

that the Army use its reprogramming authority to provide the recommended funding level of the conference committee. I intend to work with my ranking member, Senator INOUE and Representatives YOUNG and MURTHA to insure this program is not inappropriately reduced because of an administrative error.

#### PRINTING ERRORS

Mr. President, I would like to bring to the attention of Members three typographical errors that appear in the statement of the managers to accompany H.R. 2266. On page 76, under "Operation and Maintenance, Air Force", the REMIS program should read as an increase of \$8.9 million and not a decrease. On page 119, "Research, Development, Test and Evaluation, Navy", under the heading "Undersea Warfare Weaponry Technology", the 6.25-inch torpedo project should read as an increase of \$3 million and not zero. On page 125, "Research, Development, Test and Evaluation, Air Force", under the heading "Space and Missile Rocket Propulsion", the total amount should read \$18,147 and not \$18,847. All of these programs were listed correctly in the official conference papers. The typographical errors appear in the project level adjustment tables and do not affect the funding levels in the bill.

Mr. President, I ask for the yeas and nays on our conference report.

The PRESIDING OFFICER. Is there a sufficient second? There is a sufficient second.

The yeas and nays were ordered.

Mr. STEVENS. Mr. President, in order to notify the leader—it is time for him to make a statement concerning the proceedings—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. LOTT. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

Mr. LOTT. Mr. President, I ask unanimous consent to proceed under my leader time.

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

#### SENATE SCHEDULE

Mr. LOTT. I apologize for the delay in starting the votes that we have scheduled, but we were having some very important discussions that will affect the schedule for the next several days that I wanted to discuss with the minority leader and with the interested Senators.

For the information of all Senators, these next two votes will be the last votes for the week. The next vote will occur at 11 a.m. on Tuesday, September 30, on a motion to invoke cloture on the Coats amendment to the D.C. appropriations bill regarding scholarships.

Following these votes, I encourage the managers to remain on the floor for any additional amendments Members may want to offer to the pending D.C. appropriations bill. I believe perhaps there is a Senator that is waiting that will have an amendment that he could offer tonight, and have debated, if it is not worked out in the interim.

On Friday, tomorrow, beginning at 10 o'clock a.m., the Senate will begin consideration of the campaign finance reform legislation. I expect a full day of debate on that issue. However, no votes will occur during Friday's session of the Senate.

On Monday, the Senate will resume consideration of the campaign finance reform bill. Again, however, no votes will occur at that time.

On Tuesday, September 30, I expect that following the 11 a.m. cloture vote the Senate might be in a position to complete action on the last remaining appropriation bill, the D.C. appropriations bill. It will depend on what happens, of course, with the vote on the Coats amendment, and there are a couple of other key amendments that are still pending. Also, since Tuesday is the end of fiscal year, the Senate will consider the continuing resolution. We believe we have a continuing resolution agreed to that will be clean, and with a date that I discussed with the Democratic leader and with our leadership on the other side of the Capitol. Therefore, votes will occur throughout the day on Tuesday, and of course the pending business at that time will still be campaign finance reform.

Wednesday, October 1, is the start of the Jewish holiday. Therefore, votes will not occur past 1 p.m. However, the Senate will be considering the campaign finance reform bill for debate as long as Members want to remain into the evening. On Thursday, October 2, there will be no rollcall votes in observance of the Jewish holiday.

I expect the Senate to resume consideration of the campaign finance reform bill on Friday, October 3. However, no votes will occur. Again, with regard to the 3d, we want to talk with all the interested Senators to see whether we want to have debate or not. Then we will continue on campaign finance reform the next week but we would like to reserve further commitments on time or identification of when votes might occur until we have had time to get started with the debate and see how things go.

I thank my colleagues for their cooperation and remind Senators following these two back-to-back votes there will be no further votes today, and the next vote will occur 11 a.m. on Tuesday, September 30.

Mr. DASCHLE. Mr. President, I appreciate the opportunity to have some discussion with the majority leader about this schedule. I have not had the opportunity to discuss this matter at any great length with our colleagues, but I want to thank the majority leader. I think this is a schedule that af-

fords a good opportunity to debate campaign finance reform. It takes into account the Jewish holiday and the need for our Jewish colleagues to be away. It does afford the opportunity, as well, to take up other issues later on in October. I think it is a very good schedule and I look forward to getting into the debate tomorrow and working with the majority leader to schedule the other matters as they come available to us.

I hope our colleagues would avail themselves of the opportunity to begin the debate tomorrow. I know I will be on the floor, and I am sure many of my colleagues will, and we will have a good debate. I am sure we will have a number of opportunities to debate amendments and have votes over the course of that time.

Mr. LOTT. I might say, Mr. President, continuing with my leader time, I met with the committee leaders and discussed legislation on both sides of the aisle—for instance, the ISTEA, or the highway infrastructure bill—as to when they would be ready with that legislation to go to the floor and how much time that might take. We also have been looking at fast-track trade legislation, when that might be available.

It was obvious to me that we had a window here in the next few days that we could take up the debate on campaign finance reform, but as we got on into October we would need to have time for the highway bill and the fast-track legislation.

I do think it is important that we continue our effort to get a 6-year transportation bill that is within the budget. I have been discussing this with the chairman of the committee and the ranking member. They agree. So we intend to go forward somewhere around the 7th or 8th on the highway infrastructure bill.

I just wanted to give that explanation as to why this decision was made.

Mr. DASCHLE. If I could ask the majority leader a question, I made an assumption about the schedule. It just occurred to me that I had not clarified this, but I assume that the majority leader would anticipate votes on campaign finance reform on Tuesday the 30th and Wednesday the 1st of October; is that correct?

Mr. LOTT. I had not anticipated votes at that time. I assume those days, most of the votes will be on the appropriation conference reports and the continuing resolution.

I had thought we would need more time for debate before we started voting on that. I didn't specify it, but I assumed the votes would not come until the 6th or 7th of October.

Mr. MCCAIN. Will the Senator yield?

Mr. LOTT. I yield the floor.

Mr. MCCAIN. First of all, I thank the majority leader. It is an affirmation of the word he gave last week which all of us here in this body knew was going to happen, and did not need a letter from

the President of the United States. I do thank the majority leader for the timely consideration of this issue.

Let me also just point out I understand that there has to be vigorous debate on this issue. There also has to be votes. It is our intention to have votes on various amendments throughout this debate, and we need to have every one on record on this issue. Also, I know I can count on the majority leader and the distinguished Democratic leader in trying to bring closure to this debate, to this issue, after reasonable debate, in one fashion or another.

Again, I want to thank the majority leader. It shows again the majority leader of this Senate, as was the case when the other side was the majority, when the leader gives his word, when the majority leader gives his word, it is good. And if it were otherwise, this body does not function.

I thank the majority leader and I thank the Democratic leader for all of his cooperation.

Mr. STEVENS. Will the Senator yield?

Mr. LOTT. I am happy to yield to the Senator.

Mr. STEVENS. Mr. President, I note that there is an understanding between us that conference reports coming out of the Appropriations Committee will receive prompt attention, but I wanted to make sure everyone understands that means putting aside anything that is here, to try and get these bills to the President before the end of the fiscal year.

Mr. LOTT. Mr. President, they are privileged, and would be brought up as soon as they are available. That is our highest priority as we reach the end of the fiscal year, and we want to move to immediate consideration of a continuing resolution also when it is available, if it is necessary, which I presume it will be.

Mr. STEVENS. Mr. President, the pending unanimous-consent agreement would provide 8 hours on that. I hope that, too, would be subject to taking up the conference reports as they become available.

Mr. LOTT. It would be. I hope we would not take 8 hours on the CR. I hope we have an understanding what is in it. It would be clean, I believe. There are only two amendments in order, one on each side. I hope maybe that would not be necessary and we would have short debate and go straight to vote.

Mr. STEVENS. I am sure Senator BYRD and I appreciate that very much.

Mr. LOTT. I yield the floor.

#### DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 1998—CONFERENCE REPORT

The PRESIDING OFFICER. Under the previous order, the yeas and nays have been ordered on the defense appropriations conference report. The question is on agreeing to the conference report.

The clerk will call the roll.

The assistant legislative clerk called the roll.

Mr. FORD. I announce that the Senator from Delaware [Mr. BIDEN] and the Senator from Maryland [Ms. MIKULSKI] are necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 93, nays 5, as follows:

[Rollcall Vote No. 258 Leg.]

#### YEAS—93

Abraham	Faircloth	Lott
Akaka	Feinstein	Lugar
Allard	Ford	Mack
Ashcroft	Frist	McCain
Baucus	Glenn	McConnell
Bennett	Gorton	Moseley-Braun
Bingaman	Graham	Moynihan
Bond	Gramm	Murkowski
Boxer	Grams	Murray
Breaux	Grassley	Nickles
Brownback	Gregg	Reed
Bryan	Hagel	Reid
Burns	Hatch	Robb
Byrd	Helms	Roberts
Campbell	Hollings	Rockefeller
Chafee	Hutchinson	Roth
Cleland	Hutchison	Santorum
Coats	Inhofe	Sarbanes
Cochran	Inouye	Sessions
Collins	Jeffords	Shelby
Conrad	Johnson	Smith (NH)
Coverdell	Kempthorne	Smith (OR)
Craig	Kennedy	Snowe
D'Amato	Kerrey	Specter
Daschle	Kerry	Stevens
DeWine	Kyl	Thomas
Dodd	Landrieu	Thompson
Domenici	Lautenberg	Thurmond
Dorgan	Leahy	Torricelli
Durbin	Levin	Warner
Enzi	Lieberman	Wyden

#### NAYS—5

Bumpers	Harkin	Wellstone
Feingold	Kohl	

#### NOT VOTING—2

Biden	Mikulski
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The conference report was agreed to. Mr. INOUE. Mr. President, I move to reconsider the vote by which the conference report was agreed to.

Mr. HOLLINGS. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

#### EXECUTIVE SESSION

#### NOMINATION OF KATHARINE SWEENEY HAYDEN, OF NEW JERSEY, TO BE U.S. DISTRICT JUDGE FOR THE DISTRICT OF NEW JERSEY

The PRESIDING OFFICER (Mr. DEWINE). Under the previous order, the Senate will go into executive session to consider the nomination of Katharine Sweeney Hayden, of New Jersey, to be U.S. district judge for the District of New Jersey, which the clerk will report.

The legislative clerk read the nomination of Katharine Sweeney Hayden, of New Jersey, to be U.S. district judge for the District of New Jersey.

Mr. NICKLES. Mr. President, I ask for the yeas and nays on the nomination.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The yeas and nays were ordered.

The PRESIDING OFFICER. The question is, Will the Senate advise and consent to the nomination of Katharine Sweeney Hayden, of New Jersey, to be U.S. district judge for the District of New Jersey? On this question, the yeas and nays have been ordered, and the clerk will call the roll.

The legislative clerk called the roll.

Mr. NICKLES. Mr. President, I announce that the Senator from Vermont, [Mr. JEFFORDS] is necessarily absent.

Mr. FORD. I announce that the Senator from Delaware [Mr. BIDEN] and the Senator from Maryland [Ms. MIKULSKI] are necessarily absent.

The result was announced—yeas 97, nays 0, as follows:

[Rollcall Vote No. 259 Ex.]

#### YEAS—97

Abraham	Feingold	Lugar
Akaka	Feinstein	Mack
Allard	Ford	McCain
Ashcroft	Frist	McConnell
Baucus	Glenn	Moseley-Braun
Bennett	Gorton	Moynihan
Bingaman	Graham	Murkowski
Bond	Gramm	Murray
Boxer	Grams	Nickles
Breaux	Grassley	Reed
Brownback	Gregg	Reid
Bryan	Hagel	Robb
Bumpers	Harkin	Roberts
Burns	Hatch	Rockefeller
Byrd	Helms	Roth
Campbell	Hollings	Santorum
Chafee	Hutchinson	Sarbanes
Cleland	Hutchison	Sessions
Coats	Inhofe	Shelby
Cochran	Inouye	Smith (NH)
Collins	Johnson	Smith (OR)
Conrad	Kempthorne	Snowe
Coverdell	Kennedy	Specter
Craig	Kerrey	Stevens
D'Amato	Kerry	Thomas
Daschle	Kohl	Thompson
DeWine	Kyl	Thurmond
Dodd	Landrieu	Torricelli
Domenici	Lautenberg	Warner
Dorgan	Leahy	Wellstone
Durbin	Levin	Wyden
Enzi	Lieberman	
Faircloth	Lott	

#### NOT VOTING—3

Biden	Jeffords	Mikulski
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The nomination was confirmed.

STATEMENT ON NOMINATION OF JUDGE KATHARINE SWEENEY HAYDEN

Mr. LEAHY. Mr. President, today is the 40th anniversary of the beginning of the end of racial segregation in the public schools in Little Rock, AR. As we turn to reflect on Little Rock and the aftermath of the Supreme Court's landmark decision on public school segregation, we should consider the important lessons those times still hold for us today. Little Rock was a testing point in our history when the rule of law and respect for our courts and Constitution prevailed.

Three years earlier, the Supreme Court's unanimous Brown versus Board of Education decision prompted a concerted assault on the judiciary. On March 12, 1956, 81 Members of Congress signed a resolution condemning that ruling as a "clear abuse of judicial power" and part of a "trend in the Federal judiciary to legislate, in derogation of the authority of Congress, and