

McConnell Amendment No. 3326, to provide for expedited judicial review of constitutional claims with respect to the Transportation Equity Act.

Pages S8894-99

DeWine Amendment No. 3327, to provide additional resources for the United States Coast Guard for drug interdiction efforts around the island of Hispaniola.

Pages S8906-07

Shelby (for McCain) Amendment No. 3328, to ensure that the policies and goals of the Amtrak Reform and Accountability Act of 1997 will be met.

Pages S8907-08

Shelby (for Specter) Amendment No. 3329, to clarify Delaware River Port Authority toll collection authority.

Page S8908

Shelby/Lautenberg Amendment No. 3330, relating to certain transportation issues.

Pages S8908-09

Shelby (for Johnson) Amendment No. 3331, to provide for the use of funds for the costs of biodiesel fuels.

Pages S8908-09

Shelby (for Durbin) Amendment No. 3332, to prohibit smoking on scheduled domestic and foreign airline flight segments taking off from or landing in the United States.

Pages S8908-09

Shelby (for Burns) Amendment No. 3333, relating to hazardous material transportation laws.

Pages S8908-09

Shelby (for Lautenberg/Kerry) Amendment No. 3334, to place certain requirements on the Federal Aviation Administration.

Pages S8908-09

Shelby (for D'Amato) Amendment No. 3335, to require the National Transportation Safety Board to reimburse the State of New York and local counties in New York for certain costs associated with the crash of TWA Flight 800.

Pages S8908-09

A unanimous-consent agreement was reached providing for a vote on passage of the bill to occur on Friday, July 24, 1998, at 9:15 a.m.

Page S8909

A unanimous-consent agreement was reached providing that following passage of S. 2307, and upon receipt of the House companion measure, that all after the enacting clause be stricken and the text of S. 2307, as passed by the Senate, be inserted in lieu thereof, that the House bill be passed, that the Senate insist on its amendment, request a conference with the House thereon, the Chair be authorized to appoint conferees on the part of the Senate, and that the passage of S. 2307 be vitiated, and the bill be indefinitely postponed.

Page S8909

Federal Credit Union Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 1151, to amend the Federal Credit Union Act to clarify existing law with regard to the field of membership of Federal credit unions, to preserve the integrity and purpose of Federal credit unions, and to enhance supervisory over-

sight of insured credit unions, on Friday, July 24, 1998.

Page S8852

Messages From the House: Pages S8913-14

Communications: Pages S8914-15

Executive Reports of Committees: Pages S8915-19

Statements on Introduced Bills: Pages S8919-23

Additional Cosponsors: Pages S8923-24

Amendments Submitted: Pages S8927-45

Notices of Hearings: Page S8945

Authority for Committees: Page S8946

Additional Statements: Pages S8946-50

Record Votes: Seven record votes were taken today. (Total-234) Pages S8817, S8822, S8837-38, S8800

Adjournment: Senate convened at 9 a.m., and adjourned at 9:14 p.m., until 9:15 a.m., on Friday, July 24, 1998. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S8952)

Committee Meetings

(Committees not listed did not meet)

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nominations of Patrick T. Henry, of Virginia, to be Assistant Secretary of the Army for Manpower and Reserve Affairs, Carolyn H. Becraft, of Virginia, to be Assistant Secretary of the Navy for Manpower and Reserve Affairs, and Ruby Butler DeMesme, of Virginia, to be Assistant Secretary of the Air Force for Manpower, Reserve Affairs, Installations and Environment, after the nominees testified and answered questions in their own behalf. Ms. DeMesme was introduced by Senator Glenn.

SOCIAL SECURITY REFORM

Committee on the Budget: Committee concluded hearings to examine long-term economic and budgetary effects of Social Security reform, after receiving testimony from Martin S. Feldstein, Harvard University, Cambridge, Massachusetts; and Rudolph G. Penner, Urban Institute, and Henry J. Aaron, Brookings Institution, both of Washington, D.C.

BOXING REFORM

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 2238, to reform unfair and anticompetitive practices in the professional boxing industry, after receiving testimony from James Nave and Marc Ratner, both of the Nevada State Athletic Commission, and Eddie Futch, all of Las Vegas, Nevada; Larry Hazard, New Jersey

State Athletic Control Board, Trenton; Walter R. Stone, Adler, Pollock & Sheehan, Providence, Rhode Island, on behalf of the International Boxing Federation; and Jose Sulaiman, World Boxing Council, Colonia Juarez, Mexico.

ARCTIC NATIONAL WILDLIFE REFUGE RESOURCES

Committee on Energy and Natural Resources: Committee concluded oversight hearings to review the process and the results of the recent United States Geological Survey assessment of oil and gas resources for on-shore areas of Federal lands, in State of Alaska waters, and on private Native lands within the boundaries of the Arctic National Wildlife Refuge 1002 Area, after receiving testimony from Thomas J. Casadevall, Acting-Director, and Kenneth J. Bird and David W. Houseknecht, both Geologists, all of the U.S. Geological Survey, Department of the Interior; and Kenneth A. Boyd, Alaska Department of Natural Resources, Anchorage.

LAND EXCHANGE/HISTORIC PRESERVATION

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation, and Recreation concluded hearings on the following bills:

S. 2109, to authorize an exchange of lands in Glacier Bay National Park and Preserve in Alaska, after receiving testimony from Richard Levitt, Gustavus Electric Company, Gustavus, Alaska;

S. 2257 and H.R. 1522, bills authorizing funds through fiscal year 2004 for the National Historic Preservation Fund, after receiving testimony from Virginia State Historic Preservation Officer H. Alexander Wise, Jr., Richmond, on behalf of the National Conference of State Historic Preservation Officers; and Edward M. Norton, Jr., National Trust for Historic Preservation, and Susan West Montgomery, Preservation Action, both of Washington, D.C.

S. 2276, to designate El Camino Real de los Tejas as a National Historic Trail, after receiving testimony from Thomas H. Eubanks, Louisiana Department of Culture, Recreation and Tourism, Baton Rouge; and

S. 2284, to establish the Minuteman Missile National Historic Site in the State of South Dakota, after receiving testimony from Tim J. Pavек, Minuteman II Deactivation Program, Ellsworth Air Force Base, South Dakota.

Testimony was also received on S. 2109, S. 2257, H.R. 1522, S. 2276, and S. 2284 (all listed above), and S. 2272, to amend the boundaries of the Grant-Kohrs Ranch National Historic Site in the State of Montana from Maureen Finnerty, Associate Director,

Operations, National Park Service, Department of the Interior.

BUSINESS MEETING

Committee on Environment and Public Works: Committee continued markup of S. 2131, to provide for the conservation and development of water and related resources, and to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, but did not complete action thereon, and will meet again on Wednesday, July 29.

FEMA REFORM

Committee on Environment and Public Works: Subcommittee on Clean Air, Wetlands, Private Property, and Nuclear Safety concluded hearings on proposals to reform the Federal Emergency Management Agency, after receiving testimony from James L. Witt, Director, Federal Emergency Management Agency; Mayor Hal Daub, Omaha, Nebraska, on behalf of the National League of Cities; Joseph F. Myers, Florida Division of Emergency Management, Tallahassee, on behalf of the National Emergency Management Association; Albert Ashwood, Oklahoma Department of Emergency Management, Oklahoma City; and Dan Summers, New Hanover County Department of Emergency Management, Wilmington, North Carolina.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Con. Res. 82, expressing the sense of Congress concerning the worldwide trafficking of persons, that has a disproportionate impact on women and girls, and is condemned by the international community as a violation of fundamental human rights, with amendments;

S. Con. Res. 103, expressing the sense of the Congress in support of the recommendations of the International Commission of Jurists on Tibet and on United States policy with regard to Tibet, with amendments;

An original bill to provide authorities with respect to the transfer of excess defense articles and the transfer of naval vessels under the Foreign Assistance Act of 1961 and the Arms Export Control Act;

S.J. Res. 54, finding the Government of Iraq in unacceptable and material breach of its international obligations, with an amendment;

The Amended Protocol on Prohibitions or Restrictions on the use of Mines, Booby-Traps and Other Devices (Protocol II or the amended Mines Protocol). (Protocols to the 1980 Convention on Prohibitions or Restrictions on the use of Certain Conventional Weapons Which May Be Deemed to be Excessively

Injurious or to Have Indiscriminate Effects) (Treaty Doc. 105-1), with 1 reservation, 9 understandings, and 14 conditions; and

The nominations of David G. Carpenter, of Virginia, for the rank of Ambassador while serving as Director of the Office of Foreign Missions, and to be Assistant Secretary of State for Diplomatic Security, John Bruce Craig, of Pennsylvania, to be Ambassador to the Sultanate of Oman, Bert T. Edwards, of Maryland, to be Chief Financial Officer, Department of State, Richard E. Hecklinger, of Virginia, to be Ambassador to the Kingdom of Thailand, James Howard Holmes, of Virginia, to be Ambassador to the Republic of Latvia, Charles F. Kartman, of Virginia, for the rank of Ambassador during his tenure of service as Special Envoy for the Korean Peace Talks, Theodore H. Kattouf, of Maryland, to be Ambassador to the United Arab Emirates, Elizabeth Davenport McKune, of Virginia, to be Ambassador to the State of Qatar, Steven Robert Mann, of Pennsylvania, to be Ambassador to the Republic of Turkmenistan, William B. Milam, of California, to be Ambassador to the Islamic Republic of Pakistan, Hugh Q. Parmer, of Texas, to be Assistant Administrator for Humanitarian Response, Agency for International Development, David Michael Satterfield, of Virginia, to be Ambassador to the Republic of Lebanon, Arthur Louis Schechter, of Texas, to be Ambassador to the Commonwealth of The Bahamas, Jonathan H. Spalter, of the District of Columbia, to be an Associate Director (Bureau of Information), United States Information Agency, Richard Nelson Swett, of New Hampshire, to be Ambassador to Denmark, Melissa Foelsch Wells, of Connecticut, to be Ambassador to the Republic of Estonia, Mary Beth West, of the District of Columbia, for the rank of Ambassador during her tenure of service as Deputy Assistant Secretary of State for Oceans, Fisheries and Space, and two Foreign Service Officer promotion lists received by the Senate on June 18, 1998 and July 15, 1998, respectively.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Robert C. Felder, of Florida, to be Ambassador to the Republic of Benin, James Vela Ledesma, of California, to be Ambassador to the Gabonese Republic and to serve concurrently and without additional compensation as Ambassador to the Democratic Republic of Sao Tome and Principe, Joseph H. Melrose Jr., of Pennsylvania, to be Ambassador to the Republic of Sierra Leone, George Mu, of California, to be Ambassador to the Republic of Cote d'Ivoire, Robert Cephas Perry, of Virginia, to be Ambassador to the Central African Republic, Joseph Gerard Sullivan, of Virginia, to be Ambas-

sador to the Republic of Angola, William Lacy Swing, of North Carolina, to be Ambassador to the Democratic Republic of the Congo, Kathryn Dee Robinson, of Tennessee, to be Ambassador to the Republic of Ghana, George McDade Staples, of Kentucky, to be Ambassador to the Republic of Rwanda, and John Melvin Yates, of Washington, to be Ambassador to the Republic of Cameroon, after the nominees testified and answered questions in their own behalf. Mr. Sullivan was introduced by Representative Ballenger, Ms. Robinson was introduced by Senator Frist, and Mr. Yates was introduced by Senator Moynihan.

INTERNATIONAL CRIMINAL COURT

Committee on Foreign Relations: Subcommittee on International Operations concluded hearings to examine whether a proposed United Nations international criminal court is in the national interest of the United States, after receiving testimony from David J. Scheffer, Ambassador-at-Large for War Crimes Issues, Department of State; and John R. Bolton, American Enterprise Institute, former Assistant Secretary of State for International Organization Affairs, and Lee A. Casey and David B. Rivkin, Jr., both of Hunton & Williams, all of Washington, D.C.

TELEPHONE CRAMMING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations concluded hearings to examine incidents of the fraudulent practice of telephone cramming, the billing of unauthorized services on a consumer's telephone bill, after receiving testimony from Lawrence E. Strickling, Deputy Chief, Common Carrier Bureau, Federal Communications Commission; Eileen Harrington, Associate Director for Marketing Practices, Bureau of Consumer Protection, Federal Trade Commission; Susan Grant, National Consumers League, Washington, D.C.; and Roy M. Neel, United States Telephone Association.

SOFTWARE INDUSTRY

Committee on the Judiciary: Committee concluded hearings to examine the current status of, and prospects for, competition and innovation in certain segments of the software industry, focusing on the future direction of business and Internet-related software and the extent to which competition and innovation may be suppressed by existing and/or potential monopoly power, and what basic principles of fair competition are necessary to facilitate continued growth and innovation in the software industry, after receiving testimony from Robert Glaser, Real Networks, Seattle, Washington; Lawrence J. Ellison, Oracle Corporation, Redwood Shores, California; Mitchell Kertzman, Sybase Inc., Emeryville, California;

Jeffrey Papows, Lotus Development Corporation, Cambridge, Massachusetts; and Michael Jeffress, Television Host, Inc., Harrisburg, Pennsylvania.

NOMINATIONS

Committee on Labor and Human Resources: Committee concluded hearings on the nominations of Ida L. Castro, of New York, and Paul M. Igasaki, of California, each to be a Member of the Equal Employment Opportunity Commission, after the nominees testified and answered questions in their own behalf. Ms. Castro was introduced by Senator D'Amato.

MEDICAL INDUSTRY Y2K COMPLIANCE

Special Committee on the Year 2000 Technology Problem: Committee concluded hearings to examine the potential impact of the Year 2000 technology information problem on the medical industry, focusing on the health industry's progress in preparing for Y2K, and its effect on data systems holding medical records and payment systems, medical devices for di-

agnostic testing, and patient monitors and life support systems, after receiving testimony from Kenneth W. Kizer, Under Secretary of Veterans Affairs for Health; Kevin L. Thurm, Deputy Secretary, Michael A. Friedman, Acting Commissioner, Food and Drug Administration, and Nancy-Ann Min DeParle, Administrator, Health Care Financing Administration, all of the Department of Health and Human Services; Daniel S. Nutkis, Odin Group, Nashville, Tennessee; Jennifer Jackson, Connecticut Hospital Association, Hartford, on behalf of the American Hospital Association; Donald J. Palmisano, New Orleans, Louisiana, on behalf of the American Medical Association; Ramin Mojdeh, Guidant Corporation, Indianapolis, Indiana, on behalf of the Health Industry Manufacturers Association; Gil R. Glover, Blue Cross and Blue Shield of Texas, Dallas, on behalf of the Blue Cross Blue Shield Association; and Joel Ackerman, Rx2000 Solutions Institute, Minneapolis, Minnesota.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 4313–4325; and 3 resolutions, H. Con. Res. 305–307, were introduced. Pages H6281–82

Reports Filed: Reports were filed as follows:

Report on the revised Suballocation of Budget Totals for fiscal year 1999 (H. Rept. 105–642); and

H. Res. 509, providing for consideration of H.R. 4250, to provide new patient protections under group health plans (H. Rept. 105–643). Page H6281

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Emerson to act as Speaker pro tempore for today. Page H6189

DoD Authorization Conference: Agreed to the Skelton motion to instruct conferees to insist upon the authorization levels provided in title II of the House bill for Theater Missile Defense programs and for space-based lasers by a yea and nay vote of 424 yeas with none voting “nay” and 1 voting “present”, Roll No. 322. Pages H6201–02

Subsequently, agreed to the Spence motion to close portions of the conference when classified information is under consideration, by a yea and nay vote of 412 yeas to 5 nays, Roll No. 323. Pages H6202–03

Partial-Birth Abortion Ban—Veto Override: The House voted to override the President's veto of H.R.

1122, to amend title 18, United States Code, to ban partial-birth abortions, by a yea and nay vote of 296 yeas to 132 nays, Roll No. 325. Pages H6203–13

Earlier agreed to discharge the Committee on the Judiciary from further consideration of H.R. 1122 by a yea and nay vote of 295 yeas to 131 nays, Roll No. 321. Pages H6193–H6201

Military Construction Appropriations: The House disagreed with the Senate amendment to H.R. 4059, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1999, and agreed to a conference. Page H6213

Appointed as conferees: Representatives Packard, Porter, Hobson, Wicker, Kingston, Parker, Tiahrt, Wamp, Livingston, Hefner, Olver, Edwards, Cramer, Dicks, and Obey. Page H6213

Interior Appropriations: The House passed H.R. 4193, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1999, by a yea and nay vote of 245 yeas to 181 nays, Roll No. 331. Pages H6213–18

The Obey motion to recommit the bill to the Committee on Appropriations with Instructions to report it back with an amendment limiting funds made available unless Representative Sidney R. Yates stands for election to the 106th Congress from the