

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

The bill (H.R. 3710) was deemed read for a third time and passed.

#### WALHALLA NATIONAL FISH HATCHERY CONVEYANCE ACT

Mr. FRIST. Mr. President, I ask unanimous consent that the Environment and Public Works Committee be discharged from further consideration of H.R. 3546, and the Senate proceed to its consideration.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

A bill (H.R. 3546) to direct the Secretary of the Interior to convey Walhalla National Fish Hatchery to the State of South Carolina.

The PRESIDING OFFICER. Is there objection to the immediate consideration of the bill?

There being no objection, the Senate proceeded to consider the bill.

#### AMENDMENT NO. 5398

(Purpose: To add a provision to correct a coastal barrier resources map)

Mr. FRIST. Mr. President, Senator HOLLINGS has an amendment at the desk. I ask for its consideration.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Tennessee [Mr. FRIST], for Mr. HOLLINGS, proposes an amendment numbered 5398.

The text of the amendment is as follows:

Before section 1, insert the following:

#### TITLE I—WALHALLA NATIONAL FISH HATCHERY

At the end of the bill, add the following:

#### TITLE II—CORRECTION OF COASTAL BARRIER RESOURCES MAP

#### SEC. 201. CORRECTIONS OF MAP.

(a) IN GENERAL.—Not later than 30 days after the date of enactment of this Act, the Secretary of the Interior shall make such corrections to the set of maps described in subsection (b) as are necessary to move the southern-most boundary of Unit SC-01 of the Coastal Barrier Resources System (known as the "Long Pond Unit") to exclude from the Unit the structures known as "Lands End", "Beachwalk", and "Courtyard Villas", including the land lying between the structures. The corrected southern boundary shall extend in a straight line, at the break in development between the coast and the north boundary of the unit.

(b) MAPS.—The set of maps described in this subsection is the set of maps entitled "Coastal Barrier Resources System" dated October 24, 1990, insofar as the maps relate to Unit SC-01 of the Coastal Barrier Resources System.

Mr. FRIST. I ask unanimous consent the amendment be agreed to, the bill be deemed read a third time and passed, the motion to reconsider be laid upon the table, an amendment to the title be agreed to, and that any statements relating to the bill be placed at the appropriate place in the RECORD.

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

The amendment (No. 5398) was agreed to.

The bill (H.R. 3546), as amended, was deemed read for a third time and passed.

The title was amended so as to read:

A bill to direct the Secretary of the Interior to convey the Walhalla National Fish Hatchery to the State of South Carolina, and for other purposes.

#### CONVEYING A FISH AND WILDLIFE FACILITY TO THE STATE OF WY- OMING

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 457, S. 1802.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

A bill (S. 1802) to direct the Secretary of the Interior to convey certain property containing a fish and wildlife facility to the State of Wyoming and for other purposes.

The PRESIDING OFFICER. Is there objection to the immediate consideration of the bill?

There being no objection, the Senate proceeded to consider the bill.

#### AMENDMENT NO. 5399

Mr. FRIST. Senator THOMAS has an amendment at the desk for himself and Senator SIMPSON, and I ask for its consideration.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Tennessee [Mr. FRIST], for Mr. THOMAS, for himself, Mr. SIMPSON, Mr. DASCHLE, and Mr. PRESSLER, proposes an amendment numbered 5399.

The text of the amendment is as follows:

Beginning on page 2, strike line 3 and all that follows through page 3, line 11, and insert the following:

(a) CONVEYANCE.—

(1) IN GENERAL.—Not later than 180 days after the date of enactment of this Act, the Secretary of the Interior shall convey, in "as is" condition, to the State of Wyoming without reimbursement—

(A) all right, title, and interest of the United States in and to the portion of the property commonly known as "Ranch A" in Crook County, Wyoming, other than the portion described in paragraph (2), consisting of approximately 600 acres of land (including all real property, buildings, and all other improvements to real property) and all personal property (including art, historic light fixtures, wildlife mounts, draperies, rugs, and furniture directly related to the site, including personal property on loan to museums and other entities at the time of transfer);

(B) all right, title, and interest of the United States in and to all buildings and related improvements and all personal property associated with the buildings on the portion of the property described in paragraph (2); and

(C) a permanent right of way across the portion of the property described in paragraph (2) to use the buildings conveyed under subparagraph (B).

(2) RANCH A.—Subject to the exceptions described in subparagraphs (B) and (C) of paragraph (1), the United States shall retain all right, title, and interest in and to the portion of the property commonly known as "Ranch A" in Crook County, Wyoming, described as Township 52 North, Range 61 West, Section 24 N½ SE¼, consisting of approximately 80 acres of land.

(b) USE AND REVERSIONARY INTEREST.—

(1) USE.—The property conveyed to the State of Wyoming under this section shall be retained by the State and be used by the State for the purposes of—

(A) fish and wildlife management and educational activities; and

(B) using, maintaining, displaying, and restoring, through State or local agreements, or both, the museum-quality real and personal property and the historical interests and significance of the real and personal property, consistent with applicable Federal and State laws.

(2) ACCESS BY INSTITUTIONS OF HIGHER EDUCATION.—The State of Wyoming shall provide access to the property for institutions of higher education at a compensation level that is agreed to by the State and the institutions of higher education.

(3) REVERSION.—All right, title, and interest in and to the property described in subsection (a) shall revert to the United States if—

(A) the property is used by the State of Wyoming for any other purpose than the purposes set forth in paragraph (1);

(B) there is any development of the property (including commercial or recreational development, but not including the construction of small structures, to be used for the purposes set forth in subsection (b)(1), on land conveyed to the State of Wyoming under subsection (a)(1)(A)); or

(C) the State does not make every reasonable effort to protect and maintain the quality and quantity of fish and wildlife habitat on the property.

(c) ADDITION TO THE BLACK HILLS NATIONAL FOREST.—

(1) TRANSFER.—Administrative jurisdiction of the property described in subsection (a)(2) is transferred to the Secretary of Agriculture, to be included in and managed as part of the Black Hills National Forest.

(2) NO HUNTING OR MINERAL DEVELOPMENT.—No hunting or mineral development shall be permitted on any of the land transferred to the administrative jurisdiction of the Secretary of Agriculture by paragraph (1).

Mr. FRIST. Mr. President, I ask unanimous consent the amendment be agreed to, the bill be deemed read a third time, passed, the motion to reconsider be laid upon the table, and any statements relating to the bill be placed at the appropriate place in the RECORD.

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

The amendment (No. 5399) was agreed to.

The bill (S. 1802), as amended, was deemed read for a third time and passed, as follows:

S. 1802

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. CONVEYANCE OF CERTAIN PROP- ERTY TO WYOMING.

(a) CONVEYANCE.—

(1) IN GENERAL.—Not later than 180 days after the date of enactment of this Act, the Secretary of the Interior shall convey in "as is" condition, to the State of Wyoming without reimbursement—

(A) all right, title, and interest of the United States in and to the portion of the property commonly known as "Ranch A" in Crook County, Wyoming, other than the portion described in paragraph (2), consisting of approximately 600 acres of land (including all real property, buildings, and all other improvements to real property) and all personal property (including art, historic light fixtures, wildlife mounts, draperies, rugs, and furniture directly related to the site, including personal property on loan to museums and other entities at the time of transfer);

(B) all right, title, and interest of the United States in and to all buildings and related improvements and all personal property associated with the buildings on the portion of the property described in paragraph (2); and

(C) a permanent right of way across the portion of the property described in paragraph (2) to use the buildings conveyed under subparagraph (B).

(2) RANCH A.—Subject to the exceptions described in subparagraph (B) and (C) of paragraph (1), the United States shall retain all right, title, and interest in and to the portion of the property commonly known as "Ranch A" in Crook County, Wyoming, described as Township 52 North, Range 61 West, Section 24 N $\frac{1}{2}$  SE $\frac{1}{4}$ , consisting of approximately 80 acres of land.

(b) USE AND REVERSIONARY INTEREST.—

(1) USE.—The property conveyed to the State of Wyoming under this section shall be retained by the State and be used by the State for the purposes of—

(A) fish and wildlife management and educational activities; and

(B) using, maintaining, displaying, and restoring, through State or local agreements, or both, the museum-quality real and personal property and the historical interests and significance of the real and personal property, consistent with applicable Federal and State laws.

(2) ACCESS BY INSTITUTIONS OF HIGHER EDUCATION.—The State of Wyoming shall provide access to the property for institutions of higher education at a compensation level that is agreed to by the State and the institutions of higher education.

(3) REVERSION.—All right, title, and interest in and to the property described in subsection (a) shall revert to the United States if—

(A) the property is used by the State of Wyoming for any other purpose than the purposes set forth in paragraph (1);

(B) there is any development of the property (including commercial or recreational development, but not including the construction of small structures, to be used for the purposes set forth in subsection (b)(1), on land conveyed to the State of Wyoming under subsection (a)(1)(A)); or

(C) the State does not make every reasonable effort to protect and maintain the quality and quantity of fish and wildlife habitat on the property.

(c) ADDITION TO THE BLACK HILLS NATIONAL FOREST.—

(1) TRANSFER.—Administrative jurisdiction of the property described in subsection (a)(2) is transferred to the Secretary of Agriculture, to be included in and managed as part of the Black Hills National Forest.

(2) NO HUNTING OR MINERAL DEVELOPMENT.—No hunting or mineral development shall be permitted on any of the land transferred to the administrative jurisdiction of the Secretary of Agriculture by paragraph (1).

#### TENSAS RIVER WILDLIFE REFUGE

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate

proceed to the immediate consideration of Calendar No. 460, H.R. 2660.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

A bill (H.R. 2660) to increase the amount authorized to be appropriated to the Department of the Interior for the Tensas River National Wildlife Refuge.

The PRESIDING OFFICER. Is there objection to the immediate consideration of the bill?

There being no objection, the Senate proceeded to consider the bill.

#### AMENDMENT NO. 5400

(Purpose: To authorize an expansion of the Bayou Sauvage Urban National Wildlife Refuge)

Mr. FRIST. Senator JOHNSTON has an amendment at the desk. I ask for its consideration.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Tennessee [Mr. FRIST], for Mr. JOHNSTON, proposes an amendment numbered 5400.

The text of the amendment is as follows:

At the end of the bill, add the following:

#### SEC. 3. BAYOU SAUVAGE URBAN NATIONAL WILDLIFE REFUGE.

(a) REFUGE EXPANSION.—Section 502(b)(1) of the Emergency Wetlands Resources Act of 1986 (Public Law 99-645; 100 Stat. 3590), is amended by inserting after the first sentence the following: "In addition, the Secretary may acquire, within such period as may be necessary, an area of approximately 4,228 acres, consisting of approximately 3,928 acres located north of Interstate 10 between Little Woods and Pointe-aux-Herbes and approximately 300 acres south of Interstate 10 between the Maxent Canal and Michoud Boulevard that contains the Big Oak Island archaeological site, as depicted on the map entitled "Bayou Sauvage Urban National Wildlife Refuge Expansion", dated August, 1996, on file with the United States Fish and Wildlife Service."

Mr. FRIST. I ask unanimous consent the amendment be agreed to, the bill be deemed read a third time, passed, the motion to reconsider be laid upon the table, and any statements relating to the bill be printed at the appropriate place in the RECORD.

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

The amendment (No. 5400) was agreed to.

The bill (H.R. 2660), as amended, was deemed read for a third time and passed.

The title was amended so as to read:

To increase the amount authorized to be appropriated to the Department of the Interior for the Tensas River National Wildlife Refuge and for other purposes.

#### ANIMAL DRUG AVAILABILITY ACT

Mr. FRIST. Mr. President, I ask unanimous consent the Labor Committee be discharged from further consideration of S. 773, and the Senate immediately proceed to its consideration.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report.

The assistant legislative clerk read as follows:

A bill (S. 773) to amend the Federal Food, Drug and Cosmetic Act to provide for improvements in the process of approving and using animal drugs, and for other purposes.

The PRESIDING OFFICER. Is there objection to the immediate consideration of the bill?

There being no objection, the Senate proceeded to consider the bill.

#### Amendment No. 5401

(Purpose: To provide for a substitute amendment)

Mr. FRIST. Mr. President, Senator KASSEBAUM has a substitute at the desk. I ask for its consideration.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Tennessee [Mr. FRIST], for Mrs. KASSEBAUM, proposes an amendment numbered 5401.

(The text of the amendment is printed in today's RECORD under "Amendments Submitted.")

Mrs. KASSEBAUM. Mr. President, I wish to thank my colleagues for agreeing to the passage of S. 773, the Animal Drug Availability Act. This legislation is designed to address the severe shortage of new drugs for the treatment of animals. The bill will modernize clinical testing requirements and make them more predictable and will improve the efficiency and timeliness of the Food and Drug Administration's [FDA] review of new animal drug applications, while at the same time ensuring that new animal drugs are safe for animals and humans and are effective.

The Senate's passage of this legislation is a testament to what can be accomplished when the FDA, the regulated industry, and Congress recognize a problem—in this case, the lack of new drugs for treating animals—and work together in good faith to craft and enact creative, reasonable solutions to that problem. Dr. Steve Sundlof, the director of the FDA's Center for Veterinary Medicine, and his staff deserve great credit for their dedication to meaningful animal drug law and regulation reform in this Congress.

I wish especially to thank each of the Members who has cosponsored and worked with me for the passage of this legislation. Without their effort and dedication to seeing this bill through the legislative process, we would not have succeeded in passing this bill today. Our former majority leader, Senator Dole, and Senators LUGAR, PRYOR, PRESSLER, GREGG, GORTON, COATS, JEFFORDS, FRIST, HARKIN, CRAIG, INHOFE, GRASSLEY, MCCONNELL, KYL, SANTORUM, HEFLIN, BOND, KERREY, BENNETT, HELMS, HUTCHISON, LOTT, BUMPERS, MACK, ASHCROFT, COCHRAN, ROTH, WARNER, FORD, KEMPTHORNE, ROBB, NICKLES, STEVENS, ABRAHAM, DASCHLE, GRAMS, CONRAD, BURNS, MOSELEY-BRAUN, DORGAN, BAUCUS, and HATCH each deserve great credit for their active support for this legislation.