

Wednesday, June 24, 1998

Daily Digest

HIGHLIGHTS

Senate agreed to the Education Savings Act for Public and Private Schools Conference Report.

The House passed H.R. 4101, Agriculture Appropriations Act.

The House passed H.R. 4103, Defense Appropriations Act.

House Committees ordered reported 8 sundry measures.

Senate

Chamber Action

Routine Proceedings, pages S6917-S7038

Measures Introduced: Six bills and two resolutions were introduced, as follows: S. 2209-2214, S. Con. Res. 105, and S. Res. 254. **Pages S7012-13**

Measures Reported: Reports were made as follows:

H.J. Res. 54, proposing an amendment to the Constitution of the United States authorizing the Congress to prohibit the physical desecration of the flag of the United States.

S.J. Res. 40, proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

Special Report entitled "Further Revised Allocation to Subcommittees of Budget Totals, Fiscal Year 1999." (S. Rept. No. 105-221) **Page S7012**

Measures Passed:

Occupational Safety and Health Administration Compliance Assistance Authorization: Senate passed H.R. 2864, to require the Secretary of Labor to establish a program under which employers may consult with State officials respecting compliance with occupational safety and health requirements, clearing the measure for the President. **Page S7035**

Occupational Safety and Health Reform: Senate passed H.R. 2877, to amend the Occupational Safety and Health Act of 1970, clearing the measure for the President. **Pages S7035-36**

National Character Counts Week: Senate agreed to S. Res. 176, proclaiming the week of October 18 through October 24, 1998, as "National Character Counts Week". **Page S7037**

National Bone Marrow Registry Reauthorization: Committee on Labor and Human Resources was discharged from further consideration of H.R. 2202, to amend the Public Health Service Act to revise and extend the bone marrow donor program, and the bill was then passed, clearing the measure for the President. **Page S7037**

National Drought Policy Act: Senate passed H.R. 3035, to establish an advisory commission to provide advice and recommendations on the creation of an integrated, coordinated Federal policy designed to prepare for and respond to serious drought emergencies, clearing the measure for the President. **Pages S7037-38**

Department of Defense Authorizations: Senate resumed consideration of S. 2057, to authorize appropriations for fiscal year 1999 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on amendments proposed thereto, as follows: **Pages S6935-S7008**

Adopted:

By 90 yeas to 5 nays (Vote No. 170), Thurmond Amendment No. 2975, to express the sense of Congress regarding continued participation of United States forces in operations in Bosnia and Herzegovina. **Pages S6935-56**

McCain Amendment No. 2977 (to Amendment No. 2975), to require the President to submit to Congress certain reports on the missions of United States forces in Bosnia and Herzegovina. **Pages S6946-56**

Kempthorne Amendment No. 2892, to provide a substitute for title XXIX, to provide for the withdrawal of lands at the Juniper Butte Range, Idaho, from all forms of appropriation under the public land laws, including the mining laws and the mineral and geothermal leasing laws, and to reserve these lands for use by the Secretary of the Air Force.

Pages S6963-67

Brownback Amendment No. 2978, to require separate housing for male and female basic trainees, and to ensure after-hours privacy for basic trainees.

Pages S6967-81

By 56 yeas to 37 nays (Vote No. 172), Levin (for Snowe/Cleland) Amendment No. 2979 (to Amendment No. 2978), to require a moratorium on changes to gender-related policies and practices.

Pages S6967-81

Warner (for Thurmond) Amendment No. 2985, to require a report on leasing and other alternative uses of non-excess military property by the military departments.

Pages S6991-92

Levin (for Harkin) Amendment No. 2986, to require a plan for addressing problems in Department of Defense management of the department's inventories of in-transit secondary items.

Page S6992

Warner (for Thurmond) Modified Amendment No. 2447, to limit advance billings for working-capital funds of the Department of Defense.

Pages S6992-93

Levin (for Rockefeller) Amendment No. 2987, to provide for an assessment of the establishment of an independent entity to evaluate post-conflict illnesses among members of the Armed Forces and the health care provided by the Department of Defense and Department of Veterans Affairs both before and after the deployment of such members.

Pages S6993-94

Warner (for Kyl) Amendment No. 2838, to establish a commission to assess the reliability, safety, and security of the United States nuclear deterrent.

Pages S6994-95

Levin (for Wyden and Smith of Oregon) No. 2796, to state the sense of the Senate regarding the memoranda of understanding with the State of Oregon relating to Hanford.

Pages S6995-96

Warner (for Frist) Amendment No. 2812, to express the sense of Congress concerning the naming of an LPD-17 class amphibious vessel in honor of Lieutenant General Clifton B. Cates, the 19th Commandant of the Marine Corps.

Page S6996

Warner (for Thurmond) Amendment No. 2988, to provide authority to waive the moratorium on the use of anti-personnel landmines scheduled to begin on February 12, 1999.

Pages S6996-97

Levin (for Leahy) Amendment No. 2989, to make available funds for activities relating to the identification, adaptation, modification, research, and de-

velopment of existing and new tactics, technologies, and operational concepts with regard to landmines.

Page S6997

Levin Amendment No. 2990, to re-establish the initiative relating to fair trade in automotive parts.

Pages S6998-99

Warner (for Lott) Amendment No. 2991, to provide for accountability of the Director and Deputy Director of the Naval Home.

Page S6999

Warner (for Ford/McConnell) Amendment No. 2992, to ensure continuity in the management of the program for assessing alternative technologies for the destruction of assembled chemical munitions, and to provide for the use of such technologies.

Pages S6999-S7001

Warner (for McCain/Lieberman) Amendment No. 2993, to authorize the President to advance Benjamin O. Davis, Jr., to the grade of general on the retired list of the Air Force.

Pages S7001-02

Levin (for Torricelli/Lautenberg) Amendment No. 2994, to require a report regarding the savings and effect of personnel reductions in the Army Materiel Command.

Page S7002

Warner (for Grams/Wellstone) Amendment No. 2995, to authorize a land conveyance, Naval Air Reserve Center, Minneapolis, Minnesota.

Page S7002

Levin (for Durbin) Amendment No. 2996, to authorize a land conveyance, Army Reserve Center, Peoria, Illinois.

Pages S7002-03

Warner (for D'Amato) Amendment No. 2997, to authorize a land conveyance, Skaneateles, New York.

Page S7003

Levin (for Wyden) Modified Amendment No. 2874, to require a review of the methods used by the Department of Energy to calculate overhead costs of cleanup of Department sites.

Page S7003

Warner (for Coats) Amendment No. 2998, to revise authorities relating to a Department of Defense officer designated as a member of the Panama Canal Commission supervisory board by the Secretary of Defense.

Pages S7003-04

Levin (for Feingold) Amendment No. 2809, to require an annual GAO review of the F/A-18E/F aircraft program.

Page S7004

Warner (for DeWine/Glenn) Amendment No. 2826, to authorize the conveyance of the vessel ex-U.S.S. *Lorain County* (LST-1177) to the Ohio War Memorial, Inc., Sandusky, Ohio.

Pages S7004-05

Levin (for Bingaman) Amendment No. 2999, to guarantee the long-term national security of the United States by investing in a robust Defense Science and Technology Program.

Page S7005

Warner (for Thurmond) Modified Amendment No. 2448, to add disposal receipts objectives for three additional fiscal years; to clarify the authority relating to the disposal of chromium ferrous alloy; to

add a condition to the authority to dispose of certain strategic and critical materials in the National Defense Stockpile; and to authorize use of funds in the National Defense Stockpile Transaction Fund for certain environmental activities. **Pages S7005–06**

Levin (for Feinstein/Boxer) Amendment No. 3000, to express the sense of Congress regarding the home-ported of the U.S.S. *Iowa* battleship at the Port of San Francisco. **Page S7006**

Warner (for Grassley) Modified Amendment No. 2822, to improve the process for designating defense property for demilitarization and to further penalize acts involved in unlawful export of certain merchandise. **Pages S7006–07**

Levin (for Byrd) Amendment No. 2860, to prohibit evaluation of the merit of selling malt beverages and wine in commissary stores as exchange store merchandise. **Pages S7007–08**

Warner/Moynihan Amendment No. 3001, to provide a substitute that clarifies that additional museums may be designated as “America’s National Maritime Museum”. **Page S7008**

Rejected:

Smith of New Hampshire Modified Amendment No. 2912, to limit the use of funds to support the continued deployment of ground combat forces of the Armed Forces of the United States in Bosnia and Herzegovina pending a vote of Congress on the continuation of the deployment, and to require the President to submit to Congress a plan for withdrawing United States forces from Bosnia and Herzegovina if Congress does not so act by March 31, 1999. (By 65 yeas to 31 nays (Vote No. 171), Senate tabled the amendment.) **Pages S6956–63**

Pending:

Inhofe Amendment No. 2981, to modify the restrictions on the general authority of the Department of Defense regarding the closure and realignment of military installations, and to express the sense of the Congress on further rounds of such closures and realignments. **Pages S6982–91**

Harkin/Wellstone Amendment No. 2982, to authorize a transfer of funds from the Department of Defense to the Department of Veterans Affairs for health care. **Pages S6987–91**

A unanimous-consent-time agreement was reached providing for the consideration of the pending amendments and an amendment to be proposed to the bill, with votes to occur thereon, on Thursday, June 25, 1998. **Page S7038**

Education Savings Act for Public and Private Schools—Conference Report: By 59 yeas to 36

nays (Vote No. 169), Senate agreed to the conference report on H.R. 2646, to amend the Internal Revenue Code of 1986 to allow tax-free expenditures from education individual retirement accounts for elementary and secondary school expenses, and to increase the maximum annual amount of contributions to such accounts, clearing the measure for the President. **Pages S6918–35**

Nominations Confirmed: Senate confirmed the following nomination:

Louis Caldera, of California, to be Secretary of the Army. **Pages S7037, S7038**

Nominations Received: Senate received the following nominations:

Barry P. Goode, of California, to be United States Circuit Judge for the Ninth Circuit.

Robert Bruce King, of West Virginia, to be United States Circuit Judge for the Fourth Circuit.

Thomasina V. Rogers, of Maryland, to be a Member of the Occupational Safety and Health Review Commission for the remainder of the term expiring April 27, 2001. **Page S7038**

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

Daniel Guttman, of the District of Columbia, to be a Member of the Occupational Safety and Health Review Commission for a term expiring April 27, 2001, vice Edwin G. Foulke, Jr., term expired, which was sent to the Senate on January 9, 1997. **Page S7038**

Messages From the House:

Page S7010

Measures Referred:

Pages S7010–11

Measures Placed on Calendar:

Page S7011

Communications:

Pages S7011–12

Petitions:

Page S7012

Statements on Introduced Bills:

Pages S7013–18

Additional Cosponsors:

Pages S7018–19

Amendments Submitted:

Pages S7022–30

Authority for Committees:

Pages S7030–31

Additional Statements:

Pages S7031–35

Record Votes: Four record votes were taken today. (Total—172) **Pages S6935, S6956, S6963, S6981**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 10:27 p.m., until 9:30 a.m., on Thursday, June 25, 1998. (For Senate’s program, see the remarks of the Acting Majority Leader in today’s Record on page S7038.)

Committee Meetings

(Committees not listed did not meet)

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on H.R. 10, to enhance competition in the financial services industry by providing a prudential framework for the affiliation of banks, securities firms, and other financial service providers, receiving testimony from Mary Griffin, on behalf of Consumers Union and the Consumer Federation of America, Edmund Mierzwinski, U.S. Public Interest Research Group, Allen J. Fishbein, Center for Community Change, John E. Taylor, National Community Reinvestment Coalition, and Ralph Nader, all of Washington, D.C.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

S. 1695, to establish the Sand Creek Massacre National Historic Site in the State of Colorado, with an amendment in the nature of a substitute;

S. 1418, to promote the research, identification, assessment, exploration, and development of methane hydrate resources, with amendments;

H.R. 2217, to extend the deadline for the commencement of construction of a FERC hydroelectric project located in San Miguel, Colorado to January 30, 2002;

H.R. 2165, to extend the deadline for the commencement of construction of a FERC hydroelectric project located in Scott County, Iowa for up to three consecutive 2-year periods;

H.R. 2841, to extend the deadline for the commencement of construction of a FERC hydroelectric project located in Bracken County, Kentucky for up to three consecutive 2-year periods;

H.R. 449, to provide for the orderly disposal of certain Federal lands in Clark County, Nevada, and to provide for the acquisition of environmentally sensitive lands in the State of Nevada; and

S. 890, to dispose of certain Federal properties located in Dutch John, Utah, and to assist the local government in the interim delivery of basic services to the Dutch John community, with an amendment in the nature of a substitute.

ASIAN FINANCIAL CONDITION

Committee on Foreign Relations: Subcommittee on International Economic Policy, Export, and Trade Promotion held hearings to examine the state of certain Asian economies and currencies, receiving testi-

mony from Lawrence H. Summers, Deputy Secretary of the Treasury.

Hearings were recessed subject to call.

KOSOVO

Committee on Foreign Relations: Subcommittee on European Affairs held hearings to examine the current state of human rights violations and United States policy in the Yugoslavian province of Kosovo, receiving testimony from Senator D'Amato; former Senator Dole, on behalf of the International Commission on Missing Persons in the Former Yugoslavia; and Morton I. Abramowitz, International Crisis Group, Washington, D.C., former Assistant Secretary of State for Intelligence and Research.

Hearings were recessed subject to call.

GOVERNMENT COMPUTER SECURITY

Committee on Governmental Affairs: Committee concluded hearings to examine the state of computer security within Federal, State and local agencies, focusing on certain risks related to computer-communication technology and efforts to reduce them, after receiving testimony from George J. Tenet, Director of Central Intelligence; and Lt. Gen. Kenneth A. Minihan, Director, National Security Agency, Department of Defense.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following measures:

S.J. Res. 40, proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States; and

H.J. Res. 54, proposing an amendment to the Constitution of the United States authorizing the Congress to prohibit the physical desecration of the flag of the United States.

AGRICULTURE GUESTWORKER PROGRAM

Committee on the Judiciary: Subcommittee on Immigration concluded hearings to examine the implementation and the ability of the H-2A agricultural guestworker program (which provides a way for U.S. agricultural employers to bring nonimmigrant foreign workers into the United States to perform seasonal agricultural work on a temporary basis when domestic workers are unavailable) to meet the needs of the agricultural industry, after receiving testimony from Senators Graham, Gorton, Craig, Coverdell, Wyden, and Gordon Smith; Representatives Berman and Robert Smith; Carlotta C. Joyner, Director,