

mass distribution of pirated, infringing works.

The Report of the Working Group recognizes that the LaMacchia case demonstrates that the current law is insufficient to prevent flagrant copyright violations in the NII context and generally supports the amendments to the copyright law and the criminal law (which sets out sanctions for criminal copyright violations) set forth in S.1122, introduced in the 104th Congress by Senators LEAHY and FEINGOLD following consultations with the Justice Department. This increasingly important problem must be solved and the Criminal Copyright Improvement Act, S.1122, is a necessary component of the legal changes we need to adapt to the emerging digital environment.

Today I join in sponsoring a bill that will help update our copyright law to the emerging electronic and digital age by revising basic copyright law definitions to take electronic transmissions into account. Further it endorses the use of copyright protection systems so that we may take fullest advantage of the technological developments that can be used to protect copyright and provide incentives for creativity. The bill provides graduated civil and criminal remedies for the circumvention of copyright protection systems through the use of false copyright management information.

Finally, it suggests certain limited exemptions for libraries and the visually impaired. In this bill and others we need carefully to construct the proper balance that will respect copyright, encourage and reward creativity and serve the needs of public access to works.

I believe that technological developments, such as the development of the Internet and remote computer information databases, are leading to important advancements in accessibility and affordability of information and entertainment services. We see opportunities to break through barriers previously facing those living in rural settings and those with physical disabilities. Democratic values can be served by making more information and services available.

The public interest requires the consideration and balancing of such interests. In the area of creative rights that balance has rested on encouraging creativity by ensuring rights that reward it while encouraging its public performance, distribution and display.

The Constitution speaks in terms of promoting the progress of science and useful arts, by securing for limited times to authors and inventors the exclusive right to their respective writings and discoveries. Technological developments and the emergence of the Global Information Infrastructure hold enormous promise and opportunity for creators, artists, copyright industries and the public. There are methods of distribution emerging that dramatically affect the role of copyright and the accessibility of art, literature,

music, film and information to all Americans.

I was pleased to work with Chairman HATCH, Senator THURMOND, Senator FEINSTEIN, Senator THOMPSON and others earlier this year to craft a bill creating a performance right in sound recordings, a matter that had been a source of contention for more than 20 years. That bill, The Digital Performance Rights in Sound Recordings Act of 1995, S.227, deals with digital transmissions, has already passed the Senate and should soon be the law of the land.

Senator HATCH and I have also previously joined to cosponsor the Anticounterfeiting Consumer Protection Act of 1995, S.1136, to add law enforcement tools against counterfeit goods and to protect the important intellectual property rights associated with trademarks. I anticipate prompt hearings on that important measure and its enactment this Congress.

I look forward to working with Chairman HATCH, the Chairman of the Judiciary, and others to adapt our copyright laws to the needs of the NII and the global information society, as well. The amendment of our copyright laws is an important and essential effort, one that merits our time and attention. I hope and trust that we will soon begin hearings on this important measure so that we may be sure to understand its likely impact both domestically and internationally. We must carefully balance the authors' interest in protection along with the public's interest in the accessibility of information.

Ours is a time of unprecedented challenge to copyright protection. Copyright has been the engine that has traditionally converted the energy of artistic creativity into publicly available arts and entertainment. Historically, Government's role has been to encourage creativity and innovation by protecting copyrights that create incentives for the dissemination to the public of new works and forms of expression. That is the tradition that I intend to continue in this bill, the NII Copyright Protection Act of 1995.

ADDITIONAL COSPONSORS

S. 44

At the request of Mr. MACK, his name was added as a cosponsor of S. 44, a bill to amend title 4 of the United States Code to limit State taxation of certain pension income.

At the request of Mr. REID, the names of the Senator from Alaska [Mr. MURKOWSKI], the Senator from Idaho [Mr. CRAIG], and the Senator from Utah [Mr. BENNETT] were added as cosponsors of S. 44, supra.

S. 112

At the request of Mr. DASCHLE, the name of the Senator from South Carolina [Mr. HOLLINGS] was added as a cosponsor of S. 112, a bill to amend the Internal Revenue Code of 1986 with re-

spect to the treatment of certain amounts received by a cooperative telephone company.

S. 704

At the request of Mr. SIMON, the name of the Senator from Washington [Mr. GORTON] was added as a cosponsor of S. 704, a bill to establish the Gambling Impact Study Commission.

S. 771

At the request of Mr. PRYOR, the name of the Senator from Utah [Mr. HATCH] was added as a cosponsor of S. 771, a bill to provide that certain Federal property shall be made available to States for State use before being made available to other entities, and for other purposes.

S. 960

At the request of Mr. SANTORUM, the name of the Senator from North Carolina [Mr. FAIRCLOTH] was added as a cosponsor of S. 960, a bill to amend title 18, United States Code, to exempt qualified current and former law enforcement officers from State laws prohibiting the carrying of concealed handguns, and for other purposes.

S. 1049

At the request of Mr. HEFLIN, the name of the Senator from Alabama [Mr. SHELBY] was added as a cosponsor of S. 1049, a bill to amend the National Trails Systems Act to designate the route from Selma to Montgomery as a National Historic Trail, and for other purposes.

S. 1086

At the request of Mr. MACK, his name was added as a cosponsor of S. 1086, a bill to amend the Internal Revenue Code of 1986 to allow a family-owned business exclusion from the gross estate subject to estate tax, and for other purposes.

At the request of Mr. DOLE, the name of the Senator from Tennessee [Mr. FRIST] was added as a cosponsor of S. 1086, supra.

S. 1088

At the request of Mr. COHEN, the names of the Senator from Arkansas [Mr. PRYOR], the Senator from New Jersey [Mr. BRADLEY], and the Senator from Louisiana [Mr. JOHNSTON] were added as cosponsors of S. 1088, a bill to provide for enhanced penalties for health care fraud, and for other purposes.

S. 1144

At the request of Mr. MURKOWSKI, the name of the Senator from Montana [Mr. BURNS] was added as a cosponsor of S. 1144, a bill to reform and enhance the management of the National Park System, and for other purposes.

S. 1166

At the request of Mr. LUGAR, the names of the Senator from Florida [Mr. MACK] and the Senator from Oregon [Mr. PACKWOOD] were added as cosponsors of S. 1166, a bill to amend the Federal Insecticide, Fungicide, and Rodenticide Act, to improve the registration of pesticides, to provide minor use crop protection, to improve

pesticide tolerances to safeguard infants and children, and for other purposes.

S. 1228

At the request of Mr. D'AMATO, the name of the Senator from Arizona [Mr. KYL] was added as a cosponsor of S. 1228, a bill to impose sanctions on foreign persons exporting petroleum products, natural gas, or related technology to Iran.

S. 1253

At the request of Mr. ABRAHAM, the name of the Senator from Kentucky [Mr. McCONNELL] was added as a cosponsor of S. 1253, a bill to amend the Controlled Substances Act with respect to penalties for crimes involving cocaine, and for other purposes.

S. 1254

At the request of Mr. ABRAHAM, the name of the Senator from Kentucky [Mr. McCONNELL] was added as a cosponsor of S. 1254, a bill to disapprove of amendments to the Federal Sentencing Guidelines relating to lowering of crack sentences and sentences for money laundering and transactions in property derived from unlawful activity.

SENATE RESOLUTION 176—RELATING TO EXPENDITURES FOR OFFICIAL OFFICE EXPENSES

Mr. WARNER (for himself and Mr. FORD) submitted the following resolution; which was considered and agreed to:

S. RES. 176

Resolved, That section 2(3) of Senate Resolution 294, Ninety-sixth Congress, agreed to April 29, 1980, is amended—

(1) by striking "and" after "Capitol" and inserting a comma; and

(2) by inserting before the semicolon at the end the following: ", and copies of the calendar 'We The People' published by the United States Capitol Historical Society".

SEC. 2. Copies of the calendar "We The People" published by the United States Capitol Historical Society shall be deemed to be Federal publications described in section 6(b)(1)(B)(v) of Public Law 103-283.

AMENDMENTS SUBMITTED

THE DEPARTMENT OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATIONS ACT, 1996

GRAMS (AND MCCAIN) AMENDMENT NO. 2811

(Ordered to lie on the table.)

Mr. GRAMS (for himself and Mr. MCCAIN) submitted an amendment intended to be proposed by them to the bill (H.R. 2076) making appropriations for the Department of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996, and for other purposes; as follows:

Beginning on page 115, strike line 11 and all that follow through line 2 on page 116.

SHELBY (AND OTHERS) AMENDMENT NO. 2812

(Ordered to lie on the table.)

Mr. SHELBY (for himself, Mr. LOTT, Mr. FAIRCLOTH, Mr. INHOFE, Mr. SIMPSON, and Mr. BROWN) submitted an amendment intended to be proposed by them to the bill H.R. 2076, supra, as follows:

On page 46, line 16, strike "and".

On page 46, line 20, strike the period and insert a semicolon.

On page 46, between lines 20 and 21, insert the following:

"(8) assurances that the State or States have implemented a requirement that each inmate must perform not less than 48 hours of work per week, which shall not be waived except as required by—

"(A) security conditions;

"(B) disciplinary action; or

"(C) medical certification of a disability that would make it impracticable for prison officials to arrange useful work for the inmate to perform; and

"(9) assurances that the State or States require that prison officials shall not provide to any inmate failing to meet the requirements of paragraph (8), privileges, including—

"(A) access to television;

"(B) access to bodybuilding or weight lifting equipment;

"(C) access to recreational sports;

"(D) unmonitored telephone calls, except when between the inmate and the immediate family or attorney of the inmate;

"(E) instruction or training equipment for boxing, wrestling, judo, karate, or other martial art;

"(F) except for use during required work, the use or possession of any electrical or electronic musical instrument;

"(G) an in-cell coffee pot, hot plate, or heating element;

"(H) food exceeding in quality or quantity to that which is available to enlisted personnel in the United States Army;

"(I) dress, hygiene, grooming, and appearance other than those allowed as standard in the prison, unless required for disciplinary action or a medical condition; or

"(J) equipment or facilities for publishing or broadcasting material not approved by prison officials as being consistent with prison order and discipline.

GRAMM AMENDMENT NO. 2813

Mr. GRAMM proposed an amendment to the bill H.R. 2076, supra; as follows:

On page 15, line 23 strike "148,280,000" and insert in lieu thereof "168,280,000".

On page 15, line 24 strike "and".

On page 16, line 2 after "103-322" insert "; and of which \$2,000,000 shall be for activities authorized by section 210501 of Public Law 103-322".

On page 20, line 8 strike "\$114,463,000" and insert in lieu thereof "\$104,463,000".

On page 115, line 9 strike "\$40,000,000" and insert in lieu thereof "\$22,000,000".

On page 123, line 1 strike "\$3,000,000" and insert in lieu thereof "300,000".

On page 151, line 16 strike "(1)" and insert "(2)".

On page 151, line 18, strike "(2) and (3)" and insert "(3) and (4)".

On page 151, line 19 strike "(2)" and insert "(3)".

On page 152, line 13 strike "(3)" and insert "(4)".

On page 153, line 14 strike "(4)" and insert "(5)".

On page 154, line 21 strike "(5)" and insert "(6)".

On page 155, line 3 strike "(6)" and insert "(7)".

On page 155, line 9 strike "(7)" and insert "(8)".

On page 155, line 19 strike "(8)" and insert "(9)".

On page 151, line 16 after "Sec. 614." insert "(1) This Act may be cited as the Equal Opportunity Act of 1995."

On page 161, line 25 strike "\$115,000,000" and insert in lieu thereof "\$140,000,000".

HATFIELD (AND HOLLINGS) AMENDMENT NO. 2814

Mr. HATFIELD (for himself and Mr. HOLLINGS) proposed an amendment to the bill H.R. 2076, supra; as follows:

At the end of the Committee Amendment beginning on page 2, line 9, insert the following:

The amount from the Violent Crime Reduction Trust Fund for the Edward Byrne Memorial State and Local Law Enforcement Assistance Programs is reduced by \$75,000,000.

The following sums are appropriated in addition to such sums provided elsewhere in this Act.

For the Department of Justice, Edward Byrne Memorial State and Local Law Enforcement Assistance Programs, \$75,000,000.

For the Department of Commerce, International Trade Administration, "Operations and Administration", \$8,100,000; for the Minority Business Development Agency, "Minority Business Development", \$32,789,000; for the National Telecommunication and Information Administration, "Salaries and Expenses", \$3,000,000; for the Patent and Trademark Office "Salaries and Expenses", \$26,000,000; for the National Institute of Standards and Technology, "Industrial Technology Services", \$25,000,000; for the National Institute of Standards and Technology, "Construction of Research Facilities", \$3,000,000; and the amount for the Commerce Reorganization Transition Fund is reduced by \$10,000,000.

For the Department of State, Administration of Foreign Affairs "Diplomatic and Consular Programs", \$135,635,000; for "Salaries and Expenses", \$32,724,000; for the "Capital Investment Fund", \$8,200,000.

For the United States Information Agency, "Salaries and Expenses", \$9,000,000; for the "Technology Fund", \$2,000,000; for the "Educational and Cultural Exchange Programs", \$20,000,000 of which \$10,000,000 is for the Fulbright program; for the Eisenhower Exchanges, \$837,000; for the "International Broadcasting Operations", \$10,000,000; and for the East West Center, \$10,000,000.

For the United States Sentencing Commission, "Salaries and Expenses", \$1,460,000; for the International Trade Commission, "Salaries and Expenses", \$4,250,000; for the Federal Trade Commission "Salaries and Expenses", \$9,893,000; for the Marine Mammal Commission, "Salaries and Expenses", \$384,000; for the Securities and Exchange Commission, "Salaries and Expenses", \$29,740,000; and for the Small Business Administration, \$30,000,000.

For the United States Sentencing Commission, "Salaries and Expenses", \$1,460,000; for the International Trade Commission, "Salaries and Expenses", \$4,250,000; for the Federal Trade Commission "Salaries and Expenses", \$9,893,000; for the Marine Mammal Commission, "Salaries and Expenses", \$384,000; for the Securities and Exchange Commission, "Salaries and Expenses", \$29,740,000; and for the Small Business Administration, \$30,000,000.

BIDEN (AND OTHERS) AMENDMENT NO. 2815

Mr. BIDEN (for himself, Mr. HATCH, Mr. HOLLINGS, Mr. GRAMM, Mr. WELLSTONE, Mrs. BOXER, Mr. KOHL, Mr. KERRY, Mr. INOUE, Mr. AKAKA, Mr. LEAHY, Mr. HARKIN, Ms. MIKULSKI, Mr. ROCKEFELLER, Mr. BRADLEY, Mr. CONRAD, Mrs. FEINSTEIN, Ms. MOSELEY-BRAUN, Mr. DODD, Mr. ROBB, Mr. SARBANES, Mr. DORGAN, Mr. SPECTER, Ms.