

brief dialog with the Senator from West Virginia? It will be very brief.

I say, through the Chair to my friend from West Virginia, that I do not believe the minority got us in this situation we are in. But I do say that we will do everything within our power to try to get ourselves out of the hole that we are in.

It is certainly not the intention of the minority to hold up Congress, to hold up these appropriations bills. As a longtime member of the Appropriations Committee, and someone who has the greatest respect and admiration for the ranking member on the Appropriations Committee, I think it is important we work with the majority in trying to figure out a way out of this. Certainly we are willing to do that.

Mr. BYRD. I thank the Democratic whip. I know he is willing to do just what he says. He wants to cooperate.

We have to save this institution. There are Senators in this body who have never seen the institution work as it was meant to work. I will have more to say about that later. But there are Members in this institution who think that this is the way the Senate has always worked. It is not. And I am not pointing fingers at anybody. I like both leaders. But we have to do something. We just must avoid coming back after the election. That is a disservice to the Members of the other body. They have done their work on these appropriations bills and sent them over here. Now we ought to do ours. And it is a disservice to the American people.

Mr. REID. I say to my friend, I spent all morning with you in a conference on the Interior appropriations bill.

Mr. BYRD. Yes.

Mr. REID. It was a difficult bill. But that is the way things are supposed to be done around here.

Mr. BYRD. That is the process.

Mr. REID. The process. And now, sometime today, there is going to be a bill reported out of that conference committee that will be brought to the respective bodies that will be approved.

Mr. BYRD. Absolutely.

Mr. REID. It is a nice piece of work. If the White House does not like it, they can do whatever they want with it, but the legislative bodies have spoken. It will pass overwhelming, that bill.

Mr. BYRD. Yes. We have a duty. We have a responsibility.

Now, I have been leader. I have been the majority leader, and I have been the minority leader, and I have been the majority leader again. I know what the problems and the pressures and the travails and the tribulations are of a majority leader. And I know what the tribulations and trials of a minority leader are. So I am well acquainted with their problems. I have had them all. I have been there. My footprints are still there. It isn't the quality of our life—that the people send us here

for. It is the quality of our work on behalf of the people who send us here.

I had bed check votes at 10 o'clock on Monday mornings. There are people who sit at the desk in front of me and there are some few Senators still in this body who will remember that: Bed check votes at 10 o'clock on Monday mornings. But I alerted my colleagues: That is what we are going to have. And we are going to have votes on Fridays. We are not quitting at 12. Now, in return for that, we are going to work 3 weeks, and then we are going to be out 1 week. So you can go home and see your constituents and get an understanding of what their needs are. But 3 weeks we are going to be here. You are off 1 week. We are going to be here 3 weeks.

And they loved it. Senators loved it. They knew I meant business. And I took the attitude: If you don't like me as leader—you voted me in—then you can vote me out. But as long as I am leader, I am going to lead. I may not have many who will follow me, but I will do what I think is right for this institution.

Well, my speech did not go over well with a few, but take a look at the record of that 100th Congress. That was a great Congress. That is the way we worked it.

I understand—as I say, I like both of our leaders. I personally have great admiration for Mr. LOTT and for Mr. DASCHLE. They have their problems. And we have to help them. But let's draw back here and think of the institution. The most important thing in the world is not for me to be reelected. That is not the most important. The most important thing is for me to do my duty to this Senate—to the Senate, to the Constitution, and to the people who send me here. And if it means I have to work early and late, so be it.

I thank the distinguished Senator, and thank the Senator from New Hampshire again.

The PRESIDING OFFICER. The Senator from New Hampshire.

UNANIMOUS-CONSENT  
AGREEMENT—S. 2796

Mr. SMITH of New Hampshire. Mr. President, on behalf of the leader, I ask unanimous consent that the Senate now proceed to the consideration of Calendar No. 729, S. 2796, the Water Resources Development Act of 2000, under the following limitations: There be 3 hours for general debate on the bill equally divided between the two managers; the only amendments in order be a managers' amendment; one amendment to be offered by Senators WARNER and VOINOVICH relating to cost-share and operations and maintenance, limited to 2 hours equally divided in the usual form; one amendment offered by Senator FEINGOLD relating to independent peer review, limited to 1 hour

equally divided in the usual form, and subject to one relevant second-degree amendment offered by Senators SMITH and BAUCUS and limited to 30 minutes; one amendment offered by Senator TORRICELLI regarding marketing of dredge spoils, limited to 20 minutes equally divided, and subject to a relevant second-degree amendment offered by Senator SMITH, or his designee, under the same time limitations; and one additional relevant amendment per manager limited to 10 minutes equally divided.

I further ask consent that during the consideration of the bill, Senators THOMAS and KENNEDY be in control of up to 1 hour each for statements.

Finally, I ask consent that following the disposition of the above amendments, and the use or yielding back of the time, the bill be read a third time and the Senate proceed to a vote on passage of the bill, with no intervening action or debate.

The PRESIDING OFFICER. Is there objection?

Mr. REID addressed the Chair.

The PRESIDING OFFICER. The Senator from Nevada.

Mr. REID. I apologize to my friend who is the chairman of the committee, but I am going to have to object.

I just spoke to one of the Members, and she is going to be over to talk to the Senator from New Hampshire forthwith.

In light of my conversation with her, I am going to have to object.

The PRESIDING OFFICER. Objection is heard.

Mr. SMITH of New Hampshire. If I could engage my colleague for a moment. Without mentioning the name—

Mr. REID. I have no problem with that. It was Senator LINCOLN from Arkansas.

Mr. SMITH of New Hampshire. All right. I think the issue with Senator LINCOLN, to the best of my knowledge, has been resolved satisfactorily. If that is not the case, then we can delay action.

Mr. REID. I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. SMITH of New Hampshire. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

Mr. SMITH of New Hampshire. Mr. President, at this time I renew my unanimous consent request regarding Calendar No. 729, S. 2796, the Water Resources Development Act of 2000.

Mr. REID. Mr. President, reserving the right to object, we have spent approximately an hour on this matter. We have had a number of conversations. I appreciate the work of the

chairman and the subcommittee chair, Senator VOINOVICH. I have been assured by the Senator from Arkansas that if there is a problem in the underlying appropriations process, they will work with the people in the House to alleviate that problem to the best of their ability. There is no guarantee, but they will do everything within their power to resolve the issues about which we have spoken during this hour that we have been in a quorum call.

I say to my friend from New Hampshire and my friend from Ohio that I appreciate their consideration.

My understanding of what they will attempt to accomplish, if necessary, is accurate. Is that not true?

Mr. SMITH of New Hampshire. That is correct.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

Mr. SMITH of New Hampshire. I thank my colleague from Nevada. We will do our best to work through the process as outlined by the Senator from Arkansas and the Senator from Nevada.

#### WATER RESOURCES DEVELOPMENT ACT OF 2000

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 2796) to provide for the conservation and development of water and resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes.

The Senate proceeded to the bill which had been reported from the Committee on Environment and Public Works, with an amendment; as follows:

(Strike out all after the enacting clause and insert the part printed in italic.)

#### SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) *SHORT TITLE.*—This Act may be cited as the “Water Resources Development Act of 2000”.

(b) *TABLE OF CONTENTS.*—The table of contents of this Act is as follows:

- Sec. 1. Short title; table of contents.  
Sec. 2. Definition of Secretary.

#### TITLE I—WATER RESOURCES PROJECTS

- Sec. 101. Project authorizations.  
Sec. 102. Small shore protection projects.  
Sec. 103. Small navigation projects.  
Sec. 104. Removal of snags and clearing and straightening of channels in navigable waters.  
Sec. 105. Small bank stabilization projects.  
Sec. 106. Small flood control projects.  
Sec. 107. Small projects for improvement of the quality of the environment.  
Sec. 108. Beneficial uses of dredged material.  
Sec. 109. Small aquatic ecosystem restoration projects.  
Sec. 110. Flood mitigation and riverine restoration.  
Sec. 111. Disposal of dredged material on beaches.

#### TITLE II—GENERAL PROVISIONS

- Sec. 201. Cooperation agreements with counties.  
Sec. 202. Watershed and river basin assessments.

- Sec. 203. Tribal partnership program.  
Sec. 204. Ability to pay.  
Sec. 205. Property protection program.  
Sec. 206. National Recreation Reservation Service.  
Sec. 207. Operation and maintenance of hydroelectric facilities.  
Sec. 208. Interagency and international support.  
Sec. 209. Reburial and conveyance authority.  
Sec. 210. Approval of construction of dams and dikes.  
Sec. 211. Project deauthorization authority.  
Sec. 212. Floodplain management requirements.  
Sec. 213. Environmental dredging.  
Sec. 214. Regulatory analysis and management systems data.  
Sec. 215. Performance of specialized or technical services.

#### TITLE III—PROJECT-RELATED PROVISIONS

- Sec. 301. Boydsville, Arkansas.  
Sec. 302. White River Basin, Arkansas and Missouri.  
Sec. 303. Gasparilla and Estero Islands, Florida.  
Sec. 304. Fort Hall Indian Reservation, Idaho.  
Sec. 305. Upper Des Plaines River and tributaries, Illinois.  
Sec. 306. Red River Waterway, Louisiana.  
Sec. 307. William Jennings Randolph Lake, Maryland.  
Sec. 308. Missouri River Valley, Missouri.  
Sec. 309. New Madrid County, Missouri.  
Sec. 310. Pemiscot County Harbor, Missouri.  
Sec. 311. Pike County, Missouri.  
Sec. 312. Fort Peck fish hatchery, Montana.  
Sec. 313. Sagamore Creek, New Hampshire.  
Sec. 314. Passaic River Basin flood management, New Jersey.  
Sec. 315. Rockaway Inlet to Norton Point, New York.  
Sec. 316. John Day Pool, Oregon and Washington.  
Sec. 317. Fox Point hurricane barrier, Providence, Rhode Island.  
Sec. 318. Houston-Galveston Navigation Channels, Texas.  
Sec. 319. Joe Pool Lake, Trinity River Basin, Texas.  
Sec. 320. Lake Champlain watershed, Vermont and New York.  
Sec. 321. Mount St. Helens, Washington.  
Sec. 322. Puget Sound and adjacent waters restoration, Washington.  
Sec. 323. Fox River System, Wisconsin.  
Sec. 324. Chesapeake Bay oyster restoration.  
Sec. 325. Great Lakes dredging levels adjustment.  
Sec. 326. Great Lakes fishery and ecosystem restoration.  
Sec. 327. Great Lakes remedial action plans and sediment remediation.  
Sec. 328. Great Lakes tributary model.  
Sec. 329. Treatment of dredged material from Long Island Sound.  
Sec. 330. New England water resources and ecosystem restoration.  
Sec. 331. Project deauthorizations.
- #### TITLE IV—STUDIES
- Sec. 401. Baldwin County, Alabama.  
Sec. 402. Bono, Arkansas.  
Sec. 403. Cache Creek Basin, California.  
Sec. 404. Estudillo Canal watershed, California.  
Sec. 405. Laguna Creek watershed, California.  
Sec. 406. Oceanside, California.  
Sec. 407. San Jacinto watershed, California.  
Sec. 408. Choctawhatchee River, Florida.  
Sec. 409. Egmont Key, Florida.  
Sec. 410. Upper Ocklawaha River and Apopka/Palatlakaha River basins, Florida.  
Sec. 411. Boise River, Idaho.  
Sec. 412. Wood River, Idaho.

- Sec. 413. Chicago, Illinois.  
Sec. 414. Boeuf and Black, Louisiana.  
Sec. 415. Port of Iberia, Louisiana.  
Sec. 416. South Louisiana.  
Sec. 417. St. John the Baptist Parish, Louisiana.  
Sec. 418. Narraguagus River, Milbridge, Maine.  
Sec. 419. Portsmouth Harbor and Piscataqua River, Maine and New Hampshire.  
Sec. 420. Merrimack River Basin, Massachusetts and New Hampshire.  
Sec. 421. Port of Gulfport, Mississippi.  
Sec. 422. Upland disposal sites in New Hampshire.  
Sec. 423. Missouri River basin, North Dakota, South Dakota, and Nebraska.  
Sec. 424. Cuyahoga River, Ohio.  
Sec. 425. Fremont, Ohio.  
Sec. 426. Grand Lake, Oklahoma.  
Sec. 427. Dredged material disposal site, Rhode Island.  
Sec. 428. Chickamauga Lock and Dam, Tennessee.  
Sec. 429. Germantown, Tennessee.  
Sec. 430. Horn Lake Creek and Tributaries, Tennessee and Mississippi.  
Sec. 431. Cedar Bayou, Texas.  
Sec. 432. Houston Ship Channel, Texas.  
Sec. 433. San Antonio Channel, Texas.  
Sec. 434. White River watershed below Mud Mountain Dam, Washington.  
Sec. 435. Willapa Bay, Washington.  
Sec. 436. Upper Mississippi River basin sediment and nutrient study.

#### TITLE V—MISCELLANEOUS PROVISIONS

- Sec. 501. Visitors centers.  
Sec. 502. CALFED Bay-Delta Program assistance, California.  
Sec. 503. Conveyance of lighthouse, Ontonagon, Michigan.  
Sec. 504. Land conveyance, Candy Lake, Oklahoma.

#### TITLE VI—COMPREHENSIVE EVERGLADES RESTORATION PLAN

- Sec. 601. Comprehensive Everglades Restoration Plan.

#### SEC. 2. DEFINITION OF SECRETARY.

In this Act, the term “Secretary” means the Secretary of the Army.

#### TITLE I—WATER RESOURCES PROJECTS

##### SEC. 101. PROJECT AUTHORIZATIONS.

(a) *PROJECTS WITH CHIEF’S REPORTS.*—The following project for water resources development and conservation and other purposes is authorized to be carried out by the Secretary substantially in accordance with the plans, and subject to the conditions, described in the designated report: The project for navigation, New York-New Jersey Harbor: Report of the Chief of Engineers dated May 2, 2000, at a total cost of \$1,781,235,000, with an estimated Federal cost of \$738,631,000 and an estimated non-Federal cost of \$1,042,604,000.

(b) *PROJECTS SUBJECT TO A FINAL REPORT.*—The following projects for water resources development and conservation and other purposes are authorized to be carried out by the Secretary substantially in accordance with the plans, and subject to the conditions, recommended in a final report of the Chief of Engineers if a favorable report of the Chief is completed not later than December 31, 2000:

(1) *FALSE PASS HARBOR, ALASKA.*—The project for navigation, False Pass Harbor, Alaska, at a total cost of \$15,000,000, with an estimated Federal cost of \$10,000,000 and an estimated non-Federal cost of \$5,000,000.

(2) *UNALASKA HARBOR, ALASKA.*—The project for navigation, Unalaska Harbor, Alaska, at a total cost of \$20,000,000, with an estimated Federal cost of \$12,000,000 and an estimated non-Federal cost of \$8,000,000.