

The clerk will call the roll.

The assistant legislative clerk called the roll.

Mr. LOTT: I announce that the Senator from Mississippi [Mr. COCHRAN] and the Senator from Alaska [Mr. MURKOWSKI] are necessarily absent.

The PRESIDING OFFICER (Mr. DEWINE). Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 92, nays 6, as follows:

[Rollcall Vote No. 401 Leg.]

YEAS—92

Abraham	Frist	Mack
Akaka	Glenn	McCain
Baucus	Gorton	McConnell
Bennett	Graham	Mikulski
Bingaman	Gramm	Moseley-Braun
Bond	Grams	Moynihan
Boxer	Grassley	Murray
Bradley	Harkin	Nickles
Breaux	Hatch	Nunn
Brown	Hatfield	Packwood
Bryan	Heflin	Pell
Bumpers	Helms	Pressler
Burns	Hollings	Pryor
Byrd	Hutchison	Reid
Campbell	Inhofe	Robb
Cohen	Inouye	Rockefeller
Conrad	Jeffords	Roth
Coverdell	Johnston	Santorum
Craig	Kassebaum	Sarbanes
D'Amato	Kempthorne	Shelby
Daschle	Kennedy	Simon
DeWine	Kerrey	Simpson
Dodd	Kerry	Smith
Dole	Kohl	Snowe
Domenici	Kyl	Specter
Dorgan	Lautenberg	Stevens
Exon	Leahy	Thomas
Faircloth	Levin	Thurmond
Feingold	Lieberman	Warner
Feinstein	Lott	Wellstone
Ford	Lugar	

NAYS—6

Ashcroft	Chafee	Gregg
Biden	Coats	Thompson

NOT VOTING—2

Cochran	Murkowski
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So the amendment (No. 2465) was agreed to.

Mr. MOYNIHAN. Mr. President, I move to reconsider the vote.

Mr. GLENN. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

VOTE ON AMENDMENT NO. 2477

The PRESIDING OFFICER. The question is now on the Santorum amendment, No. 2477.

The yeas and nays have been ordered.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. LOTT. I announce that the Senator from Mississippi [Mr. COCHRAN], the Senator from Alaska [Mr. MURKOWSKI], and the Senator from Texas [Mr. GRAMM] are necessarily absent.

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

The result was announced, yeas 91, nays 6, as follows:

[Rollcall Vote No. 402 Leg.]

YEAS—91

Abraham	Bond	Bumpers
Ashcroft	Boxer	Burns
Baucus	Bradley	Byrd
Bennett	Breaux	Chafee
Biden	Brown	Coats
Bingaman	Bryan	Cohen

Conrad	Heflin	Nickles
Coverdell	Helms	Nunn
Craig	Hollings	Packwood
D'Amato	Hutchison	Pell
Daschle	Inhofe	Pressler
DeWine	Jeffords	Pryor
Dodd	Johnston	Reid
Dole	Kassebaum	Robb
Domenici	Kempthorne	Rockefeller
Dorgan	Kennedy	Roth
Exon	Kerrey	Santorum
Faircloth	Kerry	Sarbanes
Feingold	Kohl	Shelby
Feinstein	Kyl	Simpson
Ford	Lautenberg	Smith
Frist	Leahy	Snowe
Glenn	Levin	Specter
Gorton	Lieberman	Stevens
Graham	Lott	Thomas
Grams	Lugar	Thompson
Grassley	Mack	Thurmond
Gregg	McCain	Warner
Harkin	McConnell	Wellstone
Hatch	Mikulski	
Hatfield	Murray	

NAYS—6

Akaka	Inouye	Moynihan
Campbell	Moseley-Braun	Simon

NOT VOTING—3

Cochran	Gramm	Murkowski
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So the amendment (No. 2477) was agreed to.

GOLDEN GAVEL AWARD

Mr. DOLE. Mr. President, as all Senators know, the Senate is a place of tradition, and one tradition we have is honoring those colleagues who preside over the Senate for more than 100 hours a session. Compared to Cal Ripken's 2,131 games, 100 hours may not seem like a long time, but presiding over the Senate can be very tough duty.

There are periods, of course, when absolutely nothing is happening, but there are also periods when rulings from the Chair may change the course of legislation or of history itself.

Many Senators have presided over the Senate, but I am told that no Republican Senator has ever presided for over 100 hours in a shorter period of time than the current occupant of the Chair, Senator MIKE DEWINE, of Ohio.

It is a pleasure to announce that he is the first recipient of the Golden Gavel Award in the 104th Congress. And when Senator DEWINE departs from the chair today, I will invite him back to the cloakroom where we have a cake in his honor. I know all Senators join me in congratulating the presiding officer on this occasion.

[Applause, Senators rising.]

FAMILY SELF-SUFFICIENCY ACT

The Senate continued with the consideration of the bill.

Mr. DOLE. Mr. President, I am going to modify my amendment. But if I could briefly put in a quorum and indicate that on this side of the aisle the bill will be managed by a number of members on the Finance Committee—Senator GRASSLEY, Senator HATCH, Senator SANTORUM, Senator NICKLES, Senator CHAFEЕ, and the leader—throughout the remainder of the time on this particular bill. We have a lot of managers.

Could I suggest the absence of a quorum, unless somebody wanted to—

Mr. MOYNIHAN addressed the Chair.

The PRESIDING OFFICER. The Senator from New York.

Mr. MOYNIHAN. A number of Senators simply wish to lay down their amendments. This is understood. And there will be no debate, but simply if you would recognize them as they rise, we would appreciate it, sir.

Mr. SIMON addressed the Chair.

The PRESIDING OFFICER. The Senator from Illinois.

AMENDMENT NO. 2468 TO AMENDMENT NO. 2280

(Purpose: To provide grants for the establishment of community works progress programs)

Mr. SIMON. This is for the purpose of laying down my amendment. It is No. 2468. I would like to call it up.

I think there is another amendment pending that I have to ask unanimous consent to ask that it be set aside. I do so request.

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

Mr. SIMON. I call up my amendment No. 2468.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Illinois [Mr. SIMON] proposes an amendment numbered 2468 to amendment No. 2280.

Mr. SIMON. Mr. President, I ask that further 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. SIMON. I ask unanimous consent that the amendment be set aside.

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

Mr. LEVIN addressed the Chair.

The PRESIDING OFFICER. The Senator from Michigan.

AMENDMENT NO. 2486 TO AMENDMENT NO. 2280

(Purpose: To require recipients of assistance under a State program funded under part A of title IV of the Social Security Act to participate in State mandated community service activities if they are not engaged in work after 6 months of receiving benefits)

Mr. LEVIN. Mr. President, pursuant to the unanimous consent agreement, I send an amendment to the desk so that it will be qualified pursuant to that agreement.

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

The clerk will report.

The legislative clerk read as follows:

The Senator from Michigan [Mr. LEVIN] proposes an amendment numbered 2486 to amendment No. 2280.

Mr. LEVIN. Mr. President, I ask that further reading of the amendment be dispensed with.

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

The amendment is as follows:

On page 12, between lines 22 and 23, insert the following:

“(G) COMMUNITY SERVICE.—Not later than 3 years after the date of the enactment of the Work Opportunity Act of 1995, should (and not later than 7 years after such date, shall) offer to, and require participation by, a parent or caretaker receiving assistance under the program who, after receiving such assistance for 6 months—

“(i) is not exempt for work requirements; and

“(ii) is not engaged in work as determined under section 404(c),

in community service employment, with minimum hours per week and tasks to be determined by the State.

On page 35, between lines 2 and 3, insert the following:

“(6) CERTAIN COMMUNITY SERVICE EXCLUDED.—An individual performing community service pursuant to the requirement under section 402(a)(1)(G) shall be excluded from the determination of a State’s participation rate.

Mr. LEVIN. Mr. President, I ask unanimous consent that the amendment be laid aside.

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

Mr. BREAUX addressed the Chair.

The PRESIDING OFFICER. The Senator from Louisiana.

Mr. BREAUX. Thank you, Mr. President.

PRIVILEGE OF THE FLOOR

Mr. BREAUX. Mr. President, I ask unanimous consent that Lisa Aikman, a congressional fellow in my office, be granted floor privileges through the end of our consideration of the Work Opportunity Act of 1995.

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

Mr. BREAUX. Mr. President, I ask that the pending amendment be set aside so I may ask unanimous consent to offer four amendments en bloc.

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

AMENDMENTS NOS. 2487 THROUGH 2490, EN BLOC,
TO AMENDMENT NO. 2280

Mr. BREAUX. I send my amendments to the desk.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Louisiana [Mr. BREAUX] proposes amendments numbered 2487 through 2490, en bloc, to amendment No. 2280.

Mr. BREAUX. Mr. President, I ask that the reading of the amendments be dispensed with.

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

AMENDMENT NO. 2487

(Propose: To maintain the welfare partnership between the States and the Federal Government)

On page 23, beginning on line 7, strike all through page 24, line 18, and insert the following:

“(5) WELFARE PARTNERSHIP.—

“(A) IN GENERAL.—The amount of the grant otherwise determined under paragraph (1) for fiscal year 1997, 1998, 1999, or 2000 shall be reduced by the amount by which State expenditures under the State program funded under this part for the preceding fiscal year is less than 100 percent of historic State expenditures.

“(B) HISTORIC STATE EXPENDITURES.—For purposes of this paragraph—

“(i) IN GENERAL.—The term ‘historic State expenditures’ means expenditures by a State under parts A and F of title IV for fiscal year 1994, as in effect during such fiscal year.

“(ii) HOLD HARMLESS.—In no event shall the historic State expenditures applicable to any fiscal year exceed the amount which bears the same ratio to the amount determined under clause (i) as—

“(I) the grant amount otherwise determined under paragraph (1) for the preceding fiscal year (without regard to section 407), bears to

“(II) the total amount of Federal payments to the State under section 403 for fiscal year 1994 (as in effect during such fiscal year).

“(C) DETERMINATION OF STATE EXPENDITURES FOR PRECEDING FISCAL YEAR.—

“(i) IN GENERAL.—For purposes of this paragraph, the expenditures of a State under the State program funded under this part for a preceding fiscal year shall be equal to the sum of the State’s expenditures under the program in the preceding fiscal year for—

“(I) cash assistance;

“(II) child care assistance;

“(III) education, job training, and work; and

“(IV) administrative costs.

“(ii) TRANSFERS FROM OTHER STATE AND LOCAL PROGRAMS.—In determining State expenditures under clause (i), such expenditures shall not include funding supplanted by transfers from other State and local programs.

“(D) EXCLUSION OF FEDERAL AMOUNTS.—For purposes of this paragraph, State expenditures shall not include any expenditures from amounts made available by the Federal Government.

AMENDMENT NO. 2488

(Purpose: To maintain the welfare partnership between the States and the Federal Government)

On page 23, beginning on line 7, strike all through page 24, line 18, and insert the following:

“(5) WELFARE PARTNERSHIP.—

“(A) IN GENERAL.—The amount of the grant otherwise determined under paragraph (1) for fiscal year 1997, 1998, 1999, or 2000 shall be reduced by the amount by which State expenditures under the State program funded under this part for the preceding fiscal year is less than 90 percent of historic State expenditures.

“(B) HISTORIC STATE EXPENDITURES.—For purposes of this paragraph—

“(i) IN GENERAL.—The term ‘historic State expenditures’ means expenditures by a State under parts A and F of title IV for fiscal year 1994, as in effect during such fiscal year.

“(ii) HOLD HARMLESS.—In no event shall the historic State expenditures applicable to any fiscal year exceed the amount which bears the same ratio to the amount determined under clause (i) as—

“(I) the amount otherwise determined under paragraph (1) for the preceding fiscal year (without regard to section 407), bears to

“(II) the total amount of Federal payments to the State under section 403 for fiscal year 1994 (as in effect during such fiscal year).

“(C) DETERMINATION OF STATE EXPENDITURES FOR PRECEDING FISCAL YEAR.—

“(i) IN GENERAL.—For purpose of this paragraph, the expenditures of a State under the State program funded under this part for a preceding fiscal year shall be equal to the sum of the State’s expenditures under the program in the preceding fiscal year for—

“(I) cash assistance;

“(II) child care assistance;

“(III) education, job training, and work; and

“(IV) administrative costs.

“(ii) TRANSFERS FROM OTHER STATE AND LOCAL PROGRAMS.—In determining State ex-

penditures under clause (i), such expenditures shall not include funding supplanted by transfers from other State and local programs.

“(D) EXCLUSION OF FEDERAL AMOUNTS.—For purposes of this paragraph, State expenditures shall not include any expenditures from amounts made available by the Federal Government.

AMENDMENT NO. 2489

In section 703(39), strike “(8)” and all that follows and insert “(9) of section 716(a).”.

In section 714(c)(2)(B), strike clause (vii) and insert the following:

“(vii) the steps the State will take over the 3 years covered by the plan to comply with the requirements specified in section 716(a)(3) relating to the provision of education and training services;”.

In section 716(a)(1)(A), strike “and (4)” and insert “(4), and (5)”.

In section 716(a)(1), strike subparagraph (B) and insert the following:

“(B) may be used to carry out the activities described in paragraphs (6), (7), (8), and (9).”.

In section 716(a), strike paragraph (9).

In section 716(a)(8), strike “(8)” and insert “(9)”.

In section 716(a)(7), strike “(7)” and insert “(8)”.

In section 716(a)(6), strike “(6)” and insert “(7)”.

In section 716(a)(5), strike “(5)” and insert “(6)”.

In section 716(a)(4), strike “(4)” and insert “(5)”.

In section 716(a)(3), strike “(3)” and insert “(4)”.

In section 716(a), insert after paragraph (2) the following:

“(3) EDUCATION AND TRAINING SERVICES.—

“(A) IN GENERAL.—The State shall use a portion of the funds described in paragraph (1) to provide education and training services in accordance with this paragraph to adults, each of whom—

“(i) is unable to obtain employment through core services described in paragraph (2)(B);

“(ii) needs the education and training services in order to obtain employment, as determined through—

“(I) an initial assessment under paragraph (2)(B)(ii); or

“(II) a comprehensive and specialized assessment; and

“(iii) is unable to obtain other grant assistance, such as a Pell Grant provided under title IV of the Higher Education Act of 1965 (20 U.S.C. 1070 et seq.), for such services.

“(B) TYPES OF SERVICES.—Such education and training services may include the following:

“(i) Occupational skills training, including training for nontraditional employment.

“(ii) On-the-job training.

“(iii) Services that combine workplace training with related instruction.

“(iv) Skill upgrading and retraining.

“(v) Entrepreneurial training.

“(vi) Preemployment training to enhance basic workplace competencies, provided to individuals who are determined under guidelines developed by the Federal Partnership to be low-income.

“(vii) Customized training conducted with a commitment by an employer or group of employers to employ an individual on successful completion of the training.

“(C) USE OF VOUCHERS FOR DISLOCATED WORKERS.—

“(i) IN GENERAL.—Except as provided in clauses (ii) and (iii), education and training services described in subparagraph (B) shall be provided to dislocated workers through a system of vouchers that is administered

through one-stop delivery described in paragraph (2).

“(ii) EXCEPTIONS.—Education and training services described in subparagraph (B) may be provided to dislocated workers in a substate area through a contract for services in lieu of a voucher if—

“(I) the local partnership described in section 728(a), or local workforce development board described in section 728(b), for the substate area determines there are an insufficient number of eligible entities in the substate area to effectively provide the education and training services through a voucher system;

“(II) the local partnership or local workforce development board determines that the eligible entities in the substate area are unable to effectively provide the education and training services to special participant populations; or

“(III) the local partnership or local workforce development board decides that the education and training services shall be provided through a direct contract with a community-based organization serving special participant populations.

“(iii) PROHIBITION ON PROVISION OF ON-THE-JOB TRAINING THROUGH VOUCHERS.—On-the-job training provided under this paragraph shall not be provided through a voucher system.

“(D) ELIGIBILITY OF EDUCATION AND TRAINING SERVICE PROVIDERS.—

“(i) ELIGIBILITY REQUIREMENTS.—An entity shall be eligible to provide the education and training services through a program carried out under this paragraph and receive funds from the portion described in subparagraph (A) through the receipt of vouchers if—

“(I)(aa) the entity is eligible to carry out the program under title IV of the Higher Education Act of 1965; or

“(bb) the entity is eligible to carry out the program under an alternative eligibility procedure established by the Governor of the State that includes criteria for minimum acceptable levels of performance; and

“(II) the entity submits accurate performance-based information required pursuant to clause (i), [except that entities described in subclause (I)(aa) shall only be required to provide information for programs other than programs leading to a degree.]

“(ii) PERFORMANCE-BASED INFORMATION.—The State shall identify performance-based information that is to be submitted by an entity for the entity to be eligible to provide the services, and receive the funds, described in clause (i). Such information [shall] include information relating to—

“(I) the percentage of students completing the programs, if any, through which the entity provides education and training services described in subparagraph (B), as of the date of the submission;

“(II) the rates of licensure of graduates of the programs;

“(III) the percentage of graduates of the programs meeting skill standards and certification requirements endorsed by the National Skill Standards Board established under the Goals 2000: Educate America Act;

“(IV) the rates of placement and retention in employment, and earnings, of the graduates of the programs;

“(V) the percentage of students in such a program who obtained employment in an occupation related to the program; and

“(VI) the warranties or guarantees provided by such entity relating to the skill levels or employment to be attained by recipients of the education and training services provided by the entity under this paragraph.

“(iii) ADMINISTRATION.—The Governor shall designate a State agency to collect, verify, and disseminate the performance-based information submitted pursuant to clause (ii).

“(iv) ON-THE-JOB TRAINING EXCEPTION.—Entities shall not be subject to the requirements of clauses (i) through (iii) with respect to on-the-job training activities.”

In section 716(a)(7) (as so redesignated), strike subparagraphs (A), (B), and (C).

In subparagraph (D) of section 716(a)(7) (as so redesignated), strike “(D)” and insert “(A)”.

In section 716(a)(7) (as so redesignated), strike subparagraph (E).

In subparagraph (F) of section 716(a)(7) (as so redesignated), strike “(F)” and insert “(B)”.

In section 716(a)(7) (as so redesignated), strike subparagraph (G).

In subparagraph (H) of section 716(a)(7) (as so redesignated), strike “(H)” and insert “(C)”.

In subparagraph (I) of section 716(a)(7) (as so redesignated), strike “(I)” and insert “(D)”.

In section 716(a)(7) (as so redesignated), strike subparagraph (J).

In subparagraph (K) of section 716(a)(7) (as so redesignated), strike “(K)” and insert “(E)”.

In subparagraph (L) of section 716(a)(7) (as so redesignated), strike “(L)” and insert “(F)”.

In subparagraph (M) of section 716(a)(7) (as so redesignated), strike “(M)” and insert “(G)”.

In subparagraph (N) of section 716(a)(7) (as so redesignated), strike “(N)” and insert “(H)”.

In subparagraph (O) of section 716(a)(7) (as so redesignated), strike “(O)” and insert “(I)”.

In section 716(g)(1)(A), strike “(a)(6)” and insert “(a)(7)”.

In section 716(g)(1)(B), strike “(a)(6)” and insert “(a)(7)”.

In section 716(g)(2)(A), strike “(a)(6)” and insert “(a)(7)”.

In section 716(g)(2)(B)(i), strike “(a)(6)” and insert “(a)(7)”.

In section 7(38) of the Rehabilitation Act of 1973 (as amended by section 804, strike “(8)” and all that follows and insert “(9) of section 716(a) of the Workforce Development Act of 1995.”

AMENDMENT NO. 2490

(Purpose: To strike provisions relating to workforce development and workforce preparation)

Strike titles VII and VIII of the amendment.

Mr. BREAUX. I ask unanimous consent that the amendments be temporarily set aside until it is appropriate that they be considered.

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

Mr. MOYNIHAN addressed the Chair. The PRESIDING OFFICER. The Senator from New York.

Mr. MOYNIHAN. I believe the pending amendment is offered by this Senator under a time agreement of 1½ hours, equally divided.

The PRESIDING OFFICER. Amendment No. 2466. There is a 90-minute time limit.

Mr. MOYNIHAN. Thank you.

Mr. DOLE. Mr. President, I wonder whether, rather than waste time in a quorum call, I could have consent to modify an amendment? If I could just extend that consent to follow disposition of the Moynihan amendment?

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

Mr. KERRY addressed the Chair.

The PRESIDING OFFICER. The Senator from Massachusetts.

Mr. KERRY. Would it be possible to proceed for 5 minutes or so on a subject outside of that?

Mr. DOLE. It is all right with this Senator.

Mr. MOYNIHAN. Five minutes, and then we can get to this matter then.

The PRESIDING OFFICER. The Senator from Massachusetts.

CONGRESS MOVING TOWARD A “TRAIN WRECK”

Mr. KERRY. Mr. President, it is clear that Congress is moving inexorably toward what the press is consistently referring to as a “train wreck.” And all of us understand as we look at the budget process that there is an inevitable confrontation that is going to take place. That train wreck is already beginning to promote a concern in the financial marketplace. It is upsetting people’s perceptions about what Congress is capable of doing or willing to do.

And I would like to say at this time, Mr. President, I would like to express my hope that bipartisanship and common sense will still be virtues here in Washington and that we can take the steps necessary to avoid any train wreck.

It seems to me that all of us ought to be pretty sensitive to what is about to happen. Despite the fact that a huge portion of the public has said that they did not like the way we do business.

Mr. President, a portion of the public has already said to us they do not like the way we do business here. And a lot of us have come to understand that. Despite the fact that we talk about change, we rarely accomplish it. And despite the fact that we claim we want bipartisanship and avoid politics as usual, Congress and the President are moving in a kind of mindless Alice in Wonderland atmosphere toward an inevitable confrontation.

And that confrontation is going to leave Americans questioning the quality of the leadership of this country and questioning the degree to which people here are in touch with the real concerns of the American people.

I find this a profoundly disturbing and almost incomprehensible equation. It is contrary to all of the things that people are asking us to do. And yet some people around here seem more content to believe that it is better to have a sort of ripeness to the political confrontation before we sit down and discuss what we are going to do.

Mr. President, I think that the American people have made it very clear that they want us to behave like adults and they want an assurance that critical services are going to continue to be provided to the people who pay our bills, who pay our salaries, and who pay for those services. In addition to that, there are very fundamental, basic needs of the country that should not be made poker chips in a political gamesmanship one-upmanship process.