

Mr. REID. I announce that the Senator from California (Mrs. FEINSTEIN), and the Senator from Connecticut (Mr. LIEBERMAN) are necessarily absent.

The result was announced—yeas 43, nays 55, as follows:

[Rollcall Vote No. 257 Leg.]

YEAS—43

Akaka	Feingold	Mikulski
Baucus	Graham	Miller
Bayh	Harkin	Moynihan
Biden	Hollings	Murray
Bingaman	Inouye	Reed
Boxer	Johnson	Reid
Breaux	Kennedy	Robb
Bryan	Kerrey	Rockefeller
Cleland	Kerry	Sarbanes
Conrad	Kohl	Schumer
Daschle	Landrieu	Torricelli
Dodd	Lautenberg	Wellstone
Dorgan	Leahy	Wyden
Durbin	Levin	
Edwards	Lincoln	

NAYS—55

Abraham	Frist	Murkowski
Allard	Gorton	Nickles
Ashcroft	Gramm	Roberts
Bennett	Grams	Roth
Bond	Grassley	Santorum
Brownback	Gregg	Sessions
Bunning	Hagel	Shelby
Burns	Hatch	Smith (NH)
Byrd	Helms	Smith (OR)
Campbell	Hutchinson	Snowe
Chafee, L.	Hutchison	Specter
Cochran	Inhofe	Stevens
Collins	Jeffords	Thomas
Craig	Kyl	Thompson
Crapo	Lott	Thurmond
DeWine	Lugar	Voinovich
Domenici	Mack	Warner
Enzi	McCain	
Fitzgerald	McConnell	

NOT VOTING—2

Feinstein Lieberman

The PRESIDING OFFICER. On this vote the ayes are 43, the nays are 55. Two-thirds of the Senators duly chosen not having voted in the affirmative, the motion is rejected.

Mr. HATCH. Mr. President, I move to reconsider the vote, and I move to lay that motion on the table.

The motion to lay on the table was agreed to.

VOTE ON AMENDMENT NO. 4178

The PRESIDING OFFICER. Under the previous order, amendment No. 4201 is agreed to, and amendment No. 4183, as thus amended, is agreed to.

The amendments (Nos. 4201 and 4183) were agreed to.

The PRESIDING OFFICER. The question is on agreeing to amendment No. 4178.

Mr. HATCH. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. REID. I announce that the Senator from California (Mrs. FEINSTEIN) and the Senator from Connecticut (Mr. LIEBERMAN) are necessarily absent.

The PRESIDING OFFICER (Mr. VOINOVICH). Are there any other Senators in the Chamber who desire to vote?

The result was announced—yeas 96, nays 2, as follows:

[Rollcall Vote No. 258 Leg.]

YEAS—96

Abraham	Enzi	Mack
Akaka	Feingold	McCain
Allard	Fitzgerald	McConnell
Ashcroft	Frist	Mikulski
Baucus	Gorton	Miller
Bayh	Graham	Moynihan
Bennett	Gramm	Murkowski
Biden	Grams	Murray
Bingaman	Grassley	Nickles
Bond	Gregg	Reed
Boxer	Hagel	Reid
Breaux	Harkin	Robb
Brownback	Hatch	Roberts
Bryan	Helms	Rockefeller
Bunning	Hutchinson	Roth
Burns	Hutchison	Santorum
Byrd	Inhofe	Sarbanes
Campbell	Inouye	Schumer
Chafee, L.	Jeffords	Sessions
Cleland	Johnson	Shelby
Cochran	Kennedy	Smith (NH)
Collins	Kerrey	Smith (OR)
Conrad	Kerry	Snowe
Craig	Kohl	Specter
Crapo	Kyl	Stevens
Daschle	Landrieu	Thomas
DeWine	Lautenberg	Thompson
Dodd	Leahy	Thurmond
Domenici	Levin	Torricelli
Dorgan	Lincoln	Voinovich
Durbin	Lott	Warner
Edwards	Lugar	Wyden

NAYS—2

Hollings Wellstone

NOT VOTING—2

Feinstein Lieberman

The amendment (No. 4178) was agreed to.

Mr. LOTT addressed the Chair.

The PRESIDING OFFICER. The majority leader.

NATIONAL ENERGY SECURITY ACT OF 2000—MOTION TO PROCEED

Mr. LOTT. Mr. President, I now withdraw the pending motion to proceed to S. 2557.

The PRESIDING OFFICER. The Senator has that right. The motion is withdrawn.

AMERICAN COMPETITIVENESS IN THE TWENTY-FIRST CENTURY ACT OF 2000—Continued

AMENDMENT NO. 4214 TO AMENDMENT NO. 4177

Mr. LOTT. Mr. President, I call up amendment No. 4214 at the desk to the pending first degree amendment and ask for its immediate consideration.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Mississippi [Mr. LOTT] proposes an amendment numbered 4214 to amendment No. 4177.

Mr. LOTT. I ask unanimous consent reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

(The text of the amendment is printed in today's RECORD under "Amendments Submitted.")

AMENDMENT NO. 4216

Mr. LOTT. Mr. President, I now call up amendment No. 4216 at the desk to the pending bill and ask for its immediate consideration.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Mississippi [Mr. LOTT] proposes an amendment numbered 4216.

Mr. LOTT. I ask unanimous consent reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

(The text of the amendment is printed in today's RECORD under "Amendments Submitted.")

Mr. LOTT. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays were ordered.

AMENDMENT NO. 4217 TO AMENDMENT NO. 4216

Mr. LOTT. Mr. President, I now call up the filed second-degree amendment No. 4217 at the desk to the pending amendment and ask for its immediate consideration.

The PRESIDING OFFICER. The clerk will report the amendment.

The legislative clerk read as follows:

The Senator from Mississippi [Mr. LOTT] proposes an amendment numbered 4217 to amendment No. 4216.

Mr. LOTT. I ask unanimous consent reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

(The text of the amendment is printed in today's RECORD under "Amendments Submitted.")

MOTION TO RECOMMIT

Mr. LOTT. Mr. President, I move to recommit the bill back to the Judiciary Committee to report back forthwith, and I send the motion to the desk.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Mississippi [Mr. LOTT] moves to recommit the bill to the Committee on the Judiciary with instructions to report back forthwith.

Mr. LOTT. Mr. President, I ask for the yeas and nays on the motion.

The PRESIDING OFFICER. Is there a sufficient second? There is a sufficient second.

The yeas and nays were ordered.

AMENDMENT NO. 4269

Mr. LOTT. Mr. President, I now send an amendment to the desk to the pending motion to recommit with instructions.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Mississippi [Mr. LOTT] proposes an amendment numbered 4269.

Mr. LOTT. Mr. President, I ask unanimous consent that reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

(The text of the amendment is printed in today's RECORD under "Amendments Submitted.")

Mr. LOTT. I ask for the yeas and nays on the amendment.

The PRESIDING OFFICER. Is there a sufficient second? There appears to be a sufficient second.

The yeas and nays were ordered.

AMENDMENT NO. 4270 TO AMENDMENT NO. 4269

Mr. LOTT. Mr. President, I send a second-degree amendment to the desk. The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Mississippi [Mr. LOTT] proposes an amendment numbered 4270 to amendment No. 4269.

Mr. LOTT. Mr. President, I ask unanimous consent that reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

(The text of the amendment is printed in today's RECORD under "Amendments Submitted.")

#### NATIONAL ENERGY SECURITY ACT OF 2000—MOTION TO PROCEED

Mr. LOTT. Mr. President, I now move to proceed to S. 2557, regarding America's dependency on foreign oil sources.

The PRESIDING OFFICER. The motion is debatable.

#### MORNING BUSINESS

Mr. LOTT. Mr. President, I ask unanimous consent that there be a period for the transaction of morning business, with Senators permitted to speak for up to 10 minutes each.

The PRESIDING OFFICER. Without objection, it is so ordered.

The assistant minority leader.

Mr. REID. Mr. President, before the majority leader leaves the floor, I know that he and the minority leader have had the opportunity to speak this afternoon. I haven't had an opportunity to speak since that took place.

For purposes of informing Members, could the leader give us some idea of what we can expect. We know that tomorrow is pretty well filled up. We have 7 hours set aside for the continuing resolution, but there is some progress being made on various bills. Energy and water, they are reading that now. Hopefully, that might be filed tonight.

Mr. LOTT. I might say, Mr. President, I know the Senator from Nevada helped with some of the completion efforts on that energy and water appropriations bill. We should have it ready, hopefully, to be considered tomorrow; if not tomorrow, then the first part of next week.

I yield further for his questions and then I have some answers for him.

Mr. REID. On the H-1B, we are ready to vote on it. We have tried to have a vote on the Latino and Immigrant Fairness Act. There was one this afternoon that this Senator considers a vote on that amendment. Perhaps we are arriving at a point where we can start moving some of these things because I know we are going to get out of here next Thursday or Friday.

Mr. LOTT. That sounds like an excellent suggestion to me, Mr. President.

If I could respond, of course, the Senator is correct when he noted that we have, I believe, 7 hours of time that will be consumed, if it is all used, to discuss the continuing resolution. And, of course, we would have a vote at the end of that time. Obviously, Senator REID and others have made their points on the immigration issue. The H-1B issue, hopefully, we could come to agreement to have a vote scheduled on that. And I would like to work with the minority in determining what time they would find agreeable to have that vote. Perhaps we could do that tomorrow. I am fixing to ask consent that we consider the D.C. appropriations bill, which would give us a time agreement on that, if we could get that.

On the appropriations bills, it is like all appropriations conferences. They are never closed until they are closed. There are one or two issues that are very important that are still pending on a number of them. Interior appropriations, I believe, is very close to closure. There is still discussion going on with regard to so-called lands legacy funding and the CARA conservation bill.

The Agriculture appropriations bill is very close to conclusion. Once again, we have a couple of issues that have to be dealt with in finality. One of them is how do you deal with the sanctions question. A lot of people are making suggestions and, hopefully, a compromise can be reached that satisfies the great majority of the Senate and the House, Republicans and Democrats.

We think we are very close on the HUD-VA appropriations bill. The information I get is the administration is signaling that they think that could be an acceptable bill. There might be some issues that would be considered being added to that, not necessarily appropriations bills.

The Transportation appropriations bill, I believe, is for the most part done, with one remaining issue that is very difficult to resolve. But I know the Senator from New Jersey has a very passionate feeling about that. I understand that. So there are at least four or five appropriations bills that are pretty close to being wrapped up in terms of the dollar amounts. There is about one policy issue left on each one of them.

We hope to have two or three of those done, perhaps in the House of Representatives tomorrow, and then as quickly as we could get to them after that, we would want to do that.

I might say, I am expecting that we will be in session obviously on Monday. We do have the Jewish holiday to honor on Friday, September 29. But we will expect to be here on Monday, October 2, and could be having votes on these conferences that Monday.

I want to give Senators as much notice as we can, although we have indicated for quite some time that that first week in the new fiscal year, obvi-

ously we will have to be prepared to be in session the whole week and into the night, if necessary.

Those are the issues we now have identified. There are a number of other issues that are being worked on. The Finance Committee has been doing some work on the railroad retirement bill and on the community renewal legislation, two issues in which I know there is a lot of interest on both sides of the Capitol. I will give the Senator that list, and, hopefully, we can begin to work together to move a number of these. I believe I sense that opportunity now, when maybe it hadn't been quite ready for that earlier.

#### HEROISM OF WILLIBALD C. BIANCHI AND LEO K. THORSNESS

Mr. DASCHLE. Mr. President, the state of South Dakota has just dedicated a very special park at my alma mater, South Dakota State University. This park holds two new granite markers, each honoring a former SDSU student who won the Congressional Medal of Honor, our nation's highest award for valor in action against an enemy force.

Today I offer my solemn appreciation to these great Americans: First Lieutenant Willibald C. Bianchi, whose heroism occurred in the Philippines during the first weeks of World War II, and Lt. Colonel Leo K. Thorsness, who was decorated for his feats as a fighter pilot over North Vietnam.

First Lieutenant Bianchi, a Minnesota native, was a football player at SDSU and graduated in 1940 with a degree in animal science. During World War II, he served in the 45th Infantry, Philippine Scouts, one of the largest units in the Philippines during the Japanese invasion of December 1941. The invasion was brutally effective and, after less than a month, our Filipino and American troops were forced to retreat onto the Bataan Peninsula where they mounted a final stand against a numerically superior foe.

For three desperate months, the Americans and Filipinos battled the Japanese in a sweltering, mountainous jungle. Food was limited and medical supplies scarce. About a month into the fight, however, First Lieutenant Bianchi participated in a crucial series of battles that helped eliminate a pocket of Japanese troops behind the American line.

Four days after the Japanese incursion, our forces targeted "the Big Pocket" in a coordinated infantry-tank attack. A tank was lost and only slight gains made. On February 3, our forces tried again. Although he was assigned to another unit, First Lieutenant Bianchi volunteered to join a rifle platoon that was directed to destroy two machine gun nests. While leading part of the platoon, First Lieutenant Bianchi was struck by two bullets in his left hand. Refusing to pause for first aid, he dropped his rifle and began firing a pistol. He located one of the