

by Mr. HATFIELD to the bill H.R. 1158, supra; as follows:

Insert after page 7, line 18:

INTERNATIONAL BROADCASTING OPERATORS
(RESCISSION)

Of the funds made available under the heading to the Board for International Broadcasting in Public Law 103-317, \$40,500,000 are rescinded.

On page 27, delete lines 4 through 12.

On page 36, line 10, strike "\$26,360,000" and insert "\$17,791,000".

On page 36, line 12, strike "\$29,360,000" and insert "\$11,965,000".

HATFIELD (AND BYRD) AMENDMENT NO. 580

Mr. HATFIELD (for himself and Mr. BYRD) proposed an amendment to the bill H.R. 1158, supra; as follows:

On page 26, line 12 reduce the sum named by "\$200,000,000".

On page 26, line 20, reduce the sum named by "\$200,000,000".

On page 27, line 21, strike "\$3,221,397,000" and insert in lieu thereof: "\$3,201,397,000".

HATFIELD AMENDMENTS NOS. 581-582

Mr. HATFIELD proposed two amendments to the bill H.R. 1158, supra; as follows:

AMENDMENT NO. 581

In Amendment number 437 to Amendment 435 strike the following:

Of the funds made available under this heading in Public Laws 101-136, 101-509, 102-27, 102-141, 102-393, 103-123, 103-329, \$1,842,885,000 are rescinded from the following projects in the following amounts:

and insert in lieu, thereof:

Of the funds made available under this heading in Public Laws 101-136, 101-509, 102-27, 102-141, 102-393, 103-123, 103-329, \$1,894,000 are rescinded from the following projects in the following amounts:

and strike:

Tucson, Federal building, U.S. Courthouse, \$121,890,000 and insert in lieu thereof:

Tucson, Federal building, U.S. Courthouse, \$80,974,000.

AMENDMENT NO. 582

On page 44 line 16 insert: "Provided further, Of the available contract authority balances under this heading in Public Law 97-424, \$13,340,000 are rescinded; and of the available balances under this heading in Public Law 100-17, \$126,608,000 are rescinded."

LAUTENBERG AMENDMENT NO. 583

Mr. HATFIELD (for Mr. LAUTENBERG) proposed an amendment to the bill H.R. 1158, supra; as follows:

On page 43, line 17, strike the numeral and insert \$1,318,000,000.

On page 46, strike all beginning on line 6 through the end of line 11.

BURNS AMENDMENT NO. 584

Mr. HATFIELD (for Mr. BURNS) proposed an amendment to the bill H.R. 1158, supra; as follows:

At the appropriate place insert the following:

(a) SCHEDULE FOR NEPA COMPLIANCE.—Each National Forest System unit shall establish and adhere to a schedule for the completion of National Environmental Policy

Act of 1969 (42 U.S.C. 4321 et seq.) analysis and decisions on all allotments within the National Forest System unit for which NEPA analysis is needed. The schedule shall provide that not more than 20 percent of the allotments shall undergo NEPA analysis and decisions through Fiscal Year 96.

(b) * * * other law, term grazing permits which expire or are waived before the NEPA analysis and decision pursuant to the schedule developed by individual forest Service System units, shall be issued on the same terms and conditions and for the full term of the expired or waived permit. Upon completion of the scheduled NEPA analysis and decision for the allotment, the terms and conditions of existing grazing permits may be modified or re-issued, if necessary to conform to such NEPA analysis.

(c) EXPIRED PERMITS.—This section shall only apply to permits which were not extended or replaced with a new term grazing permit solely because the analysis required by NEPA and other applicable laws has not been completed and also shall include permits that expired in 1994 and 1995 before the date of enactment of this Act.

MCCAIN AMENDMENT NO. 585

Mr. HATFIELD (for Mr. MCCAIN) proposed an amendment to the bill H.R. 1158, supra; as follows:

In Title II—General Provisions, SEC. 2001 Timber Sales, add the following to the end of subsection (6) SALE PREPARATION.: The Director of the Office of Personnel Management, and the Secretary of the relevant Department, shall provide a summary report to the governmental affairs committees of the House and Senate regarding the number of incentive payment recipients who were rehired, their terms of reemployment, their job classifications, and an explanation, in the judgment of the agencies, of how such reemployment without repayment of the incentive payments received is consistent with the original waiver provision of P.L. 103-226.

This report shall not be conducted in a manner that would delay the rehiring of any former employees under this Act, or effect the normal confidentiality of federal employees.

JEFFORDS AMENDMENT NO. 586

Mr. HATFIELD (for Mr. JEFFORDS) proposed an amendment to the bill H.R. 1158, supra; as follows:

On page 14, line 12 strike \$81,500,000 and insert "\$71,500,000".

On page 13, strike the figure on line 24 and insert "\$60,000,000".

PELL AMENDMENT NO. 587

Mr. HATFIELD (for Mr. PELL) proposed an amendment to the bill H.R. 1158, supra; as follows:

On page 33, line 9, strike "\$236,417,000" and insert "\$242,417,000".

On page 33, line 14, strike "\$8,900,000" and insert "\$14,900,000".

On page 34, line 4, strike "\$60,566,000" and insert "\$54,566,000".

On page 34, line 7, strike "\$8,891,000" and insert "\$2,891,000".

KENNEDY AMENDMENT NO. 588

Mr. HATFIELD (for Mr. KENNEDY) proposed an amendment to the bill H.R. 1158, supra; as follows:

On page 36 after line 5, insert:

"PROGRAM ADMINISTRATION

"(RESCISSION)

"Of the funds made available under this heading in Public Law 103-333, \$4,424,000 are rescinded."

On page 34, line 18, strike "\$57,783,000" and insert in lieu "\$53,359,000".

On Page 35, line 2, strike "\$6,424,000", and insert in lieu of "\$2,000,000".

AKAKA AMENDMENT NO. 589

Mr. HATFIELD (for Mr. AKAKA) proposed an amendment to the bill H.R. 1158, supra; as follows:

On page 31, strike line 9 and insert the following: "Public Law 103-333, \$10,988,000 are rescinded."

On page 31, between lines 9 and 10, insert the following:

"Of the funds made available under this heading in Public Law 103-333 and reserved by the Secretary pursuant to section 674(a)(1) of the Community Services Block Grant Act, \$1,900,000 are rescinded."

On page 32, line 5, strike \$2,918,000" and insert "\$4,018,000".

KEMPTHORNE AMENDMENT NO. 590

Mr. HATFIELD (for Mr. KEMPTHORNE) proposed an amendment to the bill H.R. 1158, supra; as follows:

On page 11, line 19, strike "\$2,000,000 are rescinded." and insert the following: \$2,500,000 are rescinded.

ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS

For the Advisory Commission on Intergovernmental Relations for purposes of section 306 of the Unfunded Mandates Reform Act of 1995 (Public Law 104-4), \$500,000.

INOUE AMENDMENT NO. 591

Mr. HATFIELD (for Mr. INOUE) proposed an amendment to the bill H.R. 1158, supra; as follows:

In chapter V of title I, under the heading "CONSTRUCTION" under the heading "SMITHSONIAN INSTITUTION" under the heading "OTHER RELATED AGENCIES" strike "Provided further, That notwithstanding any other provision of law, the provisions of the Davis-Bacon Act shall not apply to any contract associated with the construction of facilities for the National Museum of the American Indian."

WELLSTONE AMENDMENT NO. 592

Mr. HATFIELD (for Mr. WELLSTONE) proposed an amendment to the bill H.R. 1158, supra; as follows:

On page 29, line 16, strike "\$2,185,985,000" and insert in lieu thereof \$2,191,435,000".

At the appropriate place in the bill insert the following notwithstanding any other provision of this Act, administrative expenses and travel shall further be reduced by \$5,500,000.

DISTRICT OF COLUMBIA FINANCIAL RESPONSIBILITY AND MANAGEMENT ASSISTANCE ACT

COHEN (AND OTHERS) AMENDMENT NO. 593

Mr. THOMPSON (for Mr. COHEN for himself, Mr. ROTH, and Mr. JEFFORDS) proposed an amendment to the bill

(H.R. 1345) to eliminate budget deficits and management inefficiencies in the government of the District of Columbia through the establishment of the District of Columbia through the establishment of the District of Columbia Financial Responsibility and Management Assistance Authority, and for other purposes; as follows:

On page 7, line 2, strike "or".

On page 7, line 6, strike the period at the end and insert a semicolon.

On page 7, between lines 6 and 7, insert the following:

(3) to amend, supersede, or alter the provisions of title 11 of the District of Columbia Code, or sections 431 through 434, 445, and 602(a)(4) of the District of Columbia Self-Government and Governmental Reorganization Act (pertaining to the organization, powers, and jurisdiction of the District of Columbia courts); or

(4) to authorize the application of section 103(e) or 303(b)(3) of this Act (relating to issuance of subpoenas) to judicial officers or employees of the District of Columbia courts.

On page 10, strike lines 7 through 9 and insert the following new paragraph:

"(4) maintains a primary residence in the District of Columbia or has a primary place of business in the District of Columbia."

On page 12, strike lines 17 through 24 and insert the following:

(c) INAPPLICABILITY OF CERTAIN EMPLOYMENT AND PROCUREMENT LAWS.—

(1) CIVIL SERVICE LAWS.—The Executive Director and staff of the Authority may be appointed without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and paid without regard to the provisions of chapter 51 and subchapter III of chapter 53 of that title relating to classification and General Schedule pay rates.

(2) DISTRICT EMPLOYMENT AND PROCUREMENT LAWS.—The Executive Director and staff of the Authority may be appointed and paid without regard to the provisions of the District of Columbia Code governing appointments and salaries. The provisions of the District of Columbia Code governing procurement shall not apply to the Authority.

PAKISTAN RESOLUTION

PRESSLER AMENDMENT NO. 594

Mr. THOMPSON (for Mr. PRESSLER) proposed an amendment to the resolution (S.Res. 102) to express the sense of the Senate concerning Pakistan and the impending visit of Prime Minister Bhutto; as follows:

On line 4 of page 2, after "the", add the following—"people of the".

SEXUAL CRIMES AGAINST CHILDREN PREVENTION

GRASSLEY (AND OTHERS) AMENDMENT NO. 595

Mr. THOMPSON (for Mr. GRASSLEY for himself, Mr. HATCH, Mr. ROTH, and Mr. THURMOND) proposed an amendment to the bill (H.R. 1240) to combat crime by enhancing the penalties for certain sexual crimes against children; as follows:

On page 1, strike all after enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Sex Crimes Against Children Prevention Act of 1995".

SEC. 2. INCREASED PENALTIES FOR CERTAIN CONDUCT INVOLVING THE SEXUAL EXPLOITATION OF CHILDREN.

The United States Sentencing Commission shall amend the sentencing guidelines to—

(1) increase the base offense level for an offense under section 2251 of title 18, United States Code, by at least 2 levels; and

(2) increase the base offense level for an offense under section 2252 of title 18, United States Code, by at least 2 levels.

SEC. 3. INCREASED PENALTIES FOR USE OF COMPUTERS IN SEXUAL EXPLOITATION OF CHILDREN.

The United States Sentencing Commission shall amend the sentencing guidelines to increase the base offense level by at least 2 levels for an offense committed under section 2251(c)(1)(A) or 2252(a) of title 18, United States Code, if a computer was used to transmit the notice or advertisement to the intended recipient or to transport or ship the visual depiction.

SEC. 4. INCREASED PENALTIES FOR TRANSPORTATION OF CHILDREN WITH INTENT TO ENGAGE IN CRIMINAL SEXUAL ACTIVITY.

The United States Sentencing Commission shall amend the sentencing guidelines to increase the base offense level for an offense under section 2423(a) of title 18, United States Code, by at least 3 levels.

SEC. 5. TECHNICAL CORRECTION.

Section 2423(b) of title 18, United States Code, is amended by striking "2245" and inserting "2246".

SEC. 6. REPORT BY THE UNITED STATES SENTENCING COMMISSION.

Not later than 180 days after the date of the enactment of this Act, the United States Sentencing Commission shall submit a report to Congress concerning offenses involving child pornography and other sex offenses against children. The Commission shall include in the report—

(1) an analysis of the sentences imposed for offenses under sections 2251, 2252, and 2423 of title 18, United States Code, and recommendations regarding any modifications to the sentencing guidelines that may be appropriate with respect to those offenses;

(2) an analysis of the sentences imposed for offenses under sections 2241, 2242, 2243, and 2244 of title 18, United States Code, in cases in which the victim was under the age of 18 years, and recommendations regarding any modifications to the sentencing guidelines that may be appropriate with respect to those offenses;

(3) an analysis of the type of substantial assistance that courts have recognized as warranting a downward departure from the sentencing guidelines relating to offenses under section 2251 or 2252 of title 18, United States Code;

(4) a survey of the recidivism rate for offenders convicted of committing sex crimes against children, an analysis of the impact on recidivism of sexual abuse treatment provided during or after incarceration or both, and an analysis of whether increased penalties would reduce recidivism for those crimes; and

(5) such other recommendations with respect to the offenses described in this section as the Commission deems appropriate.

Mr. GRASSLEY. Mr. President, I rise to offer an amendment to H.R. 1240, the Sexual Crimes Against Children Prevention Act of 1995. H.R. 1240 seeks to enhance prison time as well as fines for

child pornographers who use computers to trade in child pornography. I believe that this penalty enhancement is an important measure and the Grassley-Hatch-Thurmond amendment merely clarifies what the House intended to do in order to remove any possible confusion in the future.

Computers are now the preferred business forum for child pornographers. Due to modern technology, predatory pedophiles sell, purchase and swap the most vile depictions of children engaged in the most outrageous types of sexual conduct.

Simply put, child pornography on computers is dangerous and must be stopped. In the past, whenever, State or Federal law enforcement agents arrested a child pornographer, or ring of child pornographers, they seized and then destroyed the child pornography. This kept child pornography out of the hands of child molesters and preserved the privacy of the children who had been so callously exploited. But now, because of digital computer technology, it is nearly impossible to actually destroy child pornography. That means there will be more child pornography for child molesters and less privacy for abused children. We in Congress must do something.

H.R. 1240 and the Grassley-Hatch-Thurmond amendment would discourage child pornographers from using computers to trade in child pornography. And when the U.S. Sentencing Commission reports to us this fall on how computer child pornographers are being punished, I will take a close look to see if there is anything the Senate can do to provide even more protection to children.

Mr. HATCH. Mr. President, I am pleased to join with Senators GRASSLEY and THURMOND in offering the Sex Crimes Against Children Prevention Act of 1995.

Obscenity is a plague upon the moral fabric of this great Nation. It poisons the minds and spirits of our youth and fuels the growth of organized crime. Child pornography, a particularly pernicious evil, is something that no civilized society can tolerate.

To this end, I am introducing legislation to increase the penalties imposed under sections 2251 and 2252 of title 18 of the United States Code, upon those who exploit and degrade the weakest and most helpless members of our society, our children. Those persons who choose to engage in sexual exploitation of children, whether to satisfy prurient desire or to gain filthy lucre, must be made to feel the full weight of the law and suffer a punishment commensurate with the seriousness of their offense.

In addition to increasing the penalties for distributing child pornography or otherwise sexually exploiting children, I am pleased to note that this legislation helps our law enforcement efforts in this area keep pace with changing technology by increasing the penalties for the use of computers in connection with the distribution of