

ADDITIONAL COSPONSORS

S. 293

At the request of Mr. LAUTENBERG, his name 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. 317

At the request of Mr. CRAIG, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 317, a bill to reauthorize and amend the National Geologic Mapping Act of 1992.

S. 364

At the request of Mr. LIEBERMAN, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 364, a bill to provide legal standards and procedures for suppliers of raw materials and component parts for medical devices.

S. 412

At the request of Mr. LAUTENBERG, the names of the Senator from Ohio [Mr. GLENN], the Senator from New Mexico [Mr. BINGAMAN], the Senator from California [Mrs. BOXER], and the Senator from California [Mrs. FEINSTEIN] were added as cosponsors of S. 412, a bill to provide for a national standard to prohibit the operation of motor vehicles by intoxicated individuals.

S. 472

At the request of Mr. GRAHAM, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 472, a bill to provide for referenda in which the residents of Puerto Rico may express democratically their preferences regarding the political status of the territory, and for other purposes.

S. 513

At the request of Mr. D'AMATO, the name of the Senator from Rhode Island [Mr. CHAFEE] was added as a cosponsor of S. 513, a bill to reform the multifamily rental assisted housing programs of the Federal Government, maintain the affordability and availability of low-income housing, and for other purposes.

S. 570

At the request of Mr. NICKLES, the names of the Senator from North Carolina [Mr. FAIRCLOTH], and the Senator from Arkansas [Mr. HUTCHINSON] were added as cosponsors of S. 570, a bill to amend the Internal Revenue Code of 1986 to exempt certain small businesses from the mandatory electronic fund transfer system.

S. 608

At the request of Mr. FEINGOLD, the name of the Senator from Michigan [Mr. ABRAHAM] was added as a cosponsor of S. 608, a bill to authorize the enforcement by State and local governments of certain Federal Communications Commission regulations regarding use of citizens band radio equipment.

S. 711

At the request of Mr. BREAUX, the name of the Senator from Kentucky [Mr. FORD] was added as a cosponsor of S. 711, a bill to amend the Internal Revenue Code of 1986 to simplify the method of payment of taxes on distilled spirits.

S. 747

At the request of Mr. CHAFEE, the names of the Senator from Kansas [Mr. ROBERTS] and the Senator from Colorado [Mr. ALLARD] were added as cosponsors of S. 747, a bill to amend trade laws and related provisions to clarify the designation of normal trade relations.

S. 836

At the request of Mr. ABRAHAM, the name of the Senator from North Carolina [Mr. HELMS] was added as a cosponsor of S. 836, a bill to offer small businesses certain protections from litigation excesses.

S. 852

At the request of Mr. LOTT, the name of the Senator from North Carolina [Mr. HELMS] was added as a cosponsor of S. 852, a bill to establish nationally uniform requirements regarding the titling and registration of salvage, non-repairable, and rebuilt vehicles.

S. 885

At the request of Mr. D'AMATO, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 885, a bill to amend the Electronic Fund Transfer Act to limit fees charged by financial institutions for the use of automatic teller machines, and for other purposes.

S. 927

At the request of Mr. D'AMATO, his name was added as a cosponsor of S. 927, a bill to reauthorize the Sea Grant Program.

SENATE RESOLUTION 85

At the request of Mr. GREGG, the name of the Senator from Utah [Mr. HATCH] was added as a cosponsor of Senate Resolution 85, a resolution expressing the sense of the Senate that individuals affected by breast cancer should not be alone in their fight against the disease.

SENATE RESOLUTION 93

At the request of Mr. GRASSLEY, the names of the Senator from Michigan [Mr. ABRAHAM], the Senator from Montana [Mr. BURNS], the Senator from Georgia [Mr. COVERDELL], the Senator from New York [Mr. D'AMATO], the Senator from Ohio [Mr. DEWINE], the Senator from North Carolina [Mr. FAIRCLOTH], the Senator from Tennessee [Mr. FRIST], the Senator from Utah [Mr. HATCH], the Senator from North Carolina [Mr. HELMS], the Senator from Indiana [Mr. LUGAR], the Senator from Oklahoma [Mr. NICKLES], the Senator from Alaska [Mr. STEVENS], the Senator from South Carolina [Mr. THURMOND], the Senator from Virginia [Mr. WARNER], the Senator from Hawaii [Mr. AKAKA], the Senator from Illinois [Mr. DURBIN], the Senator

from Massachusetts [Mr. KENNEDY], the Senator from Illinois [Ms. MOSELEY-BRAUN], the Senator from Washington [Mrs. MURRAY], the Senator from Virginia [Mr. ROBB], and the Senator from West Virginia [Mr. ROCKEFELLER] were added as cosponsors of Senate Resolution 93, a resolution designating the week beginning November 23, 1997, and the week beginning on November 22, 1998, as "National Family Week," and for other purposes.

AMENDMENTS SUBMITTED

THE INTELLIGENCE AUTHORIZATION ACT FOR FISCAL YEAR 1998

WELLSTONE AMENDMENT NO. 415

Mr. WELLSTONE proposed an amendment to the bill (S. 858) to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes; as follows:

At the appropriate place, insert the following: "It is the sense of the Senate that any tax legislation enacted by the Congress this year should meet a standard of fairness in its distributional impact on upper, middle and lower income taxpayers, and that any such legislation should not disproportionately benefit the highest income taxpayers."

TORRICELLI (AND OTHERS)
AMENDMENT NO. 416

Mr. TORRICELLI (for himself, Mr. SPECTER, Mr. KERREY, and Mr. BUMPERS) proposed an amendment to the bill, S. 858, supra; as follows:

On page 14, between lines 19 and 20, insert the following:

SEC. 309. REQUIREMENTS FOR SUBMITTAL OF BUDGET INFORMATION ON INTELLIGENCE ACTIVITIES.

(a) SUBMITTAL WITH ANNUAL BUDGET.—Notwithstanding any other provision of law, the President shall include in each budget for a fiscal year submitted under section 1105 of title 31, United States Code, the following information:

(1) The aggregate amount appropriated during the current fiscal year on all intelligence and intelligence-related activities of the United States Government.

(2) The aggregate amount requested in such budget for the fiscal year covered by the budget for all intelligence and intelligence-related activities of the United States Government.

(b) FORM OF SUBMITTAL.—The President shall submit the information required under subsection (a) in unclassified form.

THE NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 1998

LAUTENBERG (AND OTHERS)
AMENDMENT NO. 417

Mr. LAUTENBERG (for himself, Mr. TORRICELLI, and Mr. BAUCUS) proposed an amendment to the bill (S. 936) to authorize appropriations for fiscal year

1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; as follows:

Strike out section 3188 and insert in lieu thereof the following:

SEC. 3138. REPORT ON REMEDIATION ACTIVITIES OF THE DEPARTMENT OF ENERGY.

The Secretary of Energy shall submit to Congress a report on the remediation activities of the Department of Energy.

**SMITH OF NEW HAMPSHIRE
AMENDMENT NO. 418**

Mr. SMITH of New Hampshire proposed an amendment to amendment No. 417 proposed by Mr. LAUTENBERG to the bill, S. 936, supra; as follows:

In lieu of the language proposed to be inserted, insert the following:

SEC. . REPORT ON REMEDIATION UNDER THE FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM

Not later than March 1, 1998, the Secretary of Energy shall submit to Congress a report containing the following information regarding the Formerly Utilized Sites Remedial Action Program:

(1) How many Formerly Utilized Sites remain to be remediated, what portions of these remaining sites have completed remediation (including any offsite contamination), what portions of the sites remain to be remediated (including any offsite contamination), what types of contaminants are present at each site, and what are the projected timeframes for completing remediation at each site.

(2) What is the cost of the remaining response actions necessary to address actual or threatened releases of hazardous substances at each Formerly Utilized Site, including any contamination that is present beyond the perimeter of the facilities.

(3) For each site, how much it will cost to remediate the radioactive contamination, and how much will it cost to remediate the non-radioactive contamination.

(5) What type of agreements under the Formerly Utilized Sites Remedial Action Program have been entered into with private parties to resolved the level of liability for remediation costs at these facilities, and to what extent have these agreements been tied to a distinction between radioactive and non-radioactive contamination present at these sites.

(6) What efforts have been undertaken by the Department to ensure that the settlement agreements entered into with private parties to resolve liability for remediation costs at these facilities have been consistent on a program wide basis.

**FEINSTEIN (AND BIDEN)
AMENDMENT NO. 419**

Mrs. FEINSTEIN (for herself and Mr. BIDEN) proposed an amendment to the bill, S. 936, supra; as follows:

At the end of subtitle E of title X, add the following:

SEC. 1074. CRIMINAL PROHIBITION ON THE DISTRIBUTION OF CERTAIN INFORMATION RELATING TO EXPLOSIVES, DESTRUCTIVE DEVICES, AND WEAPONS OF MASS DESTRUCTION.

(a) UNLAWFUL CONDUCT.—Section 842 of title 18, United States Code, is amended by adding at the end the following:

“(1) DISTRIBUTION OF INFORMATION RELATING TO EXPLOSIVES, DESTRUCTIVE DEVICES, AND WEAPONS OF MASS DESTRUCTION.—

“(1) DEFINITIONS.—In this subsection—

“(A) the term ‘destructive device’ has the same meaning as in section 921(a)(4);

“(B) the term ‘explosive’ has the same meaning as in section 844(j); and

“(C) the term ‘weapon of mass destruction’ has the same meaning as in section 2332a(c)(2).

“(2) PROHIBITION.—It shall be unlawful for any person—

“(A) to teach or demonstrate the making or use of an explosive, a destructive device, or a weapon of mass destruction, or to distribute by any means information pertaining to, in whole or in part, the manufacture or use of an explosive, destructive device, or weapon of mass destruction, with the intention that the teaching, demonstration, or information be used for, or in furtherance of, an activity that constitutes a Federal criminal offense or a State or local criminal offense affecting interstate commerce; or

“(B) to teach or demonstrate to any person the making or use of an explosive, a destructive device, or a weapon of mass destruction, or to distribute to any person, by any means, information pertaining to, in whole or in part, the manufacture or use of an explosive, destructive device, or weapon of mass destruction, knowing that such person intends to use the teaching, demonstration, or information for, or in furtherance of, an activity that constitutes a Federal criminal offense or a State or local criminal offense affecting interstate commerce.”

(b) PENALTIES.—Section 842 of title 18, United States Code, is amended—

(1) in subsection (a), by striking “person who violates subsections” and inserting the following: “person who—

“(1) violations subsections”;

(2) by striking the period at the end and inserting “; and”;

(3) by adding at the end the following:

“(20 violates subsection (1)(2) of section 842 of this chapter, shall be fined under this title, imprisoned not more than 20 years, or both.”; and

(2) in subsection (j), by striking “and (i)” and inserting “(i), and (1)”.

**COCHRAN (AND OTHERS)
AMENDMENT NO. 420**

Mr. COCHRAN (for himself, Mr. DURBIN, Mr. ABRAHAM, and Mr. HUTCHINSON) proposed an amendment to the bill, S. 936, supra; as follows:

At the end of subtitle E of title X, add the following:

SEC. . SUPERCOMPUTER EXPORT CONTROL.

(a) EXPORT LICENSING WITHOUT REGARD TO END-USE AND END-USER.—

(1) IN GENERAL.—Notwithstanding any other provision of law, effective upon the date of enactment of this Act, computers described in paragraph (2) shall only be exported to a Computer Tier 3 country pursuant to an export license issued by the Secretary of Commerce.

(2) COMPUTERS DESCRIBED.—A computer described in this paragraph is a computer with a composite theoretical performance equal to or greater than 2,000 million theoretical operations per second.

(b) LIMITATION ON REEXPORT.—It is the sense of the Senate that Congress should enact legislation to require that any computer described in subsection (a)(2) that is exported to a Computer Tier 1 or Computer Tier 2 country shall only be reexported to a Computer Tier 3 country (or, in the case of a computer exported to a Computer Tier 3 country pursuant to subsection (a), reexported to another Computer Tier 3 country) pursuant to an export license approved by the Secretary of Commerce and that the pre-

ceding requirement be included as a provision in the contract of sale of any such computer to a Computer Tier 1, Computer Tier 2, or Computer Tier 3 country.

(c) COMPUTER TIERS DEFINED.—In this section, the terms “Computer Tier 1”, “Computer Tier 2”, and “Computer Tier 3” have the meanings given such terms in section 740.7 of title 15, Code of Federal Regulations.

INOUEY AMENDMENT NO. 421

(Ordered to lie on the table.)

Mr. INOUEY submitted an amendment intended to be proposed by him to the bill, S. 936, supra; as follows:

At the appropriate place, insert:

“SEC. . DEFENSE ENVIRONMENTAL RESTORATION OF INDIAN LANDS PROGRAM.

“(a) ESTABLISHMENT.—The Secretary of Defense shall establish an Environmental Restoration Program, within the Office of Deputy Under Secretary of Defense (Environmental Security), to remediate or otherwise mitigate environmental impacts on Indian lands attributable to Department of Defense activities. This program shall be separate from, but operate in conjunction with, the program for environmental restoration established pursuant to section 2701, title 10, United States Code.

“(b) PROGRAM CRITERIA.—The Secretary shall establish a program to—

“(1) identify and investigate environmental impacts on Indian lands known or suspected to be caused by Department of Defense activities, including but not limited to, releases and threatened releases of hazardous substances, pollutants, contaminants, hazardous waste, solid waste, petroleum, unexploded ordnance and associated debris on, or migrating on, Indian lands;

“(2) develop and maintain a comprehensive inventory list of the environmental impacts identified pursuant to the authority provided in subsection (1) of this section;

“(3) conduct preliminary assessments of each site identified pursuant to the authority provided in subsection (1) of this section to validate and document the potential risk to human health and the environment, or natural, religious or cultural resources, or other impediments to the use of such Indian lands, as reported by the Indian tribes, the Military Departments, and other sources;

“(4) apply the Department of Defense Relative Risk Site Evaluation System to determine priorities for addressing impact on Indian lands by taking into account considerations important to Indian tribes, including but not limited to damages or other impacts to human health and safety, cultural and religious values, subsistence activities, natural ecosystems, and natural resources of commercial value;

“(5) implement appropriate remediation or other form of mitigation of environmental impacts on Indian lands resulting from Department of Defense activities; and

“(6) provide training, either directly or through contract, to enable Indian tribes to administer cooperative agreements and contracts provided for in this section.

“(c) CONSULTATION WITH INDIAN TRIBES.—The Secretary shall consult with each affected Indian tribe during any activities undertaken pursuant to this section, and shall not select appropriate response actions without consulting the affected Indian tribe.

“(d) COOPERATIVE AGREEMENTS.—(1) The Secretary is authorized to enter into cooperative agreements with Indian tribes or consortia of Indian tribes, when mutually agreed by the Secretary and the Indian tribe involved, to administer some or all portions of the restoration program and to perform such services applicable under this section.

The cooperative agreement may cover one or more sites identified and assessed for remediation or other response action. The Secretary shall make a determination regarding such application within 90 days after receiving the application.

“(f) CONTRACTING PROVISIONS.—“In implementing the provisions of any cooperative agreement or the award of any contract pursuant to this section, the Secretary shall—

“(1) apply the provisions of—

“(A) 25 U.S.C. § 450(e)(b);

“(B) 48 C.F.R. § 26.1.; and

“(C) 48 C.F.R. § 226.1; and

“(2) enter into contracts or cooperative agreements with tribal community colleges and tribal vocational educational institutions to provide training to Indian tribes as required under this section.

“(e) DEFINITION.—For the purposes of this section, the term—

“(1) “Indian” means “Indian” as defined in 25 U.S.C. § 450(b), the Indian Self-Determination and Educational Assistance Act.

“(2) “Indian tribe” means “Indian tribe” as defined in 25 U.S.C. § 450(b)(d), the Indian Self-Determination and Educational Assistance Act.

“(3) “Indian organization” means an “organization” as defined in 25 U.S.C. 1452(f), the Indian Financing Act.

“(4) “Indian-owned economic enterprise” means an “economic enterprise” as defined in 25 U.S.C. 1452(e), the Indian Financing Act.

“(5) “Indian lands” means “Indian lands” as defined in 25 U.S.C. § 3902(3) and (4), the Indian Lands Open Dumps Clean-Up Act.

“(f) AUTHORIZATION.—There is hereby authorized to be appropriated to carry out this section \$20,000,000 for each of fiscal years 1998 and 1999, to remain available until expended. For each of fiscal years 2000 through 2006, there is authorized to be appropriated such sums as may be necessary to carry out the purposes of this section.”

NOTICES OF HEARINGS

COMMITTEE ON SMALL BUSINESS

Mr. BOND. Mr. President, I wish to announce that the Committee on Small Business has cancelled the June 24, 1997, hearing entitled “Small Business Reauthorization Act of 1997.”

For further information, please contact Paul Cooksey at 224-5175.

COMMITTEE ON RULES AND ADMINISTRATION

Mr. WARNER. Mr. President, I wish to announce that the Committee on Rules and Administration will meet in SR-301, Russell Senate Office Building, on Wednesday, June 25, 1997, at 9:30 a.m. to receive testimony on “Campaign Finance—Are Political Contributions Voluntary: Union Dues and Corporate Activity.”

For further information concerning this hearing, please contact Stewart Verdery of the Rules Committee staff at 224-2204.

PERMANENT SUBCOMMITTEE ON INVESTIGATIONS

Ms. COLLINS. Mr. President, I would like to announce for the information of the Senate and the public that the Permanent Subcommittee on Investigations of the Committee on Governmental Affairs, will hold hearings on “Medicare At Risk: Emerging Fraud in Medicare Programs.”

This hearing will take place on Wednesday, June 25, 1997, at 9:30 a.m. in

room 342 of the Dirksen Senate Office Building. For further information, please contact Timothy Shea of the subcommittee staff at 224-3721.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. SHELBY. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet on Thursday, June 19, 1997, at 9:30 a.m. on pending committee business.

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

COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. SHELBY. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be granted permission to meet during the session of the Senate on Thursday, June 19 for purposes of conducting a Subcommittee on National Parks, Historic Preservation, and Recreation hearing which is scheduled to begin at 2 p.m.

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

COMMITTEE ON FINANCE

Mr. SHELBY. Mr. President, I ask unanimous consent that the Committee on Finance be permitted to meet Thursday, June 19, 1997, beginning at 10 a.m. in room SH-216, to conduct a markup on budget reconciliation.

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

SUBCOMMITTEE ON AVIATION

Mr. SHELBY. Mr. President, I ask unanimous consent that the Aviation Subcommittee on the Committee on Commerce, Science, and Transportation be authorized to meet on Thursday, June 19, 1997, at 2:30 p.m. on United States/Japan aviation relations.

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

SUBCOMMITTEE ON INTERNATIONAL ECONOMIC POLICY, EXPORT AND TRADE PROMOTION

Mr. SHELBY. Mr. President, I ask unanimous consent that the Subcommittee on International Economic Policy, Export and Trade Promotion of the Committee on Foreign Relations be authorized to meet during the session of the Senate on Thursday, June 19, at 9:30 a.m. to hold a hearing.

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

ADDITIONAL STATEMENTS

FRIVOLOUS LAWSUIT PREVENTION ACT

• Mr. ABRAHAM. Mr. President, I am pleased to speak about an issue I feel strongly about and have consistently supported during my tenure in the U.S. Senate. Today I rise in defense of Senate bill 400, the Frivolous Lawsuit Prevention Act, of which I am a cosponsor.

The Senate has debated tort reform legislation in the past and this year several bills have been introduced that attempt to remediate our legal system. S. 400 takes a narrow approach and focuses on the particular problem of persons who deliberately abuse America's courts.

I appreciate the efforts of Senator GRASSLEY in introducing this important bill, which is a vital component of legal reform. It aims to rescue our courts from engaging in suits that more resemble talk show fodder than legitimate claims of wrongdoing. Specifically, the bill amends rule 11 of the Federal rules of civil procedure by making sanctions mandatory rather than discretionary whenever federal courts find a violation of that rule has occurred and an attorney has engaged in frivolous conduct.

For example, if a party files a lawsuit purely to badger another party, and the judge finds this to be true, the court can impose a punishment commensurate with the degree of the violation. Prior to 1993, this type of sanctioning had been standard procedure. Unfortunately, however, this rule was severely modified 4 years ago. Congress must now enact S. 400 to once again protect the courts from frivolous lawsuits that clog this Nation's legal system and impede the ability of legitimate claims to be heard.

Our courts must never become playgrounds for egregious claims and wild accusations that seek only to harass an individual. Those who engage in such conduct must face sanctions for their action. In my view, this bill will relieve our courts and restore the dignity and integrity that America's system of justice demands.●

RECOGNITION OF THE RECIPIENTS OF THE GIRL SCOUT GOLD AWARD, DUPAGE COUNTY GIRL SCOUTS

Ms. MOSELEY-BRAUN. Mr. President, I would like to salute six outstanding young women who were honored on May 12, 1997, with the Girl Scout Gold Award by the Dupage County Girl Scout Council of Naperville, IL. The Girl Scout Award symbolizes outstanding accomplishments in the area of leadership, community service, career planning, and personal planning. I commend these young women for their dedication to our community.

Girl Scouts of the U.S.A., an organization serving over 2.5 million girls, has awarded more than 20,000 Girl Scout Awards to senior Girl Scouts since the inception of the program in 1980. To receive the award, a Girl Scout must earn four interest project patches. The Career Exploration Pin, the Senior Girl Scout Leadership Award, and the Senior Girl Scout Challenge. The Scout must also design and implement a Girl Scout Gold Award project. A plan for fulfilling these requirements is created by the senior Girl Scout and