

EC-448. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Tebufenozide; Extension of Tolerance for Emergency Exemptions" (FRL6041-4) received on November 19, 1998; to the Committee on Environment and Public Works.

EC-449. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans: Washington" (FRL6188-1) received on November 13, 1998; to the Committee on Environment and Public Works.

EC-450. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval of the Clean Air Act, Section 112(1), Delegation of Authority to Three Local Air Agencies in Washington" (FRL6187-8) received on November 17, 1998; to the Committee on Environment and Public Works.

EC-451. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Application of Minority and Women-Owned Business Enterprise Requirements in the Clean Water and Drinking Water State Revolving Fund Programs" received on November 12, 1998; to the Committee on Environment and Public Works.

EC-452. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Use of Alternative Analytical Test Methods in the Reformulated Gasoline Program and Revision of the Specification for the Mixing Chamber Associated with Animal Toxicity Testing of Fuels and Fuel Additives" (FRL6187-6) received on November 9, 1998; to the Committee on Environment and Public Works.

EC-453. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Plans For Designated Facilities and Pollutants: Georgia" (FRL6187-4) received on November 9, 1998; to the Committee on Environment and Public Works.

EC-454. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Hazardous Waste Management System; Identification and Listing of Hazardous Waste; Solvents" (FRL6185-3) received on November 4, 1998; to the Committee on Environment and Public Works.

EC-455. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; California State Implementation Plan Revision, Sacramento Metropolitan Air Quality Management District" (FRL6185-1) received on November 4, 1998; to the Committee on Environment and Public Works.

EC-456. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; State of New Jersey; Clean Fuel Fleet Opt Out"

(FRL6174-4) received on November 4, 1998; to the Committee on Environment and Public Works.

EC-457. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Plans for Designated Facilities and Pollutants: Alabama" (FRL6188-9) received on November 10, 1998; to the Committee on Environment and Public Works.

EC-458. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Federal Plan Requirements for Large Municipal Waste Combustors Constructed on or Before September 20, 1994" (FRL6185-4) received on November 5, 1998; to the Committee on Environment and Public Works.

EC-459. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Louisiana; Revised Format for Materials Being Incorporated by Reference" (FRL6168-5) received on November 5, 1998; to the Committee on Environment and Public Works.

EC-460. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Technical Amendments to Approval and Promulgation of Air Quality State Implementation Plans, Texas; Recodification of, and Revisions to the State Implementation Plan; Chapter 114; Correction of Effective Date Under the Congressional Review Act" (FRL6182-9) received on October 29, 1998; to the Committee on Environment and Public Works.

EC-461. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Plans for Designated Facilities and Pollutants: Oklahoma" (FRL6183-5) received on October 30, 1998; to the Committee on Environment and Public Works.

EC-462. A communication from the General Counsel of the Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, notice of a vacancy in the Office of Management and Budget's office of Controller received on December 14, 1998; to the Committee on Governmental Affairs.

EC-463. A communication from the Executive Director of the Committee for Purchase From People Who Are Blind or Severely Disabled, transmitting, pursuant to law, the Committee's combined report under the Inspector General Act and the Federal Managers' Financial Integrity Act for fiscal year 1998; to the Committee on Governmental Affairs.

EC-464. A communication from the Executive Director of the Committee for Purchase From People Who Are Blind or Severely Disabled, transmitting, pursuant to law, a list of additions to and deletions from the Committee's Procurement List dated October 26, 1998; to the Committee on Governmental Affairs.

EC-465. A communication from the Executive Director of the Committee for Purchase From People Who Are Blind or Severely Disabled, transmitting, pursuant to law, a list of additions to and deletions from the Committee's Procurement List dated November 9, 1998; to the Committee on Governmental Affairs.

EC-466. A communication from the Executive Director of the Committee for Purchase From People Who Are Blind or Severely Disabled, transmitting, pursuant to law, notice of additions to the Committee's Procurement List dated November 17, 1998; to the Committee on Governmental Affairs.

EC-467. A communication from the Executive Director of the Committee for Purchase From People Who Are Blind or Severely Disabled, transmitting, pursuant to law, notice of additions to and deletions from the Committee's Procurement List dated November 24, 1998; to the Committee on Governmental Affairs.

EC-468. A communication from the Director of the Office of Governmental Ethics, transmitting, pursuant to law, the report of a rule entitled "Paperwork Revisions to Model Qualified Trust Certificates of Independence and Compliance" (RIN3209-AA00) received on October 28, 1998; to the Committee on Governmental Affairs.

EC-469. A communication from the Chief Judge of the Superior Court of the District of Columbia, transmitting, pursuant to law, a report on amendments to the Jury Plan for the Superior Court of the District of Columbia; to the Committee on Governmental Affairs.

EC-470. A communication from the Director of the Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Federal Employees Health Benefits Program: Disenrollment" (RIN3206-AH61) received on November 2, 1998; to the Committee on Governmental Affairs.

EC-471. A communication from the Director of the Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Temporary and Term Employment" (RIN3206-AH47) received on November 16, 1998; to the Committee on Governmental Affairs.

EC-472. A communication from the Director of the Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Reduction in Force Offers of Vacant Positions" (RIN3206-AH95) received on November 16, 1998; to the Committee on Governmental Affairs.

EC-473. A communication from the Director of the Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Prevailing Rate Systems; Redefinition of Philadelphia, PA, and New York, NY, Appropriated Fund Wage Areas" (RIN3206-AI30) received on November 16, 1998; to the Committee on Governmental Affairs.

#### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. LOTT:

S. Res. 1. A resolution informing the House of Representatives that a quorum of the Senate is assembled; considered and agreed to.

S. Res. 2. A resolution informing the President of the United States that a quorum of the Senate is assembled; considered and agreed to.

S. Res. 3. A resolution fixing the hour of daily meeting of the Senate; considered and agreed to.

By Mr. LOTT (for Mr. MCCAIN):

S. Res. 4. A resolution relative to Rule 16; to the Committee on Rules and Administration.

By Mr. LOTT (for Mr. DOMENICI):

S. Res. 5. A resolution to establish procedures for the consideration of emergency legislation in the Senate; to the Committee on the Budget and the Committee on Governmental Affairs, jointly, pursuant to the

order of August 4, 1977, to the Committee on the Budget and Governmental Affairs, with instructions that if one Committee reports, the other Committee have thirty days to report or be discharged.

S. Res. 6. A resolution to reform the Senate's consideration of budget measures; to the Committee on the Budget and the Committee on Governmental Affairs, jointly, pursuant to the order of August 4, 1977, to the Committees on the Budget and Governmental Affairs, with instructions that if one Committee reports, the other Committee have thirty days to report or be discharged.

By Mr. LOTT (for Mr. BENNETT):

S. Res. 7. A resolution to amend Senate Resolution 208 of the 105th Congress to increase funding of the Special Committee on the Year 2000 Technology-related Problems; to the Committee on Rules and Administration.

By Mr. LOTT (for Mr. STEVENS (for himself and Mr. BYRD)):

S. Res. 8. A resolution amending rule XVI of the Standing Rules of the Senate relating to amendments to general appropriation bills; to the Committee on Rules and Administration.

By Mr. LOTT (for himself and Mr. DASCHLE):

S. Res. 9. A resolution to make effective reappointment of Senate Legal Counsel; considered and agreed to.

S. Res. 10. A resolution to make effective reappointment of Deputy Senate Legal Counsel; considered and agreed to.

#### SENATE RESOLUTION 1—INFORMING THE HOUSE OF REPRESENTATIVES THAT A QUORUM OF THE SENATE IS ASSEMBLED

Mr. LOTT submitted the following resolution; which was considered and agreed to:

S. RES. 1

*Resolved*, That the Secretary inform the House of Representatives that a quorum of the Senate is assembled and that the Senate is ready to proceed to business.

#### SENATE RESOLUTION 2—INFORMING THE PRESIDENT OF THE UNITED STATES THAT A QUORUM OF THE SENATE IS ASSEMBLED

Mr. LOTT submitted the following resolution; which was considered and agreed to:

S. RES. 2

*Resolved*, That a committee consisting of two Senators be appointed to join such committee as may be appointed by the House of Representatives to wait upon the President of the United States and inform him that a quorum of each House is assembled and that the Congress is ready to receive any communication he may be pleased to make.

#### SENATE RESOLUTION 3—FIXING THE HOUR OF DAILY MEETING OF THE SENATE

Mr. LOTT submitted the following resolution; which was considered and agreed to:

S. RES. 3

*Resolved*, That the hour of daily meeting of the Senate be 12 o'clock meridian unless otherwise ordered.

#### SENATE RESOLUTION 4—RELATIVE TO RULE XVI

Mr. LOTT submitted the following resolution; which was considered and agreed to:

S. RES. 4

SECTION 1. Notwithstanding any precedent to the contrary, the prohibition against legislative proposals contained in Rule 16 shall be enforced by the Chair.

#### SENATE RESOLUTION 5—TO ESTABLISH PROCEDURES FOR THE CONSIDERATION OF EMERGENCY LEGISLATION IN THE SENATE

Mr. LOTT (for Mr. DOMENICI) submitted the following resolution; which was referred to the Committee on the Budget and the Committee on Governmental Affairs, jointly, pursuant to the order of August 4, 1977:

S. RES. 5

#### *Resolved*, SECTION 1. CONSIDERATION OF EMERGENCY LEGISLATION.

##### (a) DESIGNATIONS.—

(1) GUIDANCE.—In the Senate for purposes of making a designation of a provision of legislation as an emergency requirement under section 251(b)(2)(A) or 252(e) of the Balanced Budget and Emergency Deficit Control Act of 1985, the committee report, if any, accompanying such legislation, shall analyze whether a proposed emergency requirement meets all the criteria in paragraph (2).

##### (2) CRITERIA.—

(A) IN GENERAL.—A proposed expenditure or tax change is an emergency requirement if it is—

- (i) necessary, essential, or vital (not merely useful or beneficial);
- (ii) sudden, quickly coming into being, and not building up over time;
- (iii) an urgent, pressing, and compelling need requiring immediate action;
- (iv) subject to subparagraph (B), unforeseen, unpredictable, and unanticipated; and
- (v) not permanent, temporary in nature.

(B) UNFORESEEN.—An emergency that is part of an aggregate level of anticipated emergencies, particularly when normally estimated in advance, is not unforeseen.

(3) JUSTIFICATION FOR FAILURE TO MEET CRITERIA.—If the proposed emergency requirement does not meet all the criteria set forth in paragraph (2), the committee report accompanying such legislation shall provide a justification of why the requirement is an emergency.

##### (b) POINT OF ORDER.—

(1) IN GENERAL.—When the Senate is considering a bill, resolution, amendment, motion, or conference report, upon a point of order being made by a Senator against any provision in that measure designated as an emergency requirement pursuant to section 251(b)(2)(A) or 252(e) of the Balanced Budget and Emergency Deficit Control Act of 1985 and the Presiding Officer sustains that point of order, that provision along with the language making the designation shall be stricken from the measure and may not be offered as an amendment from the floor.

(2) EMERGENCY LEGISLATION.—When the Senate is considering an emergency supplemental appropriations bill, an amendment thereto, a motion thereto, or a conference report therefrom, upon a point of order being made by a Senator against any provision in that measure that is not designated as an emergency requirement pursuant to section 251(b)(2)(A) or 252(e) of the Balanced Budget and Emergency Deficit Control Act of 1985

and the Presiding Officer sustains that point of order, that provision shall be stricken from the measure and may not be offered as an amendment from the floor.

(c) WAIVER.—Paragraphs (1) and (2) of subsection (b) may be waived in the Senate only by the affirmative vote of three-fifths of the Members, duly chosen and sworn.

(d) APPEAL.—Appeals in the Senate from the decisions of the Chair relating to any provision of this resolution shall be limited to 1 hour of debate, to be equally divided between, and controlled by, the appellant and the manager of the legislation. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised under this resolution.

(e) DEFINITION.—In this resolution, the term "emergency supplemental appropriations bill" means a bill or joint resolution appropriating funds in addition to those enacted in the appropriations Act for that year as defined in section 105 of title 1, United States Code.

#### SENATE RESOLUTION 6—TO REFORM THE SENATE CONSIDERATION OF BUDGET MEASURES

Mr. LOTT (for Mr. DOMENICI) submitted the following resolution; which was referred to the Committee on the Budget and the Committee on Governmental Affairs, jointly, pursuant to the order of August 4, 1977:

S. RES. 6

#### *Resolved*, SECTION 1. CONSIDERATION OF BUDGET MEASURES IN THE SENATE.

(a) IN GENERAL.—Notwithstanding section 305 (b) and (c) and section 310(e) of the Congressional Budget Act of 1974, budget resolutions and reconciliation legislation shall be considered in the Senate under the procedures set forth in this resolution.

(b) PROCEDURE IN SENATE FOR THE CONSIDERATION OF A CONCURRENT RESOLUTION ON THE BUDGET.—

(1) LEGISLATION AVAILABLE.—It shall not be in order to proceed to the consideration of a concurrent resolution on the budget unless the text of that resolution has been available to Members for at least 1 calendar day (excluding Sundays and legal holidays unless the Senate is in session) prior to the consideration of the measure.

##### (2) TIME FOR DEBATE.—

(A) IN GENERAL.—Debate in the Senate on any concurrent resolution on the budget, and all amendments thereto and debatable motions and appeals in connection therewith, shall be limited to not more than 30 hours, except that with respect to any conference report on a concurrent resolution on the budget all such debate shall be limited to not more than 10 hours. Of this 30 hours, 10 hours shall be reserved for general debate on the resolution (including debate on economic goals and policies) and 20 hours shall be reserved for debate of amendments, motions, and appeals. The time for general debate shall be equally divided between, and controlled by, the Majority Leader and the Minority Leader or their designees.

(B) DISPOSITION OF AMENDMENTS AND OTHER MATTERS.—After no more than 30 hours of debate on the concurrent resolution on the budget, the Senate shall, except as provided in subparagraph (C), proceed, without any further action or debate on any question, to vote on the final disposition thereof.

(C) ACTION PERMITTED AFTER 30 HOURS.—After no more than 30 hours of debate on the