

Wednesday, April 23, 1997

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S3467–S3566*

**Measures Introduced:** Ten bills and two resolutions were introduced, as follows: S. 631–640 and S.J. Res. 26 and 27. **Page S3550**

**Chemical Weapons Convention:** Pursuant to the order of Thursday, April, 17, 1997, the Committee on Foreign Relations was discharged from further consideration of the Convention on the Prohibition of Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, opened for signature and signed by the United States at Paris on January 13, 1993 (Treaty Doc. 103–21), and the Senate began consideration thereon as having passed through its various parliamentary stages, up to and including the presentation of the resolution of ratification. **Pages S3468–S3545**

Also, pursuant to the order of Thursday, April 17, 1997, the Committee on Foreign Relations was discharged from further consideration of S. Res. 75, to advise and consent to the ratification of the Chemical Weapons Convention, subject to certain conditions, and the Senate began consideration of the resolution as a substitute for the resolution of ratification. **Page S3468, S3486**

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

Agreed to a motion to reconsider the vote by which S. Res. 75, listed above, was rejected by voice vote. **Page S3486**

Agreed to conditions, declarations, statements and understandings, with 5 exceptions, as follows:

(1) Conditions the depositing of the instrument of ratification on the President's certification to Congress of Russia's elimination of chemical weapons.

(2) To require that before depositing the instrument of ratification, the President certified to Congress that countries which have been determined to have offensive chemical weapons programs have ratified or otherwise acceded to the Convention.

(3) To require the President to exercise the right to bar certain inspectors.

(4) To require the President to certify to Congress that the State Parties have made an agreement to

amend the Convention to stem the proliferation of chemical weapons.

(5) To require the President to certify to congress that compliance with the Convention is effectively verifiable. **Pages S3486–92**

Senate will continue consideration of the Treaty on Thursday, April 24, 1997, in open and closed session.

**Communications:** **Pages S3548–50**

**Statements on Introduced Bills:** **Pages S3550–59**

**Additional Cosponsors:** **Pages S3559–61**

**Notices of Hearings:** **Page S3561**

**Authority for Committees:** **Page S3561**

**Additional Statements:** **Pages S3561–66**

**Adjournment:** Senate convened at 10 a.m., and adjourned at 7:06 p.m., until 10 a.m., on Thursday, April 24, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S3566.)

### Committee Meetings

*(Committees not listed did not meet)*

#### APPROPRIATIONS—DISTRICT OF COLUMBIA

*Committee on Appropriations:* Subcommittee on District of Columbia held hearings to examine an additional funding request for fiscal year 1997 by the District of Columbia Financial Responsibility and Management Assistance Authority for capital improvements to District of Columbia public schools and for public safety agencies, receiving testimony from Andrew F. Brimmer, Chairman, District of Columbia Financial Responsibility and Management Assistance Authority; Gen. Julius W. Becton, Jr., (USA, Ret.), Chief Executive Officer/Superintendent, and Gen. Charles Williams (USA, Ret.), Chief Operations Officer, both of the District of Columbia Public Schools; Larry D. Soulsby, Police Chief, District of Columbia Metropolitan Police Department; Eugene N. Hamilton, Chief Judge, Superior Court of the District of Columbia; and Margaret A. Moore, Director, District of Columbia Department of Corrections.

Subcommittee recessed subject to call.

## NATO ENLARGEMENT

*Committee on Armed Services:* Committee concluded hearings to examine the Administration's proposal to enlarge the membership of the North Atlantic Treaty Organization (NATO), after receiving testimony from Madeleine K. Albright, Secretary of State; and William S. Cohen, Secretary of Defense.

## NOMINATIONS

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nominations of Kerri Ann Jones, of Maryland, and Jerry M. Melillo, of Massachusetts, each to be an Associate Director of the Office of Science and Technology Policy, after the nominees testified and answered questions in their own behalf. Testimony was also received on the nominations from John H. Gibbons, Assistant to the President for Science and Technology, and Director, Office of Science and Technology Policy.

## U.S. MANUFACTURING

*Committee on Commerce, Science, and Transportation:* Subcommittee on Manufacturing and Competitiveness concluded hearings to examine the current state of manufacturing in the United States and prospects for the future, after receiving testimony from Jerry J. Jasinowski, National Association of Manufacturers, Charles W. McMillion, MBG Information Services, Andrew H. Card, Jr., American Automobile Manufacturers Association, William T. Archey, American Electronics Association, James F. Collins, Steel Manufacturers Association, and Edward M. Bolen, General Aviation Manufacturers Association, all of Washington, D.C.; Kenneth McLennan, Manufacturers Alliance, Arlington, Virginia; and Russell R. Coyner, BIFMA International, Grand Rapids, Michigan.

## INTERCITY PASSENGER RAIL TRUST FUND

*Committee on Finance:* Committee held hearings on S. 436, to establish a new Intercity Passenger Rail Trust Fund to be made available for financing certain capital expenditures of the National Railroad Passenger Corporation (Amtrak), and for certain other transportation expenses by States in which Amtrak does not provide service, receiving testimony from Senator Wyden; Thomas M. Downs, Chairman, President and CEO, National Railroad Passenger Corporation (Amtrak); Phyllis F. Scheinberg, Associate Director, Transportation Issues, Resources, Community, and Economic Development Division, General Accounting Office; Brent Blackwelder, Friends of the Earth, and Ross B. Capon, National Association of Railroad Passengers, both of Washington,

D.C.; Sonny Hall, Transport Workers Union of America, New York, New York, on behalf of the Transportation Trades Rail Labor Division (AFL-CIO); William Lochte, Bombardier Transit Corporation, Bensalem, Pennsylvania, on behalf of the American Passenger Rail Coalition; and Doras Briggs, Kensington, California.

Hearings were recessed subject to call.

## BIENNIAL BUDGETING AND APPROPRIATIONS ACT

*Committee on Governmental Affairs:* Committee held hearings on S. 261, to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and the performance of the Federal Government, receiving testimony from Franklin D. Raines, Director, Office of Management and Budget; Susan J. Irving, Associate Director, Budget Issues, Accounting and Information Management Division, General Accounting Office; Louis Fisher, Senior Specialist in Separation of Powers, Congressional Research Service, Library of Congress; and Charles J. Whalen, Cornell University, Ithaca, New York.

Hearings were recessed subject to call.

## GANG VIOLENCE

*Committee on the Judiciary:* Committee held hearings to examine the scope of the interstate spread of gang violence, and S. 54, to strengthen the coordinated, cooperative response of federal, state, and local law enforcement needed to combat gang violence, receiving testimony from Senator Reid; Steven R. Wiley, Chief, Violent Crimes and Major Offenders Section, Federal Bureau of Investigation, Department of Justice; James Mulvihill, Los Angeles County Sheriff's Office, Los Angeles, California; A. James Walton, Jr., Vermont Department of Public Safety, Waterbury; Aaron D. Kennard, Salt Lake County Sheriff's Office, and Colleen Minson, both of Salt Lake City, Utah.

Hearings were recessed subject to call.

## HIGHER EDUCATION AUTHORIZATION: CAMPUS BASED FINANCIAL AID PROGRAMS

*Committee on Labor and Human Resources:* Committee concluded hearings on proposed legislation authorizing funds for programs of the Higher Education Act, focusing on certain campus based financial aid programs which provide federal funds to participating institutions who then administer the programs rather than the Federal Government, and the State Student Incentive Grant, after receiving testimony from Judith N. Flink, University of Illinois, Chicago, on behalf of the Coalition of Higher Education Assistance Organizations; Scott B. Freedman, New Jersey State Office of Student Assistance, Trenton, on behalf of

the National Association of State Student Grant and Aid Programs; Charles Puls, Dartmouth College, Hanover, New Hampshire, on behalf of the National Student Employment Association; and Jane C. Sangeloty, University of New Haven, West Haven, Connecticut.

## INTELLIGENCE

*Select Committee on Intelligence:* Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Wednesday, April 30.

# House of Representatives

## Chamber Action

**Bills Introduced:** 22 public bills, H.R. 1406–1427; and 2 resolutions, H. Con. Res. 65 and H. Res. 124, were introduced. Pages H1793–94

**Reports Filed:** Reports were filed as follows:

Filed on April 22, 1997, H.R. 1278, to authorize appropriations for the activities of the National Oceanic and Atmospheric Administration for fiscal years 1998 and 1999, amended (H. Rept. 105–66 Part I);

Filed on April 22, 1997, H.R. 1277, to authorize appropriations for fiscal year 1998 and fiscal year 1999 for the civilian research, development, demonstration, and commercial application activities of the Department of Energy (H. Rept. 105–67 Part I);

H.R. 449, to provide for the orderly disposal of certain Federal lands in Clark County, Nevada, and to provide for the acquisition of environmentally sensitive lands in the State of Nevada, amended (H. Rept. 105–68);

H. Con. Res. 8, expressing the sense of Congress with respect to the significance of maintaining the health and stability of coral reef ecosystems, amended (H. Rept. 105–69);

H. Res. 125 providing for consideration of H.R. 1271, to authorize the Federal Aviation Administration's research, engineering, and development programs for fiscal years 1998 through 2000 (H. Rept. 105–70);

H. Res. 126 providing for consideration of H.R. 1273, to authorize appropriations for fiscal years 1998 and 1999 for the National Science Foundation (H. Rept. 105–71);

H. Res. 127 providing for consideration of H.R. 1274, to authorize appropriations for the National Institute of Standards and Technology for fiscal years 1998 and 1999 (H. Rept. 105–72); and

H. Res. 128 providing for consideration of H.R. 1275, to authorize appropriations for the National Aeronautics and Space Administration for fiscal years 1998 and 1999 (H. Res. 105–73). Page H1793

**Suspension of the Rules:** The House agreed to H. Res. 117, the rule providing for consideration of motions to suspend the rules. Page H1719

**Order of Business:** Pursuant to H. Res. 117, Representative Hastings of Washington announced the following measures to be considered under suspension of the rules: H. Con. Res. 8, H.R. 39, H.R. 449, H.R. 688, and H.R. 1272. Page H1719

**21st Century Patent System Improvement:** The House passed H.R. 400, to amend title 35, United States Code with respect to patents. Pages H1719–42

Agreed to the Committee amendment in the nature of a substitute as modified and amended. Page H1742

Agreed to:

The Kaptur amendment that exempts small business, independent investors, and universities from publication of patent application information until the patent is granted. Specifies that patent information can be published before the patent is granted if the data has been made public in foreign countries, the application has been filed with the Patent and Trademark Office (PTO) for five years or longer and the PTO determines that the public interest would be served by publication, or the inventor deliberately delays publication of the patent (agreed to by recorded vote of 220 ayes to 193 noes, Roll No. 88); Pages H1731–37, H1740–41

Rejected:

The Campbell amendment that sought to limit the defense to patent infringement based on prior domestic use, to the actual quantity, volume, or scope of the prior use (rejected by a recorded vote of 185 ayes to 224 noes, Roll No. 86); Pages H1719–23, H1739–40

The Campbell amendment that sought to limit the publication of all patent applications until there have been two Substantive Patent Office actions since the filing and defined Substantive Patent Office action (rejected by a recorded vote of 167 ayes to 242 noes, Roll No. 87); and Pages H1723–31, H1740

The Hunter amendment that sought to require that all patent examination and search duties shall