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Senate

(Legislative day of Monday, May 1, 1995)

The Senate met at 9:30 a.m., on the expiration of the recess, and was called to order by the President pro tempore [Mr. THURMOND].

PRAYER

The Chaplain, Dr. Lloyd John Ogilvie, offered the following prayer:

Let us pray:

Lord God, You are infinite, eternal, unchangeable, and the source of wisdom, holiness, goodness, and truth. Today we want to hold together two Biblical admonitions. We are told that the fear of the Lord is the beginning of wisdom but also that we are not to fear. Help us to distinguish between the humble awe and wonder that opens us to the gift of Your guidance, and the negative panic that so often grips our souls.

Give us a profound reverence in Your presence that keeps us on the knees of our hearts. May we never presume that we are adequate for a day's challenges until we have received Your strength and vision. Give us the confidence that comes from trust in Your reliability and resourcefulness. You never let us down and constantly lift us up.

Lord, liberate us from all minor fears that haunt us: the fear of hidden memories, the fear of imagined failure, and the fear of what is ahead. We may not know what the future holds, but we do know that You hold the future. In the name of Him whose constant watchword is "Fear not, I am with you!" Amen.

RECOGNITION OF THE ACTING MAJORITY LEADER

The PRESIDENT pro tempore. The acting majority leader is recognized.

SCHEDULE

Mr. THOMAS. Mr. President, this morning the leader time has been reserved. The Senate will immediately

resume consideration of S. 534, the solid waste disposal bill.

Senators should be aware that rollcall votes will occur this morning at 10 o'clock on invoking cloture on the substitute amendment to the solid waste bill.

As a reminder, Senators will have until 10 o'clock this morning to file any second-degree amendments to the substitute. Further amendments are expected to the bill, therefore, additional rollcall votes are anticipated throughout today's session of the Senate.

The majority leader has indicated that the Senate may also be asked to turn to consideration of H.R. 483, the Medicare select bill.

INTERSTATE TRANSPORTATION OF MUNICIPAL SOLID WASTE ACT

The PRESIDING OFFICER (Mr. THOMAS). The Senate will resume consideration of S. 534.

The clerk will report the bill.

The assistant legislative clerk read as follows:

A bill (S. 534) to amend the Solid Waste Disposal Act to provide authority for States to limit the interstate transportation of municipal solid waste, and for other purposes.

Mr. CHAFEE. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. STEVENS. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

ORDER OF PROCEDURE

Mr. STEVENS. Mr. President, I ask unanimous consent that I be permitted to make an announcement concerning

hearings without regard to the pending bill.

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

FEDERAL PENSION REVIEW HEARINGS

Mr. STEVENS. Mr. President, several months ago there was an expression of interest in the subject of congressional pension reform raised by my good friend from Nevada, Senator BRYAN. His concern about the subject, which was raised here on the floor, was supported by the majority leader, and there was concurrence that it would be appropriate to schedule hearings later in the year on this subject.

Mr. President, to address the concern raised by Senator BRYAN and the majority leader, I wish to announce that the Subcommittee on Post Office and Civil Service, which I chair, has scheduled hearings on Federal pension plans for Monday, May 15, and Monday, May 22, at 2 p.m. They will be held in room 342 of the Dirksen Building.

The May 15 hearing will be devoted to the mechanics of Federal pension plans, including their application to Congress, and a review of proposals for modifying congressional pension coverage. The May 22 hearing will be a broad discussion of Federal plans, and will include a comparison with private sector pension plans. GAO will review the considerable research which they have compiled in this area.

There are several goals to these hearings which include taking a close look at congressional pension coverage; assessing the merits of the differential between this coverage and standard Federal pension coverage; and reviewing the Federal pension systems to determine if changes need to be made which would enhance the current plans, and also protect the financial soundness of these systems.

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



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I thank the Chair for the opportunity to announce these hearings.

I suggest the absence of a quorum. The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. THURMOND. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

INTERSTATE TRANSPORTATION OF MUNICIPAL SOLID WASTE ACT

The Senate continued with the consideration of the bill.

CLOTURE MOTION

The PRESIDING OFFICER. Under the previous order, the hour of 10 o'clock having arrived, the clerk will report the motion to invoke cloture.

The assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close debate on the pending committee substitute amendment to S. 534, the solid waste disposal bill

John H. Chafee, Bob Dole, Bob Smith, Jim Jeffords, Hank Brown, Kit Bond, Orrin Hatch, Spencer Abraham, Jon Kyl, Larry E. Craig, Kay Bailey Hutchison, Trent Lott, R.F. Bennett, Pete V. Domenici, Dirk Kempthorne, Jesse Helms.

CALL OF THE ROLL

The PRESIDING OFFICER. By unanimous consent, the quorum call has been waived.

VOTE

The PRESIDING OFFICER. The question is, Is it the sense of the Senate that debate on the pending committee substitute amendment to S. 534, the solid waste disposal bill, shall be brought to a close? The yeas and nays are required. The clerk will call the roll.

The legislative clerk called the roll.

Mr. LOTT. I announce that the Senator from Pennsylvania [Mr. SPECTER] and the Senator from Virginia [Mr. WARNER] are necessarily absent.

Mr. FORD. I announce that the Senator from Rhode Island [Mr. PELL] is necessarily absent.

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

The yeas and nays resulted—yeas 50, nays 47, as follows:

[Rollcall Vote No. 165 Leg.]

YEAS—50

Abraham	Brown	Coats
Ashcroft	Burns	Cochran
Bennett	Campbell	Cohen
Bond	Chafee	Coverdell

Craig	Hutchison	Packwood
DeWine	Inhofe	Pressler
Dole	Jeffords	Roth
Domenici	Kassebaum	Santorum
Faircloth	Kempthorne	Shelby
Frist	Kyl	Simpson
Gramm	Lott	Smith
Grams	Lugar	Snowe
Grassley	Mack	Stevens
Gregg	McCain	Thomas
Hatch	McConnell	Thompson
Hatfield	Murkowski	Thurmond
Helms	Nickles	

NAYS—47

Akaka	Feingold	Leahy
Baucus	Feinstein	Levin
Biden	Ford	Lieberman
Bingaman	Glenn	Mikulski
Boxer	Gorton	Moseley-Braun
Bradley	Graham	Moynihan
Breaux	Harkin	Murray
Bryan	Heflin	Nunn
Bumpers	Hollings	Pryor
Byrd	Inouye	Reid
Conrad	Johnston	Robb
D'Amato	Kennedy	Rockefeller
Daschle	Kerrey	Sarbanes
Dodd	Kerry	Simon
Dorgan	Kohl	Wellstone
Exon	Lautenberg	

NOT VOTING—3

Pell	Specter	Warner
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The PRESIDING OFFICER. Three-fifths of the Senators duly chosen and sworn not having voted in the affirmative, the motion is not agreed to.

Mr. CHAFEE. Mr. President, many people have asked what is going to happen for the remainder of the day. What we would very much like to do is get these amendments disposed of as quickly as possible. I know that many people have plans. We would like to see how many amendments there are around here. I think most of the players are here. If people could tell us who has an amendment, then we could figure where we go from here.

Now, who has an amendment? All right. Senator COATS. We are conscious of his. Senator GORTON. We are conscious of his. That is the same one as Senator MURRAY's, right?

Mr. GORTON. That is correct.

Mr. CHAFEE. Who else? Senator DORGAN has an amendment. I hope people will speak up because we would like to close out the amendments, if possible, if we can get an agreement. Senator BOXER, I am sure, has one. We are not seeking a big list. I know Senator BOXER has an amendment. Senator D'AMATO.

Mr. D'AMATO. I may have some very comprehensive, exhaustive amendments. I hope I do not have to offer them.

Mr. CHAFEE. We hope you do not, too. If you can check with your Cloakroom and see, we will do the same. We want to press this along and hopefully finish today. We know a lot of people have engagements.

Mr. MURKOWSKI addressed the Chair.

The PRESIDING OFFICER. The Senator from Alaska.

Mr. MURKOWSKI. I have a very brief statement with regard to the legislation. If you are looking for a few moments of free time, I could do that.

Mr. CHAFEE. If the Senator could withhold for a minute.

Mr. MURKOWSKI. Sure.

Mr. CHAFEE. Is Senator DORGAN ready to go?

This would involve a rollcall vote on Senator DORGAN's amendment, if he proceeds with it.

Mr. MURKOWSKI. My statement is very short and is on the bill.

Mr. CHAFEE. Mr. President, I ask if we could give 30 seconds or 1 minute to the Senator from Alaska to make a statement, and then if I could have the floor again, we will return to Senator DORGAN's amendment.

The PRESIDING OFFICER. The Senator from Alaska [Mr. MURKOWSKI] is recognized.

AMENDMENT NO. 861

Mr. MURKOWSKI. Mr. President, I want to thank Senator CHAFEE, and Senator BAUCUS, the floor managers; Senator SMITH, the subcommittee chairman; and Senator KEMPTHORNE for accepting my amendment last night which extends the efforts of Senator KEMPTHORNE, who amended the interstate waste disposal act to provide for practicable solid waste regulations that take into account the remote nature of Alaska Native villages—that is, relief from covering landfills, controlling access to landfills by an operator, et cetera—to cover all Alaska villages.

This provision is not a blanket exemption from all landfill standards for these facilities; rather, the governor of Alaska will have flexibility to set appropriate standards based on local conditions.

My amendment provides for workable solid waste regulations for all Alaska villages. The problems faced by Native village landfills are the same as those faced by other small, remote villages; both need regulatory relief.

I have a list of Alaskan villages not classified as Native villages" under the Alaska Native Claims Settlement Act. I ask unanimous consent that it be printed in the RECORD.

There being no objection, the list was ordered to be printed in the RECORD, as follows:

NON-ANSCA VILLAGES

Paxson.
Seward.
Chicken.
Seward.
Skwentna.
Healy.
Kupreanof.
Tok.
Elfin Cove.
Siana.
Central.
Medfra.
Wiseman.
Houston.
Willow.
Tonsina.
Northway Junction.
Tenakee Springs.
Circle Hot Springs.
Gustavus.
Coffman Cove.
Ft. Glenn.
Talkeetna.
McCarthy.