars for each dollar invested;

(2) higher education promotes economic opportunity for individuals; for example recipients of bachelor's degrees earn an average of 75 percent per year more than those with high school diplomas and experience half as much unemployment as high school graduates;

(3) access to a college education has become a hallmark of American society, and is vital to upholding our belief in equality of opportunity;

(4) for a generation, the Federal Pell Grant has served as an established and effective means of providing access to higher education;

(5) over the past decade, Pell Grant has failed to keep up with inflation. Over the past 25 years, the value of the average Pell Grant has decreased by 23 percent—it is now worth only 77 percent of what Pell Grants were worth in 1975;

(6) grant aid as a portion of student aid has fallen significantly over the past 5 years. Grant aid used to comprise 55 percent of total aid awarded and loans comprised just over 40 percent. Now that trend has been reversed so that loans comprise nearly 60 percent of total aid awarded and grants only comprise 40 percent of total aid awarded;

(7) the percentage of freshmen attending public and private 4-year institutions from families whose income is below the national median has fallen since 1981.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the levels in this resolution assume that within the discretionary allocation provided to the Committee on Appropriations, the funding for the maximum Pell Grant award should be at or above the level requested by the President.

SEC. 326. SENSE OF THE SENATE REGARDING COMPREHENSIVE PUBLIC EDUCATION REFORM.

(a) **FINDINGS.**—The Senate finds the following:

(1) Recent scientific evidence demonstrates that enhancing children's physical, social, emotional, and intellectual development before the age of 6 results in tremendous benefits throughout our life.

(2) Successful schools are led by well-trained, highly qualified principals, but many principals do not get the training in management skills that the principals need to ensure their school provides an excellent education for every child.

(3) Good teachers are a crucial catalyst to quality education, but 1 in 4 new teachers do not meet State certification requirements; each year more than 50,000 underprepared teachers enter the classroom; and 12 percent of new teachers have had no teacher training at all.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the levels in this resolution assume that the Federal Government should support State and local educational agencies engaged in comprehensive reform of their public education system and that any public education reform should include at least the following principles:

(1) Every child should begin school ready to learn.

(2) Training and development for principals and teachers should be a priority.

SEC. 327. SENSE OF THE SENATE ON PROVIDING ADEQUATE FUNDING FOR UNITED STATES INTERNATIONAL LEADERSHIP.

(a) **FINDINGS.**—The Senate finds that—

(1) United States international leadership is essential to maintaining security and peace for all Americans;

(2) such leadership depends on effective diplomacy as well as a strong military;

(3) effective diplomacy requires adequate resources both for operations and security of United States embassies and for international programs;

(4) in addition to building peace, prosperity, and democracy around the world, programs in the International Affairs (150) budget serve United States interests by ensuring better jobs and a higher standard of living, promoting the health of our citizens and preserving our natural environment, and protecting the rights and safety of those who travel or do business overseas;

(5) real spending for International Affairs has declined more than 40 percent since the mid-1980's, at the same time that major new challenges and opportunities have arisen from the disintegration of the Soviet Union and the worldwide trends toward democracy and free markets;

(6) current ceilings on discretionary spending will impose severe additional cuts in funding for International Affairs;

(7) improved security for United States diplomatic missions and personnel will place further strain on the International Affairs budget absent significant additional resources;

(8) The United States cannot reduce efforts to safeguard nuclear materials in the former Soviet States or shorthange initiatives aimed at maintaining stability on the Korean peninsula, where 37,000 United States forces are deployed. We cannot reduce support for peace in the Middle East or in Northern Ireland or in the Balkans. We cannot stop fighting terror or simply surrender to the spread of HIV/AIDS. We must continue to support all of these things, which are difficult to achieve without adequate and realistic funding levels; and

(9) The President's request for funds for fiscal year 2001 would adequately finance our International Affairs programs without detracting from our defense and domestic needs. It would help keep America prosperous and secure. It would enable us to leverage the contributions of allies and friends on behalf of democracy and peace. It would allow us to protect the interests of Americans who travel, study, or do business overseas. It would do all these things and more for about 1 penny of every dollar the Federal Government spends.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the levels in this resolution assume that additional budgetary resources should be identified for function 150 to enable successful United States international leadership.

SEC. 328. SENSE OF THE SENATE CONCERNING THE HIV/AIDS CRISIS.

(a) **FINDINGS.**—The Senate finds the following:

(1) More than 16,000,000 people have been killed by Acquired Immune Deficiency Syndrome (AIDS) since the epidemic began.

(2) 14,000,000 Africans have died as a result of the AIDS epidemic. Eighty-four percent of the worldwide deaths from AIDS have occurred in sub-Saharan Africa.

(3) Each day, AIDS kills 5,500 Africans, and infects 11,000 more.

(4) By the end of 2000, 10,400,000 children in sub-Saharan Africa will have lost one or both parents, to AIDS.

(5) Over 85 percent of the world's HIV-positive children live in Africa.

(6) Fewer than 5 percent of those living with AIDS in Africa have access to even the most basic care.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that—

(1) the functional totals underlying this resolution on the budget assume that Congress has recognized the catastrophic effects of the HIV/AIDS epidemic, particularly in sub-Saharan Africa, and seeks to maximize the effectiveness of the United States' efforts to combat the disease through any necessary authorization or appropriations;

(2) Congress should strengthen ongoing programs which address education and prevention, testing, the care of AIDS orphans, and improving home and community-based care options for those living with AIDS; and

(3) Congress should seek additional or new tools to combat the epidemic, including initiatives to encourage vaccine development and programs aimed at preventing mother-to-child transmission of the disease.

SEC. 329. SENSE OF THE SENATE REGARDING TRIBAL COLLEGES.

(a) **FINDINGS.**—The Senate finds the following:

(1) More than 26,500 students from 250 tribes nationwide attend tribal colleges. The colleges serve students of all ages, many of whom are moving from welfare to work. The vast majority of tribal college students are first-generation college students.

(2) While annual appropriations for tribal colleges have increased modestly in recent years, core operation funding levels are still about half of the \$6,000 per Indian student level authorized by the Tribally Controlled College or University Act.

(3) Although tribal colleges received a \$3,000,000 increase in funding in fiscal year 2000, because of rising student populations and other factors, these institutions may face an actual per-student decrease in funding over fiscal year 1999.

(4) Per-student funding for tribal colleges is roughly half the amount given to mainstream community colleges.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the levels in this resolution assume that—

(1) The Senate recognizes the funding difficulties faced by tribal colleges and assumes that priority consideration will be provided to them through funding for the Tribally Controlled College and University Act, the 1994 Land Grant Institutions, and title III of the Higher Education Act; and

(2) such priority consideration reflects Congress' intent to continue work toward current statutory Federal funding goals for the tribal colleges.

SEC. 330. SENSE OF THE SENATE TO PROVIDE RELIEF FROM THE MARRIAGE PENALTY.

(a) **FINDINGS.**—The Senate finds that—

(1) marriage is the foundation of the American society and a key institution for preserving our values;

(2) the tax code should not penalize those who choose to marry;

(3) a report to the Treasury Department's Office of Tax Analysis estimates that in 1999, 48 percent of married couples will pay a marriage penalty under the present tax system;

(4) the Congressional Budget Office found that the average penalty amounts to \$1,400 a year.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the level in this budget resolution assume that the Congress shall—

(1) pass marriage penalty tax relief legislation that begins a phasedown of this penalty in 2001; (2) consider such legislation prior to April 15, 2000.

SEC. 331. SENSE OF THE SENATE ON THE CONTINUED USE OF FEDERAL FUEL TAXES FOR THE CONSTRUCTION AND REHABILITATION OF OUR NATION'S HIGHWAYS, BRIDGES, AND TRANSIT SYSTEMS.

(a) **FINDINGS.**—The Senate finds that—

(1) current law, as stipulated in the Transportation Equity Act for the 21st Century (TEA-21), requires all Federal gasoline taxes be deposited into the Highway Trust Fund;

(2) current law, as stipulated in TEA-21, guarantees that all such deposits to the Highway Trust Fund are spent in full on the construction and rehabilitation of our Nation's highways, bridges, and transit systems;

(3) the funding guarantees contained in TEA-21 are essential to the ability of the Nation's Governors, highway commissioners, and transit providers to address the growing backlog of critical transportation investments in order to stem the deterioration of our road and transit systems, improve the safety of our highways, and reduce the growth of congestion that is choking off economic growth in communities across the Nation;

(4) any effort to reduce the Federal gasoline tax or de-link the relationship between highway user fees and highway spending pose a great danger to the integrity of the Highway Trust Fund and the ability of the States to invest adequately in our transportation infrastructure; and

(5) proposals to reduce the Federal gasoline tax threaten to endanger the spending levels guaranteed in TEA-21 while providing no guarantee that consumers will experience any reduction in price at the gas pump.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the functional totals in this budget resolution do not assume the reduction of any Federal gasoline taxes on either a temporary or permanent basis.

SEC. 332. SENSE OF THE SENATE ON THE INTERNAL COMBUSTION ENGINE.

It is the sense of the Senate that the levels in this resolution assume that the Senate will not, on behalf of Vice President Al Gore, increase gasoline and diesel fuel taxes by \$1.50 per gallon effective July 1, 2000, and by an additional \$1.50 per gallon effective fiscal year 2005, as part of "a coordinated global program to accomplish the strategic goal of completely eliminating the internal combustion engine over, say, a twenty-five year period" since "their cumulative impact on the global environment is posing a mortal threat to the security of every nation that is more deadly than that of any military enemy we are ever again likely to confront".

SEC. 333. SENSE OF THE SENATE REGARDING THE ESTABLISHMENT OF A NATIONAL BACKGROUND CHECK SYSTEM FOR LONG-TERM CARE WORKERS.

(a) **FINDINGS.**—The Senate makes the following findings:

(1) The impending retirement of the baby boom generation will greatly increase the demand and need for quality long-term care and it is incumbent on Congress and the President to

ensure that medicare and medicaid patients are protected from abuse, neglect, and mistreatment.

(2) Although the majority of long-term care facilities do an excellent job in caring for elderly and disabled patients, incidents of abuse and neglect and mistreatment do occur at an unacceptable rate and are not limited to nursing homes alone.

(3) Current Federal and State safeguards are inadequate because there is little or no information sharing between States about known abusers and no common State procedures for tracking abusers from State to State and facility to facility.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the assumptions underlying the functional totals in this concurrent resolution on the budget assume that a national registry of abusive long-term care workers should be established by building upon existing infrastructures at the Federal and State levels that would enable long-term care providers who participate in the medicare and medicaid programs to conduct background checks on prospective employees.

SEC. 334. SENSE OF THE SENATE CONCERNING THE PRICE OF PRESCRIPTION DRUGS IN THE UNITED STATES.

(a) **FINDINGS.**—The Senate makes the following findings:

(1) Today, two-thirds of senior citizens in the United States have access to prescription drugs through health insurance coverage.

(2) However, it is difficult for many Americans, including senior citizens, to afford the prescription drugs that they need to stay healthy.

(3) Many senior citizens in the United States leave the country and go to Canada or Mexico to buy prescription drugs that are developed, manufactured, and approved in the United States in order to buy such drugs at lower prices than such drugs are sold for in the United States.

(4) According to the General Accounting Office, a consumer in the United States pays on average $\frac{1}{3}$ more for a prescription drug than a consumer pays for the same drug in another country.

(5) The United States has made a strong commitment to supporting the research and development of new drugs through taxpayer-supported funding of the National Institutes of Health, through the research and development tax credit, and through other means.

(6) The development of new drugs is important because the use of such drugs enables people to live longer and lead healthier, more productive lives.

(7) Citizens of other countries should pay a portion of the research and development costs for new drugs, or their fair share of such costs, rather than just reap the benefits of such drugs.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the budgetary levels in this resolution assume that the cost disparity between identical prescription drugs sold in the United States, Canada, and Mexico should be reduced or eliminated.

SEC. 335. SENSE OF THE SENATE AGAINST FEDERAL FUNDING OF SMOKE SHOPS.

(a) **FINDINGS.**—The Senate makes the following findings:

(1) Smoking begun by children during their teen years and even earlier turns the lives of far too many Americans into nightmares decades later, plagued by disease and premature death.

(2) The Federal Government should leave a legacy of more healthy Americans and fewer victims of tobacco-related illness.

(3) Efforts by the Federal Government should seek to protect young people from the dangers of smoking.

(4) Discount tobacco stores, sometimes known as smoke shops, operate to sell high volumes of cigarettes and other tobacco products, often at significantly reduced prices, with each tobacco outlet often selling millions of discount cigarettes each year.

(5) Studies by the Surgeon General and the Centers for Disease Control and Prevention demonstrate that children are particularly susceptible to price differentials in cigarettes, such as those available through smoke shop discounts.

(6) The Department of Housing and Urban Development is using Federal funds for grants to construct not less than 6 smoke shops or facilities that contain a smoke shop.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the budget levels in this resolution assume that no Federal funds may be used by the Department of Housing and Urban Development to provide any grant or other assistance to construct, operate, or otherwise benefit a smoke shop or other tobacco outlet.

SEC. 336. SENSE OF THE SENATE REGARDING THE NEED TO REDUCE GUN VIOLENCE IN AMERICA.

(a) FINDINGS.—The Senate finds the following:

- (1) On average, 12 children die from gun fire everyday in America.

(2) On May 20, 1999, the Senate passed the Violent and Repeat Offender Accountability and Rehabilitation Act, by a vote of 73 to 25, in part, to stem gun-related violence in the United States.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in function 750 of this resolution assume that Congress should—

(1) pass the conference report to accompany H.R. 1501, the Violent and Repeat Juvenile Offender Accountability and Rehabilitation Act, including Senate-passed provisions, with the purpose of limiting access to firearms by juveniles, convicted felons, and other persons prohibited by law from purchasing or possessing firearms; and

(2) consider H.R. 1501 not later than April 20, 2000.

SEC. 337. SENSE OF THE SENATE SUPPORTING ADDITIONAL FUNDING FOR FISCAL YEAR 2001 FOR MEDICAL CARE FOR OUR NATION'S VETERANS.

(a) It is the sense of the Senate that the provisions in this resolution assume that if the Congressional Budget Office determines there is an on-budget surplus for fiscal year 2001, \$500,000,000 of that surplus will be restored to the programs cut in this amendment.

(b) It is the sense of the Senate that the assumptions underlying this budget resolution assume that none of these offsets will come from defense or veterans, and to the extent possible should come from administrative functions.

SEC. 338. SENSE OF THE SENATE REGARDING MEDICAL CARE FOR VETERANS.

It is the sense of the Senate that—

(1) the provisions of this resolution assume that if the Congressional Budget Office determines there is an on-budget surplus for fiscal year 2001, \$500,000,000 of that surplus will be restored to the programs cut by this amendment; and

(2) the assumptions underlying this resolution assume that none of the offsets made by this amendment will come from defense or veterans and should, to the extent possible, come from administrative functions.

SEC. 339. SENSE OF THE SENATE CONCERNING INVESTMENT OF SOCIAL SECURITY TRUST FUNDS.

(a) FINDINGS.—The Senate finds that—

(1) Government investment of the Social Security trust funds in the stock market is a gamble Congress should be unwilling to make on behalf of the millions who receive and depend on Social Security to meet their retirement needs;

(2) in 1999, the Senate voted 99-0 to oppose Government investment of the Social Security trust funds in private financial markets;

(3) in addition to the unanimous opposition of the United States Senate, Federal Reserve Chairman Alan Greenspan and Securities and Exchange Commissioner Arthur Levitt also oppose the idea; and

(4) despite this opposition, and despite the dangers inherent in having the Government in-

vest Social Security trust funds in private financial markets, President Clinton has once again suggested, on page 37 of the Administration's proposed fiscal year 2001 Federal budget, that the Government invest part of the Social Security trust funds in corporate equities.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the assumptions underlying the functional totals in this resolution assume that the Federal Government should not directly invest contributions made to the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund established under section 201 of the Social Security Act (42 U.S.C. 401), or any interest derived from those contributions, in private financial markets.

SEC. 340. SENSE OF THE SENATE CONCERNING DIGITAL OPPORTUNITY.

(a) FINDINGS.—The Senate makes the following findings:

(1) A digital divide exists in America. Low-income, urban and rural families are less likely to have access to the Internet and computers. African American and Hispanic families are only ½ as likely to have Internet access as white families. Access by Native Americans to the Internet and to computers is statistically negligible.

(2) Regardless of income level, Americans living in rural areas lag behind in Internet access. Individuals with lower incomes who live in rural areas are half as likely to have Internet access as individuals who live in urban areas.

(3) The digital divide for the poorest Americans has grown by 29 percent since 1997.

(4) Access to computers and the Internet and the ability to use this technology effectively is becoming increasingly important for full participation in America's economic, political and social life.

(5) Unequal access to technology and high-tech skills by income, educational level, race and geography could deepen and reinforce the divisions that exist within American society.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the functional totals underlying this resolution on the budget assume that—

(1) to ensure that all children are computer literate by the time they finish the eighth grade, regardless of race, ethnicity, gender, income, geography or disability, to broaden access to information technologies, to provide workers, teachers and students with information technology training, and to promote innovative online content and software applications that will improve commerce, education and quality of life, initiatives that increase digital opportunity should be provided for as follows:

(A) \$200,000,000 in tax incentives should be provided to encourage private sector donation of high-quality computers, sponsorship of community technology centers, training, technical services and computer repair;

(B) \$450,000,000 should be provided for teacher training;

(C) \$150,000,000 for new teacher training;

(D) \$400,000,000 should be provided for school technology and school libraries;

(E) \$20,000,000 should be provided to place computers and trained personnel in Boys & Girls Clubs;

(F) \$25,000,000 should be provided to create an E-Corps within Americorps;

(G) \$100,000,000 should be provided to create 1,000 Community Technology Centers in low-income urban and rural communities;

(H) \$50,000,000 should be provided for public/private partnerships to expand home access to computers and the Internet for low-income families;

(I) \$45,000,000 should be provided to promote innovative applications of information and communications technology for underserved communities;

(J) \$10,000,000 should be provided to prepare Native Americans for careers in Information Technology and other technical fields; and

(K) all Americans should have access to broadband telecommunications capability as

soon as possible and as such, initiatives that increase broadband deployment should be funded, including \$25,000,000 to accelerate private sector deployment of broadband and networks in underserved urban and rural communities.

SEC. 341. SENSE OF THE SENATE ON MEDICARE PRESCRIPTION DRUGS.

It is the sense of the Senate that the levels in this budget resolution assume that among its reform options, Congress should explore a medicare prescription drug proposal that—

(1) is voluntary;

(2) increases access for all medicare beneficiaries;

(3) is designed to provide meaningful protection and bargaining power for medicare beneficiaries in obtaining prescription drugs;

(4) is affordable for all medicare beneficiaries and for the medicare program;

(5) is administered using private sector entities and competitive purchasing techniques;

(6) is consistent with broader medicare reform;

(7) preserves and protects the financial integrity of the medicare trust funds;

(8) does not increase medicare beneficiary premiums; and

(9) provides a prescription drug benefit as soon as possible.

SEC. 342. SENSE OF THE SENATE CONCERNING FUNDING FOR NEW EDUCATION PROGRAMS.

It is the sense of the Senate that the budgetary levels in this resolution assume that Congress' first priority should be to fully fund the programs described under part B of the Individuals with Disabilities Education Act (20 U.S.C. 1411 et seq.) at the originally promised level of 40 percent before Federal funds are appropriated for new education programs.

SEC. 343. SENSE OF THE SENATE REGARDING ENFORCEMENT OF FEDERAL FIREARMS LAWS.

(a) FINDINGS.—The Senate makes the following findings:

(1) The Clinton Administration has failed to adequately enforce Federal firearms laws. Between 1992 and 1998, Triggerlock gun prosecutions—prosecutions of defendants who use a firearm in the commission of a felony—dropped nearly 50 percent, from 7,045 to approximately 3,800.

(2) The decline in Federal firearms prosecutions was not due to a lack of adequate resources. During the period when Federal firearms prosecutions decreased nearly 50 percent, the overall budget of the Department of Justice increased 54 percent.

(3) It is a Federal crime to possess a firearm on school grounds under section 922(q) of title 18, United States Code. The Clinton Department of Justice prosecuted only 8 cases under this provision of law during 1998, even though more than 6,000 students brought firearms to school that year. The Clinton Administration prosecuted only 5 such cases during 1997.

(4) It is a Federal crime to transfer a firearm to a juvenile under section 922(x) of title 18, United States Code. The Clinton Department of Justice prosecuted only 6 cases under this provision of law during 1998 and only 5 during 1997.

(5) It is a Federal crime to transfer or possess a semiautomatic assault weapon under section 922(v) of title 18, United States Code. The Clinton Department of Justice prosecuted only 4 cases under this provision of law during 1998 and only 4 during 1997.

(6) It is a Federal crime for any person "who has been adjudicated as a mental defective or who has been committed to a mental institution" to possess or purchase a firearm under section 922(g) of title 18, United States Code. Despite this Federal law, mental health adjudications are not placed on the national instant criminal background system established under section 103(b) of the Brady Handgun Violence Prevention Act (18 U.S.C. 922 note).

(7) It is a Federal crime for any person knowingly to make any false statement in the attempted purchase of a firearm under section

922(a)(6) of title 18, United States Code. It is also a Federal crime for convicted felons to possess or purchase a firearm under section 922(g) of title 18, United States Code.

(8) More than 500,000 convicted felons and other prohibited purchasers have been prevented from buying firearms from licensed dealers since the Brady Handgun Violence Prevention Act was enacted. When these felons attempted to purchase a firearm, they violated section 922(a)(6) of title 18, United States Code, by making a false statement under oath that they were not disqualified from purchasing a firearm. Nonetheless, of the more than 500,000 violations, only approximately 200 of the felons have been referred to the Department of Justice for prosecution.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the assumptions underlying the functional totals in this concurrent resolution on the budget assume that Federal funds will be used for an effective law enforcement strategy requiring a commitment to enforcing existing Federal firearms laws by—

(1) designating not less than 1 Assistant United States Attorney in each district to prosecute Federal firearms violations and thereby expand Project Exile nationally;

(2) upgrading the national instant criminal background system established under section 103(b) of the Brady Handgun Violence Prevention Act (18 U.S.C. 922 note) by encouraging States to place mental health adjudications on that system and by improving the overall speed and efficiency of that system; and

(3) providing incentive grants to States to encourage States to impose mandatory minimum sentences for firearm offenses based on section 924(c) of title 18, United States Code, and to prosecute those offenses in State court.

SEC. 344. SENSE OF THE SENATE REGARDING THE CENSUS.

It is the sense of the Senate that the levels in this resolution and legislation enacted pursuant to this resolution assume that no American will be prosecuted, fined or in anyway harassed by the Federal Government or its agents for failure to respond to any census questions which refer to an individual's race, national origin, living conditions, personal habits, or mental and/or physical condition, but that all Americans are encouraged to send in their census forms.

SEC. 345. SENSE OF THE SENATE THAT ANY INCREASE IN THE MINIMUM WAGE SHOULD BE ACCOMPANIED BY TAX RELIEF FOR SMALL BUSINESSES.

It is the sense of the Senate that the functional totals underlying this resolution on the budget assume that the minimum wage should be increased as provided for in amendment number 2547, the Domenici and others amendment to S. 625, the Bankruptcy Reform legislation.

SEC. 346. SENSE OF THE SENATE CONCERNING THE MINIMUM WAGE.

It is the sense of the Senate that the levels in this resolution assume that Congress should enact legislation to amend the Fair Labor Standards Act of 1938 (29 U.S.C. 201 et seq.) to increase the Federal minimum wage by \$1.00 over 1 year with a \$0.50 increase effective May 2, 2000 and another \$0.50 increase effective on May 2, 2001.

SEC. 347. SENSE OF CONGRESS REGARDING FUNDING FOR THE PARTICIPATION OF MEMBERS OF THE UNIFORMED SERVICES IN THE THRIFT SAVINGS PLAN.

It is the sense of Congress that the levels of funding for the defense category in this resolution—

(1) assume that members of the Armed Forces are to be authorized to participate in the Thrift Savings Plan; and

(2) provide the \$980,000,000 necessary to offset the reduced tax revenue resulting from that participation through fiscal year 2009.

SEC. 348. SENSE OF THE SENATE CONCERNING PROTECTING THE SOCIAL SECURITY TRUST FUNDS.

It is the sense of the Senate that the levels in this resolution assume that the Congress shall pass legislation which provides for sequestration to reduce Federal spending by the amount necessary to ensure that, in any fiscal year, the Social Security surpluses are used only for the payment of Social Security benefits, retirement security, Social Security reform, or to reduce the Federal debt held by the public.

SEC. 349. SENSE OF THE SENATE CONCERNING REGULATION OF TOBACCO PRODUCTS.

(a) FINDINGS.—The Senate makes the following findings:

(1) Cigarette smoking and tobacco use is the single most preventable cause of death and disability in the United States.

(2) Cigarette smoking and tobacco use cause approximately 400,000 deaths each year in the United States.

(3) Health care costs associated with treating tobacco-related diseases are \$80,000,000,000 per year, and almost half of such costs are paid for by taxpayer-financed government health care programs.

(4) In spite of the well established dangers of cigarette smoking and tobacco use, there is no Federal agency that has authority to regulate the manufacture, sale, distribution, and use of tobacco products.

(5) Major tobacco companies spend over \$5,600,000,000 each year (\$15,000,000 each day) to promote the use of tobacco products.

(6) Ninety percent of adult smokers first started smoking before the age of 18.

(7) Each day 3,000 children become regular smokers and 1/3 of such children will die of diseases associated with the use of tobacco products.

(8) The Food and Drug Administration regulates the manufacture, sale, distribution, and use of nicotine-containing products used as substitutes for cigarette smoking and tobacco use and should be granted the authority to regulate tobacco products.

(9) Congress should restrict youth access to tobacco products and ensure that tobacco products meet minimum safety standards.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the budgetary levels in this resolution assume that—

(1) the Food and Drug Administration is the most qualified Federal agency to regulate tobacco products; and

(2) Congress should enact legislation in the year 2000 that grants the Food and Drug Administration the authority to regulate tobacco products.

SEC. 350. SENSE OF THE SENATE REGARDING AFTER SCHOOL PROGRAMS.

(a) FINDINGS.—The Senate makes the following findings:

(1) The demand for after school education is very high, with more than 1,000,000 students waiting to get into such programs.

(2) After school programs improve educational achievement and have widespread support, with over 90 percent of the American people supporting such programs.

(3) 450 of the Nation's leading police chiefs, sheriffs, and prosecutors, along with the presidents of the Fraternal Order of Police, and the International Union of Police Associations, support government funding of after school programs.

(4) Many of our Nation's governors endorse increasing the number of after school programs through a Federal and State partnership.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that this resolution assumes that the President's level of funding for after school programs in fiscal year 2001 will be provided, which will accommodate the current need for after school programs.

SEC. 351. SENSE OF SENATE REGARDING CASH BALANCE PENSION PLAN CONVERSATIONS.

(a) FINDINGS.—The Senate finds the following:

(1) Defined benefit pension plans are guaranteed by the Pension Benefit Guaranty Corporation and provide a lifetime benefit for a beneficiary and spouse.

(2) Defined benefit pension plans provide meaningful retirement benefits to rank and file workers, since such plans are generally funded by employer contributions.

(3) Employers should be encouraged to establish and maintain defined benefit pension plans.

(4) An increasing number of major employers have been converting their traditional defined benefit plans to "cash balance" or other hybrid defined benefit plans.

(5) Under current law, employers are not required to provide plan participants with meaningful disclosure of the impact of converting a traditional defined benefit plan to a "cash balance" or other hybrid formula.

(6) For a number of years after a conversion, the cash balance or other hybrid benefit formula may result in a period of "wear away" during which older and longer service participants earn no additional benefits.

(7) Federal law should continue to prohibit pension plan participants from being discriminated against on the basis of age in the provision of pension benefits.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in this resolution assume that pension plan participants whose plans are changed to cause older or longer service workers to earn less retirement income, including conversions to "cash balance plans," should receive additional protection than what is currently provided, and Congress should act this year to address this important issue. In particular, at a minimum—

(1) all pension plan participants should receive adequate, accurate, and timely notice of any change to a plan that will cause participants to earn less retirement income in the future; and

(2) pension plans that are changed to a cash balance or other hybrid formula should not be permitted to "wear away" participants' benefits in such a manner that older and longer service participants earn no additional pension benefits for a period of time after the change.

SEC. 352. SENSE OF THE SENATE CONCERNING UNINSURED AND LOW-INCOME INDIVIDUALS IN MEDICALLY UNDER-SERVED COMMUNITIES.

(a) FINDINGS.—The Senate finds that—

(1) the uninsured population in the United States continues to grow at over 100,000 individuals per month, and is estimated to reach over 53,000,000 people by 2007;

(2) the growth in the uninsured population continues despite public and private efforts to increase health insurance coverage;

(3) nearly 80 percent of the uninsured population are members of working families who cannot afford health insurance or cannot access employer-provided health insurance plans;

(4) minority populations, rural residents, and single-parent families represent a disproportionate number of the uninsured population;

(5) the problem of health care access for the uninsured population is compounded in many urban and rural communities by a lack of providers who are available to serve both insured and uninsured populations;

(6) community, migrant, homeless, and public housing health centers have proven uniquely qualified to address the lack of adequate health care services for uninsured populations, serving over 4,500,000 uninsured patients in 1999, including over 1,000,000 new uninsured patients who have sought care from such centers in the last 3 years;

(7) health centers care for nearly 7,000,000 minorities, nearly 600,000 farmworkers, and more than 500,000 homeless individuals each year;

(8) health centers provide cost-effective comprehensive primary and preventive care to uninsured individuals for less than \$1.00 per day, or \$350 annually, and help to reduce the inappropriate use of costly emergency rooms and inpatient hospital care;

(9) current resources only allow health centers to serve 10 percent of the Nation's 44,000,000 uninsured individuals;

(10) past investments to increase health center access have resulted in better health, an improved quality of life for all Americans, and a reduction in national health care expenditures; and

(11) Congress can act now to increase access to health care services for uninsured and low-income people together with or in advance of health care coverage proposals by expanding the availability of services at community, migrant, homeless, and public housing health centers.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the functional totals underlying this resolution on the budget assume that—

(1) appropriations for consolidated health centers under section 330 of the Public Health Service Act (42 U.S.C. 254b) should be increased by 100 percent over the next 5 fiscal years in order to double the number of individuals who receive health care services at community, migrant, homeless, and public housing health centers; and

(2) appropriations for consolidated health centers should be increased by \$150,000,000 in fiscal year 2001 over the amount appropriated for such centers in fiscal year 2000.

SEC. 353. SENSE OF THE SENATE CONCERNING FISCAL YEAR 2001 FUNDING FOR THE UNITED STATES COAST GUARD.

(a) FINDINGS.—The Senate makes the following findings:

(1) The United States Coast Guard in 1999 saved approximately 3,800 lives in providing the essential service of maritime safety.

(2) The United States Coast Guard in 1999 prevented 111,689 pounds of cocaine and 28,872 pounds of marijuana from entering the United States in providing the essential service of maritime security.

(3) The United States Coast Guard in 1999 boarded more than 14,000 fishing vessels to check for compliance with safety and environmental laws in providing the essential service of the protection of natural resources.

(4) The United States Coast Guard in 1999 ensured the safe passage of nearly 1,000,000 commercial vessel transits through congested harbors with vessel traffic services in providing the essential service of maritime mobility.

(5) The United States Coast Guard in 1999 sent international training teams to help more than 50 countries develop their maritime services in providing the essential service national defense.

(6) Each year, the United States Coast Guard ensures the safe passage of more than 200,000,000 tons of cargo cross the Great Lakes including iron ore, coal, and limestone. Shipping on the Great Lakes faces a unique challenge because the shipping season begins and ends in ice anywhere from 3 to 15 feet thick. The ice-breaking vessel MACKINAW has allowed commerce to continue under these conditions. However, the productive life of the MACKINAW is nearing an end. The Coast Guard has committed to keeping the vessel in service until 2006 when a replacement vessel is projected to be in service, but to meet that deadline, funds must be provided for the Coast Guard in fiscal year 2001

to provide for the procurement of a multipurpose-design heavy icebreaker.

(7) Without adequate funding, the United States Coast Guard would have to radically reduce the level of service it provides to the American public.

(b) ADJUSTMENT IN BUDGET LEVELS.—

(1) INCREASE IN FUNDING FOR TRANSPORTATION.—Notwithstanding any other provision of this resolution, the amounts specified in section 103(8) of this resolution for budget authority and outlays for Transportation (budget function 400) for fiscal year 2001 shall be increased as follows:

(A) The amount of budget authority for that fiscal year, by \$300,000,000.

(B) The amount of outlays for that fiscal year, by \$300,000,000.

(2) OFFSETTING DECREASE IN FUNDING FOR ALLOWANCES.—Notwithstanding any other provision of this resolution, the amounts specified in section 103(19) of this resolution for budget authority and outlays for Allowances (budget function 920) for fiscal year 2001 shall be decreased as follows:

(A) The amount of budget authority for that fiscal year, by \$300,000,000.

(B) The amount of outlays for that fiscal year, by \$300,000,000.

(c) SENSE OF THE SENATE.—It is the sense of the Senate that—

(1) the provisions of this resolution, as modified by subsection (b), should provide additional budget authority and outlay authority for the United States Coast Guard for fiscal year 2001 such that the amount of such authority in fiscal year 2001 exceeds the amount of such authority for fiscal year 2000 by \$300,000,000; and

(2) any level of such authority in fiscal year 2001 below the level described in paragraph (1) would require the Coast Guard to—

(A) close numerous stations and utilize remaining assets only for emergency situations;

(B) reduce the number of personnel of an already streamlined workforce;

(C) curtail its capacity to carry out emergency search and rescue; and

(D) reduce operations in a manner that would have a detrimental impact on the sustainability of valuable fish stocks in the North Atlantic and Pacific Northwest and its capacity to stem the flow of illicit drugs and illegal immigration into the United States.

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**APPOINTMENT OF CONFEREES—
H. CON. RES. 290**

The PRESIDING OFFICER. Pursuant to the previous order, the Chair appoints on behalf of the Senate the following conferees for the budget resolution: Mr. DOMENICI, Mr. GRASSLEY, Mr. BOND, Mr. GORTON, Mr. LAUTENBERG, Mr. CONRAD, and Mr. WYDEN.

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**ORDERS FOR TUESDAY, APRIL 11,
2000**

Mr. NICKLES. Madam President, I ask unanimous consent that when the Senate completes its business today, it adjourn until the hour of 10 a.m. on Tuesday, April 11. I further ask unanimous consent that on Tuesday, imme-

diate following the prayer, the Journal of the proceedings be approved to date, the morning hour be deemed to have expired, the time for the two leaders be reserved for their use later in the day, and the Senate then be in a period for morning business until 12:30 p.m. with Senators permitted to speak therein for up to 5 minutes each, with the following exceptions: Senator MURKOWSKI or his designee, for 75 minutes, and Senator DASCHLE or his designee, for 75 minutes.

I further ask unanimous consent that the Senate stand in recess from the hours of 12:30 p.m. to 2:15 p.m. for the weekly policy conferences.

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

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PROGRAM

Mr. NICKLES. Madam President, for the information of all Senators, the Senate will convene at 10 a.m. and be in a period for morning business until 12:30 p.m. A number of Senators have indicated they would like to speak prior to the cloture vote on the gas tax repeal legislation. Therefore, there will be up to 2½ hours for that debate.

Following the policy luncheons, there will be an additional 10 minutes of debate, to be followed by the vote on invoking cloture on S. 2285, the Federal Fuels Tax Holiday.

I now ask unanimous consent that Senators have until 2:20 p.m. on Tuesday in order to file timely second-degree amendments to S. 2285.

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

Mr. NICKLES. In addition, it was my hope that today we could have reached agreement for the consideration of the marriage tax penalty. That is not possible today; however, I still hope that we will be able to begin consideration of that measure during tomorrow's session. I will continue to work toward that result. If an agreement is not reached on Tuesday, it may be necessary to begin the process to move that bill forward.

I thank all of my colleagues for their cooperation.

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**ADJOURNMENT UNTIL 10 A.M.
TOMORROW**

Mr. NICKLES. Madam President, I ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 3:50 p.m., adjourned until Tuesday, April 11, 2000, at 10 a.m.