

Thursday, June 27, 1996

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S7067-S7219

Measures Introduced: Twelve bills and three resolutions were introduced, as follows: S. 1910-1921, S. Res. 273 and 274, and S. Con. Res. 66.

Pages S7179, S7191-93

Measures Reported: Reports were made as follows:

H.R. 3540, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1997, with an amendment in the nature of a substitute. (S. Rept. No. 104-295)

S. 1194, to amend the Mining and Mineral Policy Act of 1970 to promote the research, identification, assessment, and exploration of marine mineral resources, with an amendment in the nature of a substitute. (S. Rept. No. 104-296)

S. 1225, to require the Secretary of the Interior to conduct an inventory of historic sites, buildings, and artifacts in the Champlain Valley and the upper Hudson River Valley, including the Lake George area, with an amendment in the nature of a substitute. (S. Rept. No. 104-297)

S. 1646, to authorize and facilitate a program to enhance safety, training, research and development, and safety education in the propane gas industry for the benefit of propane consumers and the public, with an amendment. (S. Rept. No. 104-298)

S. 1703, to amend the Act establishing the National Park Foundation, with an amendment in the nature of a substitute. (S. Rept. No. 104-299)

H.R. 1823, to amend the Central Utah Project Completion Act to direct the Secretary of the Interior to allow for prepayment of repayment contracts between the United States and the Central Utah Water Conservancy District dated December 28, 1965, and November 26, 1985. (S. Rept. No. 104-300)

H.R. 2967, to extend the authorization of the Uranium Mill Tailings Radiation Control Act of 1978. (S. Rept. No. 104-301)

H.R. 3008, to amend the Helium Act to authorize the Secretary to enter into agreements with private parties for the recovery and disposal of helium

on Federal lands, with an amendment. (S. Rept. No. 104-302)

S. 1648, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Herco Tyme*. (S. Rept. No. 104-303)

S. 1682, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Liberty*. (S. Rept. No. 104-304)

S. 1825, 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*. (S. Rept. No. 104-305)

S. 1826, 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*. (S. Rept. No. 104-306)

S. 1828, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Top Gun*. (S. Rept. No. 104-307)

Page S7178

Measures Passed:

Congressional Adjournment: Senate agreed to H. Con. Res. 192, providing for an adjournment of the two Houses.

Pages S7151-52

Defense/Security Assistance: Senate passed H.R. 3121, to amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to make improvements to certain defense and security assistance provisions under those Acts, and to authorize the transfer of naval vessels to certain foreign countries, after agreeing to committee amendments.

Page S7210

Saudi Arabia Terror Attacks: Senate agreed to S. Res. 273, condemning terror attacks in Saudi Arabia.

Pages S7126-28, S7210-11

North Platte Refuge: Senate passed H.R. 2679, to revise the boundary of the North Platte National

Wildlife Refuge, after agreeing to the following amendment proposed thereto:

Pages S7211-12

McCain (for Chafee) Amendment No. 4385, in the nature of a substitute.

Pages S7211-12

Federal Securities Laws: Senate passed H.R. 3005, to amend Federal securities laws in order to promote efficiency and capital formation in the financial markets, and to amend the Investment Company Act of 1940 to promote more efficient management of mutual funds, protect investors, and provide more effective and less burdensome regulation, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1815, Senate companion measure, with an amendment in the nature of a substitute.

Pages S7212-16

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators D'Amato, Gramm, Bennett, Sarbanes, and Dodd.

Page S7216

Nealon Federal Building/Courthouse: Senate passed H.R. 3364, to designate the Federal building and United States courthouse located at 235 North Washington Avenue in Scranton, Pennsylvania, as the "William J. Nealon Federal Building and United States Courthouse", clearing the measure for the President.

Page S7216

Mark O. Hatfield Courthouse: Senate passed S. 1636, to designate the United States Courthouse under construction at 1030 Southwest 3rd Avenue, Portland, Oregon, as the "Mark O. Hatfield United States Courthouse", after agreeing to the following amendment proposed thereto:

Pages S7216-17

McCain (for Levin) Amendment No. 4386, establishing the Franklin Delano Roosevelt Memorial Commission to extend the service of certain members.

Pages S7216-17

Hayes Post Office Building: Senate passed H.R. 2704, to provide that the United States Post Office building that is to be located on the 2600 block of East 75th Street in Chicago, Illinois, shall be known as the "Charles A. Hayes Post Office Building", clearing the measure for the President.

Page S7217

Madigan Post Office Building: Senate passed H.R. 1880, to designate the United States Post Office building located at 102 South McLean, Lincoln, Illinois, as the "Edward Madigan Post Office Building", clearing the measure for the President.

Page S7217

DOD Authorizations: Senate resumed consideration of S. 1745, to authorize appropriations for fiscal year 1997 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to pre-

scribe personnel strengths for such fiscal year for the Armed Forces, with committee amendments, taking action on amendments proposed thereto, as follows:

Pages S7074-80, S7082-86, S7089, S7093-S7110, S7113-26, S7128-69

Adopted:

By a unanimous vote of 96 yeas (Vote No. 177), Nunn/Lugar Amendment No. 4349, to authorize funds to establish measures to protect the security of the United States from proliferation and use of weapons on mass destruction.

Pages S7074-80, S7154-56

Pryor Amendment No. 4365, to express the sense of the Senate that the generic drug industry should be provided equitable relief in the same manner as other industries under the transitional provisions of the Uruguay Round of Agreements Act of 1994.

Pages S7113-25

By 53 yeas to 45 nays, 1 responding present (Vote No. 179), Hatch Amendment No. 4366 (to Amendment No. 4365), in the nature of a substitute.

Pages S7114-25

Harkin Modified Amendment No. 4177, to provide for defense burdensharing.

Pages S7130-34

By 74 yeas to 18 nays (Vote No. 180), Cohen Modified Amendment No. 4369, to authorize additional disposals of material from the National Defense Stockpile.

Pages S7144-46, S7153-54

McCain (for Warner/Smith) Amendment No. 4372, to require a study of ship self-defense options for the Cyclone class patrol craft.

Page S7156

Levin (for Glenn/Abraham) Amendment No. 4373, to place a condition on authority of the Secretary of the Navy to dispose of certain tugboats to the Northeast Wisconsin Railroad Transportation Commission.

Page S7156

McCain (for Cohen) Amendment No. 4374, to clarify the definition of the term "national security system" for purposes of the Information Technology Management Reform Act of 1996.

Pages S7156-58

Levin (for Heflin/Shelby) Amendment No. 4375, to require the Secretary of the Army to type classify the Electro Optic Augmentation (EOA) system.

Page S7158

McCain (for Grassley) Amendment No. 4376, to require that the report of F-22 aircraft program costs include a comparison with an earlier estimate of costs.

Pages S7158-59

Levin (for Simon/Conrad/Levin) Amendment No. 4377, to provide funding for research and development relating to desalting technologies.

Pages S7159-60

McCain Amendment No. 4378, to propose an alternative to section 366, relating to Department of Defense support for sporting events.

Pages S7160-65

Levin (for Reid) Amendment No. 4379, to provide for the payment by the Department of Energy of costs of operating and maintaining the infrastructure of the Nevada Test Site, Nevada, with respect to activities of the Department of Defense at the site. **Pages S7165–66**

McCain (for Kyl) Amendment No. 4380, to express the sense of the Senate concerning export controls. **Page S7166**

McCain (for Helms) Amendment No. 4381, to attach conditions and limitations to the provision of support for Mexico for counter-drug activities. **Pages S7166–67**

Levin (for Feinstein) Amendment No. 4382, to control the sale of chemicals used to manufacture controlled substances. **Pages S7167–68**

McCain (for Moseley-Braun/Lott/Cochran) Amendment No. 4383, to continue funding for computer-assisted education and training. **Page S7168**

Levin Amendment No. 4384, to require that operational support airlift aircraft excess to the requirements of the Department of Defense be placed in an inactive status and stored at Davis-Monthan Air Force Base pending any study or analysis of the costs and benefits of operating or disposing of such aircraft. **Page S7169**

Rejected:

Lautenberg Amendment No. 4218, to block the transfer of \$76 million of federally-owned weapons, ammunition, funds, and other property to a private Corporation for the Promotion of Rifle Practice and Firearms Safety. (By 71 yeas to 29 nays (Vote No. 178), Senate tabled the amendment.) **Pages S7093–S7105, S7109–10**

Withdrawn:

Warner (for Pressler/Daschle) Amendment No. 4350, to express the sense of the Congress on naming one of the new attack submarines the "South Dakota". **Pages S7074, S7089**

Gregg Amendment No. 4364, to provide for the forfeiture of retirement benefits in the case of any Member of Congress, congressional employee, or Federal justice or judge who is convicted of an offense relating to the official duties of that individual, and for the forfeiture of the retirement allowance of the President for such a conviction. **Pages S7107–09**

Grassley Amendment No. 4370, to establish a commission to review the dispute settlement reports of the World Trade Organization. **Pages S7147–50**

Bryan/Reid Amendment No. 4371 (to Amendment No. 4369), to delete the provisions relating to titanium sponge. **Pages S7152–53**

Pending:

Nunn Amendment No. 4367, to require the President to submit a report to Congress on NATO enlargement. **Pages S7125–26, S7128–30, S7134–44, S7146–47**

A third motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the third cloture motion could occur on Saturday, June 29, 1996. **Page S7156**

By unanimous-consent agreement, the vote on the second motion to close further debate on the bill, scheduled to occur today, was rescheduled to occur on Friday, June 28, 1996 at 9:30 a.m. **Page S7156**

Measure Indefinitely Postponed: Senate indefinitely postponed further consideration of the following measure:

Iranian Baha'i: S. Con. Res. 42, concerning the emancipation of the Iranian Baha'i community. **Page S7218**

Authority for Committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Tuesday, July 2, 1996, from 11 a.m. to 2 p.m. **Page S7218**

Treaties Approved: The following treaties having passed through their various parliamentary stages up to and including presentation of resolutions of ratification, upon division, two-thirds of the Senators present having voted in the affirmative, the resolutions of ratification were agreed to:

Treaty Doc. 103–35, Treaty Between the United States and Jamaica Concerning the Reciprocal Encouragement and Protection of Investment, with annex and protocol.

Treaty Doc. 103–36, Treaty Between the United States and the Republic of Belarus Concerning the Encouragement and Reciprocal Protection of Investment, with annex, protocol, and one declaration.

Treaty Doc. 103–37, Treaty Between the United States and Ukraine Concerning the Encouragement and Reciprocal Protection of Investment, with annex.

Treaty Doc. 103–38, Treaty Between the Government of the United States and the Government of the Republic of Estonia Concerning the Encouragement and Reciprocal Protection of Investment, with annex.

Treaty Doc. 104–10, Treaty Between the United States, and Mongolia Concerning the Encouragement and Reciprocal Protection of Investment, annex and protocol.

Treaty Doc. 104–12, Treaty Between the Government of the United States and the Government of the Republic of Latvia Concerning the Encouragement and Reciprocal Protection of Investment, with annex and protocol.

Treaty Doc. 104–13, Treaty Between the Government of the United States and the Government of the Republic of Georgia Concerning the Encouragement and Reciprocal Protection of Investment, with annex.

Treaty Doc. 104–14, Treaty Between the United States and Republic of Trinidad and Tobago Concerning the Encouragement and Reciprocal Protection of Investment, with annex and protocol.

Treaty Doc. 104–19, Treaty Between the United States and Albania Concerning the Encouragement and Reciprocal Protection of Investment, with annex and protocol.

Treaty Doc. 104–24, Agreement for the Implementation of the United Nations Convention of the Law of the Sea of 10 December 1982 Relating to Fish Stocks. **Pages S7209–10**

Nominations Confirmed: Senate confirmed the following nominations:

Thomas C. Hubbard, of Tennessee, to be Ambassador to the Republic of the Philippines and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Palau.

Glen Robert Rase, of Florida, to be Ambassador to Brunei Darussalam.

Raymond W. Kelly, of New York, to be Under Secretary of the Treasury for Enforcement.

Wendy Jean Chamberlin, of Virginia, to be Ambassador to the Lao People's Democratic Republic.

James Francis Creagan, of Virginia, to be Ambassador to the Republic of Honduras.

Lino Gutierrez, of Florida, to be Ambassador to the Republic of Nicaragua.

Dennis C. Jett, of New Mexico, to be Ambassador to the Republic of Peru.

Tibor P. Nagy, Jr., of Texas, to be Ambassador to the Republic of Guinea.

Donald J. Planty, of New York, to be Ambassador to the Republic of Guatemala.

Leslie M. Alexander, of Florida, to be Ambassador to the Republic of Ecuador.

John Christian Kornblum, of Michigan, to be an Assistant Secretary of State.

Barbara Mills Larkin, of North Carolina, to be an Assistant Secretary of State.

John W. Hechinger, Sr., of the District of Columbia, to be a Member of the National Security Education Board for a term of four years.

Avis T. Bohlen, of the District of Columbia, to be Ambassador to the Republic of Bulgaria.

Marisa R. Lino, of Oregon, to be Ambassador to the Republic of Albania.

John F. Hicks, Sr., of North Carolina, to be Ambassador to the State of Eritrea.

Alan R. McKee, of Maryland, to be Ambassador to the Kingdom of Swaziland.

Arlene Render, of Virginia, to be Ambassador to the Republic of Zambia.

Harold Walter Geisel, of Illinois, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to serve concurrently and without additional compensation as Ambassador of the United States of America to the Republic of Seychelles.

Marcia E. Miller, of Indiana, to be a Member of the United States International Trade Commission for the term expiring December 16, 2003.

Gerald S. McGowan, of Virginia, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1998.

Madeleine May Kunin, of Vermont, to be Ambassador to Switzerland.

Vicky A. Bailey, of Indiana, to be a Member of the Federal Energy Regulatory Commission for the term expiring June 30, 2001.

A. Vernon Weaver, of Arkansas, to be the Representative of the United States of America to the European Union, with the rank and status of Ambassador.

Routine lists in the Foreign Service. **Page S7218**

Nominations Received: Senate received the following nominations:

A routine list in the Foreign Service.

Pages S7217–18

Messages From the House:

Pages S7173–74

Communications:

Pages S7174–75

Petitions:

Pages S7175–78

Executive Reports of Committees:

Pages S7178–79

Statements on Introduced Bills:

Pages S7179–90

Additional Cosponsors:

Pages S7190–91

Amendments Submitted:

Pages S7193–S7201

Notices of Hearings:

Page S7201

Authority for Committees:

Pages S7201–02

Additional Statements:

Pages S7202–09

Record Votes: Four record votes were taken today. (Total–180) **Pages S7080, S7110, S7125, S7153–54**

Adjournment: Senate convened at 8:15 a.m., and adjourned on Friday, June 28, 1996, at 12:06 a.m., to reconvene at 8:30 a.m., the same day. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S7218.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS—FOREIGN OPERATIONS

Committee on Appropriations: Committee ordered favorably reported, with an amendment in the nature of a substitute, H.R. 3540, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1997.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on District of Columbia held hearings on proposed budget estimates for fiscal year 1997 for the government of the District of Columbia, focusing on the District of Columbia public school system, receiving testimony from Karen Shook, President, Jay Silberman, Member At Large, Franklin L. Smith, Superintendent of Schools, and Shelia Handy, Deputy Superintendent for Educational Accountability, Assessment, and Information, all of the District of Columbia Board of Education; and Christopher Cross, Council for Basic Education, Roberts Jones, National Alliance of Business, and Mark Root, Tech Corps, all of Washington, D.C.

Subcommittee recessed subject to call.

APPROPRIATIONS—NATIONAL DRUG CONTROL POLICY

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held hearings on proposed budget estimates for fiscal year 1997 for the Office of National Drug Control Policy, receiving testimony from Gen. Barry R. McCaffrey, Director, Office of National Drug Control Policy.

Subcommittee recessed subject to call.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 983 military nominations in the Army, Navy, Marine Corps, and Air Force.

FEDERAL ASSISTED HOUSING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing Opportunity and Community Development concluded hearings on a proposal to restructure the Department of Housing and Urban Development's Federal Housing Administration insured and assisted multifamily housing portfolio that receives project-based rental assistance,

after receiving testimony from Nicolas Retsinas, Assistant Secretary of Housing and Urban Development for Housing/Federal Housing Commissioner; Patricia J. Payne, Maryland State Department of Housing and Community Development, Crownsville, Maryland, on behalf of the National Council of State Housing Agencies; John K. McIlwain, National Housing Conference, and Benson F. Roberts, Local Initiatives Support Corporation, both of Chevy Chase, Maryland; Eugene F. Ford, Mid-City Financial Corporation, and Michael Bodaken, National Housing Trust, both of Bethesda, Maryland; John J. Koelemij, Tallahassee, Florida, on behalf of the National Association of Home Builders; and Billy Easton, New York State Tenants and Neighbors Coalition, Albany.

FEDERAL LAND MANAGEMENT

Committee on Governmental Affairs: Committee held hearings on proposals to improve the management and organization of Federal natural resources and environmental functions, receiving testimony from Senator Craig; Michael Gryszkowiec, Director of Planning and Reporting, and Charles S. Cotton, Assistant Director, and Chester Joy, Senior Evaluator, both of Energy, Resources and Science Issues, all of the Resources, Community, and Economic Development Division, and Susan Irving, Associate Director, Budget Issues, Accounting Information Management Division, all of the General Accounting Office; Alan L. Dean, National Academy of Public Administration, Washington, D.C.; and Robert H. Nelson, University of Maryland, College Park, on behalf of the Competitive Enterprise Institute.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee ordered favorably reported the nominations of Arthur Gajarsa, of Maryland, to be United States Circuit Judge for the Federal Circuit, Joan B. Gottschall to be United States District Judge for the Northern District of Illinois, Robert L. Hinkle, to be United States District Judge for the Northern District of Florida, Lawrence E. Kahn, to be United States District Judge for the Northern District of New York, Margaret M. Morrow, to be United States District Judge for the Central District of California, and Frank R. Zapata, to be United States District Judge for the District of Arizona.