

THE LEGISLATIVE BRANCH
APPROPRIATIONS ACT, 1996

GRAMM AMENDMENT NO. 1825

Mr. GRAMM proposed an amendment to the bill H.R. 1854, supra; as follows:

At the appropriate place, insert the following new section:

SEC. . PROHIBITION ON FUNDING OF CONTRACT AWARDS BASED ON RACE, COLOR, NATIONAL ORIGIN, OR GENDER.

(a) **PROHIBITION.**—For fiscal year 1996, none of the funds made available by this Act may be used by any unit of the legislative branch of the Federal Government to award any Federal contract, or to require or encourage the award of any subcontract, if such award is based, in whole or in part, on the race, color, national origin, or gender of the contractor or subcontractor.

(b) **OUTREACH AND RECRUITMENT ACTIVITIES.**—This section does not limit the availability of funds for technical assistance, advertising, counseling, or other outreach and recruitment activities that are designed to increase the number of contractors or subcontractors to be considered for any contract or subcontract opportunity with the Federal Government, except to the extent that the award resulting from such activities is based, in whole or in part, on the race, color, national origin, or gender of the contractor or subcontractor.

(c) **HISTORICALLY BLACK COLLEGES AND UNIVERSITIES.**—This section does not limit the availability of funds for activities that benefit an institution that is a historically Black college or university on the basis that the institution is a historically Black college or university.

(d) **EXISTING AND FUTURE COURT ORDERS.**—This section does not prohibit or limit the availability of funds to implement a—

(1) court order or consent decree issued before the date of enactment of this Act; or

(2) court order or consent decree that—

(A) is issued on or after the date of enactment of this Act; and

(B) provides a remedy based on a finding of discrimination by a person to whom the order applies.

(e) **EXISTING CONTRACTS AND SUBCONTRACTS.**—This section does not apply with respect to any contract or subcontract entered into before the date of the enactment of this Act, including any option exercised under such contract or subcontract before or after such date of enactment.

(f) **DEFINITION.**—As used in this section, the term “historically Black college or university” means a part B institution, as defined in section 322(2) of the Higher Education Act of 1965 (20 U.S.C. 1061(2)).

MURRAY (AND OTHERS)
AMENDMENT NO. 1826

Mrs. MURRAY (for herself, Mr. DASCHLE, Ms. MOSELEY-BRAUN, Mr. DODD, Mrs. FEINSTEIN and Mr. COHEN) proposed an amendment to amendment No. 1825 proposed by Mr. GRAMM to the bill, H.R. 1825, supra; as follows:

In lieu of the text proposed to be inserted, insert the following: “None of the funds made available in this Act may be used for any program for the selection of Federal Government contractors when such program results in the award of Federal contracts to unqualified persons, in reverse discrimination, or in quotas, or is inconsistent with the decision of the Supreme Court of the United States in *Adarand Constructors, Inc. v. Pena* on June 12, 1995.”

MURRAY AMENDMENT NO. 1827

Mr. EXON (for Mrs. MURRAY) proposed an amendment to amendment No. 1825 proposed by Mr. GRAMM to the bill, H.R. 1825, supra; as follows:

Strike all after the first word and insert: “None of the funds made available in this Act may be used for any program for the selection of Federal Government contractors when such program results in the award of Federal contracts to unqualified persons, in reverse discrimination, or in quotas, or is inconsistent with the decision of the Supreme Court of the United States in *Adarand Constructors, Inc. v. Pena* on June 12, 1995.” This section shall be effective one day after enactment.”

DOLE AMENDMENT NO. 1828

Mr. MACK (for Mr. DOLE) proposed an amendment to the bill, H.R. 1854; supra; as follows:

On page 27 of the bill, strike all between lines 1–25, and insert the following:

CAPITOL GUIDE SERVICE

For salaries and expenses of the Capitol Guide Service, \$1,628,000, to be disbursed by the Secretary of the Senate: *Provided*, That none of these funds shall be used to employ more than thirty-three individuals: *Provided further*, That the Capitol Guide Board is authorized, during emergencies, to employ not more than two additional individuals for not more than one hundred twenty days each, and not more than ten additional individuals for not more than six months each, for the Capitol Guide Service.

SPECIAL SERVICES OFFICE

For salaries and expenses of the Special Services Office, \$363,000, to be disbursed by the Secretary of the Senate.

SIMON (AND OTHERS)
AMENDMENT NO. 1829

Mr. MACK (for Mr. SIMON for himself, Mr. Reid, Mr. SIMPSON, Mr. LOTT and Ms. MOSELEY-BRAUN) proposed an amendment to the bill, H.R. 1854; supra, as follows:

At the appropriate place, insert the following new section:

SEC. . REPEAL OF PROHIBITIONS AGAINST POLITICAL RECOMMENDATIONS RELATING TO FEDERAL EMPLOYMENT.

(a) **IN GENERAL.**—(1) Section 3303 of title 5, United States Code, is repealed.

(b) **TECHNICAL AND CONFORMING AMENDMENTS.**—(1) The table of sections for chapter 33 of title 5, United States Code, is amended by striking out the item relating to section 3303.

(2) Section 2302(b)(2) of title 5, United States Code, is amended to read as follows:

“(2) solicit or consider any recommendation or statement, oral or written, with respect to any individual who requests or is under consideration for any personnel action unless such recommendation or statement is based on the personal knowledge or records of the person furnishing it and consists of—

“(A) an evaluation of the work performance, ability, aptitude, or general qualifications of such individual; or

“(B) an evaluation of the character, loyalty, or suitability of such individual;”

LIEBERMAN (AND GRASSLEY)
AMENDMENT NO. 1830

Mr. MACK (for Mr. LIEBERMAN, for himself, and Mr. GRASSLEY) proposed an amendment to the bill, H.R. 1854; supra; as follows:

At the end of SEC. 308(b)(2) insert:

(c) The amendments made by this section shall take effect only if the Administrative Conference of the United States ceases to exist prior to the completion and submission of the study to the Board as required by Section 230 of the Congressional Accountability Act of 1995 (2 U.S.C. 1371).

BINGAMAN AMENDMENT NO. 1831

Mr. MACK (for Mr. BINGAMAN) proposed an amendment to the bill, H.R. 1854; supra; as follows:

At the end of the bill, add the following:

SEC. . (a) The head of each agency with responsibility for the maintenance and operation of facilities funded under this Act shall take all actions necessary to achieve during fiscal year 1996 a 5-percent reduction in facilities energy costs from fiscal year 1995 levels. The head of each such agency shall transmit to the Treasury of the United States the total amount of savings achieved under this subsection, and the amount transmitted shall be used to reduce the deficit.

(b) The head of each agency described in subsection (a) shall report to the Congress not later than December 31, 1996, on the results of the actions taken under subsection (a), together with any recommendations as to how to further reduce energy costs and energy consumption in the future. Each report shall specify the agency’s total facilities energy costs and shall identify the reductions achieved and specify the actions that resulted in such reductions.

MACK AMENDMENT NO. 1832

Mr. MACK proposed an amendment to the bill, H.R. 1854; supra; as follows:

On page 60, line 1, strike all through the period on line 17.

EMERGENCY SUPPLEMENTAL AP-
PROPRIATIONS AND RESCIS-
SIONS ACT OF 1995

WELLSTONE (AND MOSELEY-
BRAUN) AMENDMENT NO. 1833

Mr. WELLSTONE (for himself and Ms. MOSELEY-BRAUN) proposed an amendment to the bill (H.R. 1944) making emergency supplemental appropriations for additional disaster assistance, for anti-terrorism initiatives, for assistance in the recovery from the tragedy that occurred at Oklahoma City, and making rescissions for the fiscal year ending September 30, 1995, and for other purposes; as follows:

On page 38, strike lines 24 and 25 and insert the following: “under this heading in Public Law 103–333, \$204,000 are rescinded: *Provided*, That section 2007(b) (relating to the administrative and travel expenses of the Department of Defense) is amended by striking “rescinded” the last place the term appears and inserting “rescinded, and an additional amount of \$319,000,000 is rescinded”: *Provided further*, That of the funds made available”.

Beginning on page 34, strike line 24 and all that follows through page 35, line 10, and insert the following: “Public Law 103–333, \$1,125,254,000 are rescinded, including \$10,000,000 for necessary expenses of construction, rehabilitation, and acquisition of new Job Corps centers, \$2,500,000 for the School-to-Work Opportunities Act, \$4,293,000 for section 401 of the Job Training Partnership Act, \$5,743,000 for section 402 of such

Act, \$3,861,000 for service delivery areas under section 101(a)(4)(A)(iii) of such Act, \$100,010,000 for carrying out title II, part C of such Act, \$2,223,000 for the National Commission for Employment Policy and \$500,000 for the National Occupational Information Coordinating Committee: *Provided*, That of such \$1,125,254,000, not more than \$43,000,000 may be rescinded from amounts made available to carry out part A of title II of the Job Training Partnership Act, not more than \$35,600,000 may be rescinded from amounts made available to carry out title III of the Job Training Partnership Act, and no portion may be rescinded from funds made available to carry out section 738 of the Stewart B. McKinney Homeless Assistance Act: *Provided further*, That service delivery areas may".

On page 41, strike lines 6 through 11 and insert the following: "Public Law 103-333, \$91,959,000 are rescinded as follows: From the Elementary and Secondary Education Act, title II-B, \$29,000,000 title V-C, \$16,000,000, title IX-B, \$3,000,000, title X-D, \$1,500,000, title X-G, \$1,185,000, section 10602, \$1,399,000, and title XIII-A,".

Beginning on page 43, strike line 25 and all that follows through page 44, line 2, and insert the following: "Public Law 103-333, \$13,425,000 are rescinded as follows: From the Elementary and Secondary Education Act, title III-B, \$5,000,000, title".

On page 107, line 21, (relating to the administrative and travel expenses of the Department of Defense) strike "\$50,000,000" and insert "\$382,342,000".

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON COMMERCE, SCIENCE AND TRANSPORTATION

Mr. MACK. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be allowed to meet during the Thursday, July 20, 1995, session of the Senate for the purpose of conducting an executive session and markup.

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

COMMITTEE ON FINANCE

Mr. MACK. Mr. President, I ask unanimous consent that the Finance Committee be permitted to meet on Thursday, July 20, 1995, beginning at 9:30 a.m. in room SD-215, to conduct a hearing on Medicare.

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

COMMITTEE ON FOREIGN RELATIONS

Mr. MACK. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Thursday, July 20, 1995, at 4 p.m.

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

COMMITTEE ON THE JUDICIARY

Mr. MACK. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to hold a business meeting during the session of the Senate on Thursday, July 20, 1995, at 8:30 a.m. in SD226.

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

COMMITTEE ON LABOR AND HUMAN RESOURCES

Mr. MACK. Mr. President, I ask unanimous consent that the Com-

mittee on Labor and Human Resources be authorized to meet for a hearing on Organ Transplant Act Reauthorization, during the session of the Senate on Thursday, July 20, 1995, at 9:30 a.m.

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

SUBCOMMITTEE ON AFRICAN AFFAIRS

Mr. MACK. Mr. President, I ask unanimous consent that the Subcommittee on African Affairs of the Committee on Foreign Relations be authorized to meet during the session of the Senate on Thursday, July 20, 1995, at 2 p.m.

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

SUBCOMMITTEE ON DRINKING WATER, FISHERIES, AND WILDLIFE

Mr. MACK. Mr. President, I ask unanimous consent that the Subcommittee on Drinking Water, Fisheries, and Wildlife be granted permission to conduct a hearing Thursday, July 20, at 9 a.m., on reauthorization of the Endangered Species Act.

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

SUBCOMMITTEE ON SOCIAL SECURITY AND FAMILY POLICY

Mr. MACK. Mr. President, I ask unanimous consent that the Subcommittee on Social Security and Family Policy of the Committee on Finance be permitted to meet on Thursday, July 20, 1995, beginning at 9:30 a.m. in room SR-418, to conduct a hearing on international population assistance programs and S. 1029, the International Population Stabilization and Reproductive Health Act.

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

NOTICE OF INTENTION TO AMEND THE STANDING RULES OF THE SENATE

Mr. BROWN. Mr. President, I submit the following notice in writing: "In accordance with rule V of the Standing Rules of the Senate, I hereby give notice in writing that it is my intention to move to amend Senate Rule 34."

At the appropriate place insert the following:

SEC. . FINANCIAL DISCLOSURE OF INTEREST IN QUALIFIED BLIND TRUST.

(a) IN GENERAL.—Rule XXXIV of the Standing Rules of the Senate is amended by adding at the end the following new paragraph:

"3. In addition to the requirements of paragraph 1, Members, officers, and employees of the Senate shall include in each report filed under paragraph 2 an additional statement under section 102(a) of the Ethics in Government Act of 1978 listing the category of the total cash value of any interest of the reporting individual in a qualified blind trust as provided in section 102(d)(1) of the Ethics in Government Act of 1978."

(b) EFFECTIVE DATE.—

(1) IN GENERAL.—Except as provided in paragraph (2), the amendment made by this section shall apply with respect to reports filed under title I of the Ethics in Government Act of 1978 for calendar year 1996 and thereafter.

(2) EXCEPTION.—With respect to an individual who is precluded by the terms of the

trust instrument from receiving information on the total cash value of any interest in a qualified blind trust on the date of enactment of this section, the amendment made by this section shall apply with respect to reports filed under title I of the Ethics in Government Act of 1978 for calendar year 2001 and thereafter.

ADDITIONAL STATEMENTS

THE NASA AUTHORIZATION BILL FOR FISCAL YEAR 1996

• Mr. BURNS. Mr. President, yesterday, Senator PRESSLER and I introduced the NASA authorization bill for fiscal year 1996 which I have enthusiastically cosponsored. The bill authorizes a total of \$13.8 billion for the agency, a 3-percent decrease from the requested level of \$14.26 billion. That funding should allow NASA to continue the important missions that already are underway such as space station, Mission to Planet Earth, and the aeronautics and space science programs. It should also prepare NASA for the future by authorizing several new missions, such as an effort to develop a shuttle replacement and a new radar satellite program.

Mr. President, as you know, we are in a budget crisis of sorts and NASA deserves a great deal of credit as one of few Federal agencies to respond to it early and responsibly. In 3 years, NASA cut the space shuttle budget from \$4 billion to \$3.1 billion. It developed a redesign of space station that was \$5 billion less expensive than the earlier space station *Freedom* concept. Mission to Planet Earth has been reduced from a \$17 billion armada of satellites to a \$7 billion focused satellite system. Earlier this year, faced with the prospect of deep congressional budget cuts across all of the Government, NASA took the initiative and developed a plan to cut \$5 billion in 5 years, without reducing program content.

But NASA did not stop there. This year, it conducted a comprehensive zero-based review of all of its activities and programs to achieve even greater savings. That review looked at a broad range of money-saving measures such as work force reductions, elimination of redundant activities, consolidation of functions, and operating more efficiently. I understand that, within the administration, NASA's efforts are often cited as the model for reinventing government.

After 3 consecutive years of brutal budget cuts, NASA is now down to the bone. To require additional reductions would force NASA to cancel important space programs, close vital facilities, or layoff essential skilled personnel. That would decimate the Nation's science and technology base. Equally important, it would decimate the morale of the good men and women who