

fiscal year 1998 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces. **Page S11323**

**Executive Reports of Committees:** Senate received the following executive reports of a committee:

Report to accompany Taxation Agreement with Turkey, with one declaration and one proviso. (Treaty Doc. 104-30) (Exec. Rept. No. 105-6).

**Page S11447**

Report to accompany Taxation Convention with Austria, with one understanding, two declarations, and one proviso. (Treaty Doc. 104-31) (Exec. Rept. No. 105-7)

**Page S11447**

Report to accompany Taxation Convention with Luxembourg, with one reservation, two declarations, and one proviso. (Treaty Doc. 104-33) (Exec. Rept. No. 105-8)

**Page S11447**

Report to accompany Taxation Convention with Thailand, with one declaration and one proviso. (Treaty Doc. 105-2) (Exec. Rept. No. 105-9)

**Page S11447**

Report to accompany Tax Convention with Switzerland, with two declarations and one proviso. (Treaty Doc. 105-8) (Exec. Rept. No. 105-10)

**Pages S11447-48**

Report to accompany Tax Convention with South Africa, with one declaration and one proviso. (Treaty Doc. 105-9) (Exec. Rept. No. 105-11)

**Page S11448**

Report to accompany Protocol Amending Tax Convention with Canada, with one declaration and one proviso. (Treaty Doc. 105-29) (Exec. Rept. No. 105-12)

**Page S11448**

Report to accompany Tax Convention with Ireland, with one understanding, two declarations, and one proviso. (Treaty Doc. 105-31) (Exec. Rept. No. 105-13)

**Page S11448**

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

Transmitting the report of the agreement for cooperation between the United States and Brazil concerning peaceful uses of nuclear energy; referred to the Committee on Foreign Relations. (PM-76).

**Pages S11445-46**

**Nominations Confirmed:** Senate confirmed the following nominations: By unanimous vote of 98 yeas (Vote No. 286 EX), Charles J. Siragusa, of New York, to be United States District Judge for the Western District of New York.

**Pages S11396, S11407-10, S11501**

Edward M. Gramlich, of Virginia, to be a Member of the Board of Governors of the Federal Reserve

System for the unexpired term of fourteen years from February 1, 1994.

Roger Walton Ferguson, of Massachusetts, to be a Member of the Board of Governors of the Federal Reserve System for the unexpired term of fourteen years from February 1, 1986. **Pages S11434-42, S11501**

John E. Mansfield, of Virginia, to be a Member of the Defense Nuclear Facilities Safety Board for a term expiring October 18, 2001.

Margaret Ann Hamburg, of New York, to be an Assistant Secretary of Health and Human Services.

Charles N. Jeffress, of North Carolina, to be an Assistant Secretary of Labor.

Mary Ann Cohen, of California, to be a Judge of the United States Tax Court for a term of fifteen years after she takes office.

David W. Wilcox, of Virginia, to be an Assistant Secretary of the Treasury.

Kenneth R. Wykle, of Virginia, to be Administrator of the Federal Highway Administration.

Stanford G. Ross, of the District of Columbia, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2002.

27 Air Force nominations in the rank of general.

3 Army nominations in the rank of general.

45 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy. **Pages S11499-S11502**

**Messages From the President:** **Pages S11445-46**

**Messages From the House:** **Page S11446**

**Executive Reports of Committees:** **Pages S11447-48**

**Statements on Introduced Bills:** **Pages S11449-64**

**Additional Cosponsors:** **Pages S11464-65**

**Amendments Submitted:** **Pages S11466-86**

**Notices of Hearings:** **Page S11486**

**Authority for Committees:** **Pages S11486-87**

**Additional Statements:** **Pages S11487-98**

**Record Votes:** Two record votes were taken today. (Total—287) **Pages S11410, S11434**

**Adjournment:** Senate convened at 10 a.m., and adjourned at 6:50 p.m., until 9:30 a.m., on Friday, October 31, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S11501.)

## *Committee Meetings*

*(Committees not listed did not meet)*

### NOMINATIONS

*Committee on Armed Services:* Committee concluded hearings on the nominations of Robert M. Walker,

of Tennessee, to be Under Secretary of the Army, Jerry MacArthur Hultin, of Virginia, to be Under Secretary of the Navy, and F. Whitten Peters, of the District of Columbia, to be Under Secretary of the Air Force, after the nominees testified and answered questions in their own behalf.

Also, on Wednesday, October 29, committee ordered favorably reported 3,002 military nominations in the Army, Navy, Air Force, and Marine Corps, and John E. Mansfield, of Virginia, to be a Member of the Defense Nuclear Facilities Safety Board, and Jacques Gansler, of Virginia, to be Under Secretary of Defense for Acquisition and Technology.

### IRAN-LIBYA SANCTIONS

*Committee on Banking, Housing, and Urban Affairs:* Committee held hearings on the implementation of the Iran-Libya Sanctions Act (P.L. 104-172), focusing on whether recent activities involving a Russian company's investments in Iran and Libya and its attempt to fund these activities on the U.S. market should be sanctioned, receiving testimony from Senators McConnell and Brownback; James A. Harmon, President and Chairman, Export-Import Bank of the United States; William C. Ramsay, Deputy Assistant Secretary of State for Energy, Sanctions and Commodities; and R. Richard Newcomb, Director, Office of Foreign Assets Control, Department of the Treasury.

Hearings were recessed subject to call.

### INTERNATIONAL AFFAIRS BUDGET

*Committee on the Budget:* Committee concluded hearings to examine how spending for international affairs activities is adjusting to changing needs in international affairs, and the status of the Government Performance and Results Act strategic and performance plans for international affairs activities, after receiving testimony from Jacob J. Lew, Deputy Director, Office of Management and Budget; and Benjamin F. Nelson, Director, International Relations and Trade Issues, National Security and International Affairs Division, General Accounting Office.

### NOMINATIONS

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nominations of William Clyburn, Jr., of South Carolina, to be a Member of the Surface Transportation Board, Department of Transportation, and Duncan T. Moore, of New York, and Arthur Bienenstock, of California, each to be an Associate Director of the Office of Science and Technology Policy, after the nominees testified and answered questions in their own behalf. Mr. Clyburn was introduced by Senator Robb and Representatives Clyburn and Eddie Bernice Johnson, Mr. Moore was introduced by Representative Slaugh-

ter, and Messrs. Moore and Bienenstock were introduced by John H. Gibbons, Assistant to the President for Science and Technology, and Director, Office of Science and Technology Policy.

### PUBLIC LAND MANAGEMENT

*Committee on Energy and Natural Resources:* Subcommittee on Forests and Public Land Management concluded hearings on S. 1253, to provide Federal land management agencies the authority and capability to manage Federal lands effectively in accordance with the principles of multiple use and sustained yield, after receiving testimony from Marvin D. Brown, National Association of State Foresters, Jefferson City, Missouri; Donald W. Floyd, State University of New York, Syracuse, on behalf of the Society of American Foresters; Deborah Gangloff, American Forests, James R. Woehr, Wildlife Management Institute, and William H. Meadows, on behalf of the Wilderness Society and the Earthjustice Legal Defense Fund, all of Washington, D.C.; Daniel R. Dessecker, Ruffed Grouse Society, Rice Lake, Wisconsin; Karen Werbelow, Foundation for North American Wild Sheep, Cody, Wyoming; James A. Mosher, Izaak Walton League of America, Gaithersburg, Maryland; Tom Franklin, Wildlife Society, Bethesda, Maryland; Rick Brown, National Wildlife Federation, Portland, Oregon; Keith Argow, National Woodland Owners Association, and Jeff M. Sirmon, both of Vienna, Virginia; George M. Leonard, Fairfax, Virginia, and Mark A. Reimers, Clifton, Virginia.

### FEDERAL HYDROELECTRIC LICENSING

*Committee on Energy and Natural Resources:* Subcommittee on Water and Power concluded oversight hearings to review the Federal Energy Regulatory Commission's hydroelectric relicensing procedures and related environmental regulations, and recommendations to reform the process, after receiving testimony from James J. Hoecker, Chairman, Federal Energy Regulatory Commission; John D. Leshy, Solicitor, Department of the Interior; Eleanor Towns, Director of Lands, Forest Service, Department of Agriculture; Terry Garcia, Acting Assistant Secretary for Oceans and Atmosphere, and Acting Deputy Administrator, National Oceanic and Atmospheric Administration; Carol Jolly, Olympia, Washington, on behalf of the Office of the Governor of Washington and the Western Governors' Association; John B. Kassel, Vermont Agency of Natural Resources, Waterbury; Julie A. Keil, Portland General Electric Company and the National Hydropower Association, Portland, Oregon, on behalf of the Industry Coalition for Hydropower, Edison Electric Institute, and American Public Power Association; Jerry L.

Sabattis, Niagara Mohawk Power Corporation, Syracuse, New York; Steve Klein, Tacoma Public Utilities, Tacoma, Washington; Laurel Heacock, Idaho Power Company, Boise; Margaret Bowman, American Rivers, Washington, D.C., on behalf of the Hydropower Reform Coalition; and Liz Hamilton, Northwest Sportfishing Industry Association, Oregon City, Oregon.

#### ENVIRONMENTAL AUDITING

*Committee on Environment and Public Works:* Committee concluded hearings to examine the Environmental Protection Agency's enforcement and compliance assurance program and EPA's enforcement relationship with the States regarding State audit laws, and related measures, including S. 1332, to recognize and protect State efforts to improve environmental mitigation and compliance through the promotion of voluntary environmental audits, including limited protection from discovery and limited protection from penalties, and provisions of S. 866, to provide that certain voluntary disclosures of violations of Federal law made as a result of a voluntary environmental audit shall not be subject to discovery or admitted into evidence during judicial or administrative proceedings, after receiving testimony from Senators Enzi and Hutchison; Steven A. Herman, Assistant Administrator, Office of Enforcement and Compliance Assurance, Environmental Protection Agency; Barry R. McBee, Texas Natural Resource Conservation Commission, Austin; Patricia S. Bangert, Colorado Office of the Attorney General, Denver; Paul G. Wallach, Hale and Dorr, Washington, D.C., on behalf of the National Association of Manufacturers and the Corporate Environmental Enforcement Counsel; and Mark Woodall, Sierra Club, Woodland, Georgia, on behalf of the U.S. Public Interest Research Group.

#### NATO/RUSSIA RELATIONSHIP

*Committee on Foreign Relations:* Committee concluded hearings to examine the impact of NATO's admission of Poland, the Czech Republic and Hungary on the democratic evolution of Russia, after receiving testimony from Thomas R. Pickering, Under Secretary of State for Political Affairs; Henry A. Kissinger, Kissinger and Associates, New York, New York, former Secretary of State; Jack F. Matlock, Jr., Institute for Advanced Study, Princeton, New Jersey; and Lt. Gen. William E. Odom, USA (Ret.), Hudson Institute, and Dimitri K. Simes, Nixon Center for Peace and Freedom, both of Washington, D.C.

#### NOMINATIONS

*Committee on Governmental Affairs:* Committee concluded hearings on the nominations of Anita M. Josey and John M. Campbell, each to be an Associ-

ate Judge of the Superior Court of the District of Columbia, after the nominees testified and answered questions in their own behalf.

#### CAMPAIGN FINANCING INVESTIGATION

*Committee on Governmental Affairs:* Committee continued hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Bruce Babbitt, Secretary of the Interior; and Paul F. Eckstein, Brown & Bain, Phoenix, Arizona.

Hearings were recessed subject to call.

#### CLASS ACTION LAWSUITS

*Committee on the Judiciary:* Subcommittee on Administrative Oversight and the Courts concluded hearings to examine how awards from certain class action lawsuits are distributed to victims and to the lawyers who represent them, focusing on how some lawyers may be using the class action lawsuit structure as a way to win great sums of money in attorneys' fees, and how this action can impact on the victim's compensation, after receiving testimony from Judge Paul V. Niemeyer, Court of Appeals for the Fourth Circuit, Baltimore, Maryland, on behalf of the Judicial Conference of the United States; John C. Coffee, Jr., Columbia University Law School, New York, New York; Brian Wolfman, Public Citizen Litigation Group, Washington, D.C.; Lewis H. Goldfarm, Chrysler Corporation, Auburn Hills, Michigan; Martha Preston, Baraboo, Wisconsin; and John H. Church, Jr., Greer, South Carolina.

#### HIV/AIDS DEVELOPMENTS

*Committee on Labor and Human Resources:* Committee concluded hearings to examine the scope of the HIV/AIDS epidemic and recent developments in AIDS research, and S. 353 and provisions of H.R. 1023, measures to provide for compassionate payments with regard to individuals with blood-clotting disorders, such as hemophilia, who contracted human immunodeficiency virus due to contaminated blood products, after receiving testimony from Senator DeWine; Representatives Goss and Coburn; Anthony S. Fauci, Director, National Institute of Allergy and Infectious Diseases, National Institutes of Health, and Claude Earl Fox, Acting Administrator, Health Resources and Services Administration, both of the Department of Health and Human Services; Michael A. Stoto, Senior Staff Officer, Division of Health Promotion and Disease Prevention, Institute of Medicine, National Academy of Sciences; Victoria Sharp, St. Luke's-Roosevelt Hospital, New York, New York, on behalf of the AIDS Action Council; John Williams, Dayton, Ohio, on behalf of the National Hemophilia Foundation; James R. Green, Levin, Middlebrooks, Thomas, Mitchell, Green, Echsner,

Proctor & Papantonio, Pensacola, Florida; and Donna McCullough, St. Johnsbury Center, Vermont.

### SENATE STRATEGIC PLANNING

*Committee on Rules and Administration:* Committee held hearings to examine a process for establishing goals and objectives for the administrative functions of the Senate, receiving testimony from Joyce C. Doria and John D. Mayer, both of Booz-Allen & Hamilton Inc., McLean, Virginia.

Also, committee met to consider pending administrative business, and recessed subject to call.

### NOMINATIONS

*Committee on Veterans Affairs:* Committee concluded hearings on the nominations of Richard J. Griffin, of Illinois, to be Inspector General, and Joseph Thomp-

son, of New York, to be Under Secretary for Benefits, both of the Department of Veterans Affairs, William P. Greene Jr., of West Virginia, to be an Associate Judge of the United States Court of Veteran Appeals, and Espiridion A. Borrego, of Texas, to be Assistant Secretary of Labor for Veterans' Employment and Training, after the nominees testified and answered questions in their own behalf.

### NOMINATION

*Committee on Indian Affairs:* Committee concluded hearings on the nomination of Kevin Gover, of New Mexico, to be Assistant Secretary of the Interior for Indian Affairs, after the nominee, who was introduced by Senators Domenici and Bingaman, testified and answered questions in his own behalf.

---

# House of Representatives

## Chamber Action

**Bills Introduced:** 12 public bills, H.R. 2773–2784; 1 private bill, H.R. 2785; and 2 resolutions, H. Con. Res. 182 and H. Res. 298, were introduced.

Pages H9799–H9800

**Reports Filed:** Reports were filed as follows:

H.R. 1965, to provide a more just and uniform procedure for Federal civil forfeitures, amended (H. Rept. 105–358 Part 1); and

H.R. 434, to provide for the conveyance of small parcels of land in the Carson National Forest and the Santa Fe National Forest, New Mexico, to the village of El Rito and the town of Jemez Springs, New Mexico, amended (H. Rept. 105–359). Page H9799

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designated Representative Pease to act as Speaker pro tempore for today. Page H9731

**Guest Chaplain:** The prayer was offered by the guest Chaplain the Reverend Everett W. Hannon, Jr. of Lexington, Missouri. Page H9731

**Forage Improvement Act:** By a yea and nay vote of 242 yeas to 182 nays, Roll No. 549, the House passed H.R. 2493, to establish a mechanism by which the Secretary of Agriculture and the Secretary of the Interior can provide for uniform management of livestock grazing on Federal lands. Pages H9734–64

Agreed To:

The Stenholm amendment to the Smith of Oregon amendment that strikes definitions of allotment and

base property, and strikes language dealing with the treatment of lease or sublease of base property.

Pages H9749–50

The Smith of Oregon amendment, as amended by the Stenholm amendment, that strikes definitions of allotment, base property, consultation, cooperation, and coordination; strikes section 103 dealing with a prohibited condition regarding grazing permits and leases; revises the types and use of data collected to include use of previously collected data, application of criteria and protocols, and use of data; and strikes language dealing with the treatment of lease or sublease of base property; and

Pages H9748–49

The Miller of California amendment that establishes a separate grazing fee for foreign-owned or controlled grazing permits or leases. Pages H9758–61

Rejected:

The Klug amendment to the Vento amendment that sought to replace the Grazing Fees provision and establish a Basic Fee for each animal unit month in a grazing fee year that is equal to the rate charged for grazing on the respective State lands (rejected by a recorded vote of 205 yeas to 219 noes, Roll No. 546);

Pages H9751–57

The Vento amendment that sought to establish different grazing fees for small producers controlling livestock of less than 2,000 animal unit months on Federal lands and large producers controlling livestock of 2,000 or more animal unit months (rejected by a recorded vote of 208 yeas to 212 noes, Roll No. 547); and

Pages H9750–51, H9757–58

The Vento amendment that sought to reduce the animal unit month for billing of sheep and goats