

Moynihan	Reid	Smith
Murkowski	Robb	Snowe
Murray	Rockefeller	Specter
Nickles	Roth	Stevens
Nunn	Santorum	Thomas
Packwood	Sarbanes	Thompson
Pell	Shelby	Thurmond
Pressler	Simon	Warner
Pryor	Simpson	Wellstone

NOT VOTING—1

Dorgan

So the amendment (No. 423) was agreed to.

Mr. BYRD. Mr. President, in order that we might not delay Senate rollcall votes, I shall ask unanimous consent—

The PRESIDING OFFICER. If the Senator will withhold, the Senate is not in order.

The Senator from West Virginia.

Mr. BYRD. Mr. President, rather than moving to waive, in view of the fact that no Senator voted against the amendment, I shall ask unanimous consent, to thus save a rollcall vote. I ask unanimous consent to waive the provisions of the Congressional Budget Act of 1974, and the Balanced Budget and Emergency Deficit Control Act of 1985 for the language of amendment No. 423 as included in any conference report on H.R. 1158.

The PRESIDING OFFICER. Is there objection? Without objection, it is so ordered.

Mr. BYRD. Mr. President, I thank all Senators.

Mr. HATFIELD addressed the Chair.

The PRESIDING OFFICER. The Senator from Oregon.

Mr. HATFIELD. Mr. President, may we have order in the Senate?

The PRESIDING OFFICER. Order in the Chamber.

Mr. HATFIELD. Mr. President, I would like to suggest what the immediate agenda may be for the rest of this day.

We have amendments pending, and are ready to be offered by Members. We urge them to be here. I think Senator MCCAIN will be offering the next amendment. We have on our list Senator KYL, and Senator PRESSLER, and then we would like to finish today's activity between 7 and 7:30.

Mr. FORD. Mr. President, I make a point of order that the Senate is not in order. We cannot hear the distinguished chairman.

Mr. HATFIELD. I would estimate that we would probably wind up today between 7 and 7:30, and earlier, if possible, depending on rollcall possibilities for the amendments that are ready to be offered.

I yield the floor.

I yield 2 minutes to the Senator from Wisconsin.

SENATOR HOWELL HEFLIN OF ALABAMA

Mr. KOHL. Thank you very much.

Mr. President, I would like to take just a minute or two to say a few words about our friend, HOWELL HEFLIN.

I was not able to get here earlier when Senator HEFLIN was on the floor.

Along with all the many kind things that were said about him, I would like to add my own strong feelings of affection for one of the finest Members of the U.S. Senate that we have ever had in our country. And that is, of course, HOWELL HEFLIN who is retiring.

I have gotten to know HOWELL very well over the last 6 years. He is a man of unquestioned integrity and intelligence. HOWELL HEFLIN is a person who has the capacity for great friendship and compassion for people. He is a person who always has dealt straightforwardly and honestly with his colleagues and with his constituents. He is the kind of a man that—if we had 100 people like him, this would be an even finer institution by far than it is today, and it would be a much better country even than we are today.

He sets an example of all the best things in public service, for his constituents in Alabama, and for people all across this country. You have been a role model to me, a mentor and a friend. I, along with our colleagues, am going to miss you and the qualities that you represent as a legislator, as a Senator, and as a human being.

So along with the rest of us, I send you my respect and my affection and, indeed, my love.

I thank the Chair.

Mr. WARNER addressed the Chair.

The PRESIDING OFFICER. The Senator from Virginia.

Mr. WARNER. Mr. President, I would like to join my many colleagues in paying our profound respect to the judge.

When I first came to the Senate, I was told to look out for those Senators who were colorful, Senators who would always be there to kind of give a helping hand when you needed it.

HOWELL HEFLIN and I came to the Senate together, and from the first day the chief judge became one of those colorful Senators for most of us. He stood out tall in our freshmen Senate class, and now he stands even taller as he announces today his intention not to seek another term in the Senate.

That was a sad message for me. For all Members of our Senate class who came in with him, his friendship, indeed his wisdom, is something we have sought and relied on through these many years.

I should like to also add that the Heflin family as a whole, his lovely wife, who has been an active member, are beloved members of the Senate family. When the judge did not have a smile, she would have a smile. And I say to my good friend, how fortunate you have been in this life of yours of many accomplishments to have had that very strong and faithful partner by your side these many years.

(Mrs. SNOWE assumed the chair.)

Mr. WARNER. Madam President, as one who was privileged—and I say this with a great deal of humility—to have worn the green of the Marine Corps, HOWELL HEFLIN is indeed one of those unheralded, true heroes of the U.S. Marines. He fought in the Pacific. He dis-

tinguished himself. He was recognized for his heroism, his leadership, his courage by the United States of America, and I have always valued those days when in the course of the Senate life we had to address issues relating to the Marine Corps. Many times have we gone to the Marine Corps to attend meetings, to attend breakfasts, the two of us, to always express our gratitude to the corps. So I say to my good friend, "Semper fi."

I yield the floor.

Mrs. BOXER addressed the Chair.

The PRESIDING OFFICER. The Senator from California.

Mrs. BOXER. Thank you very much, Madam President.

As Judge HEFLIN, as we call him, is walking over to Senator WARNER to shake his hand, I just wanted to add a couple of words.

If any American did just one or two of the things that HOWELL HEFLIN has done in his life, that individual would be so blessed—to be a war hero, to be a great and respected judge, to be a great U.S. Senator, one who has respect from both sides of the aisle and, indeed, affection.

I just want to say to you, Judge HEFLIN, that you have been my pal and my friend, that I have gone to you with the issues that perhaps were not in your best interest to support but you always listened to me and you always made a judgment that you thought was right for the people you represent but also what was the right thing for you to do as a human being.

I just wanted you to know one more thing. I have served in the Congress for a long time, in the Senate just a few years, and I remember an incident that occurred on the floor when there was an amendment brought before this body that on the surface maybe one did not understand its true meaning and how much it would impact certain people in this country.

Judge, you voted for that amendment, and then when our friend from Illinois came to the floor, Senator MOSELEY-BRAUN—I am so happy that she is here—and she made the case to the Senate that that amendment would really tear apart many of our people and bring back memories that haunt them, you stepped back and you led this Senate in its reversal of that amendment. You did not think about whether it would make you popular or whether you would win that vote, which you did. You led us onto the right path.

Judge, you are a leader, and we will miss you. There are not enough people in politics who are willing to take the risks that you have taken. God bless you. And myself, I find already that there is a void in the Senate just knowing you will not be here in a year and a half. But let me tell you, I am going to look forward to working with you in the remaining time that we have together in the Senate.

I yield the floor.

Ms. MOSELEY-BRAUN addressed the Chair.

The PRESIDING OFFICER. The Senator from Illinois.

Ms. MOSELEY-BRAUN. I thank the Chair.

Madam President, I rise to associate myself with the remarks of my colleagues and to join in saluting Judge HEFLIN as he is known to all of us who have had a chance to work with him. He is truly a beloved figure.

A moment ago, I walked over and gave Judge HEFLIN a big kiss. Now, I do not know if that is the way things have occurred in the Senate over time, but the fact is that just as the Senator from California and I and the Presiding Officer represent the new Senate, Judge HEFLIN represents the new South, and he has given rise to the kind of leadership, the kind of moral force that has lifted up this body certainly and, indeed, this entire country. His integrity, his intelligence, his commitment and faith in the Constitution of these United States, faith in what the American dream has always stood for and can be in the future, has led Judge HEFLIN in a direction that I think is without peer and without parallel in this body.

He has provided constant leadership and always had the time to be nice. He has always had the time to listen. He has always had the time to take a junior Member under his wing and talk with them about the issues, no matter how arcane.

I remember working with Judge HEFLIN on the Judiciary Committee and going over issues having to do with ALJ's and bankruptcy reform and things that really do not rise to the level of the press releases and the things that make the news but that are vitally important in the way we execute and administer the laws of the United States. He paid attention to the details with a sense of the law and history, with a sense of the philosophy and the right way to go in such a way as to give leadership and guidance to those of us who had just joined this august body.

I can tell you that the Senate is going to miss Judge HEFLIN. I personally am going to miss Judge HEFLIN. I know the people of Alabama are going to miss having Judge HEFLIN's service in the Senate because, if nothing else, he has been an advocate for Alabama like I have never known. My mother would have been very proud to know Judge HEFLIN.

My mother, by the way, Madam President, was originally from Alabama, and I consider myself to be—in fact, it is interesting. Judge HEFLIN is sitting on the floor with the Senator from Louisiana. Together they represent my parental ancestral homes, both Louisiana and Alabama.

But my mother came from Alabama. I used to spend summers there as a girl. I grew up on a farm there in the summertime. I have a great love for his State.

But certainly no one has loved Alabama more than Judge HEFLIN has. He has worked for that State. He has worked for the people of that State. He has worked to give the people of that State the kind of leadership, the kind of guidance, the kind of strong advocacy in this body over time.

I know his service in behalf of the people of Alabama will be greatly missed. We will certainly miss him, precisely because he provided the moral leadership and really the voice of what the South can be and what the South is today. He has provided the leadership in regard to issues having to do with race, Madam President, in a way that was always consistent, always fair, always straightforward. And he did so with courage.

And I want to end by saying that I think if one thing distinguishes Judge HEFLIN, it is his courage. He stood on this floor about a year ago and made probably one of the most eloquent speeches I have ever heard in my life. He made it from the heart and he made it with great courage. It was that courage, I am sure, that the people of Alabama recognized when they elected him to serve in this body. He certainly has done his best to fulfill the sacred trust that the people of Alabama put in him and in so doing he has provided a great service to all of the people of the United States.

He has been a force for good, he has been a force for the light. We will all miss him. Even as we all make promises now, Judge, to come visit you and see you, the fact of the matter is we are going to miss not having you here every day in the next few years. So, farewell in that regard, and my salute to you.

We love you. We cherish you. We cherish what you have done for all of us. And we will never, ever forget the tremendous role that you have played in leading this country in the right direction.

I yield the floor.

Mr. CHAFEE addressed the Chair.

The PRESIDING OFFICER. The Senator from Rhode Island.

Mr. CHAFEE. Madam President, I join in the tributes to Senator HEFLIN. It has been my great privilege to have participated on a couple of trips with him and his wife, Mike. He is a wonderful traveling companion and a wonderful friend.

The eloquent remarks that were made by the Senator from Illinois in connection with Judge HEFLIN are certainly true. She mentioned his courage. He has not only courage in debate, but he has physical courage that was demonstrated by his receiving the Silver Star in World War II in the Marine Corps.

So, Judge, you have not packed your bags yet. You are going to be around for a year and a half, so we do not want to say farewell yet. But we just want to say what a great treat it has been to have been associated with you and with your wife on various occasions. We

look forward to more of those instances arising in the future. We will certainly miss you when you leave.

Mr. LEVIN addressed the Chair.

The PRESIDING OFFICER. The Senator from Michigan.

Mr. LEVIN. Madam President, I hate to see HOWELL HEFLIN leave the U.S. Senate. We came here together. We were classmates. He and his wife, Mike, and my wife, Barbara, and I have had an awful lot of good times together.

I do not know of any better mind or any greater heart in the U.S. Senate. HOWELL HEFLIN's mind is a tremendous instrument of good, of balance, of thoughtfulness, and compassion, but of logic.

His background as a judge brought great wealth to this Senate. We have watched him over and over again tackle some of the most difficult issues that faced this country and bring to it a judicial temperament, a willingness to look at all sides of an issue, and many issues have more than just two sides. But we have stood in admiration as we watched him analyze an issue.

And that great mind has been matched by a great heart. HOWELL HEFLIN has brought dignity and decency to this institution. We all, I think, would like to believe that we add a measure of that, but I do not know of anybody that has lived up to that requirement of public service that we not only bring talent of intellect but that we also bring a human decency to the job.

And so, I am glad for you, Senator HEFLIN—I have to be formal speaking on the floor. HOWELL, I am glad for you. I am glad for Mike. But, I must tell you, I am sad for Barbara and sad for myself. The Senate will be poorer. Your life, I know, will go on and you will have more time to do things which you so long delayed. But we shall miss you terribly. And we will take full advantage of the year and a half left that we have of your talent here in the U.S. Senate.

Mr. SIMPSON addressed the Chair.

The PRESIDING OFFICER. The Senator from Wyoming.

Mr. SIMPSON. Madam President, there are four of us here on the floor—Senator PRESSLER, Senator LEVIN, Senator HEFLIN, and myself. We all came here together in the class of 1978.

HOWELL HEFLIN and I were immediately placed on the Judiciary Committee. Senator LEVIN, being more adroit, and Senator PRESSLER, too, managed to escape service there.

But HOWELL HEFLIN and I went to the Judiciary Committee side by side, freshmen Senators. And we went immediately to work on the issues that always confronted a Judiciary Committee, things like—tough ones—issues of judges, issues of immigration, issues of civil rights, the balanced budget amendment.

One of the greatest privileges I had was watching this man work on the balanced budget amendment, day after day, year after year. The first bill out

of the chute every year was the balanced budget amendment. And we were very close and I feel we will get there this year. It will largely be a tribute to you, sir, when it occurs, to HOWELL HEFLIN.

And always you were supportive and helpful to me. When I would seek your counsel, you would give it in a most honest and refreshing way, with that extraordinary honesty and integrity that is, sadly enough, sometimes lacking, but not always.

But to me, you were a steady, thoughtful friend and very, very wise. I do not know many people who are wise. I know brilliant people. I know thoughtful people. I know intelligent people. You are a combination of all those things, but you have a wisdom and common sense which is enviable.

And in our travels together, you and I have a great common bond, and that is humor; good humor.

I will miss your no-tie Hawkins stories, but not much. And I will share with you the toast to water again, and the great story on whiskey, of course, which is memorable in itself.

But, you and Mike have traveled side by side, as Ann and I have, through many years of life. And that remarkable woman at your side is one of the most special ones to me and to my wife, Ann.

So as you go on to new things, knowing that the actual essence of your life is your good humor, it reminds me of what my mother said—that humor is the universal solvent against the abrasive elements of life.

You have lived that way and you have helped us all by just saying, "Relax. Settle down. We have a job to do. Don't get swept up in the emotion of it."

The counsel, the friendship, the trust you gave to me are deeply appreciated. We have shared much together. You are a very dear friend and we wish you well. Good luck and Godspeed. We will enjoy these many months more of working with you on things that will come to pass simply because of your presence, and the fact that you have decided to leave us will impel us to do things that are left undone that we will get done as a tribute to you.

I thank the Chair.

Mr. PRESSLER addressed the Chair.

The PRESIDING OFFICER. The Senator from South Dakota.

Mr. PRESSLER. Madam President, I join in the tribute to my good friend and colleague.

I recall visiting his home in Tuscumbia, AL, and his lovely wife, Mike, receiving us there. I recall serving on the Commerce Committee and the Judiciary Committee with him over the years, and I believe we have been on a trip or two with some of these delegations.

So I congratulate him on great service to the United States. It has been a pleasure to serve with you. I think you are an example to all of us of what a

good U.S. Senator is. I wish you all my best.

EMERGENCY SUPPLEMENTAL APPROPRIATIONS ACT

The Senate continued with the consideration of the bill.

Mr. SIMPSON. Mr. President, I rise in support of the pending legislation, which would provide for disaster relief and for accompanying rescissions.

This is not by any measure a partisan bill—indeed, it was put together by the Appropriations Committee in the same fine bipartisan spirit that has always characterized that committee, and the relationship between two very fine and capable men—Chairman HATFIELD and the ranking member, Senator BYRD.

I do believe, however, that there is good cause for many of us who are now in the majority, to be particularly pleased with this legislation.

If there was one glaring, disturbing symptom of "business as usual" in Washington as practiced for too many recent years, it would be the practice of always saying "yes" to new spending, even when most always failing to make the hard decisions to pay for it.

One category of spending in which this has been most obvious has been the area of disaster relief. It is, of course, entirely fitting and proper that we provide assistance to those who are in need solely because of an "act of God." But we have too often simply appropriated this money, added it to the Federal deficit, and failed to prioritize our spending priorities within existing spending levels.

I joined our distinguished leader, Senator DOLE, during the last session, in attempting to provide for a full spending cut offset during the last time the Senate considered emergency disaster appropriations. We failed in that effort, I am quite sorry to say.

But today we see here a bill that not only provides for needed disaster assistance, but more than makes up for that new spending with an even larger amount of spending cuts. This, to me, means that we have truly arrived at a brand new day in Washington.

Let me assure my colleagues that we do no extra, special service to the victims of disaster, nor to our future generations, by simply adding the tab for such spending to the future national debt. We do not need to be reminded that we will soon be asked to vote the debt limit up to \$5 trillion—an astonishing, incomprehensible, inconceivable figure.

The accumulation of such massive debts does not assist us in our efforts to cope with disasters or to forestall their worst effects. It only undercuts our ability to adequately provide for such work. There has never been a good policy reason to add such spending to accumulating debts.

Rather, the existence of a natural emergency, of a climate of urgency, has simply been used extensively by

this Congress as an excuse—a "good" reason to deficit-spend.

I am so very pleased to stand here today and be considering a bill that will provide for those in need but will not add to the Nation's debt. I think it is notable that the first amendment to this legislation—offered by our fine colleague Senator MIKULSKI—sought not to strike the proposed rescissions from the bill—but rather to replace the targeted, considered rescissions with "across-the-board" cuts.

I opposed that amendment, as I believe the targeted approach to be the better way to prioritize our spending.

I agree with my friend Senator BOND that we appear to assume that existing priorities are perfectly set whenever we attempt across-the-board cuts—though surely they are not. But I take heart in the offered amendment as well—the consideration of such an amendment first shows us that we are in a new atmosphere these days, in which fiscal prudence is considered to be desirable. It shows that the voters indeed drove their message home hard last November.

I feel very pleased that my colleagues will approve the pending rescissions legislation.

Mr. MCCAIN addressed the Chair.

The PRESIDING OFFICER. The Senator from Arizona.

Mr. MCCAIN. Mr. President, before I propose an amendment, I would like to make a few remarks on the legislation pending before the Senate.

First, I congratulate the managers of the bill, the chairman and ranking member of the Appropriations Committee. I think the \$13 billion that is going to be taken out of the deficit is an important step forward. I think that some very difficult decisions have been made, and I know that the Appropriations Committee has very difficult choices to make.

I do note also that the House has cut \$17 billion, a \$4 billion differential. Many of those, of course, were carefully examined by the Senate Appropriations Committee and were found wanting.

Madam President, earlier, I wrote a letter to the chairman of the committee recommending \$6.3 billion in low-priority defense and nondefense items funded in the defense budget, as well as several domestic programs.

I do not want to go through all the details, but clearly there was some funding that could have been the subject of a rescission. I regret that they were not included in this package. Things like \$5.8 million—this is out of the defense appropriations budget—\$5.8 million for the National Center for Toxicological Research; National Guard outreach program in the Los Angeles school district; directed allocation of child development funds to the Pacific region; a wild horse roundup at White Sands missile range, New Mexico; electrical service upgrades; natural gas study and infrastructure planning.