

Tuesday, February 10, 1998

Daily Digest

HIGHLIGHTS

Senate confirmed David Satcher to be Surgeon General.

Senate

Chamber Action

Routine Proceedings, pages S531–S597

Measures Introduced: Two bills and one resolution were introduced, as follows: S. 1620–1621, and S. Con. Res. 73. Page S585

Nomination Confirmed: By 63 yeas to 35 nays (Vote No. Ex. 9), Senate confirmed the nomination of David Satcher, of Tennessee, to be Assistant Secretary of Health and Human Services, to be Medical Director in the Regular Corps of the Public Health Service, and to be Surgeon General of the Public Health Service. Pages S532–42

During consideration of this nomination today, Senate also took the following action:

By 75 yeas to 23 nays (Vote No. Ex. 8), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on the nomination. Page S541

Nomination Considered: Senate began consideration of the nomination of Frederica A. Massiah-Jackson, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania. Pages S549–61, S564–66

Nominations Received: Senate received the following nominations:

2 Army nominations in the rank of general.

11 Marine Corps nominations in the rank of general.

Routine list in the Air Force. Pages S594–97

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

Transmitting the 1998 annual report of the Council of Economic Advisers; to the Joint Economic Committee. (PM–96). Pages S584–85

Messages From the President: Pages S584–85

Statements on Introduced Bills: Pages S585–86

Additional Cosponsors: Pages S586–87

Authority for Committees: Page S588

Additional Statements: Pages S588–93

Record Votes: Two record votes were taken today. (Total–9) Pages S541–42

Adjournment: Senate convened at 10 a.m., and adjourned at 6:39 p.m., until 9:30 a.m., on Wednesday, February 11, 1998. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S594.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1999 for the Department of Agriculture, receiving testimony from Daniel R. Glickman, Secretary, Richard Rominger, Deputy Secretary, Keith Collins, Chief Economist, and Stephen B. Dewhurst, Director, Office of Budget and Program Analysis, all of the Department of Agriculture.

Committee will meet again on Tuesday, February 24.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1999 for the Department of Defense and the future years defense program, receiving testimony from Robert M. Walker, Acting Secretary of the Army; and Gen. Dennis J. Reimer, USA, Chief of Staff of the Army.

Hearings continue on Thursday, February 12.

FDIC

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Services and Technology

concluded hearings to examine the efforts of the Federal Deposit Insurance Corporation to bring its systems and those of its regulated institutions into compliance with the Year 2000, after receiving testimony from Jack L. Brock, Jr., Director, Governmentwide and Defense Information Systems, Accounting and Information Management Division, General Accounting Office; and Michael J. Zamorski, Deputy Director, Division of Supervision, Federal Deposit Insurance Corporation.

U.S. REVENUE

Committee on the Budget: Committee concluded hearings to examine the impact of recent revenue growth in the United States, after receiving testimony from James E. Glassman, Chase Securities, Inc., New York, New York; John G. Wilkins, Coopers and Lybrand, Washington, D.C.; and David A. Wyss, Standard & Poor's DRI, Lexington, Massachusetts.

INTERNET INDECENCY

Committee on Commerce, Science, and Transportation: Committee held hearings to examine the extent of obscene material available on the Internet and measures to restrict its access, including S. 1619, to direct the Federal Communications Commission to study systems for filtering or blocking certain matter on the Internet, and to require the installation of such a system on computers in schools and libraries with Internet access, and S. 1482, to establish a prohibition on commercial distribution on the World Wide Web of material that is harmful to minors, receiving testimony from Senators Coats and Murray; Seth Warshavsky, Internet Entertainment Group, Inc., Seattle, Washington; Andrew L. Sernovitz, Association for Interactive Media, and Christine Varney, Hogan & Hartson, both of Washington, D.C.; Elizabeth Whitacker, Tucson Unified School District, Tucson, Arizona; and a protected witness.

Hearings were recessed subject to call.

COMPUTER SECURITY

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings to examine current computer security vulnerabilities within civilian federal agencies and current activities to prevent unauthorized computer access, after receiving testimony from G. Edward DeSeve, Acting Deputy Director for Management, Office of Management and Budget; Raymond G. Kammer, Director, National Institute of Standards and Technology, Department of Commerce; Frank A. Perry, Technical Director and Deputy Director, Engineering and Interoperability, Defense Information Systems Agency, Department of Defense; Len Baptiste, Director of Systems Standards and Evaluation, Internal Revenue Service, Department of

the Treasury; and Lee B. Holcomb, Chief Information Officer, National Aeronautics and Space Administration.

NOMINATIONS

Committee on Environment and Public Works: Committee ordered favorably reported the nominations of Donald J. Barry, of Wisconsin, to be Assistant Secretary of the Interior for Fish and Wildlife, and Sallyanne Harper, of Virginia, to be Chief Financial Officer, Environmental Protection Agency.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported the following business items:

The nominations of Richard W. Fisher, of Texas, to be Deputy United States Trade Representative, with the rank of Ambassador, Donald C. Lubick, of Maryland, to be an Assistant Secretary of the Treasury, L. Paige Marvel, of Maryland, to be a Judge of the United States Tax Court, and Michael B. Thornton, of Virginia, to be a Judge of the United States Tax Court; and

S. 1133, 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, with an amendment in the nature of a substitute.

FOREIGN POLICY/STATE DEPARTMENT BUDGET

Committee on Foreign Relations: Committee held hearings to review foreign policy issues for 1998 and the President's proposed budget request for fiscal year 1999 for the Department of State, receiving testimony from Madeleine K. Albright, Secretary of State.

Hearings were recessed subject to call.

INTERNET FRAUD

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings to examine certain incidences of fraud and deception on the Internet, and how to protect consumers, receiving testimony from Robert Pitofsky, Chairman, and Jody Bernstein, Director, Bureau of Consumer Protection, both of the Federal Trade Commission; Susan Grant, National Fraud Information Center/National Consumers League, Washington, D.C.; Tatiana Gau, America Online, Inc., Vienna, Virginia; and Barry D. Wise, Matthews, North Carolina.

Hearings were recessed subject to call.

GLOBAL TOBACCO SETTLEMENT

Committee on the Judiciary: Committee resumed hearings to examine the scope and depth of the proposed

settlement between State Attorneys General and tobacco companies to mandate a total reformation and restructuring of how tobacco products are manufactured, marketed, and distributed in America, focusing on First Amendment issues related to cigarette advertising regulations and litigation concerning those restrictions, and civil liability provisions of the proposed settlement, and related provisions of S. 1530, *Placing Restraints on Tobacco's Endangerment of Children and Teens Act* (pending on Senate calendar), receiving testimony from David W. Ogden, Counselor to the Attorney General, Department of Justice; Richard A. Daynard, Northeastern University School of Law, Boston, Massachusetts; Martin H. Redish, Northwestern University School of Law, Chicago, Illinois; and David S. Versfelt, Freedom to Advertise Coalition, and Floyd Abrams, both of New York, New York.

Hearings were recessed subject to call.

GLOBAL TOBACCO SETTLEMENT

Committee on Labor and Human Resources: Committee resumed hearings to examine the scope and depth of the proposed settlement between State Attorneys General and tobacco companies to mandate a total reformation and restructuring of how tobacco products are manufactured, marketed, and distributed in America, focusing on public health goals, receiving testimony from Michael P. Eriksen, Director, Office on Smoking and Health, National Center for Chronic Disease Prevention and Health Promotion, Centers

for Disease Control and Prevention, Alan I. Leshner, Director, National Institute on Drug Abuse, Marc W. Manley, Division on Cancer Prevention and Control, National Cancer Institute, John M. Eisenberg, Administrator, Agency for Health Care Policy and Research, and William B. Schultz, Deputy Commissioner for Policy, Food and Drug Administration, all of the Department of Health and Human Services; and Matthew L. Myers, Campaign for Tobacco-Free Kids/National Center for Tobacco-Free Kids, R. Timothy Columbus, Collier Shannon Rill & Scott, on behalf of the National Association of Convenience Stores, and Scott D. Ballin, American Lung Association, all of Washington, D.C.

Hearings continue on Tuesday, February 24.

SOCIAL SECURITY REFORM

Special Committee on Aging: Committee concluded hearings to examine the future of the Social Security system and goals to restore its long-term solvency, after receiving testimony from Kenneth S. Apfel, Commissioner, Social Security Administration; Jane L. Ross, Director, Income Security Issues, Health, Education, and Human Services Division, General Accounting Office; Fidel A. Vargas, Cambridge, Massachusetts, former Member of the Advisory Council on Social Security; and Timothy J. Penny, Cato Institute, and Joseph Perkins, American Association of Retired Persons, both of Washington, D.C.

House of Representatives

Chamber Action

The House was not in session today. It will next meet on Wednesday, February 11.

Committee Meetings

No Committee meetings were held.

COMMITTEE MEETINGS FOR WEDNESDAY, FEBRUARY 11, 1998

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Banking, Housing, and Urban Affairs, Subcommittee on Financial Institutions and Regulatory Relief, to hold hearings to examine bankruptcy reform issues, 10 a.m., SD-538.

Committee on the Budget, to hold hearings to examine the fiscal relationship between the Federal government and State and local governments, 10 a.m., SD-608.

Full Committee, to resume hearings on proposals to reform the national education system, 2 p.m., SD-608.

Committee on Energy and Natural Resources, business meeting, to consider the nominations of Donald J. Barry, of Wisconsin, to be Assistant Secretary of the Interior for Fish and Wildlife, and Margaret Hornbeck Greene, of Kentucky, to be a Member of the Board of Directors of the United States Enrichment Corporation, 9:30 a.m., SD-366.

Full Committee, to hold hearings on S. 1069, to designate the American Discovery Trail as a national discovery trail, a newly established national trail category, and S. 1403, to establish an historic lighthouse preservation program, within the National Park Service, 10 a.m., SD-366.

Committee on Finance, to resume hearings on proposals and recommendations to restructure and reform the Internal Revenue Service, including a related measure H.R.

2676, focusing on proposals to protect spouses who file joint tax returns and are held responsible for the other spouse's errors, 9 a.m., SD-215.

Committee on Foreign Relations, to hold hearings to examine implications of the Kyoto protocol on climate change, 10 a.m., SD-419.

Committee on Labor and Human Resources, Subcommittee on Public Health and Safety, to hold hearings to examine the role of the Agency for Health Care Policy and Research (Department of Health and Human Services) in health quality improvement, 9:30 a.m., SD-430.

Select Committee on Intelligence, to resume hearings on the constitutionality of Section 306 of S. 858 (Public Law 105-107) relating to the encouragement of disclosure of certain information to Congress, 10 a.m., SH-216.

Full Committee, closed business meeting, to mark up proposed legislation relating to the disclosure of classified information to Congress, 2:30 p.m., SH-219.

House

Committee on Appropriations, Subcommittee on Foreign Operations, Export Financing and Related Programs, on the Secretary of the Treasury, 9:30 a.m., 2359 Rayburn.

Subcommittee on Transportation, on the National Transportation Board, 2 p.m., 2358 Rayburn.

Committee on Government Reform and Oversight, Subcommittee on the District of Columbia, oversight hearing on the Fiscal Year 1997 District of Columbia Audit Report and the Chief Financial Officer, 10 a.m., 2154 Rayburn.

Subcommittee on Government Management, Information, and Technology, hearing on H.R. 2982, Quality Child Care for Federal Employees Act, 2 p.m., 2247 Rayburn.

Next Meeting of the SENATE

9:30 a.m., Wednesday, February 11

Senate Chamber

Program for Wednesday: Senate will resume consideration of the motion to proceed to the consideration of S. 1601, proposed Human Cloning Prohibition Act, with a cloture vote on the motion to proceed to occur thereon.

Senate may also resume consideration of the nomination of Frederica A. Massiah-Jackson, of Pennsylvania, to be U.S. District Judge for the Eastern District of Pennsylvania, and begin consideration of the nomination of Margaret M. Morrow, of California, to be U.S. District Judge for the Central District of California.

Next Meeting of the HOUSE OF REPRESENTATIVES

3 p.m., Wednesday, February 11

House Chamber

Program for Wednesday: Consideration of H. Res. 352, Providing for Consideration of Motions to Suspend the Rules;

Consideration of 2 Suspensions:

(1) H. Con. Res. 202, Daycare Fairness for Stay-at-Home Parents; and

(2) S. 927, National Sea Grant College Program Reauthorization Act of 1997.



Congressional Record

The public proceedings of each House of Congress, as reported by the Official Reporters thereof, are printed pursuant to directions of the Joint Committee on Printing as authorized by appropriate provisions of Title 44, United States Code, and published for each day that one or both Houses are in session, excepting very infrequent instances when two or more unusually small consecutive issues are printed at one time. ¶Public access to the Congressional Record is available online through *GPO Access*, a service of the Government Printing Office, free of charge to the user. The online database is updated each day the Congressional Record is published. The database includes both text and graphics from the beginning of the 103d Congress, 2d session (January 1994) forward. It is available on the Wide Area Information Server (WAIS) through the Internet and via asynchronous dial-in. Internet users can access the database by using the World Wide Web; the Superintendent of Documents home page address is http://www.access.gpo.gov/su_docs, by using local WAIS client software or by telnet to swais.access.gpo.gov, then login as guest (no password required). Dial-in users should use communications software and modem to call (202) 512-1661; type swais, then login as guest (no password required). For general information about *GPO Access*, contact the *GPO Access* User Support Team by sending Internet e-mail to gpoaccess@gpo.gov, or a fax to (202) 512-1262; or by calling Toll Free 1-888-293-6498 or (202) 512-1530 between 7 a.m. and 5 p.m. Eastern time, Monday through Friday, except for Federal holidays. ¶The Congressional Record paper and 24x microfiche will be furnished by mail to subscribers, free of postage, at the following prices: paper edition, \$150.00 for six months, \$295.00 per year, or purchased for \$2.50 per issue, payable in advance; microfiche edition, \$141.00 per year, or purchased for \$1.50 per issue payable in advance. The semimonthly Congressional Record Index may be purchased for the same per issue prices. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington, D.C. 20402. ¶Following each session of Congress, the daily Congressional Record is revised, printed, permanently bound and sold by the Superintendent of Documents in individual parts or by sets. ¶With the exception of copyrighted articles, there are no restrictions on the republication of material from the Congressional Record.