

Thursday, October 30, 1997

Daily Digest

HIGHLIGHTS

The House passed H.R. 2493, Forage Improvement Act.
The House passed H.R. 1270, Nuclear Waste Policy Act.

Senate

Chamber Action

Routine Proceedings, pages S11395–S11502

Measures Introduced: Eight bills and one resolution were introduced, as followed: S. 1344–1351, and S. Con. Res. 58. Pages S11448–49

Measures Reported: Reports were made as follows:
Reported on Wednesday, October 29, 1997:

S. 987, to amend title 38, United States Code, to authorize a cost-of-living adjustment in the rates of disability compensation for veterans with service-connected disabilities and dependency and indemnity compensation for survivors of such veterans and to revise and improve certain veterans compensation, pension, and memorial affairs programs, with an amendment in the nature of a substitute. (S. Rept. No. 105–120) Page S11446

Reported today:

S. 714, to make permanent the Native American Veteran Housing Loan Pilot Program of the Department of Veterans Affairs, with an amendment in the nature of a substitute. (S. Rept. No. 105–123)

S. 1231, to authorize appropriations for fiscal years 1998 and 1999 for the United States Fire Administration. (S. Rept. No. 105–124)

S. 799, to direct the Secretary of the Interior to transfer to the personal representative of the estate of Fred Steffens of Big Horn County, Wyoming, certain land comprising the Steffens family property, with an amendment in the nature of a substitute. (S. Rept. No. 105–125)

S. 814, to direct the Secretary of the Interior to transfer to John R. and Margaret J. Lowe of Big Horn County, Wyoming, certain land so as to correct an error in the patent issued to their predecessors in interest, with an amendment in the nature of a substitute. (S. Rept. No. 105–126)

S. 1324, to deauthorize a portion of the project for navigation, Biloxi Harbor, Mississippi.

Page S11446

Measures Passed:

Military Construction Appropriations-Vetoed Provisions: By 69 yeas to 30 nays (Vote No. 287), Senate passed S. 1292, disapproving the cancellations transmitted by the President on October 6, 1997, regarding Public Law 105–45, after withdrawing the committee amendment. Pages S11410–21, S11423–34

Technical Corrections to Copyright Laws: Committee on the Judiciary was discharged from further consideration of H.R. 672, to make technical amendments to certain provisions of title 17, United States Code, and the bill was then passed after agreeing to the following amendment proposed thereto:

Pages S11498–99

Grassley (for Hatch) Amendment No. 1541, to provide that distribution of phonorecords before January 1, 1978, shall not constitute publication of musical works. Page S11498

Family Farmer Protection Act: Senate passed S. 1024, to make chapter 12 of title 11 of the United States Code permanent. Page S11499

Invest in Education Act: Senate passed S. 1149, to amend title 11, United States Code, to provide for increased education funding, after agreeing to a committee amendment in the nature of a substitute. Page S11499

Campaign Finance Reform—Agreement: A unanimous-consent agreement was reached providing for the consideration of proposed legislation to reform campaign financing. Pages S11421–22

(Note—Correction: In the Digest of Wednesday, October 29, page D1164, Senate took the following action:)

National Defense Authorization Act—Conference Report: Senate began consideration of a motion to proceed to the consideration of the conference report on H.R. 1119, to authorize appropriations for

fiscal year 1998 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. **Page S11323**

Executive Reports of Committees: Senate received the following executive reports of a committee:

Report to accompany Taxation Agreement with Turkey, with one declaration and one proviso. (Treaty Doc. 104-30) (Exec. Rept. No. 105-6).

Page S11447

Report to accompany Taxation Convention with Austria, with one understanding, two declarations, and one proviso. (Treaty Doc. 104-31) (Exec. Rept. No. 105-7)

Page S11447

Report to accompany Taxation Convention with Luxembourg, with one reservation, two declarations, and one proviso. (Treaty Doc. 104-33) (Exec. Rept. No. 105-8)

Page S11447

Report to accompany Taxation Convention with Thailand, with one declaration and one proviso. (Treaty Doc. 105-2) (Exec. Rept. No. 105-9)

Page S11447

Report to accompany Tax Convention with Switzerland, with two declarations and one proviso. (Treaty Doc. 105-8) (Exec. Rept. No. 105-10)

Pages S11447-48

Report to accompany Tax Convention with South Africa, with one declaration and one proviso. (Treaty Doc. 105-9) (Exec. Rept. No. 105-11)

Page S11448

Report to accompany Protocol Amending Tax Convention with Canada, with one declaration and one proviso. (Treaty Doc. 105-29) (Exec. Rept. No. 105-12)

Page S11448

Report to accompany Tax Convention with Ireland, with one understanding, two declarations, and one proviso. (Treaty Doc. 105-31) (Exec. Rept. No. 105-13)

Page S11448

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

Transmitting the report of the agreement for cooperation between the United States and Brazil concerning peaceful uses of nuclear energy; referred to the Committee on Foreign Relations. (PM-76).

Pages S11445-46

Nominations Confirmed: Senate confirmed the following nominations: By unanimous vote of 98 yeas (Vote No. 286 EX), Charles J. Siragusa, of New York, to be United States District Judge for the Western District of New York.

Pages S11396, S11407-10, S11501

Edward M. Gramlich, of Virginia, to be a Member of the Board of Governors of the Federal Reserve

System for the unexpired term of fourteen years from February 1, 1994.

Roger Walton Ferguson, of Massachusetts, to be a Member of the Board of Governors of the Federal Reserve System for the unexpired term of fourteen years from February 1, 1986. **Pages S11434-42, S11501**

John E. Mansfield, of Virginia, to be a Member of the Defense Nuclear Facilities Safety Board for a term expiring October 18, 2001.

Margaret Ann Hamburg, of New York, to be an Assistant Secretary of Health and Human Services.

Charles N. Jeffress, of North Carolina, to be an Assistant Secretary of Labor.

Mary Ann Cohen, of California, to be a Judge of the United States Tax Court for a term of fifteen years after she takes office.

David W. Wilcox, of Virginia, to be an Assistant Secretary of the Treasury.

Kenneth R. Wykle, of Virginia, to be Administrator of the Federal Highway Administration.

Stanford G. Ross, of the District of Columbia, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2002.

27 Air Force nominations in the rank of general.

3 Army nominations in the rank of general.

45 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy. **Pages S11499-S11502**

Messages From the President: **Pages S11445-46**

Messages From the House: **Page S11446**

Executive Reports of Committees: **Pages S11447-48**

Statements on Introduced Bills: **Pages S11449-64**

Additional Cosponsors: **Pages S11464-65**

Amendments Submitted: **Pages S11466-86**

Notices of Hearings: **Page S11486**

Authority for Committees: **Pages S11486-87**

Additional Statements: **Pages S11487-98**

Record Votes: Two record votes were taken today. (Total—287) **Pages S11410, S11434**

Adjournment: Senate convened at 10 a.m., and adjourned at 6:50 p.m., until 9:30 a.m., on Friday, October 31, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S11501.)

Committee Meetings

(Committees not listed did not meet)

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nominations of Robert M. Walker,

of Tennessee, to be Under Secretary of the Army, Jerry MacArthur Hultin, of Virginia, to be Under Secretary of the Navy, and F. Whitten Peters, of the District of Columbia, to be Under Secretary of the Air Force, after the nominees testified and answered questions in their own behalf.

Also, on Wednesday, October 29, committee ordered favorably reported 3,002 military nominations in the Army, Navy, Air Force, and Marine Corps, and John E. Mansfield, of Virginia, to be a Member of the Defense Nuclear Facilities Safety Board, and Jacques Gansler, of Virginia, to be Under Secretary of Defense for Acquisition and Technology.

IRAN-LIBYA SANCTIONS

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on the implementation of the Iran-Libya Sanctions Act (P.L. 104-172), focusing on whether recent activities involving a Russian company's investments in Iran and Libya and its attempt to fund these activities on the U.S. market should be sanctioned, receiving testimony from Senators McConnell and Brownback; James A. Harmon, President and Chairman, Export-Import Bank of the United States; William C. Ramsay, Deputy Assistant Secretary of State for Energy, Sanctions and Commodities; and R. Richard Newcomb, Director, Office of Foreign Assets Control, Department of the Treasury.

Hearings were recessed subject to call.

INTERNATIONAL AFFAIRS BUDGET

Committee on the Budget: Committee concluded hearings to examine how spending for international affairs activities is adjusting to changing needs in international affairs, and the status of the Government Performance and Results Act strategic and performance plans for international affairs activities, after receiving testimony from Jacob J. Lew, Deputy Director, Office of Management and Budget; and Benjamin F. Nelson, Director, International Relations and Trade Issues, National Security and International Affairs Division, General Accounting Office.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of William Clyburn, Jr., of South Carolina, to be a Member of the Surface Transportation Board, Department of Transportation, and Duncan T. Moore, of New York, and Arthur Bienenstock, of California, 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. Mr. Clyburn was introduced by Senator Robb and Representatives Clyburn and Eddie Bernice Johnson, Mr. Moore was introduced by Representative Slaugh-

ter, and Messrs. Moore and Bienenstock were introduced by John H. Gibbons, Assistant to the President for Science and Technology, and Director, Office of Science and Technology Policy.

PUBLIC LAND MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management concluded hearings on S. 1253, to provide Federal land management agencies the authority and capability to manage Federal lands effectively in accordance with the principles of multiple use and sustained yield, after receiving testimony from Marvin D. Brown, National Association of State Foresters, Jefferson City, Missouri; Donald W. Floyd, State University of New York, Syracuse, on behalf of the Society of American Foresters; Deborah Gangloff, American Forests, James R. Woehr, Wildlife Management Institute, and William H. Meadows, on behalf of the Wilderness Society and the Earthjustice Legal Defense Fund, all of Washington, D.C.; Daniel R. Dessecker, Ruffed Grouse Society, Rice Lake, Wisconsin; Karen Werbelow, Foundation for North American Wild Sheep, Cody, Wyoming; James A. Mosher, Izaak Walton League of America, Gaithersburg, Maryland; Tom Franklin, Wildlife Society, Bethesda, Maryland; Rick Brown, National Wildlife Federation, Portland, Oregon; Keith Argow, National Woodland Owners Association, and Jeff M. Sirmon, both of Vienna, Virginia; George M. Leonard, Fairfax, Virginia, and Mark A. Reimers, Clifton, Virginia.

FEDERAL HYDROELECTRIC LICENSING

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded oversight hearings to review the Federal Energy Regulatory Commission's hydroelectric relicensing procedures and related environmental regulations, and recommendations to reform the process, after receiving testimony from James J. Hoecker, Chairman, Federal Energy Regulatory Commission; John D. Leshy, Solicitor, Department of the Interior; Eleanor Towns, Director of Lands, Forest Service, Department of Agriculture; Terry Garcia, Acting Assistant Secretary for Oceans and Atmosphere, and Acting Deputy Administrator, National Oceanic and Atmospheric Administration; Carol Jolly, Olympia, Washington, on behalf of the Office of the Governor of Washington and the Western Governors' Association; John B. Kassel, Vermont Agency of Natural Resources, Waterbury; Julie A. Keil, Portland General Electric Company and the National Hydropower Association, Portland, Oregon, on behalf of the Industry Coalition for Hydropower, Edison Electric Institute, and American Public Power Association; Jerry L.

Sabattis, Niagara Mohawk Power Corporation, Syracuse, New York; Steve Klein, Tacoma Public Utilities, Tacoma, Washington; Laurel Heacock, Idaho Power Company, Boise; Margaret Bowman, American Rivers, Washington, D.C., on behalf of the Hydropower Reform Coalition; and Liz Hamilton, Northwest Sportfishing Industry Association, Oregon City, Oregon.

ENVIRONMENTAL AUDITING

Committee on Environment and Public Works: Committee concluded hearings to examine the Environmental Protection Agency's enforcement and compliance assurance program and EPA's enforcement relationship with the States regarding State audit laws, and related measures, including S. 1332, to recognize and protect State efforts to improve environmental mitigation and compliance through the promotion of voluntary environmental audits, including limited protection from discovery and limited protection from penalties, and provisions of S. 866, to provide that certain voluntary disclosures of violations of Federal law made as a result of a voluntary environmental audit shall not be subject to discovery or admitted into evidence during judicial or administrative proceedings, after receiving testimony from Senators Enzi and Hutchison; Steven A. Herman, Assistant Administrator, Office of Enforcement and Compliance Assurance, Environmental Protection Agency; Barry R. McBee, Texas Natural Resource Conservation Commission, Austin; Patricia S. Bangert, Colorado Office of the Attorney General, Denver; Paul G. Wallach, Hale and Dorr, Washington, D.C., on behalf of the National Association of Manufacturers and the Corporate Environmental Enforcement Counsel; and Mark Woodall, Sierra Club, Woodland, Georgia, on behalf of the U.S. Public Interest Research Group.

NATO/RUSSIA RELATIONSHIP

Committee on Foreign Relations: Committee concluded hearings to examine the impact of NATO's admission of Poland, the Czech Republic and Hungary on the democratic evolution of Russia, after receiving testimony from Thomas R. Pickering, Under Secretary of State for Political Affairs; Henry A. Kissinger, Kissinger and Associates, New York, New York, former Secretary of State; Jack F. Matlock, Jr., Institute for Advanced Study, Princeton, New Jersey; and Lt. Gen. William E. Odom, USA (Ret.), Hudson Institute, and Dimitri K. Simes, Nixon Center for Peace and Freedom, both of Washington, D.C.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Anita M. Josey and John M. Campbell, each to be an Associ-

ate Judge of the Superior Court of the District of Columbia, after the nominees testified and answered questions in their own behalf.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Bruce Babbitt, Secretary of the Interior; and Paul F. Eckstein, Brown & Bain, Phoenix, Arizona.

Hearings were recessed subject to call.

CLASS ACTION LAWSUITS

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded hearings to examine how awards from certain class action lawsuits are distributed to victims and to the lawyers who represent them, focusing on how some lawyers may be using the class action lawsuit structure as a way to win great sums of money in attorneys' fees, and how this action can impact on the victim's compensation, after receiving testimony from Judge Paul V. Niemeyer, Court of Appeals for the Fourth Circuit, Baltimore, Maryland, on behalf of the Judicial Conference of the United States; John C. Coffee, Jr., Columbia University Law School, New York, New York; Brian Wolfman, Public Citizen Litigation Group, Washington, D.C.; Lewis H. Goldfarm, Chrysler Corporation, Auburn Hills, Michigan; Martha Preston, Baraboo, Wisconsin; and John H. Church, Jr., Greer, South Carolina.

HIV/AIDS DEVELOPMENTS

Committee on Labor and Human Resources: Committee concluded hearings to examine the scope of the HIV/AIDS epidemic and recent developments in AIDS research, and S. 353 and provisions of H.R. 1023, measures to provide for compassionate payments with regard to individuals with blood-clotting disorders, such as hemophilia, who contracted human immunodeficiency virus due to contaminated blood products, after receiving testimony from Senator DeWine; Representatives Goss and Coburn; Anthony S. Fauci, Director, National Institute of Allergy and Infectious Diseases, National Institutes of Health, and Claude Earl Fox, Acting Administrator, Health Resources and Services Administration, both of the Department of Health and Human Services; Michael A. Stoto, Senior Staff Officer, Division of Health Promotion and Disease Prevention, Institute of Medicine, National Academy of Sciences; Victoria Sharp, St. Luke's-Roosevelt Hospital, New York, New York, on behalf of the AIDS Action Council; John Williams, Dayton, Ohio, on behalf of the National Hemophilia Foundation; James R. Green, Levin, Middlebrooks, Thomas, Mitchell, Green, Echsner,

Proctor & Papantonio, Pensacola, Florida; and Donna McCullough, St. Johnsbury Center, Vermont.

SENATE STRATEGIC PLANNING

Committee on Rules and Administration: Committee held hearings to examine a process for establishing goals and objectives for the administrative functions of the Senate, receiving testimony from Joyce C. Doria and John D. Mayer, both of Booz-Allen & Hamilton Inc., McLean, Virginia.

Also, committee met to consider pending administrative business, and recessed subject to call.

NOMINATIONS

Committee on Veterans Affairs: Committee concluded hearings on the nominations of Richard J. Griffin, of Illinois, to be Inspector General, and Joseph Thomp-

son, of New York, to be Under Secretary for Benefits, both of the Department of Veterans Affairs, William P. Greene Jr., of West Virginia, to be an Associate Judge of the United States Court of Veteran Appeals, and Espiridion A. Borrego, of Texas, to be Assistant Secretary of Labor for Veterans' Employment and Training, after the nominees testified and answered questions in their own behalf.

NOMINATION

Committee on Indian Affairs: Committee concluded hearings on the nomination of Kevin Gover, of New Mexico, to be Assistant Secretary of the Interior for Indian Affairs, after the nominee, who was introduced by Senators Domenici and Bingaman, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 2773-2784; 1 private bill, H.R. 2785; and 2 resolutions, H. Con. Res. 182 and H. Res. 298, were introduced.

Pages H9799-H9800

Reports Filed: Reports were filed as follows:

H.R. 1965, to provide a more just and uniform procedure for Federal civil forfeitures, amended (H. Rept. 105-358 Part 1); and

H.R. 434, to provide for the conveyance of small parcels of land in the Carson National Forest and the Santa Fe National Forest, New Mexico, to the village of El Rito and the town of Jemez Springs, New Mexico, amended (H. Rept. 105-359). Page H9799

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Pease to act as Speaker pro tempore for today. Page H9731

Guest Chaplain: The prayer was offered by the guest Chaplain the Reverend Everett W. Hannon, Jr. of Lexington, Missouri. Page H9731

Forage Improvement Act: By a yea and nay vote of 242 yeas to 182 nays, Roll No. 549, the House passed H.R. 2493, to establish a mechanism by which the Secretary of Agriculture and the Secretary of the Interior can provide for uniform management of livestock grazing on Federal lands. Pages H9734-64

Agreed To:

The Stenholm amendment to the Smith of Oregon amendment that strikes definitions of allotment and

base property, and strikes language dealing with the treatment of lease or sublease of base property.

Pages H9749-50

The Smith of Oregon amendment, as amended by the Stenholm amendment, that strikes definitions of allotment, base property, consultation, cooperation, and coordination; strikes section 103 dealing with a prohibited condition regarding grazing permits and leases; revises the types and use of data collected to include use of previously collected data, application of criteria and protocols, and use of data; and strikes language dealing with the treatment of lease or sublease of base property; and

Pages H9748-49

The Miller of California amendment that establishes a separate grazing fee for foreign-owned or controlled grazing permits or leases. Pages H9758-61

Rejected:

The Klug amendment to the Vento amendment that sought to replace the Grazing Fees provision and establish a Basic Fee for each animal unit month in a grazing fee year that is equal to the rate charged for grazing on the respective State lands (rejected by a recorded vote of 205 yeas to 219 noes, Roll No. 546);

Pages H9751-57

The Vento amendment that sought to establish different grazing fees for small producers controlling livestock of less than 2,000 animal unit months on Federal lands and large producers controlling livestock of 2,000 or more animal unit months (rejected by a recorded vote of 208 yeas to 212 noes, Roll No. 547); and

Pages H9750-51, H9757-58

The Vento amendment that sought to reduce the animal unit month for billing of sheep and goats

from seven to five (rejected by a recorded vote of 176 ayes to 244 noes, Roll No. 548). **Pages H9761–62**

The Clerk was authorized in the engrossment of H.R. 2493 to correct section numbers, punctuation, and cross references and to make such other technical and conforming changes as may be necessary to reflect the actions of the House in amending the bill.

Page H9764

Earlier, the House agreed to H. Res. 284, the rule that provided for consideration of the bill by a yeay and nay vote of 277 yeas to 139 nays, Roll No. 545.

Pages H9734–35

Nuclear Waste Policy Act: By a recorded vote of 307 ayes to 120 noes, Roll No. 557, the House passed H.R. 1270, to amend the Nuclear Waste Policy Act of 1982. The House completed general debate and began considering amendments to the bill on October 29.

Pages H9764–71

By a recorded vote of 142 ayes to 283 noes, Roll No. 556, rejected the Markey motion to recommit the bill to the Committee on Commerce with instructions to report it back to the House forthwith with an amendment that specifies that contractors transporting spent nuclear fuel or high-level radioactive waste under any such contract shall not be indemnified under section 170d of the Atomic Energy Act of 1954 for any liability resulting from negligence, gross negligence, or willful misconduct in connection with such transportation. **Pages H9769–71**

Agreed To:

The Traficant amendment, debated on October 29, that expresses the Sense of Congress that all material and services purchased pursuant to the bill should be from the United States; requires a notice describing the requirement to purchase American-made equipment and products; and prohibits contracts with persons falsely labeling products as made in America (agreed to by a recorded vote of 407 ayes to 2 noes with 15 voting “present”, Roll No. 555).

Pages H9768–69

Rejected:

The Ensign amendment, debated on October 29, that sought to ensure that a risk assessment study and cost benefit analysis are conducted prior to action being taken under the act (rejected by a recorded vote of 135 ayes to 290 noes, Roll No. 550);

Pages H9764–65

The Gibbons amendment, debated on October 29, that sought to specify that the Governor of each State with nuclear waste routes shall certify that emergency response teams exist and can manage any nuclear accident before transportation can be implemented (rejected by a recorded vote of 112 ayes to 312 noes, Roll No. 551);

Pages H9765–66

The Ensign amendment, debated on October 29, that sought to require that before any shipments

occur, Congress must have appropriated funds to ensure adequate emergency response teams along the transportation route (rejected by a recorded vote of 118 ayes to 305 noes, Roll No. 552); **Pages H9766–67**

The Markey amendment, debated on October 29, that sought to strike provisions that prevent EPA from setting radiation protection standards (rejected by a recorded vote of 151 ayes to 273 noes, Roll No. 553); and

Page H9767

The Gibbons amendment, debated on October 29, that sought to delete the 1 mill cap and gives the Secretary of Energy the authority to assess a fee on the existing reactors (rejected by a recorded vote of 67 ayes to 357 noes, Roll No. 554). **Pages H9767–68**

The Clerk was authorized in the engrossment of H.R. 1270 to make technical corrections including corrections in spelling, punctuation, section numbering, and cross referencing.

Page H9771

The House agreed to H. Res. 283, the rule that provided for consideration of the bill on October 29.

Pages H9631–38

Question of Privilege of the House: The Speaker ruled that H. Res. 290, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 212 ayes to 198 noes with 3 voting “present”, Roll No. 558.

Pages H9771–73

Question of Privilege of the House: The Speaker ruled that H. Res. 291, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 216 ayes to 200 noes with 3 voting “present”, Roll No. 559.

Pages H9773–74

Question of Privilege of the House: The Speaker ruled that H. Res. 292, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 214 ayes to 187 noes with 4 voting “present”, Roll No. 560.

Pages H9774–75

Question of Privilege of the House: The Speaker ruled that H. Res. 293, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 212 ayes to 190 noes with 4 voting “present”, Roll No. 561.

Pages H9775–76

Question of Privilege of the House: The Speaker ruled that H. Res. 294, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded

vote of 217 ayes to 193 noes with 4 voting "present", Roll No. 562. Pages H9776-77

Question of Privilege of the House: The Speaker ruled that H. Res. 295, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 212 ayes to 197 noes with 5 voting "present", Roll No. 563. Pages H9777-78

Question of Privilege of the House: The Speaker ruled that H. Res. 296, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 214 ayes to 196 noes with 3 voting "present", Roll No. 564. Pages H9778-79

Question of Privilege of the House: The Speaker ruled that H. Res. 297, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 208 ayes to 192 noes with 4 voting "present", Roll No. 565. Pages H9779-80

Re-Referral of Senate Bill: Agreed by unanimous consent that S. 459, to amend the Native American Programs Act of 1974 to extend certain authorizations, be re-referred to the Committee on Education and the Workforce. Page H9780

Intelligence Authorization Conference Report: Agreed by unanimous consent that it be in order on Friday, October 31 or any day thereafter to consider the conference report to accompany S. 858, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account and the Central Intelligence Agency Retirement and Disability System; that all points of order against the conference report and against its consideration be waived; and that the conference report be considered as read when called up. Page H9780

Suspensions: Agreed by unanimous consent that the Speaker be authorized to designate a time not later than November 7, 1997 for resumption of proceedings on the seven remaining motions to suspend the rules originally considered on Monday, September 29, 1997. Page H9780

Presidential Message—Nuclear Energy Agreement: Read a message from the President wherein he transmitted his proposed agreement for cooperation between the United States and Brazil concerning peaceful uses of nuclear energy—referred to the Committee on International Relations and ordered printed (H. Doc. 105-161). Pages H9780-81

Senate Messages: Message received from the Senate today appears on page H9731.

Referral: S. Con. Res. 37, expressing the sense of the Congress that Little League Baseball Incorporated was established to support and develop Little League baseball worldwide and that its international character and activities should be recognized, was referred to the Committee on International Relations. Page H9798

Quorum Calls—Votes: Two yea-and-nay votes and nineteen recorded votes developed during the proceedings of the House today and appear on pages H9734-35, H9756-57, H9757-58, H9762, H9763-64, H9765, H9765-66, H9766-67, H9767, H9767-68, H9768-69, H9770-71, H9771, H9772-73, H9773-74, H9774-75, H9775-76, H9776-77, H9777-78, H9778-79, and H9779-80. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 11:02 p.m.

Committee Meetings

FOOD STAMP PROGRAM WASTE AND ABUSE

Committee on Agriculture: Subcommittee on Department Operations, Nutrition and Foreign Agriculture held a hearing on review of the waste and abuse in the administration of the Food Stamp Program. Testimony was heard from Craig Beachamp, Assistant Inspector General, Investigations, USDA; and Robert Robinson, Director, Food and Agriculture Issues, Resources, Community and Economic Development Division, GAO.

FAA'S STANDARD TERMINAL AUTOMATION REPLACEMENT SYSTEM

Committee on Appropriations: Subcommittee on Transportation held a hearing on FAA's Standard Terminal Automation Replacement System (STARS). Testimony was heard from the following officials of the Department of Transportation: Kenneth M. Mead, Inspector General; George L. Donahue, Associate Administrator, Research and Acquisition and Ronald E. Morgan, Director, Air Traffic, both with the FAA; and a public witness.

GAO REPORT—FEDERAL HOUSING ENTERPRISE OVERSIGHT

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises held a hearing on the GAO Report on the Office of Federal Housing Enterprise Oversight. Testimony was heard from Thomas J. McCool, Director, Financial Institutions and Market Issues, GAO; and Mark Kinsey, Acting

Director, Office of Federal Housing Enterprise Oversight, Department of Housing and Urban Development.

FINANCIAL SERVICES ACT

Committee on Commerce: Ordered reported amended H.R. 10, Financial Services Act of 1997.

VIDEO COMPETITION—ACCESS TO PROGRAMMING

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection held a hearing on Video Competition: Access to Programming. Testimony was heard from public witnesses.

RESULTS ACT

Committee on Government Reform and Oversight: Held a hearing on the Results Act: Are We Getting Results? Testimony was heard from Representative Arney and Franklin Raines, Director, OMB.

CAMPAIGN FINANCE REFORM

Committee on House Oversight: Held a hearing on Campaign Finance Reform. Testimony was heard from Representatives Hutchinson, Allen, Doolittle, Shays, Meehan, Miller of California and Baesler.

Hearings continue tomorrow.

COPYRIGHT LICENSING REGIMES—RETRANSMISSION OF BROADCAST SIGNALS

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing regarding copyright licensing regimes covering retransmission of broadcast signals. Testimony was heard from Marybeth Peters, Register of Copyrights, Library of Congress; and public witnesses.

FEDERAL PRISON INDUSTRIES—IMPROVING AND EXPANDING

Committee on the Judiciary: Subcommittee on Crime held a hearing regarding options for improving and expanding cooperation between Federal Prison Industries and the private sector. Testimony was heard from Steve Schwalb, Assistant Director, Federal Bureau of Prisons, Department of Justice; and public witnesses.

NORTH AMERICAN WETLANDS CONSERVATION ACT—PARTNERSHIPS FOR WILDLIFE ACT—INTERNATIONAL YEAR OF THE OCEAN

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans approved for full Committee action amended H.R. 2556, North American Wetlands Conservation Act of 1989 and Partnerships for Wildlife Act.

The Subcommittee also held an oversight hearing to examine activities being planned by the Administration for the International Year of the Ocean. Testimony was heard from D. James Baker, Under Secretary, Oceans and Atmosphere, Department of Commerce; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks and Public Lands began markup of H.R. 2186, to authorize the Secretary of the Interior to provide assistance to the National Historic Trails Interpretive Center in Casper, Wyoming.

The Subcommittee also held a hearing on the following bills: H.R. 2438, to encourage establishment of appropriate trails on abandoned railroad rights-of-way, while ensuring protection of certain reversionary property rights; H.R. 1995, Point Reyes National Seashore Farmland Protection Act of 1997. Testimony was heard from Representatives Ryun and Woolsey; Kate Stevenson, Associate Director, Cultural Resource Stewardship and Partnership, National Park Service, Department of Interior; and public witnesses.

WATER MANAGEMENT IMPLICATIONS OF EL NINO

Committee on Resources: Subcommittee on Water and Power held an oversight hearing on Water Management Implications of the 1997/98 El Nino. Testimony was heard from the following officials of the Department of Commerce; Elbert W. Friday, Assistant Administrator, Oceanic and Atmospheric Research, and Ants Leetmaa, Director, Climate Prediction Center, both with NOAA; Mark Schaefer, Deputy Assistant Secretary, Water and Science and Acting Director, U.S. Geological Survey, Department of the Interior; and public witnesses.

UNFUNDED MANDATES REFORM ACT—IMPLEMENTATION AND PROPOSALS FOR REFORM

Committee on Rules: Subcommittee on Rules and Organization of the House and the Subcommittee on Legislative and Budget Process held a joint hearing on Implementation of the Unfunded Mandates Reform Act and Proposals for Reform. Testimony was heard from Representatives Condit and Portman; James L. Blum, Deputy Director, CBO; and former Representative Robert S. Walker of Pennsylvania.

INDEMNIFICATION AND CROSSWAIVER AUTHORITY

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on Indemnification and Crosswaiver Authority. Testimony was heard from

June Edwards, Associate General Counsel, NASA; and public witnesses.

OIL SPILL PREVENTION MEASURES

Committee on Transportation and Infrastructure: Subcommittee on Coast Guard and Maritime Transportation held a hearing on Oil Spill Prevention Measures. Testimony was heard from Rear Adm. Robert C. North, USCG, Assistant Commandant, Marine Safety and Environmental Protection, U.S. Coast Guard, Department of Transportation; and public witnesses.

Joint Meetings

APPROPRIATIONS—LABOR/HHS/ EDUCATION

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998.

COMMITTEE MEETINGS FOR FRIDAY, OCTOBER 31, 1997

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Agriculture, Nutrition, and Forestry, business meeting, to consider the nominations of Sally Thompson, of Kansas, to be Chief Financial Officer, Department of Agriculture, and Joseph B. Dial, of Texas, to be Commissioner of the Commodity Futures Trading Commission, time to be announced, S-216, Capitol.

Committee on Foreign Relations, to hold hearings on pending nominations, 10 a.m., SD-419.

Committee on Governmental Affairs, Permanent Subcommittee on Investigations, to hold oversight hearings on the Treasury Department's Office of Inspector General, 9:30 a.m., SD-342.

House

Committee on Government Reform and Oversight, to consider the following: H.R. 1836, Federal Employees Health Care Protection Act of 1997; H.R. 2675, Federal Employees Life Insurance Improvement Act; a draft report entitled: "Gulf War Veterans' Illnesses: VA, DOD Continue to Resist Strong Evidence Linking Toxic Causes to Chronic Health Effects"; and other pending Committee business, 9:30 a.m., 2154 Rayburn.

Subcommittee on Government Management, Information, and Technology, hearing on Management Practices in State and Local Government: Lessons for the Federal Government, 10:30 a.m., 2154 Rayburn.

Committee on House Oversight, to continue hearings on Campaign Finance Reform, 10 a.m., 1310 Longworth.

Committee on International Relations, to markup the following resolutions: H. Con Res. 22, expressing the sense of the Congress with respect to the discrimination by the German Government against members of minority religious groups, particularly the continued and increasing discrimination by the German Government against performers, entertainers, and other artists from the United States associated with Scientology; H. Con. Res. 152, expressing the sense of the Congress that all parties to the multiparty peace talks regarding Northern Ireland should condemn violence and fully integrate internationally recognized human rights standards and adequately address outstanding human rights violations as part of the peace process; H. Res. 273, condemning the military intervention by the Government of the Republic of Angola into the Republic of the Congo; H. Res. 282, congratulating the Association of Southeast Asian Nations (ASEAN) on the occasion of its 30th Anniversary; H. Con. Res. 172, expressing the sense of the Congress in support of efforts to foster friendship and cooperation between the United States and Mongolia; H. Res. 231, urging the President to make clear to the Government of the Socialist Republic of Vietnam the commitment of the American people in support of democracy and religious and economic freedom for the people of the Socialist Republic of Vietnam; and H. Con. Res. 156, expressing concern for the continued deterioration of human rights in Afghanistan and emphasizing the need for a peaceful political settlement in that country, 10 a.m., 2172 Rayburn.

Next Meeting of the SENATE
9:30 a.m., Friday, October 31

Next Meeting of the HOUSE OF REPRESENTATIVES
9 a.m., Friday, October 31

Senate Chamber

Program for Friday: Senate will vote on a motion to close further debate on H.R. 2646, Education Savings Act For Public and Private Schools, and vote on a motion to close further debate on the motion to proceed to consideration of the conference report on H.R. 1119, National Defense Authorization Act.

House Chamber

Program for Friday: Consideration of H. Res. 288, rule providing for consideration of H.R. 2746, HELP Scholarships Act and H.R. 2616, Charter Schools Amendments Act;

Consideration of H.R. 2746, HELP Scholarships Act (closed rule, 2 hours of general debate); and

Consideration of H.R. 2616, Charter Schools Amendments Act (open rule, 1 hour of general debate).

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