

Thursday, August 3, 1995

# Daily Digest

## HIGHLIGHT

House passed Labor-HHS-Education Appropriations bill.

## Senate

### Chamber Action

*Routine Proceedings, pages S11227-S11351*

**Measures Introduced:** Six bills were introduced, as follows: S. 1115-1120. **Pages S11323-24**

#### Measures Passed:

**Alaska Native Claims Settlement Act:** Senate passed H.R. 402, to amend the Alaska Native Claims Settlement Act, after agreeing to a committee amendment, and the following amendment proposed thereto: **Pages S11342-47**

Warner (for Stevens) Amendment No. 2110, to amend section 7(i) of the Alaska Native Claims Settlement Act to exclude net operating losses from the definition of "revenues". **Pages S11345-47**

**Department of Defense Authorizations, 1996:** Senate continued consideration of S. 1026, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on amendments proposed thereto, as follows: **Pages S11227-S11321**

#### Adopted:

(1) McCain Amendment No. 2091, to limit the total amount that may be obligated or expended for procurement of the SSN-21, SSN-22, and SSN-23 Seawolf class submarines. **Pages S11297-98**

(2) Dodd Amendment No. 2092 (to Amendment No. 2091), to propose an alternative limitation on the amount that may be obligated for procurement of the Seawolf class submarines. **Pages S11297-98**

(3) By 69 yeas to 26 nays (Vote No. 358), Cohen Amendment No. 2089, to express the sense of Congress on the missile defense of the United States. **Pages S11282-83, S11304-07**

(4) Warner (for Chafee) Amendment No. 2095, to improve the section establishing uniform national

discharge standards for the control of water pollution from vessels of the Armed Forces. **Pages S11307-08**

(5) Nunn (for Pryor/Feinstein) Amendment No. 2096, to make funds available for the Troops to Teachers program and the Troops to Cops program. **Pages S11308-10**

(6) Warner (for Dole) Amendment No. 2097, to ensure the preservation of the ammunition industrial base of the United States. **Page S11310**

(7) Warner (for Thurmond) Amendment No. 2098, to modify the authority to transfer funds regarding foreign currency fluctuations so that the authority does not apply to appropriations for fiscal years before fiscal year 1996. **Pages S11310-11**

(8) Nunn (for Akaka) Amendment No. 2099, to provide a substitute for section 543, relating to military intelligence personnel prevented by secrecy from being considered for decorations and award. **Pages S11311-13**

(9) Nunn (for Akaka) Amendment No. 2100, to require the Secretary of the Army to review the records relating to the award of the Distinguished-Service Cross to Asian-Americans and Native American Pacific Islanders for service in the Army during World War II to determine whether the award should be upgraded to the Medal of Honor. **Page S11313**

(10) Warner (for Coats) Amendment No. 2101, to revise section 723, relating to the applicability of CHAMPUS payment rules to health care provided by CHAMPUS providers to members of the uniformed services enrolled in a health care plan of a Uniformed Services Treatment Facility. **Page S11314**

(11) Warner (for Coats) Amendment No. 2102, to change an enrollment date from January 1, 1995 to October 1, 1995 relating to TRICARE Uniform Health Benefits by Uniformed Services Treatment Facilities. **Page S11314**

(12) Warner (for Nickles/Inhofe) Amendment No. 2103, to provide for a General Accounting Office analysis of a Department of Defense Depot Maintenance Policy Report. **Pages S11314-15**

(13) Warner (for McCain) Amendment No. 2104, to make various amendments to the provisions relating to the Naval Petroleum Reserves.

Pages S11315–18

(14) Nunn (for Feinstein) Amendment No. 2105, to extend the fiscal year 1993 project authorization for the JP–8 fuel facility at the Los Alamitos Reserve Center, California.

Page S11318

(15) Warner (for Thurmond) Amendment No. 2106, to make the authority under section 648 (Annuities for Certain Military Surviving Spouses) subject to the availability of appropriations.

Pages S11318–19

(16) Warner (for Kyl) Amendment No. 2107, to require a review and report on United States policy on the security of the national information infrastructure.

Pages S11319–20

(17) Warner (for McCain) Amendment No. 2108, to provide for Iran and Iraq arms non-proliferation measures.

Page S11320

(18) Warner (for Thurmond) Amendment No. 2109, to provide funding for the activities of the Defense Base Closure and Realignment Commission for the remainder of 1995.

Pages S11320–21

Rejected:

(1) Dorgan Amendment No. 2087, to reduce the amount authorized to be appropriated under Title II for national missile defense. (By 51 yeas to 48 nays (Vote No. 354), Senate tabled the amendment.)

Pages S11227–39

(2) Levin Amendment No. 2088, to strike language that: (1) makes it U.S. policy to deploy a multiple-site national missile defense, (2) expresses the sense of the Congress that the President should not try to change the ABM treaty until after a Congressional review, and (3) sets standards for assessing compliance with the ABM treaty. (By 51 yeas to 49 nays (Vote No. 355), Senate tabled the amendment.)

Pages S11246–82

(3) By 30 yeas to 70 nays (Vote No. 356), McCain Amendment No. 2090, to delete funding for procurement of a third Seawolf submarine, and to prohibit expenditures of fiscal year 1996 funds and prior fiscal year funds for procurement of such submarine.

Pages S11283–96

(4) By 41 yeas to 58 nays (Vote No. 357), Bumpers Amendment No. 2094, to strike provisions concerning Defense Export Loan Guarantees.

Pages S11298–S11303

A unanimous-consent time agreement was reached providing for further consideration of the bill and amendments to be proposed thereto on Friday, August 4, 1995.

Page S11304

**Removal of Injunction of Secrecy:** The injunction of secrecy was removed from the following treaty:

The Exchange of Notes Relating to the Tax Convention with Kazakhstan (Treaty Doc. No. 104–15).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page S11342

**Messages From the President:** Senate received the following messages from the President of the United States:

Transmitting the report entitled “Empowerment: A New Covenant With America’s Communities”; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–72).

Page S11322

**Nominations Received:** Senate received the following nominations:

John David Carlin, of Kansas, to be an Assistant Secretary of Agriculture.

Marca Bristo, of Illinois, to be a Member of the National Council on Disability for a term expiring September 17, 1998.

Bonnie O’Day, of Maryland, to be a Member of the National Council on Disability for a term expiring September 17, 1998.

Kate Pew Wolters, of Michigan, to be a Member of the National Council on Disability for a term expiring September 17, 1998.

1 Marine Corps nomination in the rank of general.

Routine lists in the Army.

Routine list in the Navy.

Pages S11347–51

**Messages From the President:**

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**Messages From the House:**

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**Petitions:**

Pages S11322–23

**Statements on Introduced Bills:**

Pages S11324–29

**Additional Cosponsors:**

Pages S11329–30

**Amendments Submitted:**

Pages S11330–35

**Notices of Hearings:**

Page S11335

**Authority for Committees:**

Pages S11335–36

**Additional Statements:**

Pages S11336–41

**Record Votes:** Five record votes were taken today. (Total–358)

Pages S11239, S11282, S11296, S11302–03, S11307

**Recess:** Senate convened at 9 a.m., and recessed at 11:28 p.m., until 9 a.m., on Friday, August 4, 1995. (For Senate’s program, see the remarks of the Acting Majority Leader in today’s RECORD on page S11347.)

## Committee Meetings

(Committees not listed did not meet)

### NOMINATION

*Committee on Agriculture, Nutrition, and Forestry:* Committee concluded hearings on the nomination of Jill L. Long, of Indiana, to be Under Secretary of Agriculture for Rural Economic and Community Development, and to be a Member of the Board of Directors of the Commodity Credit Corporation, after the nominee, who was introduced by Senator Coats and Representatives Roberts and de la Garza, testified and answered questions in her own behalf.

### AUTHORIZATION—ENDANGERED SPECIES ACT

*Committee on Environment and Public Works:* Subcommittee on Drinking Water, Fisheries, and Wildlife resumed hearings on proposed legislation authorizing funds for programs of the Endangered Species Act, receiving testimony from Carl B. Loop, Jr., Florida Farm Bureau Federation, Jacksonville, on behalf of the American Farm Bureau Federation; R.J. Smith, Competitive Enterprise Institute, James M. Sweeney, Champion International Corporation, Michael J. Bean, Environmental Defense Fund, and Steven P. Quarles, on behalf of the Endangered Species Coordinating Council and the American Forest and Paper Association, all of Washington, D.C.; Michael White, Hecla Mining Company, Coeur d'Alene, Idaho; Sherl L. Chapman, Idaho Water Users Association, Inc., Boise; George E. Meyer, Wisconsin Department of Natural Resources, Madison; Murray Lloyd, Black Bear Conservation Committee, Shreveport, Louisiana; Brian Loew, Riverside County Habitat Conservation Agency, Riverside, California; Charles E. Gilliland, Texas A&M University, College Station; Randy Scott, San Bernardino County Planning Department, San Bernardino, California; Elliot Parks, San Diego Association of Governments, San Diego, California; and Lindell L. Marsh, Siemon, Larsen & Marsh, Irvine, California.

Hearings were recessed subject to call.

### IRAQ SANCTIONS

*Committee on Foreign Relations:* Subcommittee on Near Eastern and South Asian Affairs concluded hearings to examine the effects of United Nations sanctions imposed on the Iraq economy, after receiving testimony from Madeleine Albright, Permanent Representative to the United Nations; Omar A. Duwaik, Reema International Corp., Denver, Colorado; and Rend Rahim Francke, Iraq Foundation, and Phebe Marr and Patrick Clawson, both of the Institute for

National Strategic Studies/National Defense University, all of Washington, D.C.

### IRAQ ATROCITIES AGAINST THE KURDS

*Committee on Foreign Relations:* Subcommittee on Near Eastern and South Asian Affairs concluded hearings to examine the extent of Iraqi war crimes against the Iraqi Kurdish population, after receiving testimony from Kathryn Cameron Porter, Human Rights Alliance, Fairfax, Virginia; Alan O. Makovsky, Washington Institute for Near East Policy, Washington, D.C.; Kenneth Roth, Human Rights Watch, New York, New York; Najmaldin O. Karim, Kurdish National Congress of North America, Silver Spring, Maryland; Douglas Layton, Servant Group International, Mount Juliet, Tennessee; and numerous other public witnesses.

### BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

S. 627, to require the general application of the antitrust laws to major league baseball; and

The nominations of Joseph H. McKinley Jr., to be United States District Judge for the Western District of Kentucky, and Evan Jonathan Wallach, of Nevada, to be a Judge for the United States Court of International Trade.

### NOMINATIONS

*Committee on the Judiciary:* Committee concluded hearings on the nominations of Terence T. Evans, of Wisconsin, to be United States Circuit Judge for the Seventh Circuit, Michael R. Murphy, of Utah, to be United States Circuit Judge for the Tenth Circuit, James M. Moody, to be United States District Judge for the Eastern District of Arkansas, William K. Sessions III, to be United States District Judge for the District of Vermont, Ortrie D. Smith, to be United States District Judge for the Western District of Missouri, and Donald C. Pogue, of Connecticut, to be a Judge of the United States Court of International Trade, after the nominees testified and answered questions in their own behalf. Mr. Evans was introduced by Senators Kohl and Feingold, and Representative Thomas Barrett, Mr. Murphy was introduced by Senators Hatch and Bennett, and Representative Orton, Mr. Moody was introduced by Senators Bumpers and Pryor, and Representative Dickey, Mr. Sessions was introduced by Senators Leahy and Jeffords, and Mr. Smith was introduced by Senators Ashcroft and Bond and Representative Skelton.