

“(f) PENALTIES.—

“(1) KNOWING VIOLATIONS.—Any”;

(B) by inserting “knowingly” after “who”; and

(C) by adding at the end the following:

“(2) OTHER VIOLATIONS.—Any person who otherwise violates or fails to comply with any of the provisions of this Act (including a regulation issued under this Act) shall be fined under title 18, United States Code, or imprisoned not more than 180 days, or both.” I; and.

[(3) in subsection (g)—

[(A) by striking “(g) Any” and inserting the following:

[(g) ENFORCEMENT.—

[(1) IN GENERAL.—Any”]; and

[(B) by adding at the end the following:

[(2) FORFEITURE.—A gun, trap, net, or other equipment, or a vessel, vehicle, aircraft, or other means of transportation, used to aid the commission of a violation of this Act (including a regulation issued under this Act) shall be subject to forfeiture on conviction of a criminal violation under subsection (f)(1).

[(3) OTHER LAWS.—

[(A) IN GENERAL.—Except as provided in subparagraph (B), all provisions of law relating to the seizure, forfeiture, and condemnation of property for a violation of the customs laws of the United States, the disposition of the property and the proceeds of sale of the property, and the remission or mitigation of the forfeiture, shall apply to a seizure or forfeiture incurred, or alleged to have been incurred, under this Act to the extent that the provisions of law are applicable to, and not inconsistent with, this Act.

[(B) OFFICERS OR EMPLOYEES.—All powers, rights, and duties conferred or imposed by the customs laws of the United States on any officer or employee of the Department of the Treasury shall, for the purposes of this Act, be exercised or performed by the Secretary or such persons as the Secretary may designate.” I]

Mr. CHAFEE. Mr. President, I introduced this bill last July on behalf of the administration. S. 2317 makes several changes to the National Wildlife Refuge System Administration Act of 1966. First, it removes three areas from the Refuge System that have lost the habitat value that led to their being incorporated into the Refuge System. Second, it changes the name of the Klamath Forest National Wildlife Refuge in Oregon to the Klamath Marsh National Wildlife Refuge. The current name leads visitors to believe that it is a national forest, causing confusion over what activities are permitted.

Mr. President, although no one like to see areas removed from the Refuge System, the three areas in question have truly lost their original wildlife value. Thirty-seven acres within the Upper Mississippi River National Wildlife and Fish Refuge has been developed for recreational purposes when it was leased to the Army Corps of Engineers (Corps). The area in question would be transferred to the Corps, which owns the adjoining lands, and its recreational use would be continued.

In 1934 an Executive order established the Killcohook Coordination Area as a migratory bird refuge as long as the Corps could continue to use the area as a dredge disposal site. Sixty

years later this area is completely covered with piles of spoil and, not surprisingly, no remaining waterfowl habitat. This bill would eliminate the Fish and Wildlife Service's secondary jurisdiction.

The final change will revoke an easement that allows the Fish and Wildlife Service to prohibit hunting of migratory birds at Lake Elsie, North Dakota. The easement was granted in 1939 and the surrounding land is privately owned and the State owns the lake. Due to substantial development, the area is no longer suitable for migratory birds.

S. 2317 will also reduce the penalty for unintentional violations of the National Wildlife Refuge System Administration Act. Currently, all violations of the act are class A misdemeanors, regardless of whether or not it was an intentional violation. Unintentional violations will now be a class B misdemeanor.

Mr. President, I urge my colleagues in the Senate to support this bill.

Mr. DOMENICI. I ask unanimous consent that the committee amendments be agreed to, the bill be considered read a third time and passed, the motion to reconsider be laid upon the table, and that any statements relating to the bill be printed at the appropriate place in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The committee amendments were agreed to.

The bill (S. 2317), as amended, was considered read the third time and passed.

ORDERS FOR TUESDAY, SEPTEMBER 22, 1998

Mr. DOMENICI. Madam President, on behalf of the leader, I ask unanimous consent that when the Senate completes its business today it stand in adjournment until 9:30 a.m. on Tuesday, September 22. I further ask that when the Senate reconvenes on Tuesday, immediately following the prayer, the Journal of proceedings be approved, no resolutions come over under the rule, the call of the calendar be waived, the morning hour be deemed to have expired, the time for the two leaders be reserved, and the Senate then resume consideration of S. 1301, the bankruptcy bill.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. I further ask unanimous consent that on Tuesday morning at 9:30 a.m. Senator REED be recognized to offer an amendment regarding underwriting standards, and there be 1 hour for debate on the amendment equally divided, and that at the conclusion of the debate, the amendment be temporarily set aside.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. Further, I ask unanimous consent that following the vote

on or in relation to the Kennedy minimum wage amendment scheduled at approximately 2:20 p.m., the Feingold amendment, No. 3602, recur, and there be 10 minutes equally divided for closing remarks prior to the vote on or in relation to the amendment.

I further ask that following that vote the Feingold amendment, No. 3565, recur, and there be 5 minutes equally divided for closing remarks prior to a vote on or in relation to the amendment. Further, that following that vote, the Reed amendment recur and there be 10 minutes equally divided for closing remarks prior to a vote on or in relation to the amendment.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. Finally, I ask unanimous consent that the Senate stand in recess on Tuesday from 12:30 until 2:15 p.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

PROGRAM

Mr. DOMENICI. For the information of all Senators, when the Senate convenes on Tuesday, Senator REED will be recognized to offer an amendment under a 1-hour time agreement. Following that debate, Senator KENNEDY will be recognized to offer an amendment regarding the minimum wage under a 2-hour time agreement. At 12:30 p.m., the Senate will recess until 2:15 p.m. to allow the two party conferences to meet. When the Senate reconvenes at 2:15, there will be 5 minutes for closing remarks on the Kennedy amendment prior to a vote on or in relation to the amendment. Following that vote, there will be up to four additional votes occurring in a stacked sequence with minimal debate between each vote. Those votes, in their respective order, will include the two Feingold amendments regarding attorney's fees and filing fees, the Reed amendment regarding underwriting standards, and the cloture vote on the child custody bill previously scheduled for 4:30 p.m. Further votes will occur into the evening as the Senate attempts to complete action on the bankruptcy bill.

As a reminder to Members, second-degree amendments to the child custody bill must be filed by 3:30 p.m.

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. DOMENICI. If there is no further business to come before the Senate, I now ask unanimous consent the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 3:42 p.m., adjourned until Tuesday, September 22, 1998, at 9:30 a.m.