



United States
of America

Congressional Record

PROCEEDINGS AND DEBATES OF THE 105th CONGRESS, FIRST SESSION

Vol. 143

WASHINGTON, MONDAY, JULY 21, 1997

No. 103

Senate

The Senate met at 12 noon and was called to order by the President pro tempore [Mr. THURMOND].

PRAYER

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

Lord, when we get all wrapped up in ourselves, we are a very small package. Unwrap us so that we can focus our attention on You, on our calling to be leaders, and on the people around us. Meet our inner needs so we can meet the needs of others. Replenish our own energies so we can give ourselves unreservedly to the challenges of this new week. Give us gusto to confront problems and work to apply Your solutions. Replace our fears with vibrant faith. Most important of all, give us such a clear assurance of Your guidance that we will have the courage of our convictions.

Bless the women and men of this Senate with a personal experience of Your grace, an infilling of Your spirit of wisdom, and a vision of Your will in all that must be decided this week. In the Name of our Saviour and Lord. Amen.

RECOGNITION OF THE MAJORITY LEADER

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

SCHEDULE

Mr. LOTT. Mr. President, for the information of all Senators, today the Senate will be in a period of morning business until the hour of 3 p.m. Following morning business, the Senate will begin consideration of the VA-HUD appropriations bill. We made great progress on appropriations bills last week and I hope that will continue. As a matter of fact, we completed action on four bills and completed everything on the fifth appropriations bill except for a vote on an

amendment or amendments and final passage. So I ask all Members' cooperation in working with the chairmen of the remaining appropriations bills to enable us to finish each of these measures in a timely manner. We are hoping that we can complete the bill that we brought over last week, the Treasury, Postal Service, with votes this afternoon. As I said, we will begin the VA-HUD and will consider agriculture, military construction, and even State, Justice, Commerce this week.

So I remind all Senators that at 5:15 today we will temporarily set aside the VA-HUD appropriations bill and resume consideration for final passage and, I believe, one amendment we have pending on the Treasury, Postal Service appropriations bill. Senators can expect, at 5:15, a series of rollcall votes on or in relation to those amendments on Treasury, Postal Service, and then final passage. Following those votes, I encourage Members who have amendments to the VA-HUD appropriations bill to remain and offer their amendments this evening so we can make progress also on that measure.

There are 2 weeks remaining for business prior to the August recess period. There are a number of appropriations bills now available, and the committee will be reporting additional bills tomorrow. It is my hope that the Senate will be able to finish action on many, if not all, of these. Obviously, the chairman of the Appropriations Committee, the Senator from Alaska, Senator STEVENS, and his ranking member, Senator BYRD, are doing an excellent job in getting these bills through the subcommittees of appropriations and through the full committee. So we can perhaps also have conference reports available soon, in September, on appropriations bills, and we will have, hopefully in short order, conference reports agreed to which accompany the Tax Fairness Act and the balanced budget amendment, and they will be available later on this week, or certainly early

next week. Prior to the recess, we will conclude action on those conference reports.

Some have suggested that we may not be able to do that, but I think we have made good progress. There has been a lot of work even over the weekend, Senators and Congressmen meeting on both sides of the aisle on Friday, Saturday, and Sunday and also with administration officials. I think good progress has been made. Obviously, there are some very important decisions yet to be worked out. But I think we will be ready to be doing that today and tomorrow and maybe even Wednesday if it has to go over to that day.

I previously announced that S. 39, the tuna-dolphin bill, and the FDA reform bill could be considered this week, and probably at least one will be brought up. On the tuna-dolphin bill, we will begin the process on Wednesday to move toward a cloture vote on Friday, if some other agreement is not worked out. I believe the interested parties can work out a compromise that is acceptable to all sides. I know the administration is very interested in getting this legislation considered. I have been called by the President to urge that we schedule this legislation and we come to an agreement. This is an international agreement with regard to tuna and dolphin that has been laboriously worked out by 12 or 13 countries. We should not leave for the August recess without acting on it. We intend to do that. Although I say to one and all, we cannot tie up the Senate for an extended period of time on either one of these issues, FDA reform or the tuna-dolphin bill.

Needless to say, the remaining sessions during the legislative period will be busy, and Members should expect rollcall votes occurring throughout each day and into the evening if necessary. Senators should be cautious with their scheduling during the next 2-week period as we will attempt to complete these items just mentioned.

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



Printed on recycled paper.

S7743

They should expect votes, obviously, on this Monday and on this Friday. There is even a possibility that we will have to go over in session on Saturday to resolve the State, Justice, Commerce appropriations bill and/or the tuna-dolphin bill. Then we will have votes the following Monday and we will have votes, if necessary, on Friday of next week, so that we can complete action on these two very critical conference reports. But I feel very good about the prospects of doing that. There are those who are concerned right now, can we complete that work. I think the way to do it is just redouble our efforts and develop the attitude that we are going to complete action. I know the President and his administration wants us to get this done before we leave for the August district and State work periods.

Mr. President, with that, I yield the floor.

RESERVATION OF LEADER TIME

The PRESIDING OFFICER (Mr. HAGEL). Under the previous order, leadership time is reserved.

MORNING BUSINESS

The PRESIDING OFFICER. Under the previous order, there will now be a period for the transaction of morning business, with Senators permitted to speak therein for up to 10 minutes each.

Mr. GRASSLEY addressed the Chair.

The PRESIDING OFFICER. The Senator from Iowa.

TRIBUTE TO DAN GABLE, UNIVERSITY OF IOWA WRESTLING COACH

Mr. GRASSLEY. Mr. President, too many times in our world today we settle for mediocrity, we settle for just enough to get by. But today, I rise to pay tribute to an Iowan who has never settled for anything less than excellence. I am referring to Dan Gable, head wrestling coach at the University of Iowa. Dan recently announced that he will be taking a year off and turning his coaching duties to others. I think this is the right time to look at the impressive record of Dan Gable.

Many of you may recognize Dan's name because of his legendary accomplishments in the sport of wrestling. Dan reached the very pinnacle of this sport in the late 1960's and has stayed there ever since. As a competitor, Dan compiled a nearly flawless record of 182-1 in his prep and college career. Dan was a three time all-American and three time Big Eight Champion.

After college, Dan went on to win titles at the Pan American Games and world championships. Dan also demonstrated his superiority in wrestling when he won a gold medal at the 1972 Olympics.

His accomplishments as a coach are no less stellar. Teams coached by Dan

have an amazing 355-21-5 record. He has coached 152 all-Americans, 45 national champions, 106 Big Ten champions, and 10 Olympians, including four gold medalists. To say Dan is a living legend in his chosen field is not an overstatement.

But even more admirable is how Dan has handled being at the top of his field for nearly 30 years. We regularly hear about athletes involved in scandal after scandal—so much that we hardly raise an eyebrow when the newest controversy makes headlines. But Dan has always conducted himself with dignity and a refreshing lack of arrogance. Dan has imparted in the wrestlers he has coached an appreciation of hard work, perseverance, graciousness, and calm under pressure. If you believe there are no more role models, then you must not know about Dan Gable. I hope my statement might help correct that misbelief. Dan Gable exemplifies the notion that to be a true winner is not just about scoring the most points; it means carrying the title of winner with integrity and character. Dan Gable has certainly done that.

I thank him for the credit he has brought to his family, his community, his sport, and the State of Iowa, and wish him the very best in all his future plans. I know he will continue to approach whatever he does with the same commitment and hard work he always has in the past.

SETTING THE RECORD STRAIGHT

Mr. GRASSLEY. Mr. President, I come to the floor today to set the record straight.

Defense Week reports that I made inaccurate statements during the recent debate on the Boxer-Grassley-Harkin amendment on executive compensation.

The article was written by Mr. Tony Capaccio and appears in the July 14 issue of his publication.

Mr. President, I ask unanimous consent to have that portion of the Defense Week article printed in the RECORD.

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

SENATE REJECTS MAVERICK MEASURE

In endorsing the committee proposal, the Senate in a 83-16 vote rejected an amendment by Sens. Barbara Boxer (D-Calif.), Charles Grassley (R-Iowa) and his Democrat counterpart Tom Harkin.

Their amendment would have made permanent a \$200,000 cap applicable to all government contractors and not just the top five in a headquarters or division.

In their floor debate, Boxer and Grassley singled out as an example of the 1995 law's problems the compensation packages of five top McDonnell Douglas Corp. corporate officers, examined by a July 8 report GAO report.

The MDC executives, labeled Nos. 1 through 5, earned a total of \$14.8 million in 1995, according to information contained in a March 31 DCAA report and repeated by GAO. Boxer and Grassley said the GAO indicated that based on the huge compensation packages, the 1995 cap was riddled with loopholes.

Grassley declined to name the executives, saying their identities were "proprietary." Defense Week learned that the unnamed executives, followed by their 1995 compensation packages, are: CEO Harry Stonecipher, \$4 million; Chairman of the Board John F. McDonnell, \$3.9 million; then-McDonnell Douglas Aerospace Co. Executive Vice President & President John Capellupo, \$2.3 million; MDA Deputy President Herbert Lanese, \$2.3 million; and, then-Douglas Aircraft Co. president Robert H. Hood, \$2.2 million.

Grassley was inaccurate when he said during the floor debate that the Pentagon picked up \$9.2 million of the compensation.

That was the amount corporate MDC allocated to the overhead pools of divisions that had DOD contracts, according to government officials. That overhead would then be divided between commercial, general government and defense contracts.

It was not possible to trace how much actually the Pentagon reimbursed.

Mr. GRASSLEY. I think there is a misunderstanding, and I would like to clear it up.

Mr. President, I pride myself on always doing my homework and sticking to the facts.

So when someone accuses me of straying from the facts, I like to address the criticism head on.

I would like to resolve the issue one way or the other.

To do that, I went back to the place where I got the information in the first place.

That's the General Accounting Office [GAO] in St. Louis, MO—near McDonnell Douglas headquarters.

The man with the knowledge there is Mr. Robert D. Spence.

I went back to Mr. Spence to check and recheck the facts to be certain my statements were consistent with the facts.

The disputed information pertains to the amount of money the Department of Defense [DOD] pays out to senior executives at the McDonnell Douglas Corp.

I presented those facts during the debate over executive compensation on July 10.

The facts that Defense Week questions appear on page S7172 of the CONGRESSIONAL RECORD.

This is what I said.

The DOD paid the top five executives at McDonnell Douglas a total of \$9,273,382.00.

I said the top executive got \$2,713,308.

To back up that statement, I will place a table in the RECORD.

This table was prepared by the GAO but the information came straight from the horse's mouth—the Defense Contract Audit Agency or DCAA.

The table shows how much each of the five top executives at McDonnell Douglas was paid by the Pentagon.

Now, Mr. Capaccio says that information is inaccurate.

He says the top five executives were not paid \$9,273,382.00 by DOD.

He says that is the amount allocated to the overhead pools of the company's many components or subdivisions.

He said that money would then have to be divided between commercial, general government, and defense contracts.