

Thursday, July 30, 1998

Daily Digest

HIGHLIGHTS

Senate passed Department of Defense Appropriations, 1999.

House Committee ordered reported the District of Columbia appropriations for fiscal year 1999.

Senate

Chamber Action

Routine Proceedings, pages S9323-S9519

Measures Introduced: Twenty-four bills and six resolutions were introduced, as follows: S. 2371-2394, S. Con. Res. 114-115, and S. Res. 260-263.

Pages S9425-26

Measures Reported: Reports were made as follows:

S. 442, to establish a national policy against State and local government interference with interstate commerce on the Internet or interactive computer services, and to exercise Congressional jurisdiction over interstate commerce by establishing a moratorium on the imposition of exactions that would interfere with the free flow of commerce via the Internet, with an amendment in the nature of a substitute. (S. Rept. No. 105-276)

S. 2375, to amend the Securities Exchange Act of 1934 and the Foreign Corrupt Practices Act of 1977, to strengthen prohibitions on international bribery and other corrupt practices. (S. Rept. No. 105-277)

S. 2279, to amend title 49, United States Code, to authorize the programs of the Federal Aviation Administration for fiscal years 1999, 2000, 2001, and 2002, with an amendment in the nature of a substitute. (S. Rept. No. 105-278)

Special Report on Further Revised Allocation To Subcommittees of Budget Totals for Fiscal Year 1999. (S. Rept. No. 105-279)

H.R. 3528, to amend title 28, United States Code, with respect to the use of alternative dispute resolution processes in United States district courts, with amendments.

S. Res. 193, designating December 13, 1998, as "National Children's Memorial Day".

S. 1031, to protect Federal law enforcement officers who intervene in certain situations to protect life or prevent bodily injury, with an amendment in the nature of a substitute.

S.J. Res. 51, granting the consent of Congress to the Potomac Highlands Airport Authority Compact entered into between the States of Maryland and West Virginia.

Pages S9424-25

Department of Defense Appropriations, 1999: By 97 yeas to 2 nays (Vote No. 252), Senate passed H.R. 4103, making appropriations for the Department of Defense for fiscal year ending September 30, 1999, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2132, Senate companion measure, after taking action on amendments proposed thereto, as follows:

Pages S9323-43, S9350-52, S9357-S9407, S9416-17

Adopted:

Stevens/Inouye Modified Amendment No. 3391, to provide a 3.6 percent pay raise for military personnel during Fiscal Year 1999. Pages S9326, S9343-44

Stevens Amendment No. 3392, to provide additional funds for U.S. military operations in Bosnia as an emergency requirement.

Pages S9326-27

Subsequently, the amendment was modified.

Page S9391

Roberts Amendment No. 3393, to impose a limitation on deployments of United States forces to Yugoslavia, Albania, or Macedonia. Pages S9327-28

Abraham/Hutchinson Amendment No. 2964, to provide for improved monitoring of human rights in the People's Republic of China. Pages S9350-52, S9359

Hutchinson Amendment No. 3124, to condemn those officials of the Chinese Communist Party, the Government of the People's Republic of China, and other persons who are involved in the enforcement of forced abortions by preventing such person from entering or remaining in the United States, and to express the sense of the Congress that the President should make freedom of religion one of the major objects of United States foreign policy with respect to China. (By 29 yeas to 70 nays (Vote No. 248), Senate earlier failed to table the amendment.)

Pages S9334-40, S9345-46, S9358-59, S9373

By a unanimous vote of 99 yeas (Vote No. 250), Hutchinson Amendment No. 3419 (to Amendment No. 3124), of a perfecting nature. Pages S9371-73

Hutchinson Amendment No. 3409, to express the Sense of the Congress that the readiness of the United States Armed Forces to execute the National Security Strategy of the United States is eroded from

a combination of declining defense budget and expended missions, including the ongoing commitment of U.S. forces to the peacekeeping mission in Bosnia.

Pages S9341-43, S9396

Stevens (for Akaka) Amendment No. 3420, to set aside \$12,000,000 for continuation of electric and hybrid-electric vehicle development.

Pages S9375-85

Stevens (for Bingaman/Domenici) Amendment No. 3421, to set aside \$2,250,000 for the Defense Systems Evaluation program for support of test and training operations at White Sands Missile Range, New Mexico, and Fort Bliss, Texas.

Pages S9375-85

Stevens (for Cochran) Amendment No. 3422, to provide \$1,000,000 for Acoustic Sensor Technology Development Planning for the Department of Defense.

Pages S9375-85

Stevens (for Domenici/Harkin) Amendment No. 3423, to require the Secretary of Defense to report on food stamp assistance for Armed Forces families, and to require the Comptroller General to study and report on issues relating to the family life, morale, and retention of members of the Armed Forces.

Pages S9375-85

Stevens (for Durbin) Amendment No. 3424, relating to the conveyance of the remaining Army Reserve property at former Fort Sheridan, Illinois.

Pages S9375-85

Stevens (for Gregg) Amendment No. 3425, to require a conveyance of certain property at former Pease Air Force Base, New Hampshire.

Pages S9375-85

Stevens (for Hollings) Amendment No. 3426, to make available up to \$10,000,000 for the Department of Defense share of environmental restoration at Defense Logistics Agency inventory location 429 (Macalloy site) in Charleston, South Carolina.

Pages S9375-85

Stevens (for Inouye) Amendment No. 3427, to designate funds for a strategic materials manufacturing project.

Pages S9375-85

Stevens (for Inouye) Amendment No. 3428, to authorize the transportation of American Samoa veterans to Hawaii on Department of Defense aircraft for receipt of veterans medical care in Hawaii.

Pages S9375-85

Stevens (for Inouye) Amendment No. 3429, to provide that the Secretary of Defense shall submit to the President and the Congressional Defense Committees a report regarding the potential for development of Ford Island within the Pearl Harbor Naval Complex, Oahu, Hawaii.

Pages S9375-85

Stevens (for Kennedy) Amendment No. 3430, to reduce funds available for Navy S-3 Weapon System Improvement program and to provide funds for a cyber-security program.

Pages S9375-85

Stevens (for Sarbanes) Amendment No. 3431, to provide additional funding for repair of the Korean War Veterans Memorial.

Pages S9375-85

Stevens (for McConnell/Ford) Amendment No. 3432, to set aside \$18,000,000 for the Assembled

Chemical Weapons Assessment for demonstrations of technologies and a pilot scale facility.

Pages S9375-85

Stevens (for Mack) Amendment No. 3433, to authorize the lease of real property at the Naval Air Warfare Center, Training Systems Division, Orlando, Florida.

Pages S9375-85

Stevens (for Mikulski) Amendment No. 3434, to provide for the funding of a vessel scrapping pilot program.

Pages S9375-85

Stevens (for Lott) Amendment No. 3435, to provide that the Department of Defense shall, in allocating funds for the Next Generation Internet initiative, give full consideration to the allocation of funds to the regional partnerships that will best leverage Department investments in the Department of Defense Major Shared Resources Centers and Centers with supercomputers.

Pages S9375-85

Stevens (for Murkowski) Amendment No. 3436, to provide \$500,000 for payment of subcontractors and suppliers under an Army services contract.

Pages S9375-85

Stevens (for Shelby) Amendment No. 3437, to designate funds to continue an electronic circuit board manufacturing program.

Pages S9375-85

Stevens (for Specter) Amendment No. 3438, to re-establish the Commission To Assess the Organization of the Federal Government To Combat the Proliferation of Weapons of Mass Destruction.

Pages S9375-85

Stevens Amendment No. 3439, to designate funds for the procurement of Multiple Integrated Laser Engagement System (MILES) training equipment.

Pages S9375-85

Stevens Amendment No. 3440, to strike the emergency designation for the funds authorized to be appropriated for the costs of overseas contingency operations.

Pages S9375-85

Stevens (for Coats) Amendment No. 3441, to reduce funds available for development of the Army Joint Tactical Radio and to provide funds for the development of the Army Near Term Digital Radio.

Pages S9375-85

Stevens (for Warner) Amendment No. 3442, to designate Army Digitization funds for development of the Digital Intelligence Situation Mapboard.

Pages S9375-85

Stevens (for Boxer) Amendment No. 3443, to set aside \$5,000,000 of Navy research, development, test, and evaluation funds for the Shortstop Electronic Protection System, which is to be developed for use in urban warfare, littoral operations, and peacekeeping operations.

Pages S9375-85

Stevens (for Ford) Amendment No. 3444, to revise and clarify the authority for Federal support of National Guard drug interdiction and counterdrug activities.

Pages S9375-85

Stevens (for Dodd) Amendment No. 3445, to set aside funds for research and surveillance activities relating to Lyme disease and other tick-borne diseases.

Pages S9375-85

Stevens (for Kerry) Amendment No. 3446, to make available \$3,000,000 for advanced research relating to solid state dye lasers. **Pages S9375-85**

Stevens (for McCain/Kyl) Amendment No. 3447, to authorize the Secretary of Defense to lease a parcel of real property from the City of Phoenix. **Pages S9375-85**

Stevens (for Kyl) Amendment No. 3448, to designate Army RDT&E funds for integration and evaluation of a passenger safety system for heavy tactical trucks. **Pages S9375-85**

Stevens (for Grassley) Amendment No. 3449, relating to matching disbursements for financial accounting. **Pages S9375-85**

Stevens (for Harkin) Amendment No. 3450, to increase the amount provided for research and development relating to Persian Gulf illnesses. **Pages S9375-85**

Stevens Amendment No. 3451, to reduce funds available for development of the Navy Hard and Deeply Buried Target Defeat System and to provide funds for the procurement of Joint Tactical Combat Training System (JTCTS) equipment. **Pages S9375-85**

Stevens (for Faircloth) Amendment No. 3452, to require a comprehensive assessment of the TRICARE program. **Pages S9375-85**

Stevens Amendment No. 3453, to authorize the Secretary of the Army and the Secretary of the Air Force to enter into one or more multiyear leases of non-tactical firefighting, crash rescue, or snow removal equipment. **Pages S9375-85**

Stevens (for Bumpers) Amendment No. 3454, to provide funds for a Domestic Preparedness Sustainment Training Center. **Pages S9375-85**

Stevens (for Faircloth) Amendment No. 3455, to ensure that a balanced investment is made in the Aerostat development program. **Pages S9375-85**

Stevens (for Baucus/Burns) Amendment No. 3456, to provide funds for the redevelopment of Havre Air Force Base and Training Site, Montana, for public benefit purposes. **Pages S9375-85**

Stevens (for McCain/Hutchison) Amendment No. 3457, to repeal limitations on authority to set rates and waive requirements for reimbursement of expenses incurred for instruction at service academies of persons from foreign countries. **Pages S9375-85**

Stevens (for Dorgan) Amendment No. 3458, to make small businesses eligible to participate in the Indian Subcontracting Incentive Program. **Pages S9375-85**

Stevens (for McConnell/Ford) Amendment No. 3459, to provide for full funding of the testing of six chemical demilitarization technologies under the Assembled Chemical Weapons Assessment. **Pages S9375-85**

Stevens (for Wellstone) Amendment No. 3460, to express the sense of the Senate regarding the use of child soldiers in armed conflict. **Pages S9375-85**

Stevens (for Faircloth) Amendment No. 3461, to provide that funds available for Pulsed Fast Neutron

Analysis Project should be executed through cooperation with the Office of National Drug Control Policy. **Pages S9375-85**

Stevens (for Bennett) Amendment No. 3462, to designate funds for the development and testing of alternate turbine engines for missiles. **Pages S9375-85**

Stevens (for Gramm) Amendment No. 3463, to guarantee the right of all active duty military personnel, merchant mariners, and their dependents to vote in Federal, State, and local elections. **Pages S9375-85**

Inouye (for Moseley-Braun) Amendment No. 3464, to provide for the conversion of the Eighth Regiment National Guard Armory into a Chicago Military Academy. **Pages S9375-85**

Stevens (for D'Amato) Amendment No. 3466, to require the Air National Guard to provide support for Coast Guard seasonal search and rescue operations at Francis S. Gabreski Airport, Hampton, New York. **Pages S9391, S9393-94**

Stevens (for Bingaman) Amendment No. 3467, to require the Secretary of Defense to carry out a program to donate surplus dental equipment to the Indian Health Service Facilities and to Federally-qualified health centers that serve rural and medically underserved populations. **Pages S9393-94**

Stevens (for Bingaman) Amendment No. 3468, to require a report on uniformed services dental care policies, practices, and experience pertaining to furnishing of dental services to dependents of members of the uniformed services on active duty. **Pages S9393-94**

Stevens (for Dodd) Amendment No. 3469, to make funds available for actions necessary to eliminate the backlog of unpaid retired pay relating to Army service and to report to Congress. **Pages S9393-94**

Stevens (for Harkin) Amendment No. 3470, to require the Secretary of Defense to take action to ensure the elimination of the backlog of incomplete actions on requests for replacement medals and replacement of other decorations. **Pages S9393-94**

Stevens (for Harkin) Amendment No. 3471, to provide tobacco cessation therapy. **Pages S9393-94**

Stevens (for Frist) Amendment No. 3472, to make available funds for procurement of lightweight maintenance enclosures (LME) for the Army and the Marine Corps. **Pages S9393-94**

Stevens (for Dorgan) Amendment No. 3473, to require the abatement of hazardous substances at Finley Air Force Station, Finley, North Dakota. **Pages S9393-94**

Stevens (for DeWine) Amendment No. 3474, to provide additional resources for enhanced drug interdiction efforts in the Caribbean and South America. **Pages S9393-94**

Stevens (for Wellstone) Amendment No. 3475, to provide for enhanced protections of the confidentiality of records of family advocacy services and other professional support services relating to incidents of

sexual harassment, sexual abuse, and intrafamily abuse. **Pages S9393-94**

Robb Amendment No. 3476, to express the sense of the Congress that the United States should resolve the claims of the victims of the U.S. Marine Corps aircraft incident in Cavalese, Italy as quickly and fairly as possible. **Pages S9394-95**

Leahy Amendment No. 3477, to prohibit the use of funds to support training programs of security forces of a foreign country if such unit has committed a violation of human rights. **Page S9395**

Stevens (for Santorum) Amendment No. 3394, to add \$8,200,000 for procurement of M888, 60-millimeter, high-explosive ammunition for the Marine Corps, and to offset the increase by reducing the amount for Air Force war reserve materials (PE 13950). **Page S9397**

Stevens (for Kerrey) Amendment No. 3478, to express the sense of the Senate regarding payroll tax relief. **Pages S9403-04**

Rejected:

Feingold Amendment No. 3397, to provide additional funds for the Army National Guard operation and maintenance account, and reduce the amount provide for procurement for the F/A-18E/F aircraft program. (By 80 yeas to 19 nays (Vote No. 247), Senate tabled the amendment.) **Pages S9329-32, S9333-34, S9358**

Hutchison Amendment No. 3413, to condition the use of appropriated funds for the purpose of an orderly and honorable reduction of U.S. ground forces in the Republic of Bosnia and Herzegovina. (By 68 yeas to 31 nays (Vote No. 249), Senate tabled the amendment.) **Page S9344, S9360, S9372-73**

Durbin Amendment No. 3465, to prohibit the availability of funds for offensive military operations except in accordance with Article I, Section 8 of the Constitution. (By 84 yeas to 15 nays (Vote No. 251), Senate tabled the amendment.) **Pages S9386-92**

Withdrawn:

Kyl Amendment No. 3398, to limit the use of funds pending establishment of the position of Deputy Under Secretary of Defense for Technology Security Policy. **Pages S9332-33, S9392**

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees on the part of the Senate: Senators Stevens, Cochran, Specter, Domenici, Bond, McConnell, Shelby, Gregg, Hutchison, Inouye, Hollings, Byrd, Leahy, Bumpers, Lautenberg, Harkin, and Dorgan. **Page S9417**

Subsequently, S. 2132 was indefinitely postponed. **Page S9417**

Department of Transportation Appropriations, 1999: Pursuant to the order of July 23, 1998, Senate passed H.R. 4328, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1999, after striking all after the enacting clause and inserting in

lieu thereof the text of S. 2307, Senate companion measure, as passed by the Senate on July 24, 1998. **Page S9389**

Also, pursuant to the order of July 23, 1998, passage of S. 2307 was vitiated and the bill was indefinitely postponed. **Page S9389**

VA/HUD Appropriations, 1999: Pursuant to the order of July 16, 1998, Senate passed H.R. 4194, making appropriations for the Department of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1999, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2168, Senate companion measure, as passed by the Senate on July 17, 1998, insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees on the part of the Senate: Senators Bond, Burns, Stevens, Shelby, Campbell, Craig, Mikulski, Leahy, Lautenberg, Harkin, and Byrd. **Page S9389**

Also, pursuant to the order of July 16, 1998, passage of S. 2168 was vitiated and the bill was indefinitely postponed. **Page S9389**

Congressional Adjournment: Senate agreed to S. Con. Res. 114, providing for a conditional adjournment or recess of the Senate and a conditional adjournment of the House of Representatives. **Page S9407**

Emergency Farm Financial Relief: Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of S. 2344, to amend the Agricultural Market Transition Act to provide for the advance payment, in full, of the fiscal year 1999 payments otherwise required under production flexibility contracts, and the bill was then passed. **Pages S9413-16**

Patriotic and National Observances, Ceremonies, and Organizations: Senate passed H.R. 1085, to revise, codify, and enact without substantive change certain general and permanent laws, related to patriotic and national observances, ceremonies, and organizations, as title 36, United States Code, "Patriotic and National Observances, Ceremonies, and Organizations", clearing the measure for the President. **Page S9493**

Printing Authority: Senate agreed to S. Con. Res. 115, to authorize the printing of copies of the publication entitled "The United States Capitol" as a Senate document. **Page S9494**

Authorizing Payment of Expenses: Senate agreed to S. Res. 263, to authorize the payment of expenses of representatives of the Senate attending the funeral of a Senator. **Page S9494**

Antitrust Laws/Major League Baseball: Senate passed S. 53, to require the general application of the antitrust laws to major league baseball, after agreeing to a committee amendment in the nature

of a substitute, and the following amendment proposed thereto:

Pages S9494-98

Jeffords (for Hatch) Amendment No. 3479, in the nature of a substitute.

Pages S9494-98

Granting Consent of Congress: Senate passed S. 1134, granting the consent and approval of Congress to an interstate forest fire protection compact.

Pages S9498-99

Biomaterials Access Assurance Act: Senate passed H.R. 872, to establish rules governing product liability actions against raw materials and bulk component supplies to medical device manufacturers, clearing the measure for the President.

Pages S9500-01

Identity Theft and Assumption Deterrence Act: Senate passed S. 512, to amend chapter 47 of title 18, United States Code, relating to identity fraud, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Pages S9501-04

Jeffords (for Kyl) Amendment No. 3480, in the nature of a substitute.

Pages S9503-04

Freedom From Government Competition Act: Senate passed S. 314, to provide a process for identifying the functions of the Federal Government that are not inherently governmental functions, after agreeing to a committee amendment in the nature of a substitute.

Pages S9504-06

Border Improvement and Immigration Act: Committee on the Judiciary was discharged from further consideration of H.R. 2920, to amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to modify the requirements for implementation of an entry-exit control system, and the bill was then passed after striking all after the enacting clause and inserting in lieu thereof the text of S. 1360, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Pages S9506-09

Jeffords (for Abraham) Amendment No. 3481, in the nature of a substitute.

Pages S9507-09

Subsequently, S. 1360 was returned to the Senate Calendar.

Page S9510

Steve Schiff Auditorium: Senate passed H.R. 3731, to designate the auditorium located within the Sandia Technology Transfer Center in Albuquerque, New Mexico, as the "Steve Schiff Auditorium", clearing the measure for the President.

Page S9510

Commercial Space Act: Senate passed H.R. 1702, to encourage the development of a commercial space industry in the United States, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Pages S9510-16

Jeffords (for Frist) Amendment No. 3482, to modify the provisions relating to national launch capability.

Page S9515

Job Training Partnership Act—Conference Report: Senate agreed to the conference report on H.R. 1385, to consolidate, coordinate, and improve employment, training, literacy, and vocational rehabilitation programs in the United States.

Pages S9489-93

Treasury/Postal Service Appropriations, 1999: Senate resumed consideration of S. 2312, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1999, taking action on amendments proposed thereto, as follows:

Pages S9356-57

Pending:

McConnell Amendment No. 3379, to provide for appointment and term length for the staff director and general counsel of the Federal Election Commission. (By 45 yeas to 54 nays (Vote No. 246), Senate failed to table the amendment.)

Pages S9356-57

Glenn Amendment No. 3380, to provide additional funding for enforcement activities of the Federal Election Commission.

Page S9356

Graham/Mack Amendment No. 3381, to provide funding for the Central Florida High Intensity Drug Trafficking Area.

Page S9356

Campbell (for Grassley) Amendment No. 3386, to protect Federal law enforcement officers who intervene in certain situations to protect life or prevent bodily injury.

Page S9356

Harkin Amendment No. 3387, to provide additional funding to reduce methamphetamine usage in High Intensity Drug Trafficking Areas.

Page S9356

Kohl (for Kerrey) Amendment No. 3389, to express the sense of the Senate regarding payroll tax relief.

Page S9356

Withdrawn:

Stevens Amendment No. 3385, to provide for an adjustment in the computation of annuities for certain Federal officers and employees relating to average pay determinations.

Pages S9356-57

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments pending thereto.

Page S9357

Texas Low-Level Radioactive Waste Disposal Compact Consent Act Conference Report—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of the conference report on H.R. 629, to grant the consent of Congress to the Texas Low-Level Radioactive Waste Disposal Compact.

Page S9374

Military Constructions Appropriations Conference Report—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 4059, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1999.

Page S9500

Nominations Confirmed: Senate confirmed the following nominations:

Scott E. Thomas, of the District of Columbia, to be a Member of the Federal Election Commission for a term expiring April 30, 2003.

Darryl R. Wold, of California, to be a Member of the Federal Election Commission for a term expiring April 30, 2001.

Raymond L. Bramucci, of New Jersey, to be an Assistant Secretary of Labor.

Deidre A. Lee, of Oklahoma, to be Administrator for Federal Procurement Policy.

Thelma J. Askey, of Tennessee, to be a Member of the United States International Trade Commission for the remainder of the term expiring December 16, 2000.

Jennifer Anne Hillman, of Indiana, to be a Member of the United States International Trade Commission for the term expiring December 16, 2006.

Stephen Koplan, of Virginia, to be a Member of the United States International Trade Commission for the term expiring June 16, 2005.

David M. Mason, of Virginia, to be a Member of the Federal Election Commission for a term expiring April 30, 2003.

Rosina M. Bierbaum, of Virginia, to be an Associate Director of the Office of Science and Technology Policy.

Diane D. Blair, of Arkansas, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2004.

Jonathan H. Spalter, of the District of Columbia, to be an Associate Director of the United States Information Agency.

L. Britt Snider, of Virginia, to be Inspector General, Central Intelligence Agency.

Hugh Q. Parmer, of Texas, to be an Assistant Administrator of the Agency for International Development.

Kelley S. Coyner, of Virginia, to be Administrator of the Research and Special Programs Administration, Department of Transportation.

Carolyn H. Becraft, of Virginia, to be an Assistant Secretary of the Navy.

Ruby Butler DeMesme, of Virginia, to be an Assistant Secretary of the Air Force.

Patrick T. Henry, of Virginia, to be an Assistant Secretary of the Army.

Karl J. Sandstrom, of Washington, to be a Member of the Federal Election Commission for a term expiring April 30, 2001.

Ritajeane Hartung Butterworth, of Washington, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2004.

9 Air Force nominations in the rank of general.

79 Army nominations in the rank of general.

11 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Coast Guard, Marine Corps, Navy. **Pages S9409–10, S9516–19**

Nominations Received: Senate received the following nominations:

Francis M. Allegra, of Virginia, to be Judge of the United States Court of Federal Claims for a term of fifteen years.

Legrome D. Davis, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania.

Michael M. Reyna, of California, to be a Member of the Farm Credit Administration Board, Farm Credit Administration, for a term expiring May 21, 2004.

Cardell Cooper, of New Jersey, to be an Assistant Secretary of Housing and Urban Development.

Charles G. Groat, of Texas, to be Director of the United States Geological Survey.

David C. Williams, of Maryland, to be Inspector General, Department of the Treasury.

Claiborne deB. Pell, of Rhode Island, to be an Alternate Representative of the United States of America to the Fifty-third Session of the General Assembly of the United Nations.

Rod Grams, of Minnesota, to be a Representative of the United States of America to the Fifty-third Session of the General Assembly of the United Nations.

Joseph R. Biden, of Delaware, to be a Representative of the United States of America to the Fifty-third Session of the General Assembly of the United Nations.

John U. Sepulveda, of New York, to be Deputy Director of the Office of Personnel Management.

Montie R. Deer, of Kansas, to be Chairman of the National Indian Gaming Commission for the term of three years.

Joseph E. Stevens, Jr., of Missouri, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 2003.

Stephen W. Preston, of the District of Columbia, to be General Counsel of the Department of the Navy.

Harold Lucas, of New Jersey, to be an Assistant Secretary of Housing and Urban Development.

Routine lists in the Army, Air Force, and Navy.

Pages S9407–09

Nominations Withdrawn: Senate received notification of the withdrawal of the following Nominations:

Daryl L. Jones, of Florida, to be Secretary of the Air Force, vice Sheila Widnall, resigned, which was sent to the Senate on October 22, 1997.

Tadd Johnson, of Minnesota, to be Chair of the National Indian Gaming Commission for the term of three years, vice Harold A. Monteau, resigned, which was sent to the Senate on July 31, 1997, and September 2, 1997.

Cardell Cooper, of New Jersey, to be an Assistant Administrator, Office of Solid Waste, Environmental Protection Agency, vice Elliott Pearson Laws, resigned, which was sent to the Senate on September 2, 1997.

Page S9410

Messages From the House: Page S9424

Measures Referred: Page S9424

Communications: Page S9424

Executive Reports of Committees: Page S9425

Statements on Introduced Bills: Pages S9426-51

Additional Cosponsors: Pages S9451-52

Amendments Submitted: Pages S9455-79

Notices of Hearings: Page S9480

Authority for Committees: Page S9480

Additional Statements: Pages S9480-89

Record Votes: Seven record votes were taken today. (Total—252) Pages S9357-59, S9372-73, S9392, S9416

Adjournment: Senate convened at 9 a.m., and adjourned at 11:05 p.m., until 10 a.m., on Friday, July 31, 1998. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on pages S9410-11.)

Committee Meetings

(Committees not listed did not meet)

OVER-THE-COUNTER DERIVATIVES

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings to examine the legal, economic, and regulatory implications of a recently issued Commodity Futures Trading Commission concept release on regulation of over-the-counter derivatives, and on proposed legislation to provide legal certainty to the over-the-counter derivative market, after receiving testimony from Brooksley Born, Chairperson, Commodity Futures Trading Commission; Lawrence H. Summers, Deputy Secretary of the Treasury; Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System; Arthur Levitt, Chairman, U.S. Securities and Exchange Commission; Thomas W. Jasper, Salomon Smith Barney, New York, New York, on behalf of the International Swaps and Derivatives Association, Inc.; and William P. Miller II, The Common Fund, Westport, Connecticut, on behalf of the End-Users of Derivatives Association.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the following business items:

S. 1405, to provide for improved monetary policy and regulatory reform in financial institution management and activities, to streamline financial regulatory agency actions, and to provide for improved consumer credit disclosure, with an amendment in the nature of a substitute; and

The nomination of Rebecca M. Blank, of Illinois, to be a Member of the Council of Economic Advisers.

NOMINATIONS

Committee on Environment and Public Works: Committee concluded hearings on the nominations of Romulo L. Diaz, Jr., of the District of Columbia, to be Assistant Administrator for Administration and Resources Management, and J. Charles Fox, of Maryland, to be Assistant Administrator for Water, both of the Environmental Protection Agency, after the nominees testified and answered questions in their own behalf. Mr. Fox was introduced by Senator Sarbanes.

NRC REFORM

Committee on Environment and Public Works: Subcommittee on Clean Air, Wetlands, Private Property, and Nuclear Safety concluded oversight hearings on the structure and functions of the Nuclear Regulatory Commission, focusing on its license renewal process, after receiving testimony from Shirley Ann Jackson, Chairman, and Nils J. Diaz and Edward McGaffigan, both Commissioners, all of the Nuclear Regulatory Commission; Gary Jones, Associate Director, Energy, Resources, and Science Issues, Resources, Community, and Economic Development Division, General Accounting Office; Joe F. Colvin, Nuclear Energy Institute, and David A. Lochbaum, Union of Concerned Scientists, both of Washington, D.C.; James T. Rhodes, Institute of Nuclear Power Operations, Atlanta, Georgia; and Steven M. Fetter, Fitch IBCA Inc., New York, New York.

MEDICARE+CHOICE PROGRAM

Committee on Finance: Committee held hearings to examine efforts to implement the Medicare+Choice program which provides new health care options for beneficiaries, receiving testimony from Michael Hash, Deputy Administrator, Health Care Financing Administration, Department of Health and Human Services; Sally Gronda, Tampa Bay Regional Council Area Agency on Aging, St. Petersburg, Florida, on behalf of the National Association of Area Agencies on Aging; Daniel Lestage, Blue Cross Blue Shield of Florida, Jacksonville, on behalf of the Blue Cross Blue Shield Association; Janet G. Newport, PacifiCare Health Systems, Santa Ana, California, on behalf of the American Association of Health Plans; James T. Paquette, Sisters of Charity of Leavenworth, Billings, Montana, on behalf of the American Hospital Association; Steven J. Smith, St. Joseph Healthcare System, Albuquerque, New Mexico; and Thomas R. Reardon, Portland, Oregon, on behalf of the American Medical Association.

Hearings were recessed subject to call.

CENSUS 2000

Committee on Governmental Affairs: Committee concluded hearings to examine the status of preparations for the Year 2000 Decennial Census, after receiving

testimony from J. Christopher Mihm, Associate Director, Federal Management and Workforce Issues, and Victoria Miller and Bruce Taylor, both Senior Evaluators, all of the General Government Division, General Accounting Office.

BUSINESS MEETING

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

The nominations of Carl J. Barbier, to be United States District Judge for the Eastern District of Louisiana, David R. Herndon, to be United States District Judge for the Southern District of Illinois, Gerald Bruce Lee, to be United States District Judge for the Eastern District of Virginia, Nora M. Manella, to be United States District Judge for the Central District of California, Rebecca R. Pallmeyer, to be United States District Judge for the Northern District of Illinois, Jeanne E. Scott, to be United States District Judge for the Central District of Illinois, Patricia A. Seitz, to be United States District Judge for the Southern District of Florida; Paul M. Warner, to be United States Attorney for the District of Utah, and Howard Hikaru Tagomori, to be United States Marshal for the District of Hawaii;

S. 1031, to protect Federal law enforcement officers who intervene in certain situations to protect life or prevent bodily injury, with an amendment in the nature of a substitute;

H.R. 3528, to amend title 28, United States Code, with respect to the use of alternative dispute resolution processes in United States district courts, with amendments;

S.J. Res. 51, granting the consent of Congress to the Potomac Highlands Airport Authority Compact entered into between the States of Maryland and West Virginia; and

S. Res. 193, designating December 13, 1998, as "National Children's Memorial Day".

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Marsha L. Berzon, of California, to be United States Circuit Judge for the Ninth Circuit, Donovan W. Frank, to be United States District Judge for the District of Minnesota, and Richard M. Berman, Alvin K. Hellerstein, Colleen McMahon, and William H. Pauley, III, each to be a United States District Judge for the Southern District of New York, after the nominees testified and answered questions in their own behalf. Ms. Berzon was introduced by Senators Feinstein, Boxer, D'Amato, and Moynihan, Mr. Frank was introduced by Senators Wellstone and Grams, and Messrs. Berman, Hellerstein, and Pauley and Ms. McMahon were introduced by Senators D'Amato and Moynihan.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 4353–4363; and 1 resolution, H. Con. Res. 313, were introduced. Page H6819

Reports Filed: Reports were filed today as follows:

H. Res. 513, providing for consideration of H.R. 3736, to amend the Immigration and Nationality Act to make changes relating to H-1B non-immigrants (H. Rept. 105–660); and

H.R. 2921, to amend the Communications Act of 1934 to require the Federal Communications Commission to conduct an inquiry into the impediments to the development of competition in the market for multichannel video programming distribution, amended (H. Rept. 105–661, Part 1). Page H6819

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Emerson to act as Speaker pro tempore for today. Page H6753

Guest Chaplain: The prayer was offered by the guest chaplain, Rev. Douglas Tanner of Washington, D.C. Page H6753

Education Committee Investigative Authority: The House agreed to H. Res. 507, providing special investigative authority for the Committee on Education and the Workforce, by a recorded vote of 222 ayes to 200 noes, Roll No. 357. Earlier, agreed to the Rules Committee amendment to the resolution. Pages H6754–66, H6781

Vietnam Waiver Disapproval: The House failed to pass H.J. Res. 120, disapproving the extension of the waiver authority contained in section 402(c) of the Trade Act of 1974 with respect to Vietnam, by a ye and nay vote of 163 yeas to 260 nays, Roll No. 356. Pages H6766–81

Commerce, Justice, State, Judiciary Appropriations: The House agreed to H. Res. 508, the rule providing for consideration of H.R. 4276, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1999, by voice vote. Pages H6781–90

Bipartisan Campaign Integrity Act: The House resumed consideration of amendments to H.R. 2183, to amend the Federal Election Campaign Act of

1971 to reform the financing of campaigns for elections for Federal office. The bill was last debated on July 20.

Pages H6790–H6817, H6827–51

Agreed To:

The Salmon amendment to the Shays amendment that requires the President to post on the Internet the names of all non-governmental persons who are passengers on Air Force One or Air Force Two within 30 days of the flight;

Pages H6790–91

The Linda Smith of Washington amendment that clarifies the term “express advocacy” and provides an exception for voting record and voting guide information. The amendment was debated on July 20 (agreed to by a recorded vote of 343 ayes to 84 noes, Roll No. 361);

Pages H6813–14

The Traficant amendment, as modified, to the Shays amendment that requires the Committee on Standards of Official Conduct to make a report and recommend to the House concerning any Member who is convicted of accepting a foreign campaign contribution. The report may include a recommendation for expulsion;

Pages H6829–30

The Blunt amendment, as modified, to the Shays amendment that specifies that the FEC may not include background music or lyrics to determine whether broadcast advertisement is “express advocacy”;

Pages H6830–31

The Shadegg amendment to the Shays amendment that establishes expedited court review of certain alleged violations of the Federal Election Campaign Act of 1971;

Pages H6834–35

The Stearns amendment to the Shays amendment that establishes criminal penalties for violating the spending limits applicable to the candidate under the Federal Election Campaign Act; and

Pages H6840–42

The Gekas amendment, as modified, to the Shays amendment that requires political committees to transfer suspected illegal or improper campaign contributions of over \$500 to the Federal Election Commission for evaluation and investigation.

Pages H6849–50

Rejected:

The Goodlatte amendment that sought to repeal the requirement for States to provide for voter registration by mail and includes provisions to reform voter registration. The amendment was debated on July 20 (rejected by a recorded vote of 165 ayes to 260 noes, Roll No. 358);

Pages H6810–11

The Wicker amendment that sought to permit States to require photo identification before receiving a ballot for voting in an election for Federal office. The amendment was debated on July 20 (rejected by a recorded vote of 192 ayes to 231 noes, Roll No. 359);

Pages H6811–12

The Calvert amendment that sought to limit the amount of congressional candidates contributions from individuals not residing in the district or State involved to 50 percent. The amendment was debated

on July 20 (rejected by a recorded vote of 147 ayes to 278 noes, Roll No. 360);

Pages H6812–13

The Rohrabacher amendment to the Shays amendment that sought to allow a candidate whose opponent spends more than \$1,000 in personal funds to accept contributions from any legal source up to the same level as the opponent spends in personal funds (rejected by a recorded vote of 155 ayes to 272 noes, Roll No. 362);

Pages H6791–93, H6814–15

The Paul amendment to the Shays amendment that sought to establish minimum ballot petition signature limits and restrict the imposition of the signature requirements imposed by states (rejected by a recorded vote of 62 ayes to 363 noes, Roll No. 363);

Pages H6793–96, H6815

The Paul amendment to the Shays amendment that sought to require that candidates who receive campaign financing from the Presidential Election Campaign Fund agree not to participate in multi-candidate forums that exclude candidates with broad-based public support (rejected by a recorded vote of 88 ayes to 337 noes, Roll No. 364);

Pages H6796–98, H6815–16

The DeLay amendment to the Shays amendment that sought to clarify that certain communications from citizen groups are exempt from express advocacy requirements (rejected by a recorded vote of 185 ayes to 241 noes, Roll No. 365);

Pages H6798–H6803, H6816–17

The Peterson of Pennsylvania amendment to the Shays amendment that sought to establish a voter eligibility pilot confirmation program to verify citizenship (rejected by a recorded vote of 165 ayes to 260 noes, Roll No. 366);

Pages H6803–10, H6817

Votes postponed on the following:

The Barr amendment to the Shays amendment that prohibits the use of bilingual voting materials;

Pages H6827–29

The McIntosh amendment to the Shays amendment that specifies that a communication with a Senator or Member of the House of Representatives regarding a pending legislative matter to be construed as to establish coordination with a candidate;

Pages H6831–32

The Horn amendment to the Shays amendment that allows reduced postage rates for principal campaign committees of congressional candidates;

Pages H6832–34

The Shaw amendment to the Shays amendment that requires at least 50 percent of contributions accepted by House candidates to come from in-state residents;

Pages H6835–36

The Kaptur amendment, as modified, to the Shays amendment that establishes a clearinghouse of information on political activities within the Federal Election Commission;

Pages H6837–40

The Stearns amendment to the Shays amendment that allows permanent resident aliens serving in the armed forces to make campaign contributions;

Pages H6842–43

The Stearns amendment to the Shays amendment that requires any candidate for President or Vice President to certify that the candidate will not solicit soft money; Pages H6843-44

The Whitfield amendment to the Shays amendment that increases the contribution limit to candidates from individuals from \$1,000 to \$3,000; Pages H6844-45

The Whitfield amendment to the Shays amendment that defines "express advocacy" as a communication that advocates the election or defeat of a candidate by containing a phrase such as "vote for", "reelect", or "defeat"; and Pages H6846-47

The English of Pennsylvania amendment to the Shays amendment that prohibits the bundling of contributions. Pages H6847-49

The House is considering the bill pursuant to the unanimous consent order of July 17 and H. Res. 442 and H. Res. 458, the rules providing for consideration of the bill.

D.C. Convention Center and Sports Arena: The House passed H.R. 4237, to amend the District of Columbia Convention Center and Sports Arena Authorization Act of 1995 to revise the revenues and activities covered under such act. Pages H6826-27

Senate Messages: Messages received from the Senate appear on pages H6753 and H6827.

Referrals: S. Con. Res. 97 was referred to the Committee on International Relations. Page H6818

Amendments: Amendments ordered printed pursuant to the rule appear on pages H6820-23.

Quorum Calls—Votes: One yea and nay votes and ten recorded votes developed during the proceedings of the House today and appear on pages H6780-81, H6781, H6811, H6812, H6813, H6814, H6814-15, H6815, H6816, H6816-17, and H6817. There were no quorum calls.

Adjournment: The House met at 1:00 p.m. and adjourned at 12:29 a.m. on July 31.

Committee Meetings

FARM ECONOMY

Committee on Agriculture: Held a hearing to review the state of the farm economy. Testimony was heard from Dan Glickman, Secretary of Agriculture; and public witnesses.

DISTRICT OF COLUMBIA APPROPRIATIONS; SUBDIVISION ALLOCATIONS

Committee on Appropriations: Ordered reported the District of Columbia appropriations for fiscal year 1999.

The Committee also approved revised Section 302(b) Subdivision allocations.

FANNIE MAE AND FREDDIE MAC—HUD'S ROLE AS MISSION REGULATOR

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises held a hearing on a GAO Study of HUD's Role as Mission Regulator of Fannie Mae and Freddie Mac. Testimony was heard from Nancy Kingsbury, Assistant Comptroller General, General Government Division, GAO; and the following officials of the Department of Housing and Urban Development: Ira G. Peppercorn, General Deputy Assistant Secretary, Housing; and Mark Kinsey, Acting Director, Office of Federal Housing Enterprise Oversight.

FEDERAL MINE SAFETY AND HEALTH ACT REVIEW

Committee on Education and Workforce: Subcommittee on Workforce Protections held a hearing to review the Federal Mine Safety and Health Act of 1997. Testimony was heard from public witnesses.

FEDERAL FINANCIAL ASSISTANCE MANAGEMENT IMPROVEMENT ACT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on H.R. 3921, Federal Financial Assistance Management Improvement Act of 1998. Testimony was heard from Representatives Portman and Hoyer; Robert Childree, Comptroller, State of Alabama; and a public witness.

COMMITTEE BUSINESS

Committee on House Oversight: Ordered reported H. Res. 506, providing amounts for further expenses of the Committee on Standards of Official Conduct in the second session of the One Hundred Fifth Congress.

The Committee also approved pending Committee business.

OVERSIGHT—CONTROLLED SUBSTANCES USED TO COMMIT DATE RAPE

Committee on the Judiciary, Subcommittee on Crime held an oversight hearing on the use of controlled substances used to commit date rape. Testimony was heard from John H. King, III, Deputy Assistant Administrator, Office of Diversion Control, DEA, Department of Justice; and public witnesses.

BUREAU OF ENFORCEMENT AND BORDER AFFAIRS; PRIVATE IMMIGRATION BILL

Committee on the Judiciary: Subcommittee on Immigration and Claims approved for full Committee action amended H.R. 4264, to establish the Bureau of Enforcement and Border Affairs within the Department of Justice.

The Subcommittee also approved a motion requesting a report from the Immigration and Naturalization Service on a private immigration bill.

OCEANOGRAPHIC MONITORING STATUS

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held a hearing on the status of oceanographic monitoring and assessment efforts on both global and local scales. Testimony was heard from D. James Baker, Under Secretary, Oceans and Atmosphere, Department of Commerce; Rita Colwell, Director, NSF; Rear Adm. Paul G. Gaffney, II, USN, Chief, Naval Research, Department of the Navy; and public witnesses.

OVERSIGHT—NATIONAL ENVIRONMENTAL POLICY ACT PARITY

Committee on Resources: Subcommittee on Forests and Forest Health held an oversight hearing on National Environmental Policy Act Parity. Testimony was heard from Michael Dombeck, Chief, Forest Service, USDA; Ted Ferroli, Senator, State of Oregon; L. Earl Peterson, State Forester, Division of Forestry, State of Florida; and public witnesses.

WORKFORCE IMPROVEMENT AND PROTECTION ACT

Committee on Rules: Granted, by voice vote, a modified closed rule providing 1 hour of general debate on H.R. 3736. Workforce Improvement and Protection Act of 1998. The rule waives all points of order against consideration of the bill in the House. The rule provides that in lieu of the amendment recommended by the Committee on the Judiciary now printed in the bill, the amendment printed in the Congressional Record numbered 1 shall be considered as adopted. The rule makes in order the further amendment printed in the Congressional Record numbered 2, which will be in order without the intervention of any point of order, and will be debatable for one hour equally divided and controlled by the proponent and an opponent. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Smith of Texas and Watt of North Carolina.

AFRICAN AVIATION INITIATIVE; AVIATION BILATERAL ACCOUNTABILITY ACT; TRANSATLANTIC ALLIANCES

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on the Department of Transportation's African Aviation Initiative, H.R. 3741, Aviation Bilateral Accountability Act of 1998, and European Commission's preliminary position on 2 transatlantic alliances. Testimony was heard from Rodney Slater, Secretary of Transportation; and public witnesses.

FATHERHOOD INITIATIVE

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on the Fatherhood Initiative. Testimony was heard from public witnesses.

COMMITTEE MEETINGS FOR FRIDAY, JULY 31, 1998

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Agriculture, Nutrition, and Forestry, to hold hearings on pending nominations, 9 a.m., SR-332.

Committee on Banking, Housing, and Urban Affairs, to hold oversight hearings on mandatory arbitration agreements in employment contracts in the securities industry, 10 a.m., SD-538.

Committee on the Judiciary, to hold hearings to examine issues with regard to physician assisted suicide, 10 a.m., SD-226.

Special Committee on the Year 2000 Technology Problem, to hold hearings to examine the Y2K status of the telecommunications industry, 9:30 a.m., SD-192.

House

Committee on Government Reform and Oversight, hearing on Solving the Cancer Crisis: Comprehensive Research, Coordination and Care, 10 a.m., 2154 Rayburn.

Next Meeting of the SENATE

10 a.m., Friday, July 31

Senate Chamber

Program for Friday: Senate may consider any cleared executive or legislative items.

Next Meeting of the HOUSE OF REPRESENTATIVES

1 p.m., Friday, July 31

House Chamber

Program for Friday: Consideration of H.R. 2183, Bipartisan Campaign Integrity Act of 1997 (vote on pending amendments).



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