

Land Policy and Management Act of 1976 (43 U.S.C. 1714).

**SEC. 8. NO FEDERAL RESERVATION OF WATER RIGHT.**

(a) NO FEDERAL RESERVATION.—Nothing in this Act, any other Act, or any action taken under any Act creates an expressed or implied reservation of water rights in the United States for any purpose.

(b) ACQUISITION AND EXERCISE OF WATER RIGHTS UNDER UTAH LAW.—

(1) ACQUISITION.—The United States may acquire such water rights as the Secretary considers to be necessary to carry out responsibilities of the Secretary with respect to any land within the Monument only in accordance with the substantive and procedural requirements of the law of the State of Utah.

(2) EXERCISE.—Any rights to water granted under the law of the State of Utah may be exercised only in accordance with the substantive and procedural requirements of the law of the State of Utah.

(3) EMINENT DOMAIN.—Nothing in this Act authorizes the use of the power of eminent domain by the United States to acquire water rights on land within the Monument.

(c) FACILITIES NOT AFFECTED.—Nothing in this Act or any other Act relating to management of land within the Monument authorizes any action to be taken that may affect the capacity, operation, repair, construction, maintenance, modification, or repair of municipal, agricultural, livestock, or wildlife water facilities within or outside the Monument or water resources that flow through the Monument.

(d) WATER RESOURCE PROJECTS.—Nothing in this Act or any other Act relating to management of land within the Monument limits, or establishes any matter to be taken into consideration in connection with approval or denial by any Federal official of access to, or use of, the Federal land within or outside the Monument for development and operation of water resource projects (including reservoir projects).

**SEC. 9. MANAGEMENT PLAN.**

(a) MANAGEMENT IN ACCORDANCE WITH FLPMA.—

(1) IN GENERAL.—Not later than September 18, 1999, the Secretary shall submit to Congress a management plan for the Monument.

(2) MULTIPLE USE AND SUSTAINED YIELD.—In the development and revision of the management plan, the Secretary shall use and observe the principles of multiple use and sustained yield and shall use a systematic interdisciplinary approach to achieve integrated consideration of physical, biological, economic, and other sciences.

(b) REQUIREMENTS.—In the management plan, the Secretary shall specifically address—

(1) the multiple uses of all of the resources of the Monument (including recreation, range, timber, mineral, oil and gas, watershed, wildlife, fish, and natural scenic, scientific, and historical resources) in a responsible manner, under all applicable laws and authorities; and

(2) the economic impacts of the Monument on the economies of local communities.

(c) NOTICE AND COMMENT.—The management plan shall be made available for public review and comment as required by law.

(d) UTILIZATION OF MONUMENT RESOURCES.—Development and utilization of resources within the Monument shall be authorized if—

(1) the President or Congress determines it to be in the interests of the United States; or

(2) in case of a national emergency.

(e) INTERIM MANAGEMENT PLAN.—

(1) IN GENERAL.—Not later than 45 days after the date of enactment of this Act, the

Secretary shall modify any guidelines in existence on the date of enactment of this Act regarding management of the Monument to conform to the requirements of this Act.

(2) PENDING APPLICATIONS.—No lease on land within the Monument with respect to which an application of any kind was pending on September 18, 1996, or is pending on the date of enactment of this Act shall expire if the Secretary has not acted on the application.

**SEC. 10. STATE JURISDICTION WITH RESPECT TO FISH AND WILDLIFE.**

Nothing in this Act—

(1) affects the jurisdiction or responsibilities of the State of Utah with respect to fish and wildlife management activities (including hunting, fishing, trapping, predator control, and the stocking or transplanting of fish and wildlife); or

(2) precludes the State of Utah from developing water resources for fish and wildlife purposes under State law.

**SEC. 11. SCHOOL TRUST LANDS EXCHANGE.**

(a) EXPEDITION OF EXCHANGES.—The Secretary shall provide necessary resources to expedite all exchanges of school trust lands within the Monument when sought by the School and Institutional Trust Lands Administration of the State of Utah.

(b) VALUATION.—The Secretary shall value school trust land sections as if surrounding unencumbered Federal lands were available for mineral development, and all reasonable differences in valuation shall be resolved in favor of the school trust.

(c) ANALYSIS OF LOST ROYALTIES.—Not later than 45 days after the date of enactment of this Act, the Secretary shall submit to Congress an analysis of the loss of Federal royalties that can be expected to result from designation of the Monument, based on research compiled by the United States Geological Survey.

(d) ACCESS TO STATE SECTIONS.—The Secretary shall not deny access to school trust lands within the Monument by agencies of the State of Utah and designated permittees of those agencies.

**SEC. 12. ADVISORY COMMITTEE.**

(a) ESTABLISHMENT.—Not later than 90 days after the date of enactment of this Act, the Secretary shall establish and convene a meeting of an advisory committee to be known as the "Grand Staircase-Escalante National Monument Advisory Committee".

(b) DUTIES AND RESPONSIBILITIES.—The advisory committee shall advise the Secretary, the Director, and the Governor of the State of Utah concerning the development, management, and interpretation of Monument resources and the development, exchange, or disposal of State school trust lands.

(c) MEMBERSHIP.—The advisory committee shall consist of—

(1) the Secretary, the Governor of the State of Utah, the member of the House of Representatives from the third congressional district, and the 2 members of the Senate from the State of Utah; and

(2) 10 members appointed by the Secretary of the Interior from among persons recommended by the Governor of Utah, including—

(A) 1 representative of agricultural interests;

(B) 1 representative of mining and oil and gas interests;

(C) 1 representative of recreational interests;

(D) 1 representative of environmental interests;

(E) 1 representative of the School Institutional Trust Lands Administration of the State of Utah;

(F) 1 representative of the Department of Natural Resources of the State of Utah;

(G) 1 representative of other agencies of the State of Utah;

(H) 1 representative of local communities;

(I) 1 representative of Native Americans; and

(J) 1 representative of the public at large.

(d) TERMS.—A member of the advisory committee shall serve for a term not to exceed 5 years, determined by the Secretary in consultation with the Governor of the State of Utah, and may serve more than 1 term.

(e) VACANCIES.—A vacancy on the advisory committee shall be filled in the same manner as the original appointment is made. A member of the advisory committee may serve until a successor is appointed.

(f) CHAIRPERSON.—The advisory committee shall select 1 member to serve as chairperson.

(g) MEETINGS.—The advisory committee shall meet regularly.

(h) QUORUM.—A majority of members shall constitute a quorum.

(i) COMPENSATION.—Members of the advisory committee shall serve without compensation, except that members shall be entitled to reimbursement of travel expenses including per diem while engaged in the business of the advisory committee, in accordance with section 5703 of title 5, United States Code.

**SEC. 13. MONUMENT PLANNING TEAM.**

The Secretary shall provide that the Monument planning team formed by the Secretary to prepare the management plan for the Monument includes at least 5 persons appointed by the Governor of the State of Utah to represent the State and local governments.

**SEC. 14. AUTHORIZATION OF APPROPRIATIONS.**

There are authorized to be appropriated such sums as are necessary to—

(1) provide for development and implementation of management plans, protection of Monument resources, visitor services and facilities, law enforcement, public safety, additional payments in lieu of taxes to impacted counties, economic mitigation, and the operation of the Monument advisory committee; and

(2) facilitate the exchange of school trust lands.

**ADDITIONAL COSPONSORS**

S. 5

At the request of Mr. ASHCROFT, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 5, a bill to establish legal standards and procedures for product liability litigation, and for other purposes.

S. 6

At the request of Mr. SANTORUM, the name of the Senator from Tennessee [Mr. FRIST] was added as a cosponsor of S. 6, a bill to amend title 18, United States Code, to ban partial-birth abortions.

S. 191

At the request of Mr. HELMS, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 191, a bill to throttle criminal use of guns.

S. 197

At the request of Mr. ROTH, the names of the Senator from California [Mrs. FEINSTEIN], the Senator from Colorado [Mr. ALLARD], the Senator from Florida [Mr. MACK], the Senator from Missouri [Mr. ASHCROFT], the Senator

from Mississippi [Mr. COCHRAN], the Senator from Tennessee [Mr. THOMPSON], the Senator from Nevada [Mr. REID], and the Senator from Colorado [Mr. CAMPBELL] were added as cosponsors of S. 197, a bill to amend the Internal Revenue Code of 1986 to encourage savings and investment through individual retirement accounts, and for other purposes.

S. 223

At the request of Mr. THURMOND, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 223, a bill to prohibit the expenditure of Federal funds on activities by Federal agencies to encourage labor union membership, and for other purposes.

S. 242

At the request of Mr. MCCAIN, the name of the Senator from Wyoming [Mr. THOMAS] was added as a cosponsor of S. 242, a bill to require a 60-vote supermajority in the Senate to pass any bill increasing taxes.

S. 278

At the request of Mr. GRAMM, the names of the Senator from Oklahoma [Mr. NICKLES] and the Senator from Kansas [Mr. BROWNBACK] were added as cosponsors of S. 278, a bill to guarantee the right of all active duty military personnel, merchant mariners, and their dependents to vote in Federal, State, and local elections.

S. 293

At the request of Mr. HATCH, the name of the Senator from Florida [Mr. MACK] was added as a cosponsor of S. 293, a bill to amend the Internal Revenue Code of 1986 to make permanent the credit for clinical testing expenses for certain drugs for rare diseases or conditions.

S. 305

At the request of Mr. KOHL, his name was withdrawn as a cosponsor of S. 305, a bill to authorize the President to award a gold medal on behalf of the Congress to Francis Albert "Frank" Sinatra in recognition of his outstanding and enduring contributions through his entertainment career and humanitarian activities, and for other purposes.

S. 306

At the request of Mr. FORD, the name of the Senator from New Hampshire [Mr. GREGG] was added as a cosponsor of S. 306, a bill to amend the Internal Revenue Code of 1986 to provide a decrease in the maximum rate of tax on capital gains which is based on the length of time the taxpayer held the capital asset.

S. 318

At the request of Mr. D'AMATO, the names of the Senator from Connecticut [Mr. DODD] and the Senator from New Mexico [Mr. DOMENICI] were added as cosponsors of S. 318, a bill to amend the Truth in Lending Act to require automatic cancellation and notice of cancellation rights with respect to private mortgage insurance which is required

by a creditor as a condition for entering into a residential mortgage transaction, and for other purposes.

S. 328

At the request of Mr. HUTCHINSON, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 328, a bill to amend the National Labor Relations Act to protect employer rights, and for other purposes.

SENATE RESOLUTION 56

At the request of Mr. SPECTER, the names of the Senator from North Carolina [Mr. HELMS], the Senator from Idaho [Mr. CRAIG], the Senator from Oklahoma [Mr. INHOFE], the Senator from Alaska [Mr. MURKOWSKI], the Senator from Wyoming [Mr. THOMAS], the Senator from Florida [Mr. MACK], the Senator from West Virginia [Mr. ROCKEFELLER], and the Senator from Indiana [Mr. COATS] were added as cosponsors of Senate Resolution 56, a resolution designating March 25, 1997, as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy."

AMENDMENT NO. 7

At the request of Mr. GRAHAM the name of the Senator from Virginia [Mr. ROBB] was added as a cosponsor of amendment No. 7 proposed to Senate Joint Resolution 1, a joint resolution proposing an amendment to the Constitution of the United States to require a balanced budget.

#### SENATE RESOLUTION 59—DESIGNATING IRISH AMERICAN HERITAGE MONTH

Mr. KENNEDY (for himself, Mr. MACK, Mr. MOYNIHAN, and Mr. D'AMATO) submitted the following resolution; which was referred to the Committee on the Judiciary:

S. RES. 59

Whereas by 1776 nearly 300,000 persons had emigrated to the United States from Ireland; Whereas following the Revolutionary War victory of Washington's troops at Yorktown, a French Major General reported that Congress and America owed its existence, and possibly its preservation, to the support of the Irish;

Whereas at least 8 signers of the Declaration of Independence were of Irish origin;

Whereas more than 200 Irish Americans have been awarded the Congressional Medal of Honor;

Whereas 19 Presidents of the United States proudly claim Irish heritage, including the first President, George Washington;

Whereas 44 million American citizens are of Irish descent; and

Whereas the Irish and their descendants have contributed greatly to the enrichment of all aspects of life in the United States, including military and government service, science, education, art, agriculture, business, industry, and athletics: Now, therefore, be it

*Resolved*, That the Senate—

(1) designates the month of March of each year as "Irish American Heritage Month"; and

(2) requests that the President issue a proclamation designating the month of March of each year as "Irish American Heritage Month" and calling on the people of the United States to observe the month with appropriate ceremonies and activities.

Mr. KENNEDY. Mr. President, on behalf of Senator MACK, Senator MOYNIHAN, Senator D'AMATO, and myself, I am proud to submit a Senate resolution designating the month of March each year as "Irish-American Heritage Month."

Since 1621, when the first Irish settlers arrived on our shores, Americans of Irish descent have made invaluable contributions to all aspects of American life. Between 1840 and 1910, more than 3 million Irish immigrants reached our shores and contributed immensely to the development of our country.

In fact, this year marks the 150th anniversary of the Great Famine in Ireland that led to one of the most tragic migrations in history. The potato crop failed, and hundreds of thousands fled in desperation to the New World. They found hope and opportunity and new lives in America. They powered our industrial revolution. They took jobs as laborers. They dug the canals. They built the railroads that took America to the West. Even today, it is said that under every railroad tie, an Irishman is buried. In a very real sense, their greatest legacy is our modern nation.

Today, over 44 million Americans are of Irish descent. They are proud of America and proud of their Irish heritage, and it is a privilege to introduce this legislation designating the month of March in the years ahead as "Irish-American Heritage Month."

#### AMENDMENTS SUBMITTED

##### THE BALANCED BUDGET CONSTITUTIONAL AMENDMENT

##### HOLLINGS (AND OTHERS) AMENDMENT NO. 9

Mr. HOLLINGS (for himself, Mr. SPECTER, Mr. BRYAN, Mr. BIDEN, Mr. REID, Mrs. FEINSTEIN, and Mr. DASCHLE) proposed an amendment to the joint resolution (S.J. Res. 1) proposing an amendment to the Constitution of the United States to require a balanced budget; as follows:

On page 1, beginning on line 3, strike "That the" and all that follows through page 2, line 5, and insert the following: "That the following articles are proposed as amendments to the Constitution, either or both of which articles shall be valid to all intents and purposes as part of the Constitution when ratified by the legislators of three-fourths of the several States within 7 years after the date of its submission for ratification:"

On page 3, after line 16, add the following:

##### "ARTICLE—

"SECTION 1. Congress shall have power to set reasonable limits on the amount of contributions that may be accepted by, and the amount of expenditures that may be made by, in support of, or in opposition to, a candidate for nomination for election to, or for election to, Federal office.

"SECTION 2. A State shall have power to set reasonable limits on the amount of contributions that maybe accepted by, and the