

Thursday, March 14, 1996

Daily Digest

HIGHLIGHTS

House Committees ordered reported 9 sundry measures.

Senate

Chamber Action

Routine Proceedings, pages S2005–S2142

Measures Introduced: Six bills and one resolution were introduced, as follows: S. 1613–1618, and S. Res. 231. **Page S2101**

Measures Reported: Reports were made as follows: S. 487, to amend the Indian Gaming Regulatory Act, with an amendment in the nature of a substitute. (S. Rept. No. 104–241)

Measures Passed:

Expressing Condolences to Scotland: Senate agreed to S. Res. 231, expressing sympathies to the people of Scotland. **Pages S2101, S2104**

Further Continuing Appropriations: Senate passed H.J. Res. 163, making further continuing appropriations for the fiscal year 1996. **Page S2094**

Continuing Appropriations: Senate continued consideration of H.R. 3019, making appropriations for fiscal year 1996 to make a further downpayment toward a balanced budget, taking action on amendments proposed thereto, as follows:

Pages S2005–30, S2031–33, S2038–79, S2081–94

Adopted:

Craig Amendment No. 3494 (to Amendment No. 3466), to provide for payment for attorney's fees and expenses relating to certain actions brought under the Legal Services Corporation Act. **Page S2029**

Hatch/Grassley Modified Amendment No. 3495 (to Amendment No. 3466), to provide additional funding for the Office of National Drug Control Policy. **Pages S2031–33, S2039–40**

Hatfield (for Bingaman) Amendment No. 3497 (to Amendment No. 3466), to restore funding for the Competitiveness Policy Council. **Page S2039**

Faircloth Amendment No. 3502 (to Amendment No. 3466), to require that contracts to carry out programs of assistance for Bosnia and Herzegovina using funds appropriated for that purpose be entered

into only with corporations and other organizations organized in the United States. **Page S2056**

Gorton Amendment No. 3503 (to Amendment No. 3466), to partially restore funds in the Department of the Interior's and the Department of Energy's administrative accounts. **Pages S2056–57**

Gorton (for Stevens) Amendment No. 3504 (to Amendment No. 3466), to provide emergency funding for the U.S. Fish and Wildlife Service to repair damage caused by flooding in Alaska. **Pages S2056–57**

Gorton (for Kempthorne) Amendment No. 3505 (to Amendment No. 3466), to provide emergency funding for the U.S. Fish and Wildlife Service to provide technical assistance to other agencies involved in disaster response. **Pages S2056–57**

Gorton (for Daschle) Amendment No. 3506 (to Amendment No. 3466), to provide funding for the Indian Health Services for inhalant abuse treatment programs. **Pages S2056–57**

Gorton (for Hatfield) Amendment No. 3507 (to Amendment No. 3466), to provide funds for repairs at the Amalgamated Mine site in the Willamette National Forest. **Pages S2056–57**

Cohen/Bumpers Amendment No. 3501 (to Amendment No. 3466), to permit recipients of Legal Services Corporation grants to use funds derived from non-Federal sources to testify at legislative hearings or to respond to requests for certain information. **Pages S2055–56, S2060, S2067–68**

Warner (for Hatfield) Amendment No. 3527 (to Amendment No. 3466), to provide assistance to meet unanticipated needs for the defense of Israel against terrorism. **Pages S2071, S2093–94**

Rejected:

By 42 yeas to 54 nays (Vote No. 33), Murray Modified Amendment No. 3493 (to Amendment No. 3466), to repeal the emergency salvage timber sale program. **Pages S2005–28**

By 43 yeas to 52 nays (Vote No. 35), McConnell/Dole Amendment No. 3500 (to Amendment No. 3466), to strike provisions concerning certification of population programs. **Pages S2043–44, S2044–54**

Pending:

Hatfield Modified Amendment No. 3466, in the nature of a substitute. **Page S2005**

Lautenberg Amendment No. 3482 (to Amendment No. 3466), to provide funding for programs necessary to maintain essential environmental protection. **Pages S2005, S2088-92**

Hatch Amendment No. 3499 (to Amendment No. 3466), to provide funds to the District of Columbia Metropolitan Police Department. **Page S2044**

Boxer/Murray Amendment No. 3508 (to Amendment No. 3466), to permit the District of Columbia to use local funds for certain activities. **Pages S2057-59, S2084-86**

Gorton Amendment No. 3496 (to Amendment No. 3466), to designate the "Jonathan M. Wainwright Memorial VA Medical Center", located in Walla Walla, Washington. **Page S2060**

Simon Amendment No. 3510 (to Amendment No. 3466), to revise the authority relating to employment requirements for recipients of scholarships or fellowships from the National Security Education Trust Fund. **Pages S2061-62**

Simon Amendment No. 3511 (to Amendment No. 3466), to provide funding to carry out title VI of the National Literary Act of 1991, title VI of the Library Services and Construction Act, and section 109 of the Domestic Volunteer Service Act of 1973. **Pages S2061-62**

Coats Amendment No. 3513 (to Amendment No. 3466), to amend the Public Health Service Act to prohibit governmental discrimination in the training and licensing of health professionals on the basis of the refusal to undergo or provide training in the performance of induced abortions. **Pages S2062-63, S2086**

Bond (for Pressler) Amendment No. 3514 (to Amendment No. 3466), to provide funding for a Radar Satellite project at NASA. **Pages S2063-64**

Bond Amendment No. 3515 (to Amendment No. 3466), to clarify rent setting requirements of law regarding housing assisted under section 236 of the National Housing Act to limit rents charged moderate income families to that charged for comparable, nonassisted housing, and clarify permissible uses of rental income by such projects, in excess of operating costs and debt service. **Pages S2063-64**

Bond Amendment No. 3516 (to Amendment No. 3466), to increase in amount available under the HUD Drug Elimination Grant Program for drug elimination activities in and around federally-assisted low-income housing developments by \$30 million, to be derived from carry-over HOPE program balances. **Pages S2063-64**

Bond Amendment No. 3517 (to Amendment No. 3466), to establish a special fund dedicated to enable the Department of Housing and Urban Development

to meet crucial milestones in restructuring its administrative organization and more effectively address housing and community development needs of States and local units of government and to clarify and reaffirm provisions of current law with respect to the disbursement of HOME and CDBG funds allocated to the State of New York. **Pages S2063-64**

Lautenberg Amendment No. 3518 (to Amendment No. 3466), relating to labor-management relations. **Pages S2064-65**

Santorum Amendment No. 3484 (to Amendment No. 3466), expressing the sense of the Senate regarding the budget treatment of Federal disaster assistance. **Page S2065**

Santorum Amendment No. 3485 (to Amendment No. 3466), expressing the sense of the Senate regarding the budget treatment of Federal disaster assistance. **Page S2065**

Santorum Amendment No. 3486 (to Amendment No. 3466), to require that disaster relief provided under this Act be funded through amounts previously made available to the Federal Emergency Management Agency, to be reimbursed through regular annual appropriations Acts. **Page S2065**

Santorum Amendment No. 3487 (to Amendment No. 3466), to reduce all Title I discretionary spending by the appropriate percentage (.367%) to offset Federal disaster assistance. **Page S2065**

Santorum Amendment No. 3488 (to Amendment No. 3466), to reduce all Title I "Salary and Expense" and "Administrative Expense" accounts by the appropriate percentage (3.5%) to offset Federal disaster assistance. **Page S2065**

Gramm Amendment No. 3519 (to Amendment No. 3466), to make the availability of obligations and expenditures contingent upon the enactment of a subsequent act incorporating an agreement between the President and Congress relative to Federal expenditures. **Pages S2065-66**

Wellstone Amendment No. 3520 (to Amendment No. 3466), to urge the President to release already-appropriated fiscal year 1996 emergency funding for home heating and other energy assistance, and to express the sense of the Senate on advance-appropriated funding for FY 1997. **Pages S2066, S2068**

Bond (for McCain) Amendment No. 3521 (to Amendment No. 3466), to require that disaster funds made available to certain agencies be allocated in accordance with the established prioritization processes of the agencies. **Page S2067**

Bond (for McCain) Amendment No. 3522 (to Amendment No. 3466), to require the Secretary of Veterans Affairs to develop a plan for the allocation of health care resources of the Department of Veterans Affairs. **Page S2067**

Warner Amendment No. 3523 (to Amendment No. 3466), to prohibit the District of Columbia from enforcing any rule or ordinance that would terminate taxicab service reciprocity agreements with the States of Virginia and Maryland. **Page S2068**

Murkowski/Stevens Amendment No. 3524 (to Amendment No. 3466), to reconcile seafood inspection requirements for agricultural commodity programs with those in use for general public consumers. **Pages S2069–70, S2078–80**

Murkowski Amendment No. 3525 (to Amendment No. 3466), to provide for the approval of an exchange of lands within Admiralty Island National Monument. **Page S2070**

Warner (for Thurmond) Amendment No. 3526 (to Amendment No. 3466), to delay the exercise of authority to enter into multiyear procurement contracts for C-17 aircraft. **Pages S2070–71**

Burns Amendment No. 3528 (to Amendment No. 3466), to allow the refurbishment and continued operation of a small hydroelectric facility in central Montana by adjusting the amount of charges to be paid to the United States under the Federal Power Act. **Page S2071**

Burns Amendment No. 3529 (to Amendment No. 3466), to provide for Impact Aid school construction funding. **Page S2072**

Burns Amendment No. 3530 (to Amendment No. 3466), to establish a Commission on restructuring the circuits of the United States Courts of Appeals. **Page S2072**

Coats (for Dole/Lieberman) Amendment No. 3531 (to Amendment No. 3466), to provide for low-income scholarships in the District of Columbia. **Pages S2072–76**

Coverdell Amendment No. 3532 (to Amendment No. 3466), to provide funds for employment-related activities of the 1996 Paralympic Games. **Page S2076**

Bond/Mikulski Amendment No. 3533 (to Amendment No. 3482), to increase appropriations for EPA water infrastructure financing, Superfund toxic waste site cleanups, operating programs, and to increase funding for the Corporation for National and Community Service (AmeriCorps). **Pages S2088–92**

Withdrawn:

Harkin Amendment No. 3498 (to Amendment No. 3466), to establish a fraud and abuse control program in order to prevent health care fraud and abuse. **Pages S2040–43, S2044**

Mikulski Amendment No. 3509 (to Amendment No. 3466), to provide additional funding for the Corporation for National and Community Service, and to express the Sense of the Congress regarding the financial management of taxpayers' funds. **Pages S2059–60, S2092–93**

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

By 36 yeas to 57 nays (Vote No. 36), three-fifths of those Senators duly chose and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act of 1974 with respect to consideration of Grams Amendment No. 3492 (to Amendment No. 3466), to establish a lock-box deficit reduction and revenues generated by tax cuts. Subsequently, a point of order that the amendment was in violation of section 306 of the Congressional Budget Act was sustained, and the amendment was ruled out of order. **Pages S2081–84**

A unanimous-consent agreement was reached providing for further consideration of the bill and the amendments pending thereto, with votes to occur on, or in relation thereto, on Tuesday, March 19, 1995. **Page S2094**

Whitewater Investigation—Cloture Vote: By 51 yeas to 46 nays (Vote No. 34), 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 motion to proceed to the consideration of S. Res. 227, to authorize the use of additional funds for salaries and expenses of the Special Committee to Investigate Whitewater Development Corporation and Related Matters. **Pages S2033–36**

Small Business Regulatory Enforcement Fairness Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 942, to promote increased understanding of Federal regulations and increased voluntary compliance with such regulations by small entities, to provide for the designation of regional ombudsmen and oversight boards to monitor the enforcement practices of certain Federal agencies with respect to small business concerns, and to provide relief from excessive and arbitrary regulatory enforcement actions against small entities, on Friday, March 15, 1996. **Page S2095**

Messages From the President: Senate received the following messages from the President of the United States:

Received on Wednesday, March 13, 1996, during the recess of the Senate:

Transmitting the report of five proposed rescissions of budgetary resources; which was referred jointly, pursuant to the order of January 30, 1975 as modified by the order of April 11, 1986, to the Committee on Appropriations, the Committee on the Budget, and the Committee on Armed Services. (PM-131). **Page S2099**

Nominations Confirmed: Senate confirmed the following nominations:

James E. Johnson, of New Jersey, to be an Assistant Secretary of the Treasury.

92 Air Force nominations in the rank of general.

39 Army nominations in the rank of general.

3 Navy nominations in the rank of admiral.

Pages S2138–39

Nominations Received: Senate received the following nominations:

Robert E. Anderson, of Minnesota, to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences for a term expiring June 20, 2001.

Lonnie R. Bristow, of California, to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences for a term expiring June 20, 2001.

Shirley Ledbetter Jones, of Arkansas, to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences for a term expiring May 1, 2001.

Susan Bass Levin, of New Jersey, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 1999.

Kevin Emanuel Marchman, of Colorado, to be an Assistant Secretary of Housing and Urban Development.

1 Army nomination in the rank of general.

1 Marine Corps nomination in the rank of general.

Routine list in the Navy.

Pages S2140–42

Messages From the President: Page S2099

Messages From the House: Pages S2099–S2100

Measures Read First Time: Page S2100

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Amendments Submitted: Pages S2105–35

Notices of Hearings: Page S2135

Authority for Committees: Pages S2135–36

Additional Statements: Page S2136–38

Record Votes: Four record votes were taken today. (Total–36) Pages S2028, S2036, S2054, S2083–84

Adjournment: Senate convened at 9:30 a.m., and adjourned at 10:49 p.m., until 9:45 a.m., on Friday, March 15, 1996. (for Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S2140.)

Committee Meetings

(Committees not listed did not meet)

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee continued hearings on proposed legislation authorizing funds for fiscal year 1997 for the Department of Defense and the future years defense program, receiving testimony from Shelia E. Widnall, Secretary of the Air Force; and Gen. Ronald R. Fogleman, Chief of Air Force Staff.

Committee will meet again on Tuesday, March 19.

MILITARY READINESS

Committee on Armed Services: Subcommittee on Readiness held hearings to examine current and future military readiness as the Armed Forces prepare for the 21st Century, receiving testimony from Gen. Dennis J. Reimer, USA, Chief of Army Staff; Adm. Jeremy M. Boorda, USN, Chief of Naval Operations; Gen. Ronald R. Fogleman, USAF, Chief of Air Force Staff; and Gen. Charles C. Krulak, USMC, Commandant of the Marine Corps.

Subcommittee will meet again on Thursday, March 21.

IMPACT OF SPECTRUM ESTIMATES ON BUDGET

Committee on the Budget: Committee concluded hearings to examine budgetary and economic implications of certain proposals to auction the electromagnetic radio frequency spectrum, focusing on the current plan at the Federal Communications Commission to manage a transition from existing broadcast television technology to a new technology, after receiving testimony from David H. Moore, Senior Analyst, Natural Resources and Commerce Division, Congressional Budget Office; Larry Irving, Assistant Secretary of Commerce for Communications and Information; Mike Burgess, KOB-TV, Albuquerque, New Mexico; Howard Shrier, Nebraska Broadcasters Association, Lincoln; Jerry A. Hausman, Massachusetts Institute of Technology, Cambridge; and Tom Hazlett, University of California, Davis, on behalf of the American Enterprise Institute.

INTERNATIONAL AVIATION RELATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation held hearings to examine United States policy with regard to international aviation relations, receiving testimony from Charles A. Hunnicutt, Assistant Secretary for Aviation and International Aviation, and Patrick Murphy, Deputy