

standards observed. Farmers and consumers both have an interest in assuring the unquestioned safety of our food.

The new global economy is another reason for strengthening the nations' food safety laws. With the new global economy, we have food moving around the world without much understanding of where its coming from, who produced it, and under what conditions. I think it calls for a much more rigorous food inspections, not only for the safety of consumers, but to safeguard the reputation of the products our farmers produce.

Another important feature of the bill is new authority for inspection of food and food products at the border as they enter the United States from foreign countries, and in some cases inspections at food processing plants located in foreign countries.

A similar bill will be introduced shortly in the U.S. House by Representative FRANK PALLONE (D-NJ), underscoring the urban-rural, producer-consumer nature of the new drive for improved food safety laws.

#### ADDITIONAL COSPONSORS

S. 39

At the request of Mr. STEVENS, the name of the Senator from Utah (Mr. HATCH) was added as a cosponsor of S. 39, a bill to provide a national medal for public safety officers who act with extraordinary valor above the call of duty, and for other purposes.

S. 44

At the request of Mr. FRIST, the name of the Senator from Illinois (Mr. DURBIN) was added as a cosponsor of S. 44, a bill to amend the Gun-Free Schools act of 1994 to require a local educational agency that receives funds under the Elementary and Secondary Education Act of 1965 to expel a student determined to be in possession of an illegal drug, or illegal drug paraphernalia, on school property, in addition to expelling a student determined to be in possession of a gun, and for other purposes.

S. 241

At the request of Mr. JOHNSON, the name of the Senator from South Dakota (Mr. DASCHLE) was added as a cosponsor of S. 241, a bill to amend the Federal Meat Inspection Act to provide that a quality grade label issued by the Secretary of Agriculture for beef and lamb may not be used for imported beef or imported lamb.

S. 242

At the request of Mr. JOHNSON, the names of the Senator from South Dakota (Mr. DASCHLE) and the Senator from Florida (Mr. GRAHAM) were added as cosponsors of S. 242, a bill to amend the Federal Meat Inspection Act to require the labeling of imported meat and meat food products.

S. 303

At the request of Mr. MCCAIN, the name of the Senator from Wyoming

(Mr. ENZI) was added as a cosponsor of S. 303, a bill to amend the Communications Act of 1934 to enhance the ability of direct broadcast satellite and other multichannel video providers to compete effectively with cable television systems, and for other purposes.

S. 401

At the request of Mr. CAMPBELL, the name of the Senator from Alaska (Mr. MURKOWSKI) was added as a cosponsor of S. 401, a bill to provide for business development and trade promotion for native Americans, and for other purposes.

S. 443

At the request of Mr. LAUTENBERG, the names of the Senator from Rhode Island (Mr. CHAFEE) and the Senator from Florida (Mr. GRAHAM) were added as cosponsors of S. 443, a bill to regulate the sale of firearms at gun shows.

S. 472

At the request of Mr. GRASSLEY, the name of the Senator from Virginia (Mr. ROBB) was added as a cosponsor of S. 472, a bill to amend title XVIII of the Social Security Act to provide certain medicare beneficiaries with an exemption to the financial limitations imposed on physical, speech-language pathology, and occupational therapy services under part B of the medicare program, and for other purposes.

S. 512

At the request of Mr. GORTON, the names of the Senator from Michigan (Mr. ABRAHAM), the Senator from Minnesota (Mr. WELLSTONE), and the Senator from Iowa (Mr. HARKIN) were added as cosponsors of S. 512, a bill to amend the Public Health Service Act to provide for the expansion, intensification, and coordination of the activities of the Department of Health and Human Services with respect to research on autism.

S. 514

At the request of Mr. COCHRAN, the names of the Senator from Maine (Ms. COLLINS), the Senator from Hawaii (Mr. AKAKA), and the Senator from California (Mrs. BOXER) were added as cosponsors of S. 514, a bill to improve the National Writing Project.

S. 517

At the request of Mr. GRAHAM, the name of the Senator from New York (Mr. SCHUMER) was added as a cosponsor of S. 517, a bill to assure access under group health plans and health insurance coverage to covered emergency medical services.

S. 542

At the request of Mr. ABRAHAM, the name of the Senator from Mississippi (Mr. COCHRAN) was added as a cosponsor of S. 542, a bill to amend the Internal Revenue Code of 1986 to expand the deduction for computer donations to schools and allow a tax credit for donated computers.

S. 577

At the request of Mr. HATCH, the name of the Senator from West Virginia (Mr. BYRD) was added as a co-

sponsor of S. 577, a bill to provide for injunctive relief in Federal district court to enforce State laws relating to the interstate transportation of intoxicating liquor.

S. 597

At the request of Mr. SMITH, the name of the Senator from Arkansas (Mr. HUTCHINSON) was added as a cosponsor of S. 597, a bill to amend section 922 of chapter 44 of title 28, United States Code, to protect the right of citizens under the Second Amendment to the Constitution of the United States.

S. 600

At the request of Mr. WELLSTONE, the names of the Senator from California (Mrs. FEINSTEIN) and the Senator from California (Mrs. BOXER) were added as cosponsors of S. 600, a bill to combat the crime of international trafficking and to protect the rights of victims.

S. 625

At the request of Mr. GRASSLEY, the name of the Senator from Louisiana (Mr. BREAU) was added as a cosponsor of S. 625, a bill to States Code, and for other purposes.

S. 631

At the request of Mr. DEWINE, the names of the Senator from North Carolina [Mr. HELMS] and the Senator from West Virginia [Mr. BYRD] were added as cosponsors of S. 631, a bill to amend the Social Security Act to eliminate the time limitation on benefits for immunosuppressive drugs under the medicare program, to provide continued entitlement for such drugs for certain individuals after medicare benefits end, and to extend certain medicare secondary payer requirements.

S. 638

At the request of Mr. BINGAMAN, the names of the Senator from Hawaii [Mr. AKAKA], and the Senator from Arkansas [Mr. HUTCHINSON] were added as cosponsors of S. 638, a bill to provide for the establishment of a School Security Technology Center and to authorize grants for local school security programs, and for other purposes.

S. 662

At the request of Mr. CHAFEE, the names of the Senator from New York [Mr. SCHUMER], the Senator from Alaska [Mr. MURKOWSKI], the Senator from Arkansas [Mrs. LINCOLN], and the Senator from North Dakota [Mr. DORGAN] were added as cosponsors of S. 662, a bill to amend title XIX of the Social Security Act to provide medical assistance for certain women screened and found to have breast or cervical cancer under a federally funded screening program.

S. 697

At the request of Mrs. BOXER, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 697, a bill to ensure that a woman can designate an obstetrician or gynecologist as her primary care provider.

S. 721

At the request of Mr. GRASSLEY, the name of the Senator from Colorado

[Mr. ALLARD] was added as a cosponsor of S. 721, a bill to allow media coverage of court proceedings.

S. 784

At the request of Mr. ROCKEFELLER, the names of the Senator from Illinois [Mr. DURBIN] and the Senator from New York [Mr. SCHUMER] were added as cosponsors of S. 784, a bill to establish a demonstration project to study and provide coverage of routine patient care costs for medicare beneficiaries with cancer who are enrolled in an approved clinical trial program.

S. 789

At the request of Mr. MCCAIN, the names of the Senator from Maine [Ms. SNOWE] and the Senator from Nevada [Mr. REID] were added as cosponsors of S. 789, a bill to amend title 10, United States Code, to authorize payment of special compensation to certain severely disabled uniformed services retirees.

S. 791

At the request of Mrs. MURRAY, her name was added as a cosponsor of S. 791, a bill to amend the Small Business Act with respect to the women's business center program.

S. 805

At the request of Mr. DURBIN, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 805, a bill to amend title V of the Social Security Act to provide for the establishment and operation of asthma treatment services for children, and for other purposes.

S. 820

At the request of Mr. CHAFEE, the names of the Senator from Alabama [Mr. SHELBY] and the Senator from Mississippi [Mr. COCHRAN] were added as cosponsors of S. 820, a bill to amend the Internal Revenue Code of 1986 to repeal the 4.3-cent motor fuel excise taxes on railroads and inland waterway transportation which remain in the general fund of the Treasury.

S. 836

At the request of Mr. SPECTER, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 836, a bill to amend the Public Health Service Act, the Employee Retirement Income Security Act of 1974, and the Internal Revenue Code of 1986 to require that group health plans and health insurance issuers provide women with adequate access to providers of obstetric and gynecological services.

S. 860

At the request of Mr. GRAHAM, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 860, a bill to require country of origin labeling of perishable agricultural commodities imported into the United States and to establish penalties for violations of the labeling requirements.

S. 878

At the request of Mr. TORRICELLI, the name of the Senator from Connecticut

[Mr. LIEBERMAN] was added as a cosponsor of S. 878, a bill to amend the Federal Water Pollution Control Act to permit grants for the national estuary program to be used for the development and implementation of a comprehensive conservation and management plan, to reauthorize appropriations to carry out the program, and for other purposes.

SENATE JOINT RESOLUTION 2

At the request of Mr. KYL, the name of the Senator from Illinois [Mr. FITZGERALD] was added as a cosponsor of Senate Joint Resolution 2, a joint resolution proposing an amendment to the Constitution of the United States to require two-thirds majorities for increasing taxes.

SENATE JOINT RESOLUTION 3

At the request of Mr. KYL, the name of the Senator from Ohio [Mr. VOINOVICH] was added as a cosponsor of Senate Joint Resolution 3, a joint resolution proposing an amendment to the Constitution of the United States to protect the rights of crime victims.

SENATE CONCURRENT RESOLUTION 26

At the request of Mr. ASHCROFT, the names of the Senator from Georgia [Mr. COVERDELL] and the Senator from Mississippi [Mr. COCHRAN] were added as cosponsors of Senate Concurrent Resolution 26, a concurrent resolution expressing the sense of the Congress that the current Federal income tax deduction for interest paid on debt secured by a first or second home should not be further restricted.

SENATE RESOLUTION 22

At the request of Mr. CAMPBELL, the name of the Senator from Florida [Mr. GRAHAM] was added as a cosponsor of Senate Resolution 22, a resolution commemorating and acknowledging the dedication and sacrifice made by the men and women who have lost their lives serving as law enforcement officers.

SENATE RESOLUTION 29

At the request of Mr. ROBB, the names of the Senator from Missouri [Mr. BOND], the Senator from Kansas [Mr. BROWNBACK], the Senator from Montana [Mr. BURNS], the Senator from Rhode Island [Mr. CHAFEE], the Senator from Idaho [Mr. CRAPO], the Senator from New Mexico [Mr. DOMENICI], the Senator from Wyoming [Mr. ENZI], the Senator from Illinois [Mr. FITZGERALD], the Senator from Washington [Mr. GORTON], the Senator from Texas [Mr. GRAMM], the Senator from Utah [Mr. HATCH], the Senator from Florida [Mr. MACK], the Senator from Arizona [Mr. MCCAIN], the Senator from Kentucky [Mr. MCCONNELL], the Senator from Kansas [Mr. ROBERTS], the Senator from Alabama [Mr. SHELBY], the Senator from New Hampshire [Mr. SMITH], the Senator from Oregon [Mr. SMITH], the Senator from Wyoming [Mr. THOMAS], and the Senator from South Carolina [Mr. THURMOND] were added as cosponsors of Senate Resolution 29, a resolution to designate the week of May 2, 1999, as "National

Correctional Officers and Employees Week."

SENATE RESOLUTION 34

At the request of Mr. TORRICELLI, the name of the Senator from Virginia [Mr. ROBB] was added as a cosponsor of Senate Resolution 34, a resolution designating the week beginning April 30, 1999, as "National Youth Fitness Week."

SENATE RESOLUTION 59

At the request of Mr. LAUTENBERG, the names of the Senator from Louisiana [Ms. LANDRIEU] and the Senator from Maryland [Mr. SARBANES] were added as cosponsors of Senate Resolution 59, a resolution designating both July 2, 1999, and July 2, 2000, as "National Literacy Day."

SENATE RESOLUTION 71

At the request of Mr. ABRAHAM, the name of the Senator from Missouri [Mr. ASHCROFT] was added as a cosponsor of Senate Resolution 71, a resolution expressing the sense of the Senate rejecting a tax increase on investment income of certain associations.

SENATE RESOLUTION 72

At the request of Mr. TORRICELLI, the names of the Senator from Nevada [Mr. REID], the Senator from Virginia [Mr. ROBB], the Senator from Minnesota [Mr. GRAMS], the Senator from Maryland [Mr. SARBANES], the Senator from Louisiana [Mr. BREAUX], the Senator from New Jersey [Mr. LAUTENBERG], the Senator from Colorado [Mr. CAMPBELL], the Senator from California [Mrs. BOXER], the Senator from Mississippi [Mr. COCHRAN], the Senator from North Carolina [Mr. EDWARDS], the Senator from Kentucky [Mr. BUNNING], the Senator from North Carolina [Mr. HELMS], the Senator from Delaware [Mr. ROTH], the Senator from North Dakota [Mr. DORGAN], the Senator from Pennsylvania [Mr. SPECTER], the Senator from Oregon [Mr. WYDEN], the Senator from Georgia [Mr. COVERDELL], the Senator from Washington [Mrs. MURRAY], the Senator from Alabama [Mr. SESSIONS], the Senator from Illinois [Mr. DURBIN], the Senator from Montana [Mr. BURNS], the Senator from Massachusetts [Mr. KERRY], the Senator from Missouri [Mr. ASHCROFT], the Senator from Nevada [Mr. BRYAN], the Senator from Michigan [Mr. ABRAHAM], the Senator from Georgia [Mr. CLELAND], the Senator from South Carolina [Mr. THURMOND], the Senator from Hawaii [Mr. AKAKA], the Senator from Connecticut [Mr. DODD], the Senator from California [Mrs. FEINSTEIN], the Senator from Wisconsin [Mr. KOHL], the Senator from Nebraska [Mr. KERREY], the Senator from Missouri [Mr. BOND], the Senator from Florida [Mr. GRAHAM], the Senator from Vermont [Mr. LEAHY], the Senator from Alaska [Mr. MURKOWSKI], the Senator from Arizona [Mr. MCCAIN], the Senator from New Mexico [Mr. DOMENICI], the Senator from South Carolina [Mr. HOLLINGS], the Senator from Tennessee [Mr. FRIST], the Senator from Indiana [Mr.

LUGAR], the Senator from Massachusetts [Mr. KENNEDY], the Senator from Illinois [Mr. FITZGERALD], the Senator from South Dakota [Mr. JOHNSON], and the Senator from Maryland [Ms. MIKULSKI] were added as cosponsors of Senate Resolution 72, a resolution designating the month of May in 1999 and 2000 as "National ALS Awareness Month."

## SENATE RESOLUTION 84

At the request of Ms. SNOWE, the name of the Senator from South Carolina [Mr. THURMOND] was added as a cosponsor of Senate Resolution 84, a resolution to designate the month of May, 1999, as "National Alpha 1 Awareness Month."

## SENATE RESOLUTION 88—RELATIVE TO THE DEATH OF THE HONORABLE ROMAN L. HRUSKA, FORMERLY A SENATOR FROM THE STATE OF NEBRASKA

Mr. HAGEL (for himself and Mr. KERREY) submitted the following resolution; which was considered and agreed to:

## S. RES. 88

*Resolved*, That the Senate has heard with profound sorrow and deep regret the announcement of the death of the Honorable Roman L. Hruska, formerly a Senator from the State of Nebraska.

*Resolved*, That the Secretary of the Senate communicate these resolutions to the House of Representatives and transmit an enrolled copy thereof to the family of the deceased.

*Resolved*, That when the Senate adjourns today, it stand adjourned as a further mark of respect to the memory of the deceased Senator.

## SENATE RESOLUTION 89—DESIGNATING THE HENRY CLAY DESK IN THE SENATE CHAMBER FOR ASSIGNMENT TO THE SENIOR SENATOR FROM KENTUCKY AT THAT SENATOR'S REQUEST

Mr. MCCONNELL submitted the following resolution; which was considered and agreed to:

## S. RES. 89

*Resolved*, That during the One Hundred Sixth Congress and each Congress thereafter, the desk located within the Senate Chamber and used by Senator Henry Clay shall, at the request of the senior Senator from the State of Kentucky, be assigned to that Senator for use in carrying out his or her senatorial duties during that Senator's term of office.

## AMENDMENTS SUBMITTED

## Y2K ACT

## LEAHY AMENDMENT NO. 273

Mr. LEAHY submitted an amendment intended to be proposed by him to the bill (S.96) to regulate commerce between and among the several States by providing for the orderly resolution of disputes arising out of computer-based problems related to processing data that includes a 2-digit expression of that year's date; as follows:

At the appropriate place, insert the following:

## SEC. .EXCLUSION FOR CONSUMERS.

(a) CONSUMER ACTIONS.—This does not apply to any Y2K action brought by a consumer.

(b) DEFINITIONS.—In this section:

(1) CONSUMER.—The term "consumer" means an individual who acquires a consumer product for purposes other than resale.

(2) CONSUMER PRODUCT.—The "consumer product" means any personal property or service which is normally used for personal, family, or household purposes.

## INHOFE AMENDMENT NO. 274

(Ordered to lie on the table.)

Mr. INHOFE submitted an amendment intended to be proposed by him to the bill, S. 96, supra; as follows:

On page 11, between lines 10 and 11, insert the following:

(f) APPLICATION TO ACTIONS DESCRIBED IN SECTION 3(1)(C).—

(1) IN GENERAL.—This Act applies as provided in this section to actions by a government entity described in section 3(1)(C).

(2) DEFINITIONS.—In this subsection:

(A) DEFENDANT.—

(i) IN GENERAL.—The term "defendant" includes a State or local government.

(ii) STATE.—The term "State" means each of the several States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands.

(iii) LOCAL GOVERNMENT.—The term "local government" means—

(I) any county, city, town, township, parish, village, or other general purpose political subdivision of a State; and

(II) any combination of political subdivisions described in clause (i) recognized by the Secretary of Housing and Urban Development.

(B) Y2K UPSET.—The term "Y2K upset"—

(i) means an exceptional incident involving temporary noncompliance with applicable federally enforceable requirements because of factors related to a Y2K failure that are beyond the reasonable control of the defendant charged with compliance; and

(ii) does not include—

(I) noncompliance with applicable federally enforceable requirements that constitutes or would create an imminent threat to public health, safety, or the environment;

(II) noncompliance with applicable federally enforceable requirements that provide for the safety and soundness of the banking or monetary system, including the protection of depositors;

(III) noncompliance to the extent caused by operational error or negligence;

(IV) lack of reasonable preventative maintenance; or

(V) lack of preparedness for Y2K.

(3) CONDITIONS NECESSARY FOR A DEMONSTRATION OF A Y2K UPSET.—A defendant who wishes to establish the affirmative defense of Y2K upset shall demonstrate, through properly signed, contemporaneous operating logs, or other relevant evidence that—

(A) the defendant previously made a good faith effort to effectively remediate Y2K problems;

(B) a Y2K upset occurred as a result of a Y2K system failure or other Y2K emergency;

(C) noncompliance with the applicable federally enforceable requirement was unavoidable in the face of a Y2K emergency or was intended to prevent the disruption of critical functions or services that could result in the harm of life or property;

(D) upon identification of noncompliance the defendant invoking the defense began immediate actions to remediate any violation of federally enforceable requirements; and

(E) the defendant submitted notice to the appropriate Federal regulatory authority of

a Y2K upset within 72 hours from the time that it became aware of the upset.

(4) GRANT OF A Y2K UPSET DEFENSE.—Subject to the other provisions of this section, the Y2K upset defense shall be a complete defense to any action brought as a result of noncompliance with federally enforceable requirements for any defendant who establishes by a preponderance of the evidence that the conditions set forth in paragraph (3) are met.

(5) LENGTH OF Y2K UPSET.—The maximum allowable length of the Y2K upset shall be not more than 30 days beginning on the date of the upset unless granted specific relief by the appropriate regulatory authority.

(6) VIOLATION OF A Y2K UPSET.—Fraudulent use of the Y2K upset defense provided for in this subsection shall be subject to penalties provided in section 1001 of title 18, United States Code.

(7) EXPIRATION OF DEFENSE.—The Y2K upset defense may not be asserted for a Y2K upset occurring after June 30, 2000.

## HOLLINGS AMENDMENTS NOS. 275-281

(Ordered to lie on the table.)

Mr. HOLLINGS submitted seven amendments intended to be proposed by him to the bill, S. 96, supra; as follows:

## AMENDMENT NO. 275

Strike section 16.

## AMENDMENT NO. 276

Strike section 15.

## AMENDMENT NO. 277

Strike section 14.

## AMENDMENT NO. 278

Strike section 13.

## AMENDMENT NO. 279

Strike section 6.

## AMENDMENT NO. 280

Strike section 5.

## AMENDMENT NO. 281

On page six, strike line 19 through Page 10, line 7 and insert the following:

## SEC. 3. DEFINITIONS.

In this Act:

(1) Y2K ACTION.—The term "Y2K action"—

(A) means a civil action alleging commercial loss commenced in any Federal or State court, or an agency board of contract appeal proceeding, in which the plaintiff's alleged harm or injury resulted directly or indirectly from an actual or potential Y2K failure, or a claim or defense is related directly or indirectly to an actual or potential Y2K failure;

(B) includes a civil action commenced in any Federal or State court by a governmental entity when acting in a commercial or contracting capacity; but

(C) does not include an action brought by a governmental entity acting in a regulatory, supervisory, or enforcement capacity.

(2) Y2K FAILURE.—The term "Y2K failure" means failure by any device or system (including any computer system and any microchip or integrated circuit embedded in another device or product), or any software, firmware, or other set or collection of processing instructions to process, to calculate, to compare, to sequence, to display, to store, to transmit, or to receive year-2000 date-related data, including failures—