

Wednesday, August 4, 1999

Daily Digest

HIGHLIGHTS

Senate passed Agriculture Appropriations bill.

Senate

Chamber Action

Routine Proceedings, pages S10139–S10266

Measures Introduced: Nineteen bills and four resolutions were introduced, as follows: S. 1480–1498, S. Res. 172–174, and S. Con. Res. 50. **Page S10221**

Measures Reported: Reports were made as follows: S. 832, to extend the commercial space launch damage indemnification provisions of section 70113 of title 49, United States Code. (S. Rept. No. 106–135)

H.R. 1568, to provide technical, financial, and procurement assistance to veteran owned small businesses, with an amendment in the nature of a substitute. (S. Rept. No. 106–136)

S. 800, to promote and enhance public safety through the use of 9–1–1 as the universal emergency assistance number, further deployment of wireless 9–1–1 service, support of States in upgrading 9–1–1 capabilities and related functions, encouragement of construction and operation of seamless, ubiquitous, and reliable networks for personal wireless services, with amendments. (S. Rept. No. 106–138)

S. 632, to provide assistance for poison prevention and to stabilize the funding of regional poison control centers, with an amendment in the nature of a substitute. **Page S10220**

Measures Passed:

Foreign Operations Appropriations: Pursuant to the order of June 30, 1999, Senate passed H.R. 2606, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2000, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1234, Senate companion measure, as passed the Senate on June 30, 1999. Senate insisted on its amendment, requested a conference with the House thereon, and the Chair, as authorized, appointed the following conferees on the part of the Senate: Senators McConnell, Specter, Gregg, Shelby,

Bennett, Campbell, Bond, Stevens, Leahy, Inouye, Lautenberg, Harkin, Mikulski, Murray, and Byrd.

Page S10214

Subsequently, passage of S. 1234 was vitiated and then indefinitely postponed. **Page S10214**

Agriculture Appropriations: Senate passed S. 1233, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2000, after taking action on the following amendments proposed thereto:

Pages S10139–99, S10201–14

Adopted:

Ashcroft Amendment No. 1507 (to Amendment No. 1499), to provide stability in the United States agriculture sector and to promote adequate availability of food and medicine for humanitarian assistance abroad by requiring congressional approval before the imposition of any unilateral agricultural or medical sanction against a foreign country or foreign entity. **Pages S10150–51**

Cochran Modified Amendment No. 1513 (to Amendment No. 1499), of a perfecting nature. **Pages S10168–74**

Ashcroft Modified Amendment No. 1516 (to Amendment No. 1499), to provide stability in the United States agriculture sector and to promote adequate availability of food and medicine abroad by requiring congressional approval before the imposition of any unilateral agricultural or medical sanction against a foreign country or foreign entity, and to provide for guidelines with respect to state sponsors of international terrorism. **Pages S10179–81**

By 89 yeas to 8 nays (Vote No. 257), Lott (for Daschle) Amendment No. 1499, to provide emergency and income loss assistance to agricultural producers. **Pages S10150–83**

Boxer Amendment No. 1521, to express the sense of the Senate regarding the continued use of the fuel additive methyl tertiary butyl ether (MTBE) and its impact on drinking water. **Pages S10183–95**

Thurmond Amendment No. 1523, to prohibit the use of foreign assistance funds to promote the sale or export of alcoholic beverages, including wine.

Pages S10195–96

Cochran (for Abraham) Amendment No. 1524, to provide funding for bovine tuberculosis research.

Page S10197

Cochran (for Abraham) Amendment No. 1525, to prevent the reduction of the Food and Drug Administration capabilities in Detroit, Michigan.

Page S10197

Kohl (for Bingaman) Amendment No. 1526, to provide that not to exceed \$12,000,000 shall be for water and waste disposal systems to benefit Federally Recognized Native American Tribes, including grants pursuant to section 306C of such Act, provided that the Federally Recognized Native American Tribe is not eligible for any other rural utilities programs set aside under the Rural Community Advancement Program.

Pages S10197–98

Cochran (for Bond) Amendment No. 1527, to limit the use of appropriated funds for award of contracts through the HUBZone program.

Pages S10197–99

Cochran (for Burns) Amendment No. 1528, to express the sense of the Senate that the Secretary of Agriculture shall exercise reasonable treatment of producers in order to avoid harmful consequences regarding the inadvertent planting of dry beans on contract acres, up to and including the 1999 crop year.

Pages S10197, S10199

Kohl (for Byrd) Amendment No. 1529, to designate West Virginia State College in Institute, West Virginia, as a land-grant college and to provide funding for college, with an offset.

Pages S10197, S10199

Kohl (for Cleland/Coverdell) Amendment No. 1530, to redesignate the National School Lunch Act as the “Richard B. Russell National School Lunch Act”.

Pages S10197, S10201

Cochran/Kohl Amendment No. 1531, to provide additional funding for the Watershed and Flood Preventions and earmark funds for financial and technical assistance for pilot rehabilitation projects in Mississippi.

Pages S10197, S10201

Cochran Amendment No. 1532, to increase the fee on guaranteed business and industry loans thereby reducing the subsidy costs.

Pages S10197, S10201

Cochran Amendment No. 1533, to provide at least twenty five percent of the appropriated funds to small minority farmers for cooperatives.

Pages S10197, S10201

Cochran (for Domenici) Amendment No. 1534, to amend the National Drought Policy Act of 1998, to make a technical correction.

Pages S10197, S10201

Kohl (for Durbin/Kennedy) Amendment No. 1535, to require the expenditure of appropriated funds for certain enforcement activities.

Pages S10197, S10201

Kohl (for Durbin) Amendment No. 1536, expressing the sense of the Senate concerning the United States Action Plan on Food Security.

Pages S10197, S10201–02

Cochran (for Gorton) Amendment No. 1537, to require the Farm Service Agency to review programs that provide assistance to apple farmers and report to Congress.

Pages S10197, S10202

Kohl (for Graham/Mack) Amendment No. 1538, to provide additional funding for fruit fly exclusion and detection, with an offset.

Pages S10197, S10202

Kohl (for Kerrey) Amendment No. 1539, providing that of the total amount appropriated, not to exceed \$1,500,00 shall be available to the Grassroots project.

Pages S10197, S10202

Kohl (for Levin) Amendment No. 1540, to provide funding for sustainable agriculture research and a research program on improved fruit practices in the State of Michigan, with an offset.

Pages S10197, S10202

Kohl (for Lincoln) Amendment No. 1541, to add Harry K. Dupree to certain provisions of the Federal Agriculture Improvement and Reform Act of 1996.

Pages S10197, S10202

Cochran (for Mack) Amendment No. 1542, to provide \$300,000 for climate change research at the Florida Center for Climate Prediction at Florida State University, the University of Florida and the University of Miami with an offset.

Pages S10197, S10202

Cochran (for McConnell) Amendment No. 1543, to provide that certain cross-country leasing provisions apply to Kentucky and to release and protect the release of tobacco production and marketing information.

Pages S10197, S10202–03

Cochran (for Nickles) Amendment No. 1544, to limit the use of funds appropriated or otherwise made available by this Act may be used to declare excess or surplus all or part of the lands and facilities owned by the federal government and administered by the Secretary of Agriculture at Fort Reno, Oklahoma, or to transfer or convey such lands or facilities, without the specific authorization of Congress.

Pages S10197, S10203

Kohl (for Reid) Amendment No. 1545, to appropriate \$500,000 for the Nevada Arid Rangelands Initiative to develop research and educational programs to manage healthy and productive rangelands, provide abundant renewable natural resources, and support the economic development of the rangelands in a sustainable manner.

Pages S10197, S10203

Cochran (for Sessions) Amendment No. 1546, to provide for an increase and decrease in certain provisions of the bill. **Pages S10197, S10203**

Cochran (for Smith of New Hampshire) Amendment No. 1547, to provide eligibility to Berlin, New Hampshire for a rural utilities grant or loan under the Rural Community Advancement Program. **Pages S10197, S10203**

Cochran (for Smith of Oregon) Amendment No. 1548, to authorize the Cranberry Marketing Committee to conduct paid advertising for cranberries and cranberry products and to authorize the Secretary of Agriculture and the Committee to collect cranberry inventory data. **Pages S10197, S10203-04**

Cochran (for Stevens) Amendment No. 1549, to authorize Alaska Native tribes for payment of certain administrative costs for the Food Stamp Program. **Pages S10197, S10204**

Cochran (for Stevens) Amendment No. 1550, to require the Secretary review food packages periodically and consider including other nutritious foods under the food package program for Women, Children and Infants. **Pages S10197, S10204**

Cochran (for Stevens) Amendment No. 1551, to provide for education grants to Alaska Native serving institutions and Native Hawaiian serving institutions. **Pages S10197, S10204-05**

Cochran (for Stevens) Amendment No. 1552, to provide a minimum allocation of Smith Lever Act funds to States subject to a special statutory cost of living adjustment. **Pages S10197, S10205**

Cochran (for Stevens) Amendment No. 1553, to provide a minimum allocation of Hatch Act funds to States subject to a special statutory cost of living adjustment. **Pages S10197, S10205**

Cochran (for Thomas) Amendment No. 1554, to set aside certain funds for program and activities of the Livestock Marketing Information Center in Lakewood, Colorado, with an offset. **Pages S10197, S10205**

Cochran (for Wellstone) Amendment No. 1555, to require the use of certain funds transferred to the Economic Research Service to conduct a study of reasons for the decline in participation in the food stamp program and any problems that households with eligible children have experienced in obtaining food stamps. **Pages S10197, S10205**

Kohl (for Edwards) Amendment No. 1556, to provide for an increase and a decrease in the amounts of certain appropriated funds. **Pages S10197, S10205**

Cochran (for Hutchison) Amendment No. 1557, to express the sense of the Senate that the Food and Drug Administration, to the maximum extent possible, when conducting an Import Food Survey under the President's Food Safety Initiative, ensure timely testing of produce imports. **Pages S10197, S10205**

Kohl (for Bryan/Reid) Amendment No. 1558, to provide that the price of milk received by producers in Clark County, Nevada, shall not be subject to any Federal milk marketing order or any other regulation by the Secretary of Agriculture and shall solely be regulated by the State of Nevada and the Nevada State Dairy Commission. **Pages S10197, S10205**

Kohl (for Baucus) Amendment No. 1559, to express the sense of the Senate concerning actions by the World Trade Organization relating to trade in agricultural commodities. **Pages S10197, S10205-06**

Kohl Amendment No. 1560, to provide additional funding to existing research programs. **Pages S10197, S10206**

Kohl (for Harkin) Amendment No. 1561, to provide an additional \$2,000,000 for the Grain Inspection, Packers and Stockyards Administration, offset from the Economic Research Service. **Pages S10197, S10206**

Rejected:

Roberts Amendment No. 1509 (to Amendment No. 1499), of a perfecting nature. (By 66 yeas to 33 nays (Vote No. 253), Senate tabled the amendment.) **Pages S10151-55**

McCain/Gregg Modified Amendment No. 1510 (to Amendment No. 1499), to prohibit the use of appropriated funds for the sugar program, other than the marketing assessment. (By 66 yeas to 33 nays (Vote No. 254), Senate tabled the amendment.) **Pages S10155-63**

Dorgan Amendment No. 1514 (to Amendment No. 1499), to provide emergency and income loss assistance to agricultural producers. (By 55 yeas to 44 nays (Vote No. 255), Senate tabled the amendment.) **Pages S10174-76**

Conrad Amendment No. 1517 (to Amendment No. 1499), of a perfecting nature. (By 51 yeas to 48 nays (Vote No. 256), Senate tabled the amendment.) **Pages S10176-79**

Chafee Amendment No. 1522 (to Amendment No. 1521), to express the sense of the Senate that the Committee on Environment and Public Works should review the findings of the EPA Blue Ribbon Panel on MTBE and other relevant scientific studies, hold comprehensive hearings, and report to the Senate at the earliest possible date any legislation necessary to address the recommendations of the Blue Ribbon Panel. (By 51 yeas to 44 nays (Vote No. 258), Senate tabled the amendment.) **Page S10195**

Withdrawn:

Specter Amendment No. 1512 (to Amendment No. 1499), to reauthorize, and modify the conditions for, the consent of Congress to the Northeast Interstate Dairy Compact, to grant the consent of Congress to the Southern Dairy Compact, and to require the Secretary of Agriculture to use certain methods

for pricing milk under consolidated Federal milk marketing orders. **Pages S10163–68**

During consideration of this measure today, Senate also took the following action:

By 53 yeas to 47 nays (Vote No. 252), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected a motion to close further debate on the motion to recommit the bill to the Committee on Appropriations, with instructions to report back forthwith, with a Lott Amendment No. 1501 (to the instructions of the motion to recommit), to restrict the use of certain funds appropriated to the Agricultural Marketing Service. **Pages S10139–50**

Agriculture Appropriations: Committee on Appropriations was discharged from further consideration of H.R. 1906, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2000, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1233, Senate companion measure, as passed by the Senate today. Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint the following conferees: Senators Cochran, Specter, Bond, Gorton, McConnell, Burns, Stevens, Kohl, Harkin, Dorgan, Feinstein, Durbin, and Byrd. **Page S10214**

Subsequently, passage of S. 1233 was vitiated and then indefinitely postponed. **Page S10214**

Senate Legal Counsel: Senate agreed to S. Res. 173, to authorize representation of the Senate Committee on Armed Services in the case of *Philip Tinsley III v. Senate Committee on Armed Services*. **Page S10263**

Senate Legal Counsel: Senate agreed to S. Res. 174, to authorize representation of the Senate Committee on the Judiciary in the case of *Philip Tinsley III v. Senate Committee on the Judiciary*. **Page S10263**

Veterans National Cemetery: Senate passed S. 695, to require the Secretary of Veterans Affairs to establish a national cemetery for veterans in various locations in the United States, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Pages S10265–66**

Cochran (for Specter/Rockefeller) Amendment No. 1562, to require the establishment of a national cemetery in the Detroit, Michigan, metro area and in Sacramento, California, and to authorize the use of flat grave markers at Santa Fe National cemetery. **Page S10265**

Nominations—Agreement: A unanimous-consent-time agreement was reached providing for the consideration of Richard Holbrooke, of New York, to be a Representative of the United States to the Sessions of the General Assembly of the United Nations during his tenure of service as Representative of the United States to the United Nations, and to be the Representative of the United States to the United Nations with the rank and status of Ambassador, and the Representative of the United States in the Security Council of the United Nations, on Thursday, August 5, 1999, with a vote to occur thereon. **Page S10263**

Interior Appropriations—Agreement: Senate will resume consideration of H.R. 2466, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2000, on Thursday, August 5, 1999. **Page S10199**

Private Relief: Senate concurred in the amendment of the House to S. 606, for the relief of Global Exploration and Development Corporation, Kerr-McGee Corporation, and Kerr-McGee Chemical, LLC. **Pages S10263–64**

Nominations Received: Senate received the following nominations:

Dan Herman Renberg, of Maryland, to be a Member of the Board of Directors of the Export-Import Bank of the United States for a term expiring January 20, 2003.

Routine list in the Navy.

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Messages From the House:

Pages S10217–18

Measures Referred:

Page S10218

Enrolled Bills Presented:

Page S10218

Communications:

Pages S10218–19

Petitions:

Pages S10219–20

Executive Reports of Committees:

Pages S10220–21

Statements on Introduced Bills:

Pages S10221–41

Additional Cosponsors:

Pages S10241–42

Amendments Submitted:

Pages S10244–59

Authority for Committees:

Pages S10259–60

Additional Statements:

Pages S10260–63

Record Votes: Seven record votes were taken today. (Total—258) **Pages S10150, S10155, S10163, S10176, S10179, S10183, S10195**

Adjournment: Senate convened at 9 a.m., and adjourned at 9:48 p.m., until 9:30 a.m., on Thursday, August 5, 1999. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S10199.)

Committee Meetings

(Committees not listed did not meet)

U.S. FARM ECONOMY

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on the market and financial performance of the United States agricultural sector, receiving testimony from Tom Buis, National Farmers Union, and Mary Kay Thatcher, American Farm Bureau Federation, both of Washington, D.C.; George Swan, Rogerson, Idaho, on behalf of the National Cattlemen's Beef Association; Mark Birdsall, U.S. Durum Growers Association, Berthold, North Dakota, on behalf of the National Association of Wheat Growers; Ryland Utlaut, Grand Pass, Missouri, on behalf of the National Corn Growers Association; Dennis Everson, First Dakota National Bank, Yankton, South Dakota, on behalf of the American Bankers Association; Jim Caspary, First National Bank of Clifton, Clifton, Illinois, on behalf of the Independent Community Bankers of America; and Daryll E. Ray, University of Tennessee Agricultural Policy Analysis Center, Knoxville.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported the nominations of Charles A. Blanchard, of Arizona, to be General Counsel of the Department of the Army, Carol DiBattiste, of Florida, to be Under Secretary of the Air Force, and four military nominations in the Army and Navy.

FRAUD AGAINST SENIORS

Committee on Commerce, Science, and Transportation: Committee concluded hearings to examine fraud against seniors, focusing on health care, sweepstakes contests, and financial services, after receiving testimony from Susan Herman, National Center for Victims of Crime, Arlington, Virginia; Tim Barron, Delaware Office of the Attorney General, Wilmington; Lisa Nerenburg, Goldman Institute on Aging, San Francisco, California; Stephen J. Schneider, Oregon Department of Human Resources, Salem; Judy Hallman, Frederick Police Department, and Robert Matthews, both of Frederick, Maryland; Jane C. Schultz, Ridgefield, Connecticut; Jill Thomas, Bay Village, Ohio; John N. Hupalo, Alameda, California; and Deanna Antrim-Spencer, Silver Spring, Maryland.

NATIONAL PARK SERVICE PERFORMANCE MANAGEMENT PROCESS

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation, and Recreation concluded oversight hearings to re-

view the National Park Service's performance management process under the requirements of the Government Performance and Results Act, after receiving testimony from Denis P. Galvin, Deputy Director, National Park Service, Department of the Interior.

BUSINESS MEETING

Committee on Environment and Public Works: Committee resumed markup of S. 1090, to reauthorize and amend the Comprehensive Environmental Response, Liability, and Compensation Act of 1980 (Superfund), but did not complete action thereon, and recessed subject to call.

TAIWAN SECURITY ENHANCEMENT

Committee on Foreign Relations: Committee concluded hearings on S. 693, to assist in the enhancement of the security of Taiwan, after receiving testimony from Senator Baucus; Stanley O. Roth, Assistant Secretary of State for East Asian and Pacific Affairs; Kurt Campbell, Deputy Assistant Secretary of Defense for International Security Affairs/Asian and Pacific Affairs; and Richard V. Allen, Allen and Company, David M. Lampton, Johns Hopkins University School of Advanced International Studies, Caspar W. Weinberger, Forbes, Inc., and R. James Woolsey, Shea and Gardner, all of Washington, D.C.

VIETNAM ECONOMIC REFORM AND TRADE

Committee on Foreign Relations: Subcommittee on International Economic Policy, Export and Trade Promotion and Subcommittee on East Asian and Pacific Affairs concluded joint hearings on economic reform and trade opportunities in Vietnam, after receiving testimony from Charlene Barshefsky, United States Trade Representative; Douglas B. Peterson, U.S. Ambassador to Vietnam; J. Michael Stinson, Conoco, Inc., Houston, Texas; Lionel C. Johnson, Citigroup, Inc., Washington, D.C.; and Thomas Vallely, Harvard Institute for International Development, Cambridge, Massachusetts.

FEDERAL FOOD SAFETY SYSTEM

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring and the District of Columbia concluded hearings to examine the current status of the nations food supply, focusing on overlap and duplication in the Federal Food Safety System, after receiving testimony from Catherine E. Woteki, Under Secretary of Agriculture for Food Safety; Jane E. Henney, Commissioner, Food and Drug Administration, Department of Health and Human Services; Lawrence J. Dyckman, Director, Food and Agriculture Issues, Resources, Community, and Economic Development Division, General Accounting Office; Carol Tucker