

Monday, June 15, 1998

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S6309–S6356*

**Measures Introduced:** One resolution was introduced, as follows: S. Res. 248. **Page S6339**

#### Measures Passed:

**Condemning Killing of James Byrd, Jr.:** Senate agreed to S.Res. 248, condemning the brutal killing of Mr. James Byrd, Jr., and commending the community of Jasper, Texas. **Pages S6323–24**

**Violent Crimes Offenders:** Committee on the Judiciary was discharged from further consideration of H. Con. Res. 75, expressing the sense of the Congress that States should work more aggressively to attack the problem of violent crimes committed by repeat offenders and criminals serving abbreviated sentences, and the resolution was then agreed to. **Page S6347**

**Congressional Budget Resolution:** Pursuant to the order of April 2, 1998, Senate agreed to H. Con. Res. 284, revising the congressional budget for the fiscal year 1998, establishing the congressional budget for the United States Government for fiscal year 1999, and setting forth appropriate budgetary levels for fiscal years 2000, 2001, 2002, and 2003, after striking all after the resolving clause and inserting in lieu thereof the text of S. Con. Res. 86, as passed by the Senate. **Page S6348**

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Domenici, Grassley, Nickles, Gramm, Bond, Gorton, Gregg, Snowe, Abraham, Frist, Grams, Smith, Lautenberg, Hollings, Conrad, Sarbanes, Boxer, Murray, Wyden, Feingold, Johnson, and Durbin. **Page S6348**

Senate also agreed to a motion to instruct the Senate conferees to include the Wellstone amendments in any conference agreement.

**Universal Tobacco Settlement Act:** Senate resumed consideration of S. 1415, to reform and restructure the processes by which tobacco products are manufactured, marketed, and distributed, to prevent the use of tobacco products by minors, and to redress the adverse health effects of tobacco use, with

a modified committee amendment in the nature of a substitute (Amendment No. 2420), taking action on amendments proposed thereto, as follows:

**Pages S6314–23, S6324–26**

#### Adopted:

Reed Amendment No. 2702 (to Amendment No. 2437), to disallow tax deductions for advertising, promotional, and marketing expenses relating to tobacco product use unless certain requirements are met. (By 47 yeas to 47 nays (Vote No. 159), Senate earlier failed to table the amendment.)

**Pages S6314, S6316–23**

#### Pending:

Gregg/Leahy Amendment No. 2433 (to Amendment No. 2420), to modify the provisions relating to civil liability for tobacco manufacturers.

**Page S6314**

Gregg/Leahy Amendment No. 2434 (to Amendment No. 2433), in the nature of a substitute.

**Page S6314**

Gramm Motion to recommit the bill to the Committee on Finance with instructions to report back forthwith, with Amendment No. 2436, to modify the provisions relating to civil liability for tobacco manufacturers, and to eliminate the marriage penalty reflected in the standard deduction and to ensure the earned income credit takes into account the elimination of such penalty.

**Page S6314**

Daschle (for Durbin) Amendment No. 2437 (to Amendment No. 2436), relating to reductions in underage tobacco usage.

**Page S6314**

Gorton Amendment No. 2705 (to Amendment No. 2437), to limit attorneys' fees. **Pages S6324–26**

Senate will continue consideration of the bill on Tuesday, June 16, 1998.

**Texas Low-Level Radioactive Waste Disposal Compact Consent Act:** Senate insisted on its amendment to H.R. 629, to grant the consent of the Congress to the Texas Low-Level Radioactive Waste Disposal Compact, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: Senators Thurmond, Hatch, and Leahy. **Pages S6346–47**

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

Transmitting the report concerning cost-sharing arrangements of the Convention on the Prohibition, Stockpiling, and Use of Chemical Weapons and on Their Destruction; to the Committee on Foreign Relations. (PM-140). **Page S6338**

**Nominations Confirmed:** Senate confirmed the following nominations:

Robert D. Sack, of New York, to be United States Circuit Judge for the Second Circuit.

Margaret Hornbeck Greene, of Kentucky, to be a Member of the Board of Directors of the United States Enrichment Corporation for a term expiring February 24, 2003.

James K. Robinson, of Michigan, to be an Assistant Attorney General. **Pages S6347-48, S6356**

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

James Howard Holmes, of Virginia, to be Ambassador to the Republic of Latvia.

Steven Robert Mann, of Pennsylvania, to be Ambassador to the Republic of Turkmenistan.

Kenneth Spencer Yalowitz, of Virginia, to be Ambassador to the Republic of Georgia.

3 Army nominations in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Army, Air Force, Marine Corps, and Navy. **Page S6356**

**Messages From the President:** **Page S6338**

**Communications:** **Pages S6338-39**

**Additional Cosponsors:** **Page S6340**

**Amendments Submitted:** **Page S6341**

**Authority for Committees:** **Page S6341**

**Additional Statements:** **Pages S6341-46**

**Record Votes:** One record vote was taken today. (Total—159) **Pages S6322-23**

**Adjournment:** Senate convened at 1 p.m., and adjourned at 7:03 p.m., until 9:30 a.m., on Tuesday, June 16, 1998. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S6348.)

## Committee Meetings

*(Committees not listed did not meet)*

### FEDERAL AGENCY COMPLIANCE ACT/10TH CIRCUIT JUDGESHIPS

*Committee on the Judiciary:* Subcommittee on Administrative Oversight and the Courts concluded hearings on S. 1166, to require a Federal agency, in administering a statute, rule, regulation, program, or policy (statute) within a judicial circuit, to adhere to the existing precedent respecting the interpretation and application of such statute, as established by the decisions of the United States Court of Appeals for that circuit, with exceptions, after receiving testimony from Senator Campbell; Representative Gekas; Arthur J. Fried, General Counsel, Social Security Administration; Ronald G. Bernoski, Administrative Law Judge (Assigned to the Office of Hearings and Appeals/Social Security Administration), on behalf of the Association of Administrative Law Judges, Inc.; James F. Allsup, Allsup Incorporated, Belleville, Illinois; John Bowman, Bowman and DePree, Davenport, Iowa; and Lynn Conforti, Denver, Colorado.

Also, subcommittee concluded hearings to examine the state of the Federal courts in the Tenth Circuit, focusing on the need to fill existing vacancies or create new judgeships in certain district courts within the circuit, after receiving testimony from Stephanie K. Seymour, Chief Judge, United States Court of Appeals for the Tenth Circuit.