

The PRESIDING OFFICER. The amendment pending before the Senate is amendment 366, as modified, by the distinguished Senator from Oregon.

Mr. CRAIG. I ask for the yeas and nays.

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 on agreeing to amendment No. 366.

The yeas and nays have been ordered.

The clerk will call the roll.

The assistant legislative clerk called the roll.

The PRESIDING OFFICER (Mr. ALLARD). Are there any other Senators in the Chamber desiring to vote? The result was announced— yeas 79, nays 21, as follows:

[Rollcall Vote No. 133 Leg.]

YEAS—79

Abraham	Feinstein	Mack
Akaka	Fitzgerald	McCain
Ashcroft	Frist	McConnell
Baucus	Gorton	Mikulski
Bayh	Graham	Moynihan
Bennett	Grassley	Murkowski
Biden	Gregg	Murray
Bingaman	Harkin	Reed
Bond	Hatch	Reid
Boxer	Hollings	Robb
Breaux	Hutchinson	Roberts
Brownback	Hutchison	Rockefeller
Bryan	Inouye	Roth
Bunning	Jeffords	Santorum
Byrd	Johnson	Sarbanes
Chafee	Kennedy	Schumer
Cleland	Kerrey	Smith (OR)
Collins	Kerry	Smith (NH)
Conrad	Kohl	Snowe
Daschle	Kyl	Specter
DeWine	Landrieu	Thurmond
Dodd	Lautenberg	Torricelli
Domenici	Leahy	Voinovich
Dorgan	Levin	Warner
Durbin	Lieberman	Wellstone
Edwards	Lincoln	Wyden
Feingold	Lugar	

NAYS—21

Allard	Enzi	Nickles
Burns	Gramm	Sessions
Campbell	Grams	Shelby
Cochran	Hagel	Smith (NH)
Coverdell	Helms	Stevens
Craig	Inhofe	Thomas
Crapo	Lott	Thompson

The amendment (No. 366), as modified, was agreed to.

Mr. HATCH. Mr. President, I move to reconsider the vote.

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

The motion to lay on the table was agreed to.

AMENDMENT NO. 362

The PRESIDING OFFICER. The question is on agreeing to the Lautenberg amendment.

The Senator from Vermont is recognized.

Mr. LEAHY. Mr. President, I ask for the yeas and nays on the pending amendment.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The yeas and nays were ordered.

The PRESIDING OFFICER. The clerk will call the roll.

Mr. LAUTENBERG. Mr. President, I ask the Parliamentarian, is there a

moment allotted for discussion of the amendment?

The PRESIDING OFFICER. In addressing the question of the Senator from New Jersey, there is no provision for comment unless unanimous consent is requested.

Mr. HATCH. Mr. President, I ask unanimous consent that there be 2 minutes equally divided.

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

The Senator from New Jersey.

Mr. LAUTENBERG. I thank the Chair.

Mr. President, very simply, we have just made a decision to close a couple of the loopholes that existed before on gun show sales, and I commend the Senators who offered the amendment. But we are still left with significant numbers of people who do not have to have a background check, and that is not the way we want to do it. We want to close all the loopholes.

They have insisted we remove the 72-hour window for investigation of backgrounds, and that is only triggered if there is something that discredits the individual. Otherwise, it is 24 hours or less. If there is nothing on the person's record, the sale goes through.

It is hard to imagine why we cannot take enough time to investigate the prospective buyer sufficiently to make sure we are protecting our people.

That is the issue, and I hope our friends on the Republican side who voted with us last time will continue to vote with us. We could have won this several times if we had support from the Republican side of the aisle. I hope they will demonstrate to the American people that there is concern about limiting access to guns as the citizens of the country want us to do.

The PRESIDING OFFICER. The Senator's time has expired.

The Senator from Utah.

Mr. HATCH. Mr. President, we have debated this at length. The Lautenberg amendment creates more loopholes. It will be more expensive. It is going to increase taxes. And it will be more bureaucratic.

I think it is going to push people into the streets to sell guns on the black market, which I think undermines everything he is trying to do.

I yield back the remainder of my time.

The VICE PRESIDENT. The question is on agreeing to amendment No. 362. The yeas and nays have been ordered. The clerk will call the roll.

The legislative clerk called the roll.

The result was announced—yeas 50, nays 50, as follows:

[Rollcall Vote No. 134 Leg.]

YEAS—50

Akaka	Cleland	Feinstein
Bayh	Conrad	Fitzgerald
Biden	Daschle	Graham
Bingaman	DeWine	Harkin
Boxer	Dodd	Hollings
Breaux	Dorgan	Inouye
Bryan	Durbin	Johnson
Byrd	Edwards	Kennedy
Chafee	Feingold	Kerrey

Kerry	Lugar	Sarbanes
Kohl	Mikulski	Schumer
Landrieu	Moynihan	Torricelli
Lautenberg	Murray	Voinovich
Leahy	Reed	Warner
Levin	Reid	Wellstone
Lieberman	Robb	Wyden
Lincoln	Rockefeller	

NAYS—50

Abraham	Frist	McConnell
Allard	Gorton	Murkowski
Ashcroft	Gramm	Nickles
Baucus	Grams	Roberts
Bennett	Grassley	Roth
Bond	Gregg	Santorum
Brownback	Hagel	Sessions
Bunning	Hatch	Shelby
Burns	Helms	Smith (NH)
Campbell	Hutchinson	Smith (OR)
Cochran	Hutchison	Snowe
Collins	Inhofe	Specter
Coverdell	Jeffords	Stevens
Craig	Kyl	Thomas
Crapo	Lott	Thompson
Domenici	Mack	Thurmond
Enzi	McCain	

The VICE PRESIDENT. On this vote, the yeas are 50, the nays are 50. The Senate being equally divided, the Vice President votes in the affirmative and the amendment is agreed to.

The amendment (No. 362) was agreed to.

Mr. CRAIG. Mr. President, I move to reconsider the vote.

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

The VICE PRESIDENT. Without objection, it is so ordered.

(Mr. ALLARD assumed the chair.)

UNANIMOUS-CONSENT AGREEMENT

Mr. LOTT. Mr. President, I ask unanimous consent that the Senate proceed to the supplemental appropriations conference report and there be 3 hours for debate, to be equally divided in the usual form, and that it be in order for Senator GRAMM to raise a point of order against the conference report, and at that point there be 30 minutes equally divided in the usual form on the motion to waive.

I further ask that following the conclusion or yielding back of time and the disposition of the motion to waive the Budget Act, if successful, the Senate proceed to vote on adoption of the conference report.

The PRESIDING OFFICER. Is there objection?

Mr. ENZI. Mr. President, reserving the right to object, I wish to amend the consent agreement to allow me to offer a bill immediately following the adoption of the conference report regarding an across-the-board cut in nondefense discretionary spending to offset the supplemental appropriations conference report. I understand that the conference committee has been disbanded since the House of Representatives has voted to adopt the conference report. Therefore, I understand that it will require unanimous consent for the conference report to be amended.

Having said that, I now ask unanimous consent that following the adoption of the conference report, I be recognized to offer a bill that would call for an across-the-board cut in non-defense discretionary funding to offset

the supplemental appropriations conference report, and there be 30 minutes for debate on the bill, to be equally divided, and no amendments or motions in order.

I further ask consent that immediately following the use or yielding back of time, the Senate proceed to vote on passage of the bill, without any intervening action or debate.

Several Senators addressed the Chair.

The PRESIDING OFFICER. The majority leader has the floor.

Mr. LOTT. Mr. President, I believe we are proceeding under a reservation of the right to object. Senator ENZI was explaining his reservation, and he is asking to be recognized to offer a bill that would call for an across-the-board cut in the appropriations process in order to pay for the additional funding here. Is that the gist of the Senator's reservation of the right to object?

Mr. ENZI. Yes. There are a few questions we want to ask in regard to reserving this.

Mr. BROWNBACK. Mr. President, further reserving the right to object, I want to note my support for what Senator ENZI is stating, and that I am concerned that what we have in the underlying bill is not paid for and we ought to have appropriate offsets to this supplemental. It is an important supplemental bill, but I am reserving the right to object and I am saying that we should pay for this. It should be offset with other cuts in nondefense discretionary and domestic spending.

We have a \$15 billion supplemental appropriations bill. We are asking in the nondefense areas that there be offsets to that. This is not a major thing for us to do. I think it is fully appropriate that we move forward and have offsets taking place in this supplemental bill. There is important spending taking place in the supplemental that I think is appropriate. There is some for my home State and the disaster we had. But let's pay for it. That is why I am reserving the right to object.

Mr. HUTCHINSON. Mr. President, also reserving the right to object, I share Senator ENZI's concern and making this UC request to introduce a bill that would allow us to have offsets. We have an appropriations bill, as so often is the case with these emergency spending bills that come before us, traveling like a freight train. The "freight train" has little stowaways hidden all through it. So in the very short period of time that I began to look at some of the little stowaways hidden on this "freight train," I found \$1.8 million for safety renovations of the O'Neill House Office Building, \$1.9 million for the Northeast Multi-Species Fishery, \$250,000 for the L.A. Civic Center, \$1.5 million for the University of DC, and \$3.76 million for the House page dormitory. These may all be good things, but they are certainly not going through the right process.

There is \$100 million for aid to Jordan; \$77 million to the Census Bureau,

Postal Service, USTR, et cetera. The Office of the Special Trustee for American Indians gets \$22 million. I don't see how that can be termed an emergency coming before us. There is \$8 million dollars for an access road to Ellsworth Air Force Base in South Dakota. On and on go these little stowaways. There is a high school, White River High School, which receives \$239,000.

The point is, Mr. President, we have a process that is being perverted, a process that is being circumvented.

Mr. DORGAN. Regular order, Mr. President.

The PRESIDING OFFICER. The regular order has been called for.

Is there objection to the request of the majority leader?

Mr. GRAMS. Reserving the right to object, I also rise in strong support of Mr. ENZI—

The PRESIDING OFFICER. The Senator has no right to reserve the right to object when the regular order has been called for. Is there objection?

Mr. DORGAN addressed the Chair.

The PRESIDING OFFICER. Objection is heard.

The majority leader is recognized.

Mr. LOTT. In light of the objection, I renew my request for time agreements on the supplemental conference report, as stated earlier in my remarks, with 15 minutes of the Democrats' time under Senator DORGAN and 10 minutes of the Republican time under Senator MCCAIN.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

Mr. LOTT. Mr. President, what we have now—if I could explain it to the Senate—we have set aside the juvenile justice bill for now. We are going to do the supplemental appropriations bill. We have a 3-hour time agreement with some specific time set up for individual Senators. We also have a waiver of a point of order, with 30 minutes of time equally divided on that.

So there will be a vote on that point of order and, I presume, the vote on final passage. At that point, it is our intention to go back to the juvenile justice bill.

I say to the Senators who reserved their right to object, I certainly understand why they are doing it. I appreciate it and I want to support their effort. There is no question that more of this bill should have been offset. I know the chairman of the Appropriations Committee, who is probably in the vicinity, does not agree with that. But I have indicated all along I thought there should be more offsets. To Senators ENZI and BROWNBACK, HUTCHINSON, GRAMS, and perhaps SESSIONS—and I am not quite sure if Senator MCCAIN is here to raise that concern also—I certainly am sympathetic, but there was objection heard from Senator DORGAN.

Mr. DORGAN. Will the Senator yield?

Mr. LOTT. I will yield to the Senator.

Mr. DORGAN. I want to observe that the unanimous consent proposal offered by the Senator from Wyoming had not been cleared on our side. We were constrained to object. I also observe, if we are going to establish an order for legislation to be brought to the floor following disposition of the supplemental, for example, we may want to bring to the floor the proposed amendment that died in conference committee by a 14-14 vote dealing with the agricultural fund.

Our point was that there are other priorities as well. But the unanimous consent request had not been served on our side. That is why we were constrained to object.

Mr. LOTT. I wonder if other Senators want me to yield.

I yield the floor.

1999 EMERGENCY SUPPLEMENTAL APPROPRIATIONS ACT—CONFERENCE REPORT

Mr. LOTT. Mr. President, I submit a report of the committee of conference on the bill (H.R. 1141) making emergency supplemental appropriations for the fiscal year ending September 30, 1999, and for other purposes, and ask for its immediate consideration.

The PRESIDING OFFICER. The clerk will report the conference report.

The legislative clerk read as follows:

The committee on conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1141), have agreed to recommend and do recommend to their respective Houses this report, signed by a majority of the conferees.

The PRESIDING OFFICER. Without objection, the Senate will proceed to the consideration of the conference report. (The conference report is printed in the House proceedings of the RECORD of May 14, 1999.)

The PRESIDING OFFICER (Mr. FITZGERALD). The Senator from Alaska.

Mr. STEVENS. Mr. President, is the conference report accompanying H.R. 1141 before the Senate?

The PRESIDING OFFICER. The Senator is correct.

Mr. STEVENS. That conference report is not amendable? There are no amendments in disagreement?

The PRESIDING OFFICER. That is correct.

Mr. STEVENS. Mr. President, I first want to start off by commending the chairman of the House committee, Congressman BILL YOUNG, for his leadership in the conference on this bill. He was the chairman of this conference, and through his efforts we have achieved passage not only by the House but we achieved the result of getting a bill out of committee. Chairman YOUNG and I have worked very closely in the past. He chaired the defense subcommittee before becoming chairman of the full committee. I look forward to continuing that partnership during his tenure as chairman of the House committee.

We face a difficult task in reconciling the funds needed to respond to hurricane damage in Central America, the