

Tuesday, September 22, 1998

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S10673–S10738

Measures Introduced: Six bills and two resolutions were introduced, as follows: S. 2506–2511, and S. Con. Res. 119–120. **Page S10722**

Measures Reported: Reports were made as follows:

H.R. 3069, to extend the Advisory Council on California Indian Policy to allow the Advisory Council to advise Congress on the implementation of the proposals and recommendations of the Advisory Council, with an amendment. (S. Rept. No. 105–342)

S. 1385, to amend title 38, United States Code, to expand the list of diseases presumed to be service connected with respect to radiation-exposed veterans, with an amendment in the nature of a substitute. (S. Rept. No. 105–343)

S. 1822, to amend title 38, United States Code, to authorize provision of care to veterans treated with nasopharyngeal radium irradiation, with an amendment in the nature of a substitute. (S. Rept. No. 105–344) **Pages S10722**

Measures Passed:

Use of Capitol Rotunda: Senate agreed to H. Con. Res. 326, permitting the use of the rotunda of the Capitol on September 23, 1998, for the presentation of the Congressional Gold Medal to Nelson Rolihlahla Mandela. **Pages S10732–33**

National Historically Black Colleges and Universities Week: Committee on the Judiciary was discharged from further consideration of S. Res. 259, designating the week beginning September 20, 1998, as “National Historically Black Colleges and Universities Week”, and the resolution was then agreed to. **Page S10733**

Centennial of Flight Commemoration Act: Senate passed S. 1397, to establish a commission to assist in commemoration of the centennial of powered flight and the achievements of the Wright brothers, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Pages S10733–37**

Grassley (for Helms/Glenn) Amendment No. 3613, authorizing funds for fiscal years 1999 through 2004. **Page S10735**

Consumer Bankruptcy Reform Act: Senate resumed consideration of S. 1301, to amend title 11, United States Code, to provide for consumer bankruptcy protection, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages S10673–S10701, S10704–13

Adopted:

Feingold/Specter Amendment No. 3565 (to Amendment No. 3559), to provide for a waiver of filing fees in certain bankruptcy cases. (By 47 yeas to 52 nays (Vote No. 280), Senate earlier failed to table the amendment.) **Pages S10673, S10698–99**

Rejected:

Feingold/Specter Amendment No. 3602 (to Amendment No. 3559), to ensure payment of trustees’ costs under chapter 7 of title 11, United States Code, of abuse motions, without encouraging conflicts of interest between attorneys and clients. (By 57 yeas to 42 nays (Vote No. 279), Senate tabled the amendment.) **Pages S10673, S10697–98**

Reed Amendment No. 3610 (to Amendment No. 3559), relating to court considerations with respect to dismissal or conversion. (By 63 yeas to 36 nays (Vote No. 281), Senate tabled the amendment.)

Pages S10674–79, S10699–S10701

Kennedy Amendment No. 3540 (to Amendment No. 3559), to increase the Federal minimum wage. (By 55 yeas to 44 nays (Vote No. 278), Senate tabled the amendment.) **Pages S10674–97**

Pending:

Lott (for Grassley/Hatch) Amendment No. 3559, in the nature of a substitute. **Page S10673**

By unanimous consent, Amendment No. 3595, as modified, agreed to on September 17, 1998, was further modified. **Pages S10712–13**

A unanimous-consent agreement was reached providing for further consideration of the bill on Wednesday, September 23, 1998. **Pages S10737**

Child Custody Protection Act—Cloture Vote: By 54 yeas to 45 nays (Vote No. 282), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to

close further debate on the committee amendment in the nature of a substitute to S. 1645, to amend title 18, United States Code, to prohibit taking minors across State lines to avoid laws requiring the involvement of parents in abortion decisions.

Pages S10701–04

Federal Vacancies Reform Act—Cloture Filed: A motion was entered to close further debate on the motion to proceed to consideration of S. 2176, to amend sections 3345 through 3349 of title 5, United States Code (commonly referred to as the “Vacancies Act”) to clarify statutory requirements relating to vacancies in and appointments to certain Federal offices and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate a vote on the cloture motion will occur on Thursday, September 24, 1998.

Page S10712

Nominations Received: Senate received the following nominations:

Eljay B. Bowron, of Michigan, to be Inspector General, Department of the Interior.

Rose Eilene Gottemoeller, of Virginia, to be an Assistant Secretary of Energy (Non-Proliferation and National Security).

David Michaels, of New York, to be an Assistant Secretary of Energy (Environment, Safety and Health).

William B. Bader, of New Jersey, to be an Associate Director of the United States Information Agency.

Vivian Lowery Derryck, an Assistant Administrator of the Agency for International Development, to be a Member of the Board of Directors of the African Development Foundation for a term expiring September 27, 2003.

Susan E. Rice, an Assistant Secretary of State, to be a Member of the Board of Directors of the African Development Foundation for a term expiring September 27, 2003.

Michael J. Sullivan, of Wyoming, to be Ambassador to Ireland.

Gordon Davidson, of California, to be a Member of the National Council on the Arts for a term expiring September 3, 2004.

Cleo Parker Robinson, of Colorado, to be a Member of the National Council on the Arts for a term expiring September 3, 2004.

Aleta A. Trauger, of Tennessee, to be United States District Judge for the Middle District of Tennessee.

1 Air Force nomination in the rank of general.

2 Army nominations in the rank of general.

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Messages From the House:

Page S10719

Measures Placed on Calendar:

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Communications: Pages S10719–21

Petitions: Pages S10721–22

Statements on Introduced Bills: Pages S10722–25

Additional Cosponsors: Pages S10725–26

Amendments Submitted: Page S10728

Notices of Hearings: Page S10728

Authority for Committees: Page S10728

Additional Statements: Pages S10728–32

Record Votes: Five record votes were taken today. (Total—282) Pages S10697–99, S10701, S10703–04

Adjournment: Senate convened at 9:30 a.m., and adjourned at 6:44 p.m., until 9:30 a.m., on Wednesday, September 23, 1998. (For Senate’s program, see the remarks of the Acting Majority Leader in today’s Record on pages S10737–38.)

Committee Meetings

(Committees not listed did not meet)

MIND/BODY MEDICINE

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies concluded hearings to examine the clinical applications of mind and body medicine and its effects on health care costs, after receiving testimony from Norman Anderson, Director, Office of Behavioral and Social Sciences Research, National Institutes of Health, Department of Health and Human Services; Herbert Benson, Mind/Body Medical Institute/Harvard University Medical School, Boston, Massachusetts; and Harold G. Koenig, Center for the Study of Religion/Spirituality and Health/Duke University Medical Center, Durham, North Carolina.

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nominations of Richard Danzig, of the District of Columbia, to be Secretary, Stephen W. Preston, of the District of Columbia, to be General Counsel, and Herbert Lee Buchanan III, of Virginia, to be Assistant Secretary for Research, Development and Acquisition, all of the Department of the Navy, Bernard Daniel Rostker, of Virginia, to be Under Secretary of the Army, and Jeh Charles Johnson, of New York, to be General Counsel of the Department of the Air Force, after the nominees testified and answered questions in their own behalf.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Linwood Holton, of Virginia, and Amy M. Rosen, of New Jersey, each to be a Member of the Reform

Board (AMTRAK), after the nominees testified and answered questions in their own behalf. Mr. Holton was introduced by Senators Warner and Robb, and Ms. Rosen was introduced by Senator Lautenberg.

COASTAL BARRIER MODIFICATION

Committee on Environment and Public Works: Committee concluded hearings on S. 2470, to modify the boundaries within the Coastal Barrier Resources System in Florida by removing the 25-acre island of Pumpkin Key, after receiving testimony from Gerry Jackson, Assistant Director of the Interior for Ecological Services/U.S. Fish and Wildlife Service; Jacqueline Savitz, Coast Alliance, and Ralph DeGennaro, Taxpayers for Common Sense, both of Washington, D.C.; and Thomas Z. Hayward, Jr., Terra Cotta Realty, Inc., Key Largo, Florida.

BP-AMOCO MERGER

Committee on the Judiciary: Subcommittee on Antitrust, Business Rights and Competition concluded hearings to examine the state of competition within the petroleum industry, focusing on the competitive implications of the proposed merger between BP America and the Amoco Corporation, after receiving testimony from David Freitag, Ohio Petroleum Re-

tailers and Repair Association, Inc., Bellevue; Steven W. Percy, BP America Inc., Cleveland, Ohio; George S. Spindler, Amoco Corporation, Chicago, Illinois; and Philip K. Verleger, Jr., Brattle Group, Concord, Massachusetts.

VA HEALTH CARE QUALITY

Committee on Veterans' Affairs: Committee concluded oversight hearings to examine the quality of care in the veterans health care system, after receiving testimony from Kenneth W. Kizer, Under Secretary for Health, and Mark Catlett, Acting Assistant Secretary for Management, both of the Department of Veterans Affairs; Harry J. Wilbur, Chief, Urology Section, Samuel Stratton Veterans Affairs Medical Center, Albany, New York; Richard A. Wannemacher, Jr., Disabled American Veterans, Gordon H. Mansfield, Paralyzed Veterans of America, Jacqueline Garrick, American Legion, and Bobby L. Harnage, Sr., American Federation of Government Employees (AFL-CIO), all of Washington, D.C.; Ellen Pitts, National Association of Government Employees, Boston, Massachusetts; and Robert Jones, New York, New York, and John T. Carson, Springfield, Missouri, both former Directors, Veterans Integrated Service Network.

House of Representatives

Chamber Action

Bills Introduced: 1 public bill, H.R. 4606, was introduced. Page H8461

Reports Filed: Reports were filed today as follows: Conference Report on H.R. 4112, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1999 (H. Rept. 105-734);

H.R. 4558, to make technical amendments to clarify the provision of benefits for noncitizens, and to improve the provision of unemployment insurance, child support, and supplemental security income benefits, amended (H. Rept. 105-735); and

Conference Report on H.R. 3616, to authorize appropriations for fiscal year 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 1999 (H. Rept. 105-736). Pages H8085-H8461

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Petri to act as Speaker pro tempore for today. Page H8085

Guest Chaplain: The prayer was offered by the guest Chaplain, Rev. James R. Seale of Frederick, Maryland. Page H8085

Senate Messages: Message received from the Senate appears on page H8085.

Referrals: S. 2317, to improve the National Wildlife Refuge System, was referred to the Committee on Resources. Page H8461

Quorum Calls—Votes: No quorum calls or recorded votes developed during the proceedings of the House today.

Adjournment: The House met at 10:00 a.m. and adjourned at 10:10 a.m.

Committee Meetings

No Committee meetings were held.

COMMITTEE MEETINGS FOR WEDNESDAY, SEPTEMBER 23, 1998 Senate

(Committee meetings are open unless otherwise indicated)

Committee on Agriculture, Nutrition, and Forestry, to hold hearings to examine public and private forestry issues, 2 p.m., SR-328A.

Committee on Appropriations, Subcommittee on Labor, Health and Human Services, and Education, to hold hearings to examine issues regarding the global eradication of polio and measles, 10:30 a.m., SD-124.

Committee on Armed Services, to hold closed hearings on North Korea's ballistic missile and weapons of mass destruction programs, 10 a.m., SH-219.

Committee on Banking, Housing, and Urban Affairs, to hold hearings on the nominations of John D. Hawke, Jr., of the District of Columbia, to be Comptroller of the Currency, Department of the Treasury, and Saul N. Ramirez, Jr., of Texas, to be Deputy Secretary, William C. Apgar, Jr., of Massachusetts, to be Assistant Secretary for Housing and Federal Housing Administrator, Cardell Cooper, of New Jersey, to be Assistant Secretary for Community Planning and Development, and Harold Lucas, of New Jersey, to be Assistant Secretary for Public and Indian Housing, all of the Department of Housing and Urban Affairs, 11 a.m., SD-538.

Committee on the Budget, to hold hearings on global economic issues, 2 p.m., SD-608.

Committee on Commerce, Science, and Transportation, Subcommittee on Communications, to hold hearings to examine Internet privacy issues, 9:30 a.m., SR-253.

Subcommittee on Science, Technology, and Space, to hold hearings to examine United States commercial space launch industry activities, 2 p.m., SR-253.

Committee on Energy and Natural Resources, business meeting, to consider pending calendar business, 9:30 a.m., SD-366.

Committee on Environment and Public Works, business meeting, to consider pending calendar business, 9:30 a.m., SD-406.

Subcommittee on Transportation and Infrastructure, to hold hearings on the proposed consolidation of the Patent and Trademark Office, 4 p.m., SD-406.

Committee on Foreign Relations, to hold hearings on the nominations of Richard Henry Jones, of Nebraska, to be Ambassador to the Republic of Kazakhstan, Robert Patrick John Finn, of New York, to be Ambassador to the Republic of Tajikistan, John Shattuck, of Massachusetts, to be Ambassador to the Czech Republic, and Michael J. Sullivan, of Wyoming, to be Ambassador to Ireland, 10:30 a.m., SD-419.

Committee on Governmental Affairs, to resume hearings to examine information security issues, 10 a.m., SD-342.

Committee on the Judiciary, Subcommittee on Constitution, Federalism, and Property Rights, to hold hearings to examine issues regarding the right to keep and bear arms, focusing on the Second Amendment as a source to individual rights, 2 p.m., SD-226.

Committee on Labor and Human Resources, business meeting, to consider pending calendar business, 9:30 a.m., SD-430.

Committee on Indian Affairs, to hold hearings on H.R. 1833, to provide for further self-governance by Indian tribes, 9 a.m., SD-562.

Select Committee on Intelligence, to hold closed hearings on intelligence matters, 2:30 p.m., SH-219.

House

Committee on Agriculture, Subcommittee on Department Operations, Nutrition, and Foreign Agriculture, hearing to review the Emergency Food Assistance Program Enhancement Act of 1998, 10 a.m., 1300 Longworth.

Committee on Banking and Financial Services, hearing on H.R. 4179, to authorize qualified organizations to provide technical assistance and capacity building services to microenterprise development organizations and programs and to disadvantaged entrepreneurs using funds from the Community Development Financial Institutions Fund, 12:00 p.m., 2128 Rayburn.

Committee on Resources, Subcommittee on Water and Power, hearing on H.R. 3658 Chippewa Cree Tribe of the Rocky Boy's Reservation Indian Reserved Rights Settlement Act of 1998, 2:00 p.m., 1334 Longworth.

Committee on Rules, to consider the following: Conference Report to accompany H.R. 3616, making appro-

priations for the Department of Defense for the fiscal year ending September 30, 1999; and the Conference Report to accompany H.R. 4112, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1999, 5 p.m., H-313 Capitol.

Committee on Science, Subcommittee on Basic Research and the Subcommittee on Energy and Environment, joint oversight hearing on the GAO Report on Department of Energy National Laboratory Management Reform, 10 a.m., 2318 Rayburn.

Committee on Small Business, Subcommittee on Government Programs and Oversight, hearing with respect to the SBA Secondary Market in Guaranteed Portion of 7(a) Loans, 2 p.m., 2360 Rayburn.

Joint Meetings

Conferees, closed, on H.R. 4103, making appropriations for the Department of Defense for the fiscal year ending September 30, 1999, 1 p.m., S-5, Capitol.

Next Meeting of the SENATE

9:30 a.m., Wednesday, September 23

Senate Chamber

Program for Wednesday: Senate will resume consideration of S. 1301, Consumer Bankruptcy Reform.

Next Meeting of the HOUSE OF REPRESENTATIVES

2 p.m., Wednesday, September 23

House Chamber

Program for Wednesday: Consideration of 12 Suspensions:

- (1) H.R. 2000—Amending the Alaska Native Claims Settlement Act;
- (2) H.R. 4068—Making Certain Technical Corrections in Laws Relating to Native Americans;
- (3) H.R. 2314—Kickapoo Tribe of Oklahoma Federal Indian Services Restoration Act ;

(4) H.R. 1659—Mount St. Helens National Volcanic Monument Completion Act;

(5) H.R. 3381—Gallatin Land Consolidation Act of 1998;

(6) H.R. 1481—Great Lakes Fish and Wildlife Restoration Act;

(7) H. Res. 144—Expressing Support for the Bicentennial of the Lewis and Clark Expedition;

(8) H. Res. 505—Expressing the Sense of the House of Representatives with Respect to the Importance of Diplomatic Relations with the Pacific Island Nations;

(9) H. Con. Res. 315—Expressing the Sense of the Congress Condemning the Atrocities by Serbian Police and Military Forces Against Albanians in Kosovo;

(10) H.R. 4558—Making Technical Amendments to Clarify the Provision of Benefits for Noncitizens, and to Improve the Provision of Unemployment Insurance, Child Support, and Supplemental Security Income Benefits;

(11) S. 1355—Designating the Richard C. Lee United States Courthouse; and

(12) H.R. 81—Robert K. Rodibaugh United States Bankruptcy Courthouse.

Extensions of Remarks, as inserted in this issue

HOUSE

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