

Mr. KYL. Mr. President, I appreciate the comments by the Senator from Georgia, and will not attempt to discuss them this evening since the hour is late except to note one thing; that is, that while reasonable people can differ about some of the elements of the bill, as I noted in my remarks and the Senator from Georgia noted to the point that maybe some people are more interested in a press release or the issue than actually getting it passed, I just ask our colleagues tomorrow when the cloture vote comes to put us to the test and allow us to at least have a vote on the bill. We would like to get it passed. I would much rather move forward with the bill, get it to the President so he can sign it, or veto it as the case may be, but at least to try to move forward with the issue. If the cloture vote is supported, and if the bill is defeated, then at least the body will have worked its way. But at least I would like to have people take yes for an answer, and yes in this case meaning that we are serious about moving forward and we would like to try to get something passed.

So again I urge my colleagues to support the cloture motion tomorrow.

Mr. NUNN. Will my friend yield briefly?

Mr. KYL. Absolutely. I am happy to. Mr. NUNN. I hope the Senator from Arizona will not exclude the possibility of continuing to have a dialog in this area to see if we can reach something that can be signed by the President this year. That is my goal. I think that is possible. But it is not likely the way we are going at this point in time.

I also add that, as the Senator may know, there has been an offer at least from some of us on this side. I will be careful how I word this. I am not sure who has signed off on it. That is at the leadership level now—an offer to have a vote on this bill so we do as the Senator indicated and come to some conclusion even if it goes to the White House and is later vetoed; but also to get a similar agreement on the chemical weapons treaty which has come out of the Foreign Relations Committee by a bipartisan vote. I think there are substantial numbers of Republican Senators who support that treaty. It is of enormous importance to a number of people in this body.

I think myself it will enhance our ability to deal with the growing threat of chemical weapons. And there is certainly a willingness by many people on this side of the aisle—certainly I speak for myself—to make sure that we get a vote on both of these bills this year; that is, the missile defense and the chemical weapons treaties.

I might add though that if there is no movement on the chemical weapons treaty and getting some time certain to deal with that, I think it is unlikely that there is going to be much movement by a number of our colleagues to have a vote on the National Missile Defense Act and substitutes thereto. I would like to get it up myself because

I would like to debate the substitute as I have outlined here today. There may be another substitute that is pretty much identical to the administration's proposal. My substitute will differ in certain respects from the administration's preposition.

So it is my hope that we can get both of these matters—both the National Missile Defense Act, as well as the chemical weapons treaty, up. I hope the Senator will work toward that end also.

Mr. KYL. In response, I hope the Senator from Georgia is not suggesting that the National Missile Defense Act is being held hostage to bringing up the chemical weapons treaty because the two are not linked, and there are a lot of us who believe that whether or not we could pass the chemical weapons treaty this year—and there is still more work to be done to that in the Judiciary Committee on which I sit which has not held hearings yet, given the fact we do not have a lot of legislative time in this session, that there is more to be done on that bill—I hope the Senator from Georgia is not suggesting that until we act on that we cannot act on this important matter of national missile defense.

Mr. NUNN. The Senator from Georgia is suggesting that there are a number of people in this body—and I am sure, whether it is 36, or 40, or 25, or 15—who want to make sure that we pass the chemical weapons treaty, or at least vote on it. It requires a two-thirds vote. If there is a one-third part against it, it will not pass anyway. And I say there are a number of people who would indeed tie those two together since both are deemed by a number of people with different reasons and different perspectives as important to national security.

Mr. KYL. It would be unfortunate if the two were required to be tied together and we could not act on the National Missile Defense Act, in my view anyway.

#### MORNING BUSINESS

#### MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mr. Thomas, one of his secretaries.

#### EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The nominations received today are printed at the end of the Senate proceedings.)

#### MESSAGES FROM THE HOUSE

At 1:32 p.m., a message from the House of Representatives, delivered by

Ms. Goetz, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 3322. An act to authorize appropriations for fiscal year 1997 for civilian science activities of the Federal Government, and for other purposes.

H.R. 3517. An act making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1997, and for other purposes.

The message also announced that the House disagrees to the amendment of the Senate to the concurrent resolution (H. Con. Res. 178) establishing the congressional budget for the U.S. Government for fiscal year 1997 and setting forth appropriate budgetary levels for fiscal years 1998, 1999, 2000, 2001, 2002, and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon; and appoints Mr. KASICH, Mr. HOBSON, Mr. WALKER, Mr. KOLBE, Mr. SHAYS, Mr. HERGER, Mr. SABO, Mr. STENHOLM, Ms. SLAUGHTER, and Mr. COYNE as the managers of the conference on the part of the House.

#### MEASURES REFERRED

The following bills were read the first and second times by unanimous consent and referred as indicated:

H.R. 3322. An act to authorize appropriations for fiscal year 1997 for civilian science activities of the Federal Government, and for other purposes; to the Committee on Commerce, Science and Transportation.

H.R. 3517. An act making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1997, and for other purposes; to the Committee on Appropriations.

#### EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, which were referred as indicated:

EC-2728. A communication from the Administrator of the Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a final rule relative to the end of the regulatory period for onions grown in South Texas under Marketing Order 959 from June 15 to June 4 of each year, received on May 20, 1996; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2729. A communication from the Congressional Review Coordinator of Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a final rule concerning the amended regulations to provide for the payment of indemnity for cervids destroyed because of tuberculosis, and to provide for the payment of indemnity for cattle, bison, and cervids found to have been exposed to tuberculosis by reason of association with any tuberculosis livestock, received on May 21, 1996; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2730. A communication from the Administrator of Food and Consumer Service,

Department of Agriculture, transmitting, pursuant to law, the report of a final rule relative to the amending of the regulations governing the collection of social security numbers and household income information on the application for free meals under the Summer Food Service Program, and for free and reduced price meals under the Child and Adult Care Food Program (RIN 0584-AB17), received on May 20, 1996; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2731. A communication from the Acting Administrator of the Farm Service Agency, Department of Agriculture, transmitting, pursuant to law, the report of a final rule relative to the removing of obsolete regulations pertaining to Wetlands Reserve Program (RIN 0560-AE83), received on May 22, 1996; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2732. A communication from the Administrator of the Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a final rule relative to the revising of the Regulations Governing Inspection and Certification of Processed Fruits and Vegetables by increasing the fees charged for the inspection of processed fruits and vegetables and certain other products, received on May 22, 1996; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2733. A communication from the Administrator of the Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a final rule relative to the modifying of the time periods when imported onions are regulated based on the grade, size, quality, and maturity requirements of the South Texas onion and Idaho-Eastern Oregon onion marketing orders, received on May 22, 1996; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2734. A communication from the Administrator of the Cooperative State Research, Education, and Extension Service, Department of Agriculture, transmitting, pursuant to law, the report of a final rule relative to the amending of its regulations relating to the administration of the Small Business Innovation Research Grants Program, which prescribe the procedures to be followed annually in the solicitation of research grant proposals, the evaluation of such proposals, and the award of competitive research grants under this program (RIN 0524-AA08), received on May 13, 1996; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2735. A communication from the Administrator of the Rural Utilities Service, Department of Agriculture, transmitting, pursuant to law, the report of a final rule relative to the amending of its regulations on Telecommunications Standards and Specifications for Materials, Equipment and Construction, by codifying the RUS Specification for Aerial Service Wires, received on May 16, 1996; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2736. A communication from the Congressional Review Coordinator of the Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a final rule relative to the amending of user fees for certain import and export-related services for live animals and birds, animal products, organisms and vectors, and germ plasm and veterinary diagnostic services (RIN 0579-AA67), received on May 15, 1996; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2737. A communication from the Administrator and Executive Vice President of the Commodity Credit Corporation, Farm Service Agency, Department of Agriculture, transmitting, pursuant to law, the report of

a final rule relative to the amending of the regulation by setting forth 1995-crop loan rates to be used in administering the Sugar Price-Support Program (RIN 0560-AE44), received on May 13, 1996; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2738. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, relative to the Medicare prospective payment system; to the Committee on Finance.

EC-2739. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Criteria for a Rural Hospital to be Designated as an Essential Access Community Hospital," received on May 16, 1996; to the Committee on Finance.

EC-2740. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Conditions of Coverage for Organ Procurement Organization; Medicare and Medicaid Programs," received on May 13, 1996; to the Committee on Finance.

EC-2741. A communication from the Regulatory Policy Officer of the Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Materials and Processes Authorized For the Production of Wine and For the Treatment of Juice, Wine and Distilling Material," (RIN 1512-AB26) received May 16, 1996; to the Committee on Finance.

EC-2742. A communication from the Executive Director of the Physician Payment Review Commission, transmitting, pursuant to law, the report of a revised letter on volume performance standards; to the Committee on Finance.

EC-2743. A communication from the Chief of the Regulations Branch, U.S. Customs Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Removal of Customs Regulations Relating to the Steel Voluntary Restraint Arrangement Program," (RIN 1515-AB04) received on May 13, 1996; to the Committee on Finance.

EC-2744. A communication from the Chief of the Regulations Branch, U.S. Customs Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Prohibited/Restricted Merchandise; Enforcement of Foreign Assets Control Regulations," (RIN 1515-AB91) received on May 13, 1996; to the Committee on Finance.

EC-2745. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of Notice 96-31 relative to the Protocol Amending the Convention With Respect to Taxes on Income and Capital, received on May 13, 1996; to the Committee on Finance.

EC-2746. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of Revenue Ruling 96-27 entitled "Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property", received on May 21, 1996; to the Committee on Finance.

EC-2747. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of Revenue Ruling 96-28 entitled "Determination of Interest Rate", received on May 22, 1996; to the Committee on Finance.

EC-2748. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of Revenue Ruling 96-29 entitled "Definitions Relating to Corporate Reorganizations", received on May 22, 1996; to the Committee on Finance.

EC-2749. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of Revenue Ruling 96-30 entitled "Distribution of Stock and Securities of a Controlled Corporation", received on May 22, 1996; to the Committee on Finance.

EC-2750. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of Notice 96-34 entitled "Administrative, Procedural, and Miscellaneous Tax Relief for Those Affected by Operation Joint Endeavor" received on May 23, 1996; to the Committee on Finance.

EC-2751. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of final regulations on taxpayer identifying numbers received on May 23, 1996; to the Committee on Finance.

EC-2752. A communication from the Director of the Trade and Development Agency, transmitting, a draft of proposed legislation to authorize appropriations for activities of the Trade and Development Agency for fiscal years 1997 and 1998; to the Committee on Finance.

EC-2753. A communication from the Chief Counsel of the Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule amending the Federal Republic of Yugoslavia (Serbia and Montenegro) and Bosnian Serb-Controlled Areas of the Republic of Bosnia and Herzegovina Sanctions Regulations, received on May 10, 1996; to the Committee on Foreign Relations.

EC-2754. A communication from the Acting Assistant Secretary of State (Legislative Affairs), transmitting, pursuant to law, the notice of an intention relative to Peacekeeping Operations; to the Committee on Foreign Relations.

EC-2755. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, the report of the texts of international agreements, other than treaties, and background statements; to the Committee on Foreign Relations.

EC-2756. A communication from the Administrator and Executive Vice President, Commodity Credit Corporation, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Dairy Indemnity Payment Program," (RIN 0560-AE57) received on May 13, 1996; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2757. A communication from the Under Secretary of Agriculture (Rural Development), transmitting, pursuant to law, the report of a rule entitled "Business and Industrial Loan Program," (RIN 0570-AA11) received on May 23, 1996; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2758. A communication from the Director of the Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, the cumulative report on rescissions and deferrals dated April 1, 1996; referred jointly, pursuant to the order of January 30, 1975, as modified by the order of April 11, 1986, to the Committee on Appropriations, to the Committee on the Budget, to the Committee on Agriculture, Nutrition, and Forestry, to the Committee on Armed Services, to the Committee on Finance, to the Committee on Foreign Relations, and to the Committee on Governmental Affairs.

EC-2759. A communication from the Under Secretary of Defense (Acquisition and Technology), transmitting, pursuant to law, the Selected Acquisition Reports for the period January 1 through March 31, 1995; to the Committee on Armed Services.

EC-2760. A communication from the Secretary of Defense, transmitting, pursuant to law, a report relative to the Cooperative Threat Reduction funding; to the Committee on Armed Services.

EC-2761. A communication from the Director of Defense Procurement (Acquisition and Technology), Office of the Under Secretary of Defense, transmitting, pursuant to law, the report of an interim rule under the Defense Federal Acquisition Regulation Supplement Case 96-D305 received on May 22, 1996; to the Committee on Armed Services.

EC-2762. A communication from the Director of Defense Procurement (Acquisition and Technology), Office of the Under Secretary of Defense, transmitting, pursuant to law, the report of a final rule under the Defense Federal Acquisition Regulation Supplement Case 96-D007 received on May 22, 1996; to the Committee on Armed Services.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second time by unanimous consent, and referred as indicated:

By Mr. SIMPSON (for himself and Mr. THOMAS):

S. 1824. A bill to require the Secretary of the Interior to conduct a study concerning grazing use of certain land within and adjacent to Grand Teton National Park, Wyoming, and temporarily extend a grazing permit, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. LOTT:

S. 1825. A bill to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Halcyon*; to the Committee on Commerce, Science, and Transportation.

S. 1826. A bill to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Courier Service*; to the Committee on Commerce, Science, and Transportation.

#### STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. SIMPSON: (for himself and Mr. THOMAS)

S. 1824. A bill to require the Secretary of the Interior to conduct a study concerning grazing use of certain land within and adjacent to Grand Teton National Park, Wyoming, and temporarily extend a grazing permit, and for other purposes; to the Committee on Energy and Natural Resources.

##### GRAZING STUDY OF TETON PARK AND OTHER AREAS LEGISLATION

• Mr. SIMPSON. Mr. President, on behalf of my good friend and colleague, CRAIG THOMAS, I introduce today a bill that will establish a very narrowly focused study of the effects of cattle grazing on certain lands in and near Teton National Park in Teton County, WY.

Mr. President, this study is necessary as a means of avoiding the one thing that all sides of this issue are determined to avoid: the further development of lands associated with that spectacular national wonder. The lan-

guage of this bill should be non-controversial and little—if any—expense would be entailed.

I also wish to commend the efforts of our House colleague, BARBARA CUBIN, on this bill and I urge its unanimous support. •

#### ADDITIONAL COSPONSORS

S. 149

At the request of Mr. GRAMM, the name of the Senator from Arizona [Mr. KYL] was added as a cosponsor of S. 149, a bill to require a balanced Federal budget by fiscal year 2002 and each year thereafter, to protect Social Security, to provide for zero-based budgeting and decennial sunseting, to impose spending caps on the growth of entitlements during fiscal years 1996 through 2002, and to enforce those requirements through a budget process involving the President and Congress and sequestration.

S. 507

At the request of Mr. PRESSLER, the name of the Senator from South Carolina [Mr. THURMOND] was added as a cosponsor of S. 507, a bill to amend title 18 of the United States Code regarding false identification documents, and for other purposes.

S. 878

At the request of Mr. COCHRAN, the name of the Senator from Tennessee [Mr. FRIST] was added as a cosponsor of S. 878, a bill to amend the Internal Revenue Code of 1986 to reduce mandatory premiums to the United Mine Workers of America Combined Benefit Fund by certain surplus amounts in the Fund, and for other purposes.

S. 953

At the request of Mr. CHAFEE, the name of the Senator from Delaware [Mr. BIDEN] was added as a cosponsor of S. 953, a bill to require the Secretary of the Treasury to mint coins in commemoration of black revolutionary war patriots.

S. 1107

At the request of Mr. DASCHLE, the name of the Senator from North Dakota [Mr. DORGAN] was added as a cosponsor of S. 1107, a bill to extend COBRA continuation coverage to retirees and their dependents, and for other purposes.

S. 1139

At the request of Mr. LOTT, the name of the Senator from Maine [Mr. COHEN] was added as a cosponsor of S. 1139, a bill to amend the Merchant Marine Act, 1936, and for other purposes.

S. 1400

At the request of Mrs. KASSEBAUM, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 1400, a bill to require the Secretary of Labor to issue guidance as to the application of the Employee Retirement Income Security Act of 1974 to insurance company general accounts.

S. 1563

At the request of Mr. ROCKEFELLER, the name of the Senator from North

Dakota [Mr. CONRAD] was added as a cosponsor of S. 1563, a bill to amend title 38, United States Code, to revise and improve eligibility for medical care and services under that title, and for other purposes.

S. 1610

At the request of Mr. BOND, the name of the Senator from Michigan [Mr. ABRAHAM] was added as a cosponsor of S. 1610, a bill to amend the Internal Revenue Code of 1986 to clarify the standards used for determining whether individuals are not employees.

S. 1632

At the request of Mr. LAUTENBERG, the names of the Senator from Massachusetts [Mr. KENNEDY], the Senator from Washington [Mrs. MURRAY], and the Senator from Wisconsin [Mr. KOHL] were added as cosponsors of S. 1632, a bill to prohibit persons convicted of a crime involving domestic violence from owning or possessing firearms, and for other purposes.

S. 1669

At the request of Mr. LOTT, the names of the Senator from Nevada [Mr. REID], the Senator from Vermont [Mr. JEFFORDS], the Senator from Oregon [Mr. HATFIELD], the Senator from Hawaii [Mr. INOUE], and the Senator from Georgia [Mr. NUNN] were added as cosponsors of S. 1669, a bill to name the Department of Veterans Affairs medical center in Jackson, Mississippi, as the "G.V. (Sonny) Montgomery Department of Veterans Affairs Medical Center".

S. 1701

At the request of Mr. PELL, the name of the Senator from Massachusetts [Mr. KENNEDY] was added as a cosponsor of S. 1701, a bill to end the use of steel jaw leghold traps on animals in the United States, and for other purposes.

S. 1729

At the request of Mrs. HUTCHISON, the names of the Senator from Idaho [Mr. KEMPTHORNE], the Senator from North Carolina [Mr. HELMS], and the Senator from Iowa [Mr. HARKIN] were added as cosponsors of S. 1729, a bill to amend title 18, United States Code, with respect to stalking.

S. 1799

At the request of Ms. SNOWE, the names of the Senator from California [Mrs. BOXER], and the Senator from New Jersey [Mr. BRADLEY] were added as cosponsors of S. 1799, a bill to promote greater equity in the delivery of health care services to American women through expanded research on women's health issues and through improved access to health care services, including preventive health services.

S. 1811

At the request of Mr. BRADLEY, the name of the Senator from Massachusetts [Mr. KENNEDY] was added as a cosponsor of S. 1811, a bill to amend the Act entitled "An Act authorizing Federal participation in the cost of protecting the shores of publicly owned