

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, which were referred as indicated:

EC-6000. A communication from the Director of the Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Shrimp Fishery of the Gulf of Mexico; Texas Closure" received on July 10, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6001. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Metric Equivalents" (RIN2137-AC98) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6002. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations; Winter Harbor Lobster Boat Race, Winter Harbor, ME" (Docket 01-96-008) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6003. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Regulated Navigation Area; Ohio River, Mile 461.0-462.0, Cincinnati, OH" (Docket 08-98-038) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6004. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulations; Beaufort Channel, Beaufort, North Carolina" (Docket 05-97-080) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6005. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations for Marine Events; Norfolk Harbor, Elizabeth River, Norfolk and Portsmouth, Virginia" (Docket 05-98-046) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6006. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations; Swim Buzzards Bay Day, New Bedford, MA" (Docket 01-96-015) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6007. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Safety Zone Regulations; Baptiste Collette Bayou Channel, Mile 11.5, Left Descending Bank, Lower Mississippi River, Above Head of Passes" received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6008. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations; Parker International Waterski Marathon" (Docket 11-98-001) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6009. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Special Local Regu-

lations for Marine Events; Virginia is for Lovers Cup Unlimited Hydroplane Races, Willoughby Bay, Norfolk, Virginia" (Docket 05-98-045) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6010. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations for Marine Events; Dragon Boat Races, Inner Harbor, Baltimore, Maryland" (Docket 05-98-047) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6011. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A300, A310, A300-600 Series Airplanes" (Docket 98-NM-132-AD) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6012. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A319, A320, and A321 Series Airplanes" (Docket 98-NM-93-AD) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6013. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Boeing Model 767 Series Airplanes" (Docket 98-NM-95-AD) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6014. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Boeing Model 747 Series Airplanes" (Docket 98-NM-145-AD) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6015. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Johnson City, TX" (Docket 98-ASW-33) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6016. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revocation of Class E Airspace; Spofford, TX" (Docket 98-ASW-21) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6017. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Boeing Model 747-400, 757, 767, and 777 Series Airplanes Equipped with AlliedSignal RIA-35B Instrument Landing System Receivers" (Docket 98-NM-155-AD) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6018. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Fokker Model F27 Mark 100, 200, 300, 400, 500, 600, and 700 Series Airplanes, and Model F27 Mark 050 Series Airplanes" (Docket 97-NM-139-AD) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6019. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Turbopropeller-Powered McDonnell Douglas Model DC-3 and DC-3C Series Air-

planes" (Docket 97-NM-72-AD) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6020. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Class D Airspace, San Diego, North Island NAS, CA" (Docket 98-AWP-14) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6021. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Dornier Model 328-100 Series Airplanes" (Docket 98-NM-123-AD) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6022. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Class E Airspace; Morgan City, LA" (Docket 98-ASW-36) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6023. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Class E Airspace; Refugio, TX" (Docket 98-ASW-34) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6024. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Class E Airspace; Pascagoula, MS" (Docket 98-ASW-38) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6025. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Class E Airspace; Cameron, LA" (Docket 98-ASW-38) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6026. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Theodore, AL" (Docket 98-ASW-39) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6027. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Class D Airspace; San Antonio, Kelly AFB, TX" (Docket 98-ASW-35) received on July 9, 1998; to the Committee on Commerce, Science, and Transportation.

EC-6028. A communication from the Secretary of Defense, transmitting, notice of military retirements; to the Committee on Armed Services.

EC-6029. A communication from the Director, Operational Test and Evaluation, Office of the Secretary of Defense, transmitting, certification that realistic survivability testing of the DDG 51 Flight IIA class of naval ship would be unreasonably expensive and impractical; to the Committee on Armed Services.

EC-6030. A communication from the Chief Counsel of the Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Sudanese Sanctions Regulations" received on June 29, 1998; to the Committee on Banking, Housing, and Urban Affairs.

EC-6031. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule regarding 1993 Periodic Carbon Monoxide Emission Inventories for Colorado (FRL6124-4) received on July 10, 1998; to

the Committee on Environment and Public Works.

EC-6032. A communication from the Secretary of Transportation, transmitting, pursuant to law, a report entitled "Maritime Terrorism: A Report to Congress" for calendar year 1997; to the Committee on Foreign Relations.

EC-6033. A communication from the Assistant Secretary of Labor for Occupational Safety and Health Administration, transmitting, pursuant to law, the report of a rule entitled "Standards Improvement (Miscellaneous Changes) For General Industry and Construction Standards; Paperwork Collection of Coke Oven Emissions and Inorganic Arsenic" (RIN1218-AB53) received on July 8, 1998; to the Committee on Labor and Human Resources.

EC-6034. A communication from the Director of the Office of Regulations Management, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Schedule for Rating Disabilities: Cold Injuries" (RIN2900-AI46) received on July 10, 1998; to the Committee on Veterans Affairs.

EC-6035. A communication from the Director of the Office of Regulations Management, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Provision of Drugs and Medicines to Certain Veterans in State Homes" (RIN2900-AJ34) received on July 10, 1998; to the Committee on Veterans Affairs.

EC-6036. A communication from the Chairman of the National Labor Relations Board, transmitting, pursuant to law, the report of the Office of Inspector General for the period October 1, 1997 through March 31, 1998; to the Committee on Governmental Affairs.

EC-6037. A communication from the Principal Deputy, Acquisition and Technology, Department of Defense, transmitting, pursuant to law, the report of Department of Defense purchases from foreign entities for fiscal year 1997; to the Committee on Armed Services.

EC-6038. A communication from the Secretary of Defense, transmitting, pursuant to law, a report entitled "Military Capabilities of the People's Republic of China"; to the Committee on Armed Services.

EC-6039. A communication from the Acting Chairman of the Depositor Protection Oversight Board, transmitting, pursuant to law, the report on the Resolution Funding Corporation for calendar year 1997; to the Committee on Banking, Housing, and Urban Affairs.

EC-6040. A communication from the Secretary of Transportation, transmitting, pursuant to law, a report on the Federal Transit Administration's charter bus demonstration program; to the Committee on Environment and Public Works.

EC-6041. A communication from the Director of the Regulations Policy and Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Food Additives Permitted for Direct Addition to Food for Human Consumption; Acesulfame Potassium" (Docket 93F-0286) received on July 9, 1998; to the Committee on Labor and Human Resources.

EC-6042. A communication from the Deputy Associate Administrator for Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "General Services Administration Acquisition Regulation; 10 Day Payment Clause for Certain Federal Supply Service Contracts and Authorized Price Lists Under Federal Supply Service" (RIN3090-AG47) received on July 9, 1998; to the Committee on Governmental Affairs.

EC-6043. A communication from the Acting Assistant Attorney General, Department of

Justice, transmitting, pursuant to law, a report on the Civil Rights of Institutionalized Persons Act for fiscal year 1997; to the Committee on the Judiciary.

EC-6044. A communication from the Acting Director of the Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, a report on direct spending or receipts legislation within seven days of enactment (Report 445); to the Committee on the Budget.

EC-6045. A communication from the President of the United States, transmitting, pursuant to law, a report on the emigration laws and policies of Armenia, Azerbaijan, Georgia, Kazakhstan, Kyrgyzstan, Moldova, the Russian Federation, Tajikistan, Turkmenistan, Ukraine, and Uzbekistan; to the Committee on Finance.

EC-6046. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Gypsy Moth Generally Infested Areas" (Docket 98-072-1) received on July 13, 1998; to the Committee on Agriculture, Nutrition, and Forestry.

EC-6047. A communication from the Acting Associate Chief of the Forest Service, Department of Agriculture, transmitting, pursuant to law, a report of Forest Service accomplishments for fiscal year 1997; to the Committee on Agriculture, Nutrition, and Forestry.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second time by unanimous consent, and referred as indicated:

By Mr. MACK (for himself, Mr. BREAUX, Mr. CHAFEE, Mr. MURKOWSKI, Mr. HATCH, Mr. D'AMATO, Mr. ROCKEFELLER, Mr. GRAMM, Mr. WARNER, Mrs. HUTCHISON, Mr. DODD, Mr. GREGG, Mr. ROBB, Mr. THURMOND, Mr. LIEBERMAN, and Mr. COCHRAN):

S. 2296. A bill to amend the Internal Revenue Code of 1986 to repeal the limitation on the amount of receipts attributable to military property which may be treated as exempt foreign trade income; to the Committee on Finance.

By Mr. GORTON:

S. 2297. A bill to provide for the distribution of certain publications in units of the National Park System under a sales agreement between the Secretary of the Interior and a private contractor; to the Committee on Energy and Natural Resources.

S. 2298. A bill to provide for enforcement of title II of the Civil Rights Act of 1968, commonly known as the "Indian Civil Rights Act"; to the Committee on Indian Affairs.

S. 2299. A bill to provide for the enforcement of certain contracts made by Indian tribes; to the Committee on Indian Affairs.

S. 2300. A bill to provide for the collection of certain State taxes from an individual who is not a member of an Indian tribe; to the Committee on Indian Affairs.

S. 2301. A bill to provide for accountability by Indian tribes under certain Federal environmental laws, and for other purposes; to the Committee on Indian Affairs.

S. 2302. A bill to provide for tort liability insurance for Indian tribes, and for other purposes; to the Committee on Indian Affairs.

By Mr. LEAHY (for himself and Mr. BIDEN):

S. 2303. A bill to deter and punish international crime, to protect United States na-

tionals and interests at home and abroad, and to promote global cooperation against international crime; to the Committee on the Judiciary.

By Mr. BENNETT:

S. 2304. A bill to amend the Internal Revenue Code of 1986 to allow the carryover of unused nontaxable benefits under cafeteria plans, flexible spending arrangements, and health flexible spending accounts; to the Committee on Finance.

By Mr. DURBIN:

S. 2305. A bill for the relief of Nizar Sweilem and Hassan Sweilem; to the Committee on the Judiciary.

By Mr. BURNS (for himself and Mr. MCCAIN):

S. 2306. A bill to require the Federal Communications Commission to modify its duopoly rule for multiple ownership of television stations; to the Committee on Commerce, Science, and Transportation.

STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. MACK (for himself, Mr. BREAUX, Mr. CHAFEE, Mr. MURKOWSKI, Mr. HATCH, Mr. D'AMATO, Mr. ROCKEFELLER, Mr. GRAMM, Mr. WARNER, Mrs. HUTCHISON, Mr. DODD, Mr. GREGG, Mr. ROBB, Mr. THURMOND, Mr. LIEBERMAN, and Mr. COCHRAN):

S. 2296. A bill to amend the Internal Revenue Code of 1986 to repeal the limitation on the amount of receipts attributable to military property which may be treated as exempt foreign trade income; to the Committee on Finance.

DEFENSE JOBS AND TRADE PROMOTION ACT OF 1998

Mr. MACK. Mr. President, I rise to introduce the Defense Jobs and Trade Promotion Act of 1998. This bill will eliminate a provision of tax law which discriminates against United States exporters of defense products.

Other nations have systems of taxation which rely less on corporate income taxes and more on value-added taxes. By rebating the value-added taxes for products that are exported, these nations lower the costs of their exports and provide their companies a competitive advantage that is not based on quality, ingenuity, or resources but rather on tax policy.

In an attempt to level the playing field, our tax code allows U.S. companies to establish Foreign Sales Corporations (FSCs) through which U.S.-manufactured products may be exported. A portion of the profits from FSC sales are exempted from corporate income taxes, to mitigate the advantage that other countries give their exporters through value-added tax rebates.

But the tax benefits of a FSC are cut in half for defense exporters. This 50% limitation is the result of a compromise enacted 22 years ago as part of the predecessor to the FSC provisions. This compromise was not based on policy considerations, but instead merely split the difference between members who believed that the U.S. defense industry was so dominant in world markets that the foreign tax advantages