

Thursday, May 8, 1997

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S4133-S4253

Measures Introduced: Fifteen bills and one resolution were introduced, as follows: S. 718-732 and S. Con. Res. 26. **Page S4217**

Measures Reported: Reports were made as follows:

S. Res. 58, to state the sense of the Senate that the Treaty of Mutual Cooperation and Security Between the United States of America and Japan is essential for furthering the security interests of the United States, Japan, and the countries of the Asia-Pacific region, and that the people of Okinawa deserve recognition for their contributions toward ensuring the Treaty's implementation.

S. 342, to extend certain privileges, exemptions, and immunities to Hong Kong Economic and Trade Offices.

S. 536, to amend the National Narcotics Leadership Act of 1988 to establish a program to support and encourage local communities that first demonstrate a comprehensive, long-term commitment to reduce substance abuse among youth, and for other purposes, with an amendment in the nature of a substitute.

S. 670, to amend the Immigration and Nationality Technical Corrections Act of 1994 to eliminate the special transition rule for issuance of a certificate of citizenship for certain children born outside the United States.

S. Con. Res. 6, expressing concern for the continued deterioration of human rights in Afghanistan and emphasizing the need for a peaceful political settlement in that country, with an amendment in the nature of a substitute.

S. Con. Res. 21, congratulating the residents of Jerusalem and the people of Israel on the thirtieth anniversary of the reunification of that historic city. **Page S4214**

Measures Passed:

Jack Swigert Statue: Senate agreed to H. Con. Res. 25, providing for acceptance of a statue of Jack Swigert, presented by the State of Colorado, for placement in Nation Statuary Hall. **Pages S4212-13**

Authorizing Use of Capitol Rotunda: Senate agreed to S. Con. Res. 26, to permit the use of the rotunda of the Capitol for a congressional ceremony honoring Mother Teresa. **Page S4253**

Supplemental Appropriations: By 78 yeas to 22 nays (Vote No. 63) Senate agreed to a motion to advance S. 672, making supplemental appropriations and rescissions for the fiscal year ending September 30, 1997, to third reading, after taking action on amendments proposed thereto, as follows: **Pages S4137-S4205, S4253**

Adopted:

Reid (for Kempthorne) Modified Amendment No. 139, to allow emergency repairs of flood control projects, structures and facilities. **Pages S4173-80**

Stevens (for Moseley-Braun) Amendment No. 100, to provide funds for the replacement of Gaumer's Bridge in Vermilion County, Illinois. **Page S4182**

Stevens (for Murray/Gorton) Amendment No. 134, to allow a State the option to issue food stamp benefits to certain individuals made ineligible by welfare reform. **Pages S4182-84**

Stevens (for Cochran) Amendment No. 236, to make a technical correction. **Page S4184**

Stevens (for Torricelli/Lautenberg) Amendment No. 114, to provide funds for a study of the high rate of cancer among children in the Dover Township, New Jersey. **Page S4198**

Stevens Amendment No. 237, to provide additional emergency community development block grant funds for disaster areas. **Pages S4198-99**

Stevens (for Snowe/Kerry) Modified Amendment No. 80, to provide a Good Samaritan exemption from the take reduction rules under the Marine Mammal Protection Act of 1972. **Pages S4199-S4200**

Stevens (for Conrad) Modified Amendment No. 175, to provide permissive transfer authority of up to \$20,000,000 from the Federal Emergency Management Agency Disaster Relief Account to the Disaster Assistance Direct Loan Program Account. **Pages S4200-01**

Stevens (for Murray/Gorton) Amendment No. 238, to provide funds to continue the salmon fishing permit buyback program. **Page S4201**

Stevens (for Dorgan) Amendment No. 151, to permit the use of certain child care funds to assist the residents of areas affected by the flooding of the Red River of the North and its tributaries in meeting emergency demands for child care services.

Pages S4201-02

Stevens (for Grassley) Amendment No. 239, to provide relief to agriculture producers who granted easements to, or owned or operated land condemned by, the Secretary of the Army for flooding losses caused by water retention at the dam site at Lake Redrock, Iowa, to the extent that the actual losses exceed the estimates of the Secretary.

Page S4205

Rejected:

Byrd Amendment No. 59, to strike those provisions providing for continuing appropriations in the absence of regular appropriations for fiscal year 1998. (By 55 yeas to 45 nays (Vote No. 61), Senate tabled the amendment.)

Pages S4137, S4151-72

Warner Amendment No. 66, to modify the requirements for the additional obligation authority for Federal-aid highways. (By 54 yeas to 46 nays (Vote No. 60), Senate tabled the amendment.)

Pages S4137-51

Gramm Amendment No. 118, to ensure full funding of disaster assistance without adding to the Federal debt. (By 62 yeas to 38 nays (Vote No. 62), Senate tabled the amendment.)

Pages S4180-82, S4184-90

Hutchison Amendment No. 62, to provide for enrollment flexibility. (The Chair sustained a point of order that the amendment was not germane, and the amendment was ruled out of order.)

Page S4203

Withdrawn:

Reid/Baucus Amendment No. 171, to substitute provisions waiving formal consultation requirements and "takings" liability under the Endangered Species Act for operating and repairing flood control projects damaged by flooding.

Pages S4137, S4172-73

A unanimous-consent agreement was reached providing that when the Senate receives from the House H.R. 1469, Fiscal Year 1997 Supplemental Appropriations and Rescissions Act, the Senate be deemed to have considered the bill, that all after the enacting clause be stricken and the text of S. 672, as amended, be substituted in lieu thereof, that the bill be deemed to have been passed, that the Senate insist on its amendment and request a conference with the House thereon, and the Chair be authorized to appoint conferees on the part of the Senate.

Page S4198

Family Friendly Workplace Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 4, to amend the Fair

Labor Standards Act of 1938 to provide to private sector employees the same opportunities for time-and-a-half compensatory time off, biweekly work programs, and flexible credit hour programs as Federal employees currently enjoy to help balance the demands and need of work and family, to clarify the provisions relating to exemptions of certain professionals from the minimum wage and overtime requirements of the Fair Labor Standards Act of 1938, on Tuesday, May 13.

Page S4204

Appointments:

U.S. Coast Guard Academy: The Chair, on behalf of the Vice President, pursuant to 14 U.S.C. 194(a), as amended by Public Law 101-595, appointed the following Senators to the Board of Visitors of the U.S. Coast Guard Academy: Senator McCain, ex officio, as Chairman, Senator Ashcroft, and Senator Hollings, each from the Committee on Commerce, Science, and Transportation, and Senator Murray, At Large.

Page S4213

U.S. Merchant Marine Academy: The Chair, on behalf of the Vice President, pursuant to Title 46, Section 1295(b), of the U.S. Code, as amended by Public Law 101-595, appointed the following Senators to the Board of Visitors of the U.S. Merchant Marine Academy: Senator McCain, ex officio, as Chairman, Senator Snowe, and Senator Breaux, each from the Committee on Commerce, Science, and Transportation, and Senator Inouye, At Large.

Page S4213

Messages From the House:

Page S4213

Measures Referred:

Page S4213

Communications:

Pages S4213-14

Executive Reports of Committees:

Pages S4214-17

Statements on Introduced Bills:

Pages S4217-46

Additional Cosponsors:

Pages S4246-48

Amendments Submitted:

Page S4248

Notices of Hearings:

Page S4249

Authority for Committees:

Page S4249

Additional Statements:

Pages S4249-53

Record Votes: Four record votes were taken today. (Total—63)

Pages S4150-51, S4172, S4190, S4204

Adjournment: Senate convened at 9:15 a.m., and adjourned at 6:59 p.m., until 9:15 a.m., on Friday, May 9, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S4253.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction concluded hearings on proposed budget estimates for fiscal year 1998 for Army and certain defense agencies' military construction programs, after receiving testimony from Robert M. Walker, Assistant Secretary of the Army; Gary Robinson, Command Engineer, U.S. Special Operations Command; Brig. Gen. Robert G. Claypool, USA, Deputy Assistant Secretary of Defense; Frederick N. Baillie, Executive Director of Business Management, Defense Logistics Agency; and Bruce M. Carnes, Deputy Director for Resource Management, Defense Finance and Accounting Service.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 238 military nominations in the Army, Navy, and Air Force.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 462, to reform and consolidate the public and assisted housing programs of the United States, and to redirect primary responsibility for these programs from the Federal Government to States and localities.

AUTHORIZATION—HAZARDOUS MATERIALS TRANSPORTATION

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation and Merchant Marine concluded hearings on proposed legislation authorizing funds for programs of the Hazardous Materials Transportation Act, focusing on safety issues, after receiving testimony from Kelley S. Coyner, Deputy Administrator, and Alan Roberts, Associate Administrator for Hazardous Materials Safety, both of the Research and Special Programs Administration, Department of Transportation; Robert Chipkevich, Chief, Pipeline and Hazardous Materials Division, National Transportation Safety Board; Charlotte R. Lane, West Virginia Public Service Commission, Charleston; and Cynthia Hilton, Association of Waste Hazardous Materials Transporters, and Clifford J. Harvison, National Tank Truck Carriers, Inc., both of Alexandria, Virginia.

ELECTRIC UTILITIES DEREGULATION

Committee on Energy and Natural Resources: Committee met to further discuss proposals to advance the goals

of deregulation and competition in the electric power industry, focusing on the effects of competition on fuel use and types of fuel generation, receiving testimony from Donald W. Niemiec, Union Pacific Resources Group, Fort Worth, Texas; Samuel K. Skinner, Commonwealth Edison Company, Chicago, Illinois; Steven F. Leer, Arch Mineral Corporation, St. Louis, Missouri, on behalf of the National Mining Association; George Minter, Pacific Enterprises, Los Angeles, California; Brent Allen, Alpar Resources Inc., Perryton, Texas, on behalf of the Independent Petroleum Association of America; Lawrence W. Plitch, Wheelabrator Technologies Incorporated, Hampton, New Hampshire, on behalf of the Integrated Waste Services Association; Julie A. Keil, Portland General Electric Company, Portland, Oregon, on behalf of the Industry Coalition for Hydro-power; and Dede Hapner, Pacific Gas and Electric Company, San Francisco, California.

Committee will meet again on Thursday, May 22.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The Document Agreed Among the States Parties to the Treaty on Conventional Armed Forces in Europe CFE of November 19, 1990, adopted at Vienna on May 31, 1996 ("the Flank Document"). The Flank Document is Annex A of the Final Document of the first CFE Review Conference (Treaty Doc. 105-5), with 14 conditions;

The nominations of Jeffrey Davidow, of Virginia, to be a Member of the Board of Directors of the Inter-American Foundation, Stuart E. Eizenstat, of Maryland, to be Under Secretary of State for Economic, Business and Agricultural Affairs, Thomas R. Pickering, of New Jersey, to be Under Secretary of State for Political Affairs, Karen Shepherd, of Utah, to be United States Director of the European Bank for Reconstruction and Development, Letitia Chamber, of the District of Columbia, to be a Representative of the United States to the Fifty-first Session of the General Assembly of the United Nations, and Prezell R. Robinson, of North Carolina, and James Catherwood Hormel, of California, each to be an Alternate Representative of the United States to the Fifty-first Session of the United Nations, and certain Foreign Service Officers' appointment and promotion lists;

S. 342, to extend certain privileges, exemptions, and immunities to Hong Kong Economic and Trade Offices;

S. Res. 58, to state the sense of the Senate that the Treaty of Mutual Cooperation and Security Between the United States and Japan is essential for furthering the security interest of the United States,