

S. 595

At the request of Mr. DOMENICI, the name of the Senator from Louisiana (Ms. LANDRIEU) was added as a cosponsor of S. 595, a bill to amend the Internal Revenue Code of 1986 to establish a graduated response to shrinking domestic oil and gas production and surging foreign oil imports, and for other purposes.

S. 597

At the request of Mr. SMITH, the name of the Senator from Idaho (Mr. CRAIG) was added as a cosponsor of S. 597, a bill to amend section 922 of chapter 44 of title 28, United States Code, to protect the right of citizens under the Second Amendment to the Constitution of the United States.

S. 608

At the request of Mr. MURKOWSKI, the name of the Senator from Mississippi (Mr. LOTT) was added as a cosponsor of S. 608, a bill to amend the Nuclear Waste Policy Act of 1982.

SENATE RESOLUTION 33

At the request of Mr. MCCAIN, the names of the Senator from North Dakota (Mr. DORGAN), the Senator from Mississippi (Mr. COCHRAN), the Senator from Idaho (Mr. CRAPO), the Senator from Nebraska (Mr. HAGEL), the Senator from Vermont (Mr. JEFFORDS), the Senator from Maine (Ms. COLLINS), the Senator from Texas (Mr. GRAMM), and the Senator from South Dakota (Mr. DASCHLE) were added as cosponsors of Senate Resolution 33, a resolution designating May 1999 as “National Military Appreciation Month.”

SENATE RESOLUTION 54

At the request of Mr. FEINGOLD, the name of the Senator from New Jersey (Mr. TORRICELLI) was added as a cosponsor of Senate Resolution 54, a resolution condemning the escalating violence, the gross violation of human rights and attacks against civilians, and the attempt to overthrow a democratically elected government in Sierra Leone.

SENATE RESOLUTION 68

At the request of Mrs. BOXER, the names of the Senator from West Virginia (Mr. ROCKEFELLER), the Senator from Nevada (Mr. REID), the Senator from Louisiana (Ms. LANDRIEU), the Senator from Minnesota (Mr. WELLSTONE), the Senator from Arkansas (Mrs. LINCOLN), and the Senator from Illinois (Mr. DURBIN) were added as cosponsors of Senate Resolution 68, a resolution expressing the sense of the Senate regarding the treatment of women and girls by the Taliban in Afghanistan.

SENATE RESOLUTION 69—TO PROHIBIT THE CONSIDERATION OF RETROACTIVE TAX INCREASES IN THE SENATE

Mr. COVERDELL (for himself, Mr. HAGEL, Mrs. HUTCHISON, Mr. KYL, Mr. INHOFE, and Mr. GRASSLEY) submitted the following resolution; which was referred to the Committee on Rules and Administration:

S. RES. 69

*Resolved,***SECTION 1. RULE OF THE SENATE PROHIBITING CONSIDERATION OF RETROACTIVE TAX INCREASES.**

(a) IN GENERAL.—It shall not be in order in the Senate to consider any bill, joint resolution, amendment, motion, or conference report, that includes a retroactive Federal income tax rate increase.

(b) DEFINITION.—In this resolution—

(1) the term “Federal income tax rate increase” means any amendment to subsection (a), (b), (c), (d), or (e) of section 1, or to section 11(b) or 55(b), of the Internal Revenue Code of 1986, that imposes a new percentage as a rate of tax and thereby increases the amount of tax imposed by any such section; and

(2) a Federal income tax rate increase is retroactive if it applies to a period beginning prior to the enactment of the provision.

(c) SUPERMAJORITY WAIVER.—

(1) WAIVER.—The point of order in subsection (a) may be waived or suspended only by the affirmative vote of three-fifths of the Members, duly chosen and sworn.

(2) APPEALS.—An affirmative vote of three-fifths of the Members, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under subsection (a).

(d) EFFECTIVE DATE.—This resolution takes effect on January 1, 1999.

**SENATE RESOLUTION 70—TO AUTHORIZE REPRESENTATION OF SENATE AND MEMBERS OF THE SENATE**

Mr. LOTT (for himself and Mr. DASCHLE) submitted the following resolution; which was considered and agreed to:

S. RES. 70

Whereas, in the case of *James E. Pietrangelo, II v. United States Senate, et al.*, Case No. 1:99-CV-323, pending in the United States District Court for the Northern District of Ohio, the plaintiff has named the United States Senate and all Members of the Senate as defendants;

Whereas, pursuant to sections 703(a) and 704(a)(1) of the Ethics in Government Act of 1978, 2 U.S.C. §§ 288b(a) and 288c(a)(1), the Senate may direct its counsel to defend the Senate and Members of the Senate in civil actions relating to their official responsibilities; Now, therefore, be it

*Resolved*, That the Senate Legal Counsel is directed to represent the Senate and all Members of the Senate in the case of *James E. Pietrangelo, II v. United States Senate, et al.*

**AMENDMENTS SUBMITTED****EMERGENCY SUPPLEMENTAL APPROPRIATIONS ACT FOR FISCAL YEAR 1999****HATCH (AND OTHERS) AMENDMENT NO. 79**

(Ordered to lie on the table.)

Mr. HATCH (for himself, Mrs. FEINSTEIN, Mr. THURMOND, Mr. DEWINE, Mr. SESSIONS, and Mr. KENNEDY) submitted an amendment intended to be proposed by them to the bill (S. 544) making emergency supplemental appropriations and rescissions for recovery from

natural disasters, and foreign assistance, for the fiscal year ending September 30, 1999, and for other purposes; as follows:

At the appropriate place, insert the following:

**SEC. . COMPLIANCE WITH ETHICAL STANDARDS FOR FEDERAL PROSECUTORS.**

Section 801 of title VIII of the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1999 (Public Law 105-277) is amended by striking subsection (c) and inserting the following:

“(c) EFFECTIVE DATE.—The amendments made by this section shall take effect 1 year after the date of enactment of this Act.”

**STEVENS AMENDMENT NO. 80**

Mr. STEVENS proposed an amendment to the bill, S. 544, *supra*; as follows:

Insert on page 43, after line 15:

“PUBLIC AND INDIAN HOUSING

“HOUSING CERTIFICATE FUND

“(DEFERRAL)

“Of the funds made available under this heading in Public Law 105-276 for use in connection with expiring or terminating section 8 contracts, \$350,000,000 shall not become available until October 1, 1999.”

On page 42, strike beginning with line 10 through the end of line 21.

**HUTCHISON AMENDMENT NO. 81**

Mrs. HUTCHISON proposed an amendment to the bill, S. 544, *supra*; as follows:

On page 58, between lines 15 and 16, insert the following:

**TITLE —RESTRICTIONS ON DEPLOYMENT OF UNITED STATES ARMED FORCES IN KOSOVO****SEC. .01. SHORT TITLE.**

This title may be cited as the “\_\_\_\_\_ Act of 1999”.

**SEC. .02. DEFINITION.**

In this title, the term “Yugoslavia” means the so-called Federal Republic of Yugoslavia (Serbia and Montenegro).

**SEC. .03. FUNDING LIMITATION.**

(a) LIMITATION.—None of the funds appropriated or otherwise made available to the Department of Defense, including funds appropriated for fiscal year 1999 and prior fiscal years, may be obligated or expended for any deployment of ground forces of the Armed Forces of the United States to Kosovo unless and until—

(1) the parties to the conflict in Kosovo have signed an agreement for the establishment of peace in Kosovo;

(2) the President has transmitted to Congress the report provided for under section 8115 of Public Law 105-262 (112 Stat. 2327); and

(3) the President has transmitted to the Speaker of the House of Representatives and the President pro tempore of the Senate a report containing—

(A) a certification—

(i) that deployment of the Armed Forces of the United States to Kosovo is in the national security interests of the United States;

(ii) that—

(I) the President will submit to Congress an amended budget for the Department of Defense for fiscal year 2000 not later than 60 days after the commencement of the deployment of the Armed Forces of the United States to Kosovo that includes an amount sufficient for such deployment; and

(II) such amended budget will provide for an increase in the total amount for the major functional budget category 050 (relating to National Defense) for fiscal year 2000 by at least the total amount proposed for the deployment of the Armed Forces of the United States to Kosovo (as compared to the amount provided for fiscal year 2000 for major functional budget category 050 (relating to National Defense) in the budget that the President submitted to Congress February 1, 1999); and

(iii) that—

(I) not later than 120 days after the commencement of the deployment of the Armed Forces of the United States to Kosovo, forces of the Armed Forces of the United States will be withdrawn from on-going military operations in locations where maintaining the current level of the Armed Forces of the United States (as of the date of certification) is no longer considered vital to the national security interests of the United States; and

(II) each such withdrawal will be undertaken only after consultation with the Majority Leader of the Senate, the Minority Leader of the Senate, the Speaker of the House of Representatives, and the Minority Leader of the House of Representatives;

(B) an explanation of the reasons why the deployment of the Armed Forces of the United States to Kosovo is in the national security interests of the United States;

(C) the total number of the United States military personnel that are to be deployed in Kosovo and the number of personnel to be committed to the direct support of the international peacekeeping operation in Kosovo, including ground troops, air support, logistics support, and intelligence support;

(D) the percentage that the total number of personnel of the United States Armed Forces specified in subparagraph (C) bears to the total number of the military personnel of all NATO nations participating in the international peacekeeping operation in Kosovo;

(E) a description of the responsibilities of the United States military force participating in the international peacekeeping operation to enforce any provision of the Kosovo peace agreement; and

(F) a clear identification of the benchmarks for the withdrawal of the Armed Forces of the United States from Kosovo, together with a description of those benchmarks and the estimated dates by which those benchmarks can and will be achieved.

(b) CONSULTATION.—

(1) IN GENERAL.—Prior to the conduct of any air operations by the Armed Forces of the United States against Yugoslavia, the President shall consult with the joint congressional leadership and the chairmen and ranking minority members of the appropriate congressional committees with respect to those operations.

(2) DEFINITIONS.—In this subsection:

(A) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means—

(i) the Committee on Appropriations, the Committee on Armed Services, the Committee on International Relations, and the Permanent Select Committee on Intelligence of the House of Representatives; and

(ii) the Committee on Appropriations, the Committee on Armed Services, the Committee on Foreign Relations, and the Select Committee on Intelligence of the Senate.

(B) JOINT CONGRESSIONAL LEADERSHIP.—The term “joint congressional leadership” means—

(i) the Speaker of the House of Representatives and the Majority Leader and the Minority Leader of the House of Representatives; and

(ii) the Majority Leader and the Minority Leader of the Senate.

#### SEC. 04. REPORT ON PROGRESS TOWARD MEETING BENCHMARKS.

Thirty days after the date of enactment of this Act, and every 60 days thereafter, the President shall submit to Congress a detailed report on the benchmarks that are established to measure progress and determine the withdrawal of the Armed Forces of the United States from Kosovo. Each report shall include—

(1) a detailed description of the benchmarks for the withdrawal of the Armed Forces from Kosovo;

(2) the objective criteria for evaluating successful achievement of the benchmarks;

(3) an analysis of the progress made in achieving the benchmarks;

(4) a comparison of the current status on achieving the benchmarks with the progress described in the last report submitted under this section;

(5) the specific responsibilities assigned to the implementation force in assisting in the achievement of the benchmarks;

(6) the estimated timetable for achieving the benchmarks; and

(7) the status of plans and preparations for withdrawal of the implementing force once the objective criteria for achieving the benchmarks have been met.

#### SEC. 05. STATUTORY CONSTRUCTION.

Nothing in this title restricts the authority of the President to protect the lives of United States citizens.

#### MCCAIN AMENDMENT NO. 82

Mr. STEVENS (for Mr. MCCAIN) proposed an amendment to the bill, S. 544, supra; as follows:

At the appropriate place, insert the following:

#### SEC. . EXTENSION OF AVIATION INSURANCE PROGRAM.

Section 44310 of title 49, United States Code, is amended by striking “March 31, 1999.” and inserting “May 31, 1999.”

#### GRASSLEY AMENDMENT NO. 83

Mr. STEVENS (for Mr. GRASSLEY) proposed an amendment to the bill, S. 544, supra; as follows:

On page 29, insert after line 10:

#### DEPARTMENT OF HEALTH AND HUMAN SERVICES

##### OFFICE OF THE SECRETARY GENERAL DEPARTMENTAL MANAGEMENT

For an additional amount for “general departmental management”, \$1,400,000, to reduce the backlog of pending nursing home appeals before the Department Appeals Board.

On page 42, line 8, strike \$3,116,076,000 and insert \$3,114,676,000.

On page 42, line 9, strike \$164,933,000 and insert \$163,533,000.

#### SHELBY (AND STEVENS) AMENDMENT NO. 84

Mr. STEVENS (for Mr. SHELBY for himself and Mr. STEVENS) proposed an amendment to the bill, S. 544, supra; as follows:

At the appropriate place in the bill, insert:

SEC. . TITLE 49 RECODIFICATION CORRECTION.—Effective December 31, 1998, section 4(k) of the Act of July 5, 1994 (Public Law 103-272, 108 Stat. 1370), as amended by section 7(a)(3)(D) of the Act of October 31, 1994 (Public Law 103-429, 108 Stat. 4329), is repealed.

#### BYRD AMENDMENT NO. 85

Mr. STEVENS (for Mr. BYRD) proposed an amendment to the bill, S. 544, supra; as follows:

On page 16, strike beginning with line 12 through page 23, line 8, and insert the following:

EMERGENCY STEEL LOAN GUARANTEE PROGRAM. (a) SHORT TITLE.—This section may be cited as the “Emergency Steel Loan Guarantee Act of 1999”.

(b) CONGRESSIONAL FINDINGS.—Congress finds that—

(1) the United States steel industry has been severely harmed by a record surge of more than 40,000,000 tons of steel imports into the United States in 1998, caused by the world financial crisis;

(2) this surge in imports resulted in the loss of more than 10,000 steel worker jobs in 1998, and was the imminent cause of 3 bankruptcies by medium-sized steel companies, Acme Steel, Laclede Steel, and Geneva Steel;

(3) the crisis also forced almost all United States steel companies into—

(A) reduced volume, lower prices, and financial losses; and

(B) an inability to obtain credit for continued operations and reinvestment in facilities;

(4) the crisis also has affected the willingness of private banks and investment institutions to make loans to the U.S. steel industry for continued operation and reinvestment in facilities;

(5) these steel bankruptcies, job losses, and financial losses are also having serious negative effects on the tax base of cities, counties, and States, and on the essential health, education, and municipal services that these government entities provide to their citizens; and

(6) a strong steel industry is necessary to the adequate defense preparedness of the United States in order to have sufficient steel available to build the ships, tanks, planes, and armaments necessary for the national defense.

(c) DEFINITIONS.—For purposes of this section—

(1) the term “Board” means the Loan Guarantee Board established under subsection (e);

(2) the term “Program” means the Emergency Steel Guaranteed Loan Program established under subsection (d); and

(3) the term “qualified steel company” means any company that—

(A) is incorporated under the laws of any State;

(B) is engaged in the production and manufacture of a product defined by the American Iron and Steel Institute as a basic steel mill product, including ingots, slab and billets, plates, flat-rolled steel, sections and structural products, bars, rail type products, pipe and tube, and wire rod; and

(C) has experienced layoffs, production losses, or financial losses since the beginning of the steel import crisis, after January 1, 1998.

(d) ESTABLISHMENT OF EMERGENCY STEEL GUARANTEED LOAN PROGRAM.—There is established the Emergency Steel Guaranteed Loan Program, to be administered by the Board, the purpose of which is to provide loan guarantees to qualified steel companies in accordance with this section.

(e) LOAN GUARANTEE BOARD MEMBERSHIP.—There is established a Loan Guarantee Board, which shall be composed of—

(1) the Secretary of Commerce, who shall serve as Chairman of the Board;

(2) the Secretary of Labor; and

(3) the Secretary of the Treasury.

(f) LOAN GUARANTEE PROGRAM.—

(1) AUTHORITY.—The Program may guarantee loans provided to qualified steel companies by private banking and investment institutions in accordance with the procedures, rules, and regulations established by the Board.

(2) TOTAL GUARANTEE LIMIT.—The aggregate amount of loans guaranteed and outstanding at any 1 time under this section may not exceed \$1,000,000,000.

(3) INDIVIDUAL GUARANTEE LIMIT.—The aggregate amount of loans guaranteed under this section with respect to a single qualified steel company may not exceed \$250,000,000.

(4) MINIMUM GUARANTEE AMOUNT.—No single loan in an amount that is less than \$25,000,000 may be guaranteed under this section.

(5) TIMELINES.—The Board shall approve or deny each application for a guarantee under this section as soon as possible after receipt of such application.

(6) ADDITIONAL COSTS.—For the additional cost of the loans guaranteed under this subsection, including the costs of modifying the loans as defined in section 502 of the Congressional Budget Act of 1974 (2 U.S.C. 661a), there is appropriated \$140,000,000 to remain available until expended.

(g) REQUIREMENTS FOR LOAN GUARANTEES.—A loan guarantee may be issued under this section upon application to the Board by a qualified steel company pursuant to an agreement to provide a loan to that qualified steel company by a private bank or investment company, if the Board determines that—

(1) credit is not otherwise available to that company under reasonable terms or conditions sufficient to meet its financing needs, as reflected in the financial and business plans of that company;

(2) the prospective earning power of that company, together with the character and value of the security pledged, furnish reasonable assurance of repayment of the loan to be guaranteed in accordance with its terms;

(3) the loan to be guaranteed bears interest at a rate determined by the Board to be reasonable, taking into account the current average yield on outstanding obligations of the United States with remaining periods of maturity comparable to the maturity of such loan; and

(4) the company has agreed to an audit by the General Accounting Office, prior to the issuance of the loan guarantee and annually while any such guaranteed loan is outstanding.

(h) TERMS AND CONDITIONS OF LOAN GUARANTEES.—

(1) LOAN DURATION.—All loans guaranteed under this section shall be payable in full not later than December 31, 2005, and the terms and conditions of each such loan shall provide that the loan may not be amended, or any provision thereof waived, without the consent of the Board.

(2) LOAN SECURITY.—Any commitment to issue a loan guarantee under this section shall contain such affirmative and negative covenants and other protective provisions that the Board determines are appropriate. The Board shall require security for the loans to be guaranteed under this section at the time at which the commitment is made.

(3) FEES.—A qualified steel company receiving a guarantee under this section shall pay a fee in an amount equal to 0.5 percent of the outstanding principal balance of the guaranteed loan to the Department of the Treasury.

(i) REPORTS TO CONGRESS.—The Secretary of Commerce shall submit to Congress annually, a full report of the activities of the Board under this section during fiscal years 1999 and 2000, and annually thereafter, during

such period as any loan guaranteed under this section is outstanding.

(j) SALARIES AND ADMINISTRATIVE EXPENSES.—For necessary expenses to administer the Program, \$5,000,000 is appropriated to the Department of Commerce, to remain available until expended, which may be transferred to the Office of the Assistant Secretary for Trade Development of the International Trade Administration.

(k) TERMINATION OF GUARANTEE AUTHORITY.—The authority of the Board to make commitments to guarantee any loan under this section shall terminate on December 31, 2001.

(l) REGULATORY ACTION.—The Board shall issue such final procedures, rules, and regulations as may be necessary to carry out this section not later than 60 days after the date of enactment of this Act.

(m) EMERGENCY DESIGNATION.—The entire amount made available to carry out this section—

(1) is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)(A)); and

(2) shall be available only to the extent that an official budget request that includes designation of the entire amount of the request as an emergency requirement (as defined in the Balanced Budget and Emergency Deficit Control Act of 1985) is transmitted by the President to Congress.

**FRIST (AND THOMPSON)  
AMENDMENT NO. 86**

Mr. STEVENS (for Mr. FRIST for himself and Mr. THOMPSON) proposed an amendment to the bill, S. 544, *supra*; as follows:

On page 30, line 1, strike "\$11,300,000" and insert "\$14,500,000".

On page 43, line 12, strike "\$11,300,000" and insert "\$14,500,000".

**STEVENS AMENDMENT NO. 87**

Mr. STEVENS proposed an amendment to the bill, S. 544, *supra*; as follows:

At the Appropriate place in the bill, insert:  
SEC. . Notwithstanding any other provision of law, the taking of a Cook Inlet beluga whale under the exemption provided in section 101(b) of the Marine Mammal Protection Act (16 U.S.C. 1371(a)) between the date of the enactment of this Act and October 1, 2000 shall be considered a violation of such Act unless such taking occurs pursuant to a cooperative agreement between the National Marine Fisheries Service and Cook Inlet Marine Mammal Commission.

**STEVENS AMENDMENT NO. 88**

Mr. STEVENS proposed an amendment to the bill, S. 544, *supra*; as follows:

At the Appropriate place in the bill, insert:  
SEC. . Funds provided in the Department of Commerce, Justice and State, the Judiciary, and Related Agencies Appropriations Act, 1999 (P.L. 105-277, Division A, Section 101(b)) for the construction of correctional facility in Barrow Alaska shall be made available to the North Slope Borough.

**HUTCHINSON AMENDMENT NO. 89**

Mr. HUTCHINSON proposed an amendment to the bill, S. 544, *supra*; as follows:

At the appropriate place, insert the following new section:

**SEC. . PRIOR CONGRESSIONAL APPROVAL FOR SUPPORTING ADMISSION OF CHINA INTO THE WTO.**

(a) IN GENERAL.—Notwithstanding any other provision of law, the United States may not support the admission of the People's Republic of China as a member of the World Trade Organization unless a provision of law is passed by both Houses of Congress and enacted into law after the enactment of this Act that specifically allows the United States to support such admission.

(b) PROCEDURES FOR CONGRESSIONAL APPROVAL OF UNITED STATES SUPPORT FOR ADMISSION OF CHINA INTO THE WTO.—

(1) NOTIFICATION OF CONGRESS.—The President shall notify the Congress in writing if the President determines that the United States should support the admission of the People's Republic of China into the World Trade Organization.

(2) SUPPORT OF CHINA'S ADMISSION INTO THE WTO.—The United States may support the admission of the People's Republic of China into the World Trade Organization if a joint resolution is enacted into law under subsection (c) and the Congress adopts and transmits the joint resolution to the President before the end of the 90-day period (excluding any day described in section 154(b) of the Trade Act of 1974), beginning on the date on which the Congress receives the notification referred to in paragraph (1).

(c) JOINT RESOLUTION.—

(1) JOINT RESOLUTION.—For purposes of this section, the term "joint resolution" means only a joint resolution of the 2 Houses of Congress, the matter after the resolving clause of which is as follows: "That the Congress approves the support of the United States for the admission of the People's Republic of China into the World Trade Organization".

(2) PROCEDURES.—

(A) IN GENERAL.—A joint resolution may be introduced at any time on or after the date on which the Congress receives the notification referred to in subsection (b)(1), and before the end of the 90-day period referred to in subsection (b)(2). A joint resolution may be introduced in either House of the Congress by any member of such House.

(B) APPLICATION OF SECTION 152.—Subject to the provisions of this subsection, the provisions of subsections (b), (d), (e), and (f) of section 152 of the Trade Act of 1974 (19 U.S.C. 2192(b), (d), (e), and (f)) apply to a joint resolution under this section to the same extent as such provisions apply to resolutions under section 152.

(C) DISCHARGE OF COMMITTEE.—If the committee of either House to which a joint resolution has been referred has not reported it by the close of the 45th day after its introduction (excluding any day described in section 154(b) of the Trade Act of 1974), such committee shall be automatically discharged from further consideration of the joint resolution and it shall be placed on the appropriate calendar.

(D) CONSIDERATION BY APPROPRIATE COMMITTEE.—It is not in order for—

(i) the Senate to consider any joint resolution unless it has been reported by the Committee on Finance or the committee has been discharged under subparagraph (C); or

(ii) the House of Representatives to consider any joint resolution unless it has been reported by the Committee on Ways and Means or the committee has been discharged under subparagraph (C).

(E) CONSIDERATION IN THE HOUSE.—A motion in the House of Representatives to proceed to the consideration of a joint resolution may only be made on the second legislative day after the calendar day on which the Member making the motion announces to the House his or her intention to do so.

(3) CONSIDERATION OF SECOND RESOLUTION NOT IN ORDER.—It shall not be in order in either the House of Representatives or the Senate to consider a joint resolution (other than a joint resolution received from the other House), if that House has previously adopted a joint resolution under this section.

GRASSLEY AMENDMENT NO. 90

(Ordered to lie on the table.)

Mr. GRASSLEY submitted an amendment intended to be proposed by him to the bill, S. 544, *supra*; as follows:

On page 29, insert after line 10:

DEPARTMENT OF HEALTH AND HUMAN SERVICES

OFFICE OF THE SECRETARY  
GENERAL DEPARTMENTAL  
MANAGEMENT

For an additional amount for “general departmental management”, \$1,400,000, to reduce the backlog of pending nursing home appeals before the Departmental Appeals Board.

On page 42, line 8, strike \$3,116,076,000 and insert \$3,114,676,000.

On page 42, line 9, strike \$164,933,000 and insert \$163,533,000.

EXPLANATION AND JUSTIFICATION

This amendment provides an additional \$1,400,000 for the Department of Health and Human Services Appeals Board. The amendment would require that this sum be used by the Appeals Board to reduce a backlog of appeals by nursing facilities of civil monetary penalties levied by the Health Care Financing Administration for infractions of the Nursing Home Reform Act of 1987.

The Department of Health and Human Services Departmental Appeals Board hears and decides cases on appeal from program units of the Department. Lack of sufficient resources to handle a rapidly increasing case load has lead to a large backlog of pending cases. The major contributor to this backlog is a substantial increase in appeals of civil monetary penalties levied by HCFA on nursing facilities. Appeals of CMPS have increased at an accelerating rate each year since 1995. The rate of increase has accelerated further since January, 1999, reflecting the enhanced oversight and enforcement of nursing facilities undertaken by HCFA following a Presidential initiative and hearings by the Special Committee on Aging. The backlog of appeals subverts the purpose and effect of civil monetary penalties, delaying corrective action and improvements in the quality of care by nursing facilities. Delay in adjudication of appeals is also a burden to nursing facilities.

ADMINISTRATION BUDGET PROPOSAL FOR FY 2000

The Clinton Administration proposed an increase of \$2.8 million for FY 2000 for the Departmental Appeals Board. This amendment would speed up provision of those funds the Appeals Board could effectively use before the end of this fiscal year and thus and permit the Appeals Board to begin immediately to take steps to reduce the backlog of appeals by nursing facilities.

DETAILS FOR DEPARTMENTAL APPEALS BOARD  
NURSING HOME CASELOAD

Year	Cases received	Closed no decision	Closed with decision	Pending
1996	335	101	22	212
1997	441	160	25	468
1998	483	303	22	626
1999	196	117	4	701

<sup>1</sup> As of January 22, 1999.

Note that, although the number of new cases received each year has increased, the number of cases decided has not, indicating lack of resources sufficient to keep up with the increasing annual number of new cases. Currently, the Appeals Board is receiving about 25 new cases per week. In earlier periods 8 to 10 new cases per week were being received.

ROBERTS (AND BROWNBACK)  
AMENDMENT NO. 91

(Ordered to lie on the table.)

Mr. ROBERTS (for himself and Mr. BROWNBACK) submitted an amendment intended to be proposed by them to the bill, S. 544, *supra*; as follows:

At the appropriate place, insert:

SEC. . LIABILITY OF CERTAIN NATURAL GAS PRODUCERS.

The Natural Gas Policy Act of 1978 (15 U.S.C. 3301 et seq.) is amended by adding at the end the following:

“SEC. 603. LIABILITY OF CERTAIN NATURAL GAS PRODUCERS.

“If the Commission orders any refund of any rate or charge made, demanded, or received for reimbursement of State ad valorem taxes in connection with the sale of natural gas before 1989, the refund shall be ordered to be made without interest or penalty of any kind.”

TORRICELLI AMENDMENT NO. 92

Mr. TORRICELLI proposed an amendment to the bill, S. 544, *supra*; as follows:

On page 45, between lines 18 and 19, insert the following:

SEC. . LIMITATION OF FUNDING.

(a) IN GENERAL.—Effective December 31, 1999, funding authorized pursuant to the third and fourth provisos under the heading “SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES” under the heading “LEGAL ACTIVITIES” under the heading “GENERAL ADMINISTRATION” in title II of Public Law 100-202 (101 Stat. 1329-9; 28 U.S.C. 591 note) shall not be available to an independent counsel, appointed before June 30, 1996, pursuant to chapter 40 of title 28, United States Code.

(b) PENDING INVESTIGATIONS.—Any investigation or prosecution of a matter being conducted by an independent counsel, appointed before June 30, 1996, pursuant to chapter 40 of title 28, United States Code, and the jurisdiction over that matter, shall be transferred to the Attorney General by December 31, 1999.

HELMS (AND McCONNELL)  
AMENDMENT NO. 93

Mr. STEVENS (for Mr. HELMS for himself and Mr. McCONNELL) proposed an amendment to the bill, S. 544, *supra*; as follows:

On page 8, line 22, insert before the proviso the following: “*Provided further*, That up to \$1,500,000 of the funds appropriated by this heading may be transferred to ‘Operating Expenses of the Agency for International Development, Office of Inspector General’, to remain available until expended, to be used for costs of audits, inspections, and other activities associated with the expenditure of funds appropriated by this heading: *Provided further*, That \$500,000 of the funds appropriated by this heading shall make be available to the Comptroller General for purposes of monitoring the provision of assistance using funds appropriated by this heading:

*Provided further*, That any funds appropriated by this heading that are made available for nonproject assistance shall be obligated and expended subject to the regular notification procedures of the Committees on Appropriations and to the notification procedures relating to the reprogramming of funds under section 634A of the Foreign Assistance Act of 1961 (22 U.S.C. 2394-1):”.

REID AMENDMENT NO. 94

Mr. STEVENS (for Mr. REID) proposed an amendment to the bill, S. 544, *supra*; as follows:

DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

CONSTRUCTION, GENERAL

For an additional amount for “Construction, General,” \$500,000 shall be available for technical assistance related to shoreline erosion at Lake Tahoe, NV caused by high lake levels pursuant to Section 219 of the Water Resources Development Act of 1992.

KYL AMENDMENT NO. 95

Mr. STEVENS (for Mr. KYL) proposed an amendment to the bill, S. 544, *supra*; as follows:

DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

WATER AND RELATED RESOURCES

For an additional amount for “Water and Related Resources,” for emergency repairs to the Headgate Rock Hydraulic Project, \$5,000,000 is appropriated pursuant to the Snyder Act (25 U.S.C.), to be expended by the Bureau of Reclamation, to remain available until expended.

DOMENICI AMENDMENT NO. 96

Mr. STEVENS (for Mr. DOMENICI) proposed an amendment to the bill, S. 544, *supra*; as follows:

DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

CONSTRUCTION, GENERAL

Of the amounts made available under this heading in P.L. 105-245 for the Lackawanna River, Scranton, Pennsylvania, \$5,000,000 are rescinded.

JEFFORDS AMENDMENT NO. 97

Mr. STEVENS (for Mr. JEFFORDS) proposed an amendment to the bill, S. 544, *supra*; as follows:

On page 9, line 10 after the word “amended” insert the following:

“*Provided further*, That the Agency for International Development should undertake efforts to promote reforestation, with careful attention to the choice, placement, and management of species of trees consistent with watershed management objectives designed to minimize future storm damage, and to promote energy conservation through the use of renewable energy and energy-efficient services and technologies: *Provided further*, That reforestation and energy initiatives under this heading should be integrated with other sustainable development efforts”.

LEVIN AMENDMENT NO. 98

Mr. STEVENS (for Mr. LEVIN) proposed an amendment to the bill, S. 544, *supra*; as follows:

On page 58, between lines 15 and 16, insert the following:

TITLE V—MISCELLANEOUS

SEC. 5001. (a) DISPOSAL AUTHORIZED.—Subject to subsection (c), the President may dispose of the material in the National Defense

Stockpile specified in the table in subsection (b).

(b) TABLE.—The total quantity of the material authorized for disposal by the President under subsection (a) is as follows:

Authorized Stockpile Disposal	
Material for disposal	Quantity
Zirconium ore .....	17,383 short dry tons

(c) MINIMIZATION OF DISRUPTION AND LOSS.—The President may not dispose of material under subsection (a) to the extent that the disposal will result in—

(1) undue disruption of the usual markets of producers, processors, and consumers of the material proposed for disposal; or

(2) avoidable loss to the United States.

(d) RELATIONSHIP TO OTHER DISPOSAL AUTHORITY.—The disposal authority provided in subsection (a) is new disposal authority and is in addition to, and shall not affect, any other disposal authority provided by law regarding the material specified in such subsection.

(e) NATIONAL DEFENSE STOCKPILE DEFINED.—In this section, the term “National Defense Stockpile Transaction Fund” means the fund in the Treasury of the United States established under section 9(a) of the Strategic and Critical Materials Stock Piling Act (50 U.S.C. 98h(a)).

#### GRAHAM (AND DEWINE) AMENDMENT NO. 99

(Ordered to lie on the table.)

Mr. GRAHAM (for himself and Mr. DEWINE) submitted an amendment intended to be proposed by them to the bill, S. 544, supra; as follows:

On page 44, line 15, strike “Military,” and insert “Military and those appropriated under title V of that division (relating to counter-drug activities and interdiction),”.

#### DOMENICI AMENDMENT NO. 100

Mr. STEVENS (for Mr. DOMENICI) proposed an amendment to the bill, S. 544, supra; as follows:

On page 30, after line 10 insert:

#### CHAPTER 7

#### EXECUTIVE OFFICE OF THE PRESIDENT AND FUNDS APPROPRIATED TO THE PRESIDENT

##### FEDERAL DRUG CONTROL PROGRAMS

##### HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM (INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Office of National Drug Control Policy’s High Intensity Drug Trafficking Areas Program, an additional \$750,000 is appropriated for drug control activities which shall be used specifically to expand the Southwest Border High Intensity Drug Trafficking Area for the State of New Mexico to include Rio Arriba County, Santa Fe County, and San Juan County, New Mexico, which are hereby designated as part of the Southwest Border High Intensity Drug Trafficking Area for the State of New Mexico, and an additional \$500,000 is appropriated for national efforts related to methamphetamine reduction efforts.”

On page 44, after line 7 insert:

#### CHAPTER 9

#### EXECUTIVE OFFICE OF THE PRESIDENT AND FUNDS APPROPRIATED TO THE PRESIDENT

##### FEDERAL DRUG CONTROL PROGRAMS

##### SPECIAL FORFEITURE FUND (RESCISSON)

Of the funds made available under this heading in Division A of the Omnibus Con-

solidated and Emergency Supplemental Appropriations, 1999 (Public Law 105-277) \$1,250,000 are rescinded.

#### ROBERTS AMENDMENT NO. 101

Mr. STEVENS. (for Mr. ROBERTS) proposed an amendment to the bill, S. 544, supra; as follows:

At the appropriate place, insert:

#### SEC. — LIABILITY OF CERTAIN NATURAL GAS PRODUCERS.

The Natural Gas Policy Act of 1978 (15 U.S.C. 3301 et seq.) is amended by adding at the end the following:

#### “SEC. 603. LIABILITY OF CERTAIN NATURAL GAS PRODUCERS.

“If the Commission orders any refund of any rate or charge made, demanded, or received for reimbursement of State ad valorem taxes in connection with the sale of natural gas before 1989, the refund shall be ordered to be made without interest or penalty of any kind.”

#### STEVENS AMENDMENT NO. 102

Mr. STEVENS proposed an amendment to the bill, S. 544, supra; as follows:

At the end of Title II insert the following:

“SEC. . Section 328 of the Department of the Interior and Related Agencies Appropriations Act, 1999 (P.L. 105-277, Division A, Section 1(e), Title III) is amended by striking “none of the funds in this Act” and inserting “none of the funds provided in this Act to the Indian Health Service or Bureau of Indian Affairs.””

#### GRAMS AMENDMENT NO. 103

Mr. STEVENS (for Mr. GRAMS) proposed an amendment to the bill, S. 544, supra; as follows:

On page 30, between lines 10 and 11, insert the following:

#### PHA RENEWAL

Of amounts appropriated for fiscal year 1999 for salaries and expenses under this heading in title II of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1999, \$3,400,000 shall be transferred to the appropriate account of the Department of Housing and Urban Development for annual contributions to public housing agencies for the operation of low-income housing projects under section 673 of the Housing and Community Development Act of 1992 (42 U.S.C. 1437g): *Provided*, That in distributing such amount, the Secretary of Housing and Urban Development shall give priority to public housing agencies that submitted eligible applications for renewal of fiscal year 1995 elderly service coordinator grants pursuant to the Notice of Funding Availability for Service Coordinator Funds for Fiscal Year 1998, as published in the Federal Register on June 1, 1998.

#### LINCOLN AMENDMENT NO. 104

Mr. STEVENS (for Mrs. LINCOLN) proposed an amendment to the bill, S. 544, supra; as follows:

On page 5, line 9, strike “watersheds” insert in lieu thereof the following: “watersheds, including debris removal that would not be authorized under the Emergency Watershed Program.”

#### GORTON AMENDMENT NO. 105

Mr. STEVENS (for Mr. GORTON) proposed an amendment to the bill, S. 544, supra; as follows:

Add at the appropriate place the following new section:

SEC. . (a) LOAN DEFICIENCY PAYMENTS FOR CLUB WHEAT PRODUCERS.—In making loan deficiency payments available under section 135 of the Agricultural Market Transition Act (7 U.S.C. 7235) to producers of club wheat, the Secretary of Agriculture may not assess a premium adjustment on the amount that would otherwise be computed for club wheat under the section to reflect the premium that is paid for club wheat to ensure its availability to create a blended specialty product known as western white wheat.

(b) RETROACTIVE APPLICATION.—As soon as practicable after the date of the enactment of this Act, the Secretary of Agriculture shall make a payment to each producer of club wheat that received a discounted loan deficiency payment under section 135 of the Agricultural Market Transition Act (7 U.S.C. 7235) before that date as a result of the assessment of a premium adjustment against club wheat. The amount of the payment for a producer shall be equal to the difference between—

(1) the loan deficiency payment that would have been made to the producer in the absence of the premium adjustment; and

(2) the loan deficiency payment actually received by the producer.

(c) FUNDING SOURCE.—The Secretary shall use funds available to provide marketing assistance loans and loan deficiency payments under subtitle C of the Agricultural Market Transition Act (7 U.S.C. 7231 et seq.) to make the payments required by subsection (b).

#### STEVENS AMENDMENT NO. 106

Mr. STEVENS proposed an amendment to the bill, S. 544, supra; as follows:

At the appropriate place in title II, insert:

SEC. . GLACIER BAY. (a) DUNGENESS CRAB FISHERMEN.—Section 123(b) of the Department of the Interior and Related Agencies Appropriations Act, 1999 (section 101(e) of division A of Public Law 105-277) is amended—

(1) in paragraph (1)—

(A) by striking “February 1, 1999” and inserting “June 1, 1999”; and

(B) by striking “1996” and inserting “1998”; and

(2) in paragraph (3) by striking “the period January 1, 1999, through December 31, 2004, based on the individual’s net earnings from the Dungeness crab fishery during the period January 1, 1991, through December 31, 1996” and inserting “for the period beginning January 1, 1999 that is equivalent in length to the period established by such individual under paragraph (1), based on the individual’s net earnings from the Dungeness crab fishery during such established period”.

(b) OTHERS EFFECTED BY FISHERY CLOSURES AND RESTRICTIONS.—Section 123 of the Department of the Interior and Related Agencies Appropriations Act, 1999 (section 101(e) of division A of Public Law 105-277), as amended, is amended further by redesignating subsection (c) as subsection (d) and inserting immediately after subsection (b) the following new subsection:

“(c) OTHERS AFFECTED BY FISHERY CLOSURES AND RESTRICTIONS.—The Secretary of the Interior is authorized to provide such funds as are necessary for a program developed with the concurrence of the State of Alaska to fairly compensate United States fish processors, fishing vessel crew members, communities, and others negatively affected by restrictions on fishing in Glacier Bay National Park. For the purpose of receiving compensation under the program required by this subsection, a potential recipient shall provide a sworn and notarized affidavit to establish the extent of such negative effect.”

(c) IMPLEMENTATION.—Section 123 of the Department of the Interior and Related Agencies Appropriations Act, 1999 (section 101(e) of division A of Public Law 105-277), as amended, is amended further by inserting at the end the following new subsection:

“(e) IMPLEMENTATION AND EFFECTIVE DATE.—The Secretary of the Interior shall publish an interim final rule for the federal implementation of subsection (a) and shall provide an opportunity for public comment on such interim final rule. The effective date of the prohibitions in paragraphs (2) through (5) of section (a) shall be 60 days after the publication in the Federal Register of a final rule for the federal implementation of subsection (a). In the event that any individual eligible for compensation under subsection (b) has not received full compensation by June 15, 1999, the Secretary shall provide partial compensation on such date to such individual and shall expeditiously provide full compensation thereafter.”.

(d) Of the funds provided under the heading “National Park Service, Construction” in Public Law 105-277, \$3,000,000 shall not be available for obligation until October 1, 1999.

#### GORTON AMENDMENT NO. 107

Mr. STEVENS (for Mr. GORTON) proposed an amendment to the bill, S. 544, supra; as follows:

On page 12, line 15, after the word “nature” insert the following: “, and to replace and repair power generation equipment”.

#### LANDRIEU AMENDMENT NO. 108

Mr. STEVENS (for Ms. LANDRIEU) proposed an amendment to the bill, S. 544, supra; as follows:

On page 9, line 10, after the word “amended” insert the following: “:Provided further, That of the funds made available under this heading, up to \$10,000,000 may be used to build permanent single family housing for those who are homeless as a result of the effects of hurricanes in Central America and the Caribbean”.

#### DASCHLE AMENDMENTS NO. 109–110

Mr. STEVENS (for Mr. DASCHLE) proposed two amendments to the bill, S. 544, supra; as follows:

##### AMENDMENT NO. 109

At the appropriate place, insert the following:

##### SEC. \_\_\_\_\_. WHITE RIVER SCHOOL DISTRICT #4.

From any unobligated funds that are available to the Secretary of Education to carry out section 306(a)(1) of the Department of Education Appropriations Act, 1996, the Secretary shall provide not more than \$239,000, under such terms and conditions as the Secretary determines appropriate, to the White River School District #4, #47-1, White River, South Dakota, to be used to repair damage caused by water infiltration at the White River High School, which shall remain available until expended.

##### AMENDMENT NO. 110

At the appropriate place, insert the following new section:

SEC. \_\_\_\_\_. (a) The treatment provided to firefighters under section 628(f) of the Treasury and General Government Appropriations Act, 1999 (as included in section 101(h) of Division A of the Omnibus Consolidated and Emergency Supplemental Appropriations Act, 1999 (Public Law 105-277)) shall be provided to any firefighter who—

(1) on the effective date of section 5545b of title 5, United States Code—

(A) was subject to such section; and  
(B) had a regular tour of duty that averaged more than 60 hours per week; and  
(2) before December 31, 1999, is involuntarily moved without a break in service from the regular tour of duty under paragraph (1) to a regular tour of duty that—  
(A) averages 60 hours or less per week; and  
(B) does not include a basic 40-hour workweek.

(b) Subsection (a) shall apply to firefighters described under that subsection as of the effective date of section 5545b of title 5, United States Code.

(c) The Office of Personnel Management may prescribe regulations necessary to implement this section.

#### ENZI (AND OTHERS) AMENDMENT NO. 111

Mr. STEVENS (for Mr. ENZI for himself, Mr. SESSIONS, Mr. GRAMS, Mr. BRYAN, Mr. LUGAR, Mr. REID, Mr. VOINOVICH, and Mr. BROWNBACK) proposed an amendment to the bill, S. 544, supra; as follows:

At the appropriate place, insert the following:

##### SEC. \_\_\_\_\_. PROHIBITION.

(a) Notwithstanding any other provision of law, prior to eight months after Congress receives the report of the National Gambling Impact Study Commission, the Secretary of the Interior shall not—

(1) promulgate as final regulations, or in any way implement, the proposed regulations published on January 22, 1998, at 63 Fed. Reg. 3289; or

(2) issue a notice of proposed rulemaking for, or promulgate, or in any way implement, any similar regulations to provide for procedures for gaming activities under the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.), in any case in which a State asserts a defense of sovereign immunity to a lawsuit brought by an Indian tribe in a Federal court under section 11(d)(7) of that Act (25 U.S.C. 2710(d)(7)) to compel the State to participate in compact negotiations for class III gaming (as that term is defined in section 4(8) of that Act (25 U.S.C. 2703(8))).

(3) approve class III gaming on Indian lands by any means other than a Tribal-State compact entered into between a state and a tribe.

##### (b) DEFINITIONS.—

(1) The terms “class III gaming”, “Secretary”, “Indian lands”, and “Tribal-State compact” shall have the same meaning for the purposes of this section as those terms have under the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.).

(2) the “report of the National Gambling Impact Study Commission” is the report described in section 4(b) of P.L. 104-169 (18 U.S.C. sec. 1955 note).

#### DORGAN (AND CRAIG) AMENDMENT NO. 112

Mr. STEVENS (for Mr. DORGAN, for himself and Mr. CRAIG) proposed an amendment to the bill, S. 544, supra; as follows:

At the appropriate place in title II, insert the following new section:

##### SEC. \_\_\_\_\_. SENSE OF THE SENATE: EXPRESSING THE SENSE OF THE SENATE THAT A PENDING SALE OF WHEAT AND OTHER AGRICULTURAL COMMODITIES TO IRAN BE APPROVED.

The Senate finds:

That an export license is pending for the sale of United States wheat and other agricultural commodities to the nation of Iran;

That this sale of agricultural commodities would increase United States agricultural exports by about \$500 million, at a time when agricultural exports have fallen dramatically;

That sanctions on food are counterproductive to the interests of United States farmers and to the people who would be fed by these agricultural exports:

Now therefore, it is the sense of the Senate that the pending license for this sale of United States wheat and other agricultural commodities to Iran be approved by the administration.

#### GREGG AMENDMENT NO. 113

Mr. STEVENS (for Mr. GREGG) proposed an amendment to the bill, S. 544, supra; as follows:

At the appropriate place in title II, insert the following:

##### SEC. \_\_\_\_\_. LIMITATION ON FISHING PERMITS OR AUTHORIZATIONS

Section 617(a) of the Department of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1999 (as added by section 101(b) of division A of the Omnibus Consolidated and Emergency Supplemental Appropriations Act, 1999 (Public Law 105-277)) is amended by inserting—

(a) “or under any other provisions of the law hereinafter enacted,” after “made available in the Act”; and,

(b) at the end of paragraph (1) and before the semicolon, “unless the participation of such a vessel in such fishery is expressly allowed under a fishery management plan or plan amendment developed and approved first by the appropriate Regional Fishery Management Council(s) and subsequently approved by the Secretary for that fishery under the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1801 et seq.”).

#### CRAPO AMENDMENT NO. 114

Mr. STEVENS (for Mr. CRAPO) proposed an amendment to the bill, S. 544, supra; as follows:

On page 58, between lines 15 and 16, insert the following:

##### SEC. \_\_\_\_\_. WATER AND WASTEWATER INFRASTRUCTURE PROJECTS.

Of the amount appropriated under the heading “ENVIRONMENTAL PROGRAMS AND MANAGEMENT” in title III of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1999 (Public Law 105-276), \$1,300,000 shall be transferred to the State and tribal assistance grant account for a grant for water and wastewater infrastructure projects in the State of Idaho.

#### KOHL (AND OTHERS) AMENDMENT NO. 115

Mr. STEVENS (for Mr. KOHL, for himself, Mr. HARKIN, and Mr. DURBIN) proposed an amendment to the bill, S. 544, supra; as follows:

On page 37, line 9 strike \$285,000,000” and insert in lieu thereof \$313,000,000”.

At the appropriate place, insert the following:

“SEC. \_\_\_\_\_. Notwithstanding Section 11 of the Commodity Credit Corporation Charter Act (15 U.S.C. 714i), an additional \$28,000,000 shall be provided through the Commodity Credit Corporation in fiscal year 1999 for technical assistance activities performed by any agency of the Department of Agriculture in carrying out any conservation or environmental program funded by the Commodity Credit

Corporation: *Provided*, That the entire amount shall be available only to the extent an official budget request for \$28,000,000, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress: *Provided further*, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(A) of such Act.”

**BOND (AND OTHERS) AMENDMENT NO. 116**

Mr. STEVENS (for Mr. BOND for himself, Mr. DURBIN, Mr. ASHCROFT, Mr. GRASSLEY, Mr. FRIST, and Mr. HARKIN) proposed an amendment to the bill, S. 544, supra; as follows:

On page 2, between lines 20 and 21, insert the following:

**FUNDS FOR STRENGTHENING MARKETS, INCOME, AND SUPPLY (SECTION 32)**

For an additional amount for the fund maintained for funds made available under section 32 of the Act of August 24, 1935 (7 U.S.C. 612c), \$150,000,000: *Provided*, That the entire amount shall be available only to the extent an official budget request for \$150,000,000, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to Congress: *Provided further*, That the entire amount is designated by Congress as an emergency requirement under section 251(b)(2)(A) of such Act.

On page 7, between lines 8 and 9, insert the following:

**GENERAL PROVISION, THIS CHAPTER**

SEC. \_\_\_\_\_. The Secretary of Agriculture may waive the limitation established under the second sentence of the second paragraph of section 32 of the Act of August 24, 1935 (7 U.S.C. 612c), on the amount of funds that may be devoted during fiscal year 1999 to any 1 agricultural commodity or product thereof.

On page 37, line 9, strike “\$285,000,000” and insert “\$435,000,000”.

**BYRD (AND STEVENS) AMENDMENT NO. 117**

Mr. STEVENS (for Mr. BYRD for himself and Mr. STEVENS) proposed an amendment to the bill, S. 544, supra; as follows:

On page 37, line 9 strike “\$313,000,000” and insert in lieu thereof “\$343,000,000”.

On page 5, after line 20 insert the following:

**RURAL COMMUNITY ADVANCEMENT PROGRAM**

For an additional amount for the costs of direct loans and grants of the rural utilities programs described in section 381E(d)(2) of the Consolidated Farm and Rural Development Act (7 U.S.C. 2009f), as provided in 7 U.S.C. 1926(a) and 7 U.S.C. 1926C for distribution through the national reserve, \$30,000,000, of which \$25,000,000 shall be for grants under such program: *Provided*, That the entire amount shall be available only to the extent an official budget request for \$30,000,000, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress: *Provided further*, That the entire amount is designated by Congress as an

emergency requirement pursuant to section 251(b)(2)(A) of such Act.

**STEVENS AMENDMENT NO. 118**

Mr. STEVENS proposed an amendment to the bill, S. 544, supra; as follows:

At the appropriate place in the bill insert the following new section:

SEC. . Notwithstanding any other provision of law, monies available under section 763 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1999 shall be provided by the Secretary of the Agriculture directly to any state determined by the Secretary of Agriculture to have been materially affected by the commercial fishery failure or failures declared by the Secretary of Commerce in September, 1998 under section 312(a) of the Magnuson-Stevens Fishery Conservation and Management Act. Such state shall disburse the funds to individuals with family incomes below the federal poverty level who have been adversely affected by the commercial fishery failure or failures: *Provided*, That the entire amount shall be available only to the extent an official budget request for such amount, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to Congress: *Provided further*, That the entire amount is designated by Congress as an emergency requirement under section 251(b)(2)(A) of such Act.

**FEINSTEIN (AND BOXER) AMENDMENT NO. 119**

Mr. STEVENS (for Mrs. FEINSTEIN for herself and Mrs. BOXER) proposed an amendment to the bill, S. 544, supra; as follows:

On page 2, line 11, strike \$20,000,000 and insert \$25,000,000.

On page 2, line 13, strike \$20,000,000 and insert \$25,000,000.

On page 37, line 9, increase the amount by \$5,000,000.

**DeWINE (AND OTHERS) AMENDMENT NO. 120**

Mr. STEVENS (for Mr. DeWINE for himself, Mr. BURNS, and Mr. COVERDELL) proposed an amendment to the bill, S. 544, supra; as follows:

On page 24, between lines 2 and 3, insert the following:

**DEPARTMENT OF STATE**

**INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT**

For an additional amount for “International Narcotics Control and Law Enforcement”, \$23,000,000, for additional counterdrug research and development activities: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985: *Provided further*, That such amount shall be available only to the extent an official budget request that includes designation of the entire amount of the request as an emergency requirement as defined in such Act is transmitted by the President to the Congress.

On page 37 increase the amount of the rescission on line 9 by \$23,000,000.

On page 44, between lines 11 and 12, insert the following:

(b) Section 832(a) of the Western Hemisphere Drug Elimination Act (Public Law 105-277) is amended—

(1) in the first sentence—

(A) by striking “Secretary of Agriculture” and inserting “Secretary of State”; and

(B) by striking “the Agricultural Research Service of the Department of Agriculture” and inserting “the Department of State”;

(2) in paragraph (5), by inserting “(without regard to any requirement in law relating to public notice or competition)” after “to contract”; and

(3) by adding at the end the following:

“Any record related to a contract entered into, or to an activity funded, under this subsection shall be exempted from disclosure as described in section 552(b)(3) of title 5, United States Code.”

**NOTICES OF HEARINGS**

**COMMITTEE ON ENERGY AND NATURAL RESOURCES**

Mr. MURKOWSKI. Mr. President, I would like to announce for the public that a hearing has been scheduled before the Full Energy and Natural Resources Committee to consider Nuclear Waste Storage and Disposal Policy, including S. 608, the Nuclear Waste Policy Act of 1999.

The hearing will take place on Wednesday, March 24, 1999, at 9:30 A.M. in room SD-366 of the Dirksen Senate Office Building.

For further information, please call Karen Hunsicker at (202) 224-3543 or Betty Nevitt, Staff Assistant at (202) 224-0765.

**COMMITTEE ON INDIAN AFFAIRS**

Mr. CAMPBELL. Mr. President, I would like to announce that the Senate Committee on Indian Affairs will meet during the session of the Senate on Wednesday, March 24, 1999 at 9:30 a.m. to conduct a Hearing on S. 399, the Indian Gaming Regulatory Improvement Act of 1999. The Hearing will be held in room 485 of the Russell Senate Office Building.

Those wishing additional information should contact the Committee on Indian Affairs at 202-224-2251.

**COMMITTEE ON RULES AND ADMINISTRATION**

Mr. McCONNELL. Mr. President, I wish to announce that the Committee on Rules and Administration will meet on Wednesday, March 24, 1999 at 9:30 a.m. in Room SR-301 Russell Senate Office Building, to receive testimony on campaign contribution limits.

For further information concerning this meeting, please contact Tamara Somerville at the Rules Committee on 4-6352.

**COMMITTEE ON ENERGY AND NATURAL RESOURCES**

Mr. MURKOWSKI. Mr. President, I would like to announce for the information of the Senate and the public that hearings have been scheduled before the Committee on Energy and Natural Resources.