



United States
of America

Congressional Record

PROCEEDINGS AND DEBATES OF THE 106th CONGRESS, SECOND SESSION

Vol. 146

WASHINGTON, MONDAY, JULY 10, 2000

No. 87

Senate

The Senate met at 1:01 p.m. and was called to order by the President pro tempore [Mr. THURMOND].

PRAYER

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

Lord God, our help in ages past and our hope for years to come, we thank You for Your mercy and blessing toward the United States throughout our history. Hear us as we seek Your continued guidance today. May the women and men of this Senate be so sensitive to Your grand vision for our Nation that they will be a conscience to our citizens in calling them back to You. Give these leaders soundness of judgment, courage in their decisions, and a united zeal to serve You together. You have warned us that a kingdom divided against itself cannot stand. Help us to affirm that those things on which we agree are of greater value than those things on which we differ. As we work together, deepen our understanding of one another's needs and enlarge our respect of one another's opinions. Make us one in the common cause of justice, righteousness, and truth. We all commit ourselves to the work of government for the honor and glory of Your Name. Amen.

PLEDGE OF ALLEGIANCE

The Honorable JON KYL, a Senator from the State of Arizona, led the Pledge of Allegiance, as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

SCHEDULE

Mr. LOTT. Mr. President, today the Senate will immediately begin consideration of H.R. 4578, the Interior appropriations bill. I see that the chairman of the subcommittee is here and ready to proceed. Opening statements will be

made and amendments are expected to be offered during today's session.

At 3:30 today, however, it will be my intention to turn to the executive nomination of Madelyn Creedon to be Deputy Administrator of the National Security Administration. This was included in an earlier agreement, that we would complete debate and have a vote on this nomination prior to Wednesday of this week. I thought it was best we do it today. The vote will occur on her confirmation at 5:30 p.m. today.

During the Senate's consideration of the Interior bill, those Senators who have amendments should work with the bill managers in an effort to complete action on the bill as soon as possible. I commend the Appropriations Subcommittee on the Interior for the work they have done on this legislation. Many areas could have been added that would have been controversial and would have made it difficult to complete the bill. They were not included. I hope, therefore, that in a relatively short period of time we can complete action on this very important Interior appropriations bill.

Members should be on notice that it will be the leadership's intent to debate amendments to the DOD authorization bill during the evening sessions this week. That was agreed to before we went out for the Fourth of July recess. There was a unanimous consent agreement entered into that limits Senators to relevant amendments to the Department of Defense authorization bill. I believe all amendments had to be filed by the close of business that day, which was Friday of the week before last. Any amendment votes ordered during the DOD authorization bill will be postponed to occur the next morning. We are hoping we can proceed under that agreement so that Monday night, Tuesday night, and Wednesday night, if necessary, we can go to the Department of Defense authorization bill around 6:30 or 7 o'clock each night so we can complete action on this very important bill.

I emphasize again that this Department of Defense authorization bill has been pending in one form or another before the Senate for quite some time. A number of nongermane amendments were offered and voted on that are connected to this bill. They have been dealt with in one way or another now. We are ready to complete action on the underlying Defense authorization bill itself. It has a lot of very important items for the future of our military. Included among those are significant improvements in the health care provisions for our military men and women and their families and for our retirees and their families. This is important legislation. Hopefully, we can complete it under this procedure of taking up amendments each night and having votes at the beginning of the session the next morning.

As a remainder, cloture was filed on the motion to proceed to the death tax legislation prior to the July recess. Pursuant to rule XXI, that cloture vote will occur 1 hour after the Senate convenes tomorrow, unless an agreement is reached where we don't have to have a recorded vote on the motion to proceed, that we can pass that by voice vote and move straight to the bill itself. We haven't worked that out yet. That is always a possibility. Otherwise, though, we will have that vote 1 hour after we come in on Tuesday morning.

The Senate is expected to return to the reconciliation bill, which has a statutory time limitation of 20 hours, the latter part of this week. Of course, that is the reconciliation bill for the marriage penalty tax relief. Votes will occur each day of the Senate's session, with late nights and possibly a late Friday or Saturday session in order to complete the reconciliation bill.

I thank my colleagues for their attention. I emphasize that point again. It is our hope to go to the reconciliation bill on the marriage penalty tax Thursday, and complete action on that bill before the end of the session this

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



Printed on recycled paper.

S6301

week. Since we could take up to 20 hours under the reconciliation provisions—and of course amendments at the end of that process don't count against the 20 hours—we could very easily go into the afternoon on Friday, Friday night, or Saturday. I hope Members are aware of that and prepare their schedule accordingly.

Since we only have 3 weeks before we recess for the August period for the national conventions, I think it is safe to say we will be having votes throughout the day, and we will have votes on Monday and Fridays for the 3 weeks we have remaining. We have a lot of work to do. I appreciate the support and cooperation of all Senators.

I hope Members had a good Fourth of July recess period in the Nation's Capital or back home with constituents. We are prepared to work hard and get a lot of the people's business done.

I yield the floor.

RESERVATION OF LEADER TIME

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

The Senator from Nevada.

Mr. REID. Mr. President, while the leader is on the floor, I state for the minority, we are here; we are ready to work; we understand the tremendous load of work that we have. We only have about 35 legislative days until we adjourn this Congress.

In addition to the appropriations bills, there are other pieces of legislation we can move along. The leader has indicated a couple of things he is interested in accomplishing this week. We are happy to work on those. It is also important that we don't lose sight of the fact we have a number of matters in conference. We have to complete the conference committee reports so we can come back and vote on those. We have issues that are out there, not the least of which are the Patients' Bill of Rights, prescription drugs, gun safety, a minimum wage increase for families around America, and education. I hope we also can focus on some of these issues during the next 35 legislative days.

The minority is here; we are ready to move. I think we have worked very hard on these appropriations bills in the last 6 weeks. I think the last week we were able to get a lot done, including the emergency supplemental, which is so important. We would also direct the leader's attention to the fact that there are other matters originally contained in the supplemental we need to complete in the immediate future.

DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES APPROPRIATIONS ACT, 2001

The PRESIDING OFFICER. Under the previous order, the Senate will now proceed to consideration of H.R. 4578, which the clerk will report.

The legislative clerk read as follows:

A bill (H.R. 4578), making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2001, and for other purposes.

The Senate proceeded to consider the bill which had been reported from the Committee on Appropriations, with an amendment to strike all after the enacting clause and insert the part printed in italic, as follows:

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of the Interior and related agencies for the fiscal year ending September 30, 2001, and for other purposes, namely:

TITLE I—DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

MANAGEMENT OF LANDS AND RESOURCES

For expenses necessary for protection, use, improvement, development, disposal, cadastral surveying, classification, acquisition of easements and other interests in lands, and performance of other functions, including maintenance of facilities, as authorized by law, in the management of lands and their resources under the jurisdiction of the Bureau of Land Management, including the general administration of the Bureau, and assessment of mineral potential of public lands pursuant to Public Law 96-487 (16 U.S.C. 3150(a)), \$693,133,000, to remain available until expended, of which \$3,898,000 shall be available for assessment of the mineral potential of public lands in Alaska pursuant to section 1010 of Public Law 96-487 (16 U.S.C. 3150); and of which not to exceed \$1,000,000 shall be derived from the special receipt account established by the Land and Water Conservation Act of 1965, as amended (16 U.S.C. 4601-6a(i)); and of which \$2,500,000 shall be available in fiscal year 2001 subject to a match by at least an equal amount by the National Fish and Wildlife Foundation, to such Foundation for cost-shared projects supporting conservation of Bureau lands and such funds shall be advanced to the Foundation as a lump sum grant without regard to when expenses are incurred; in addition, \$34,328,000 for Mining Law Administration program operations, including the cost of administering the mining claim fee program; to remain available until expended, to be reduced by amounts collected by the Bureau and credited to this appropriation from annual mining claim fees so as to result in a final appropriation estimated at not more than \$693,133,000, and \$2,000,000, to remain available until expended, from communication site rental fees established by the Bureau for the cost of administering communication site activities: Provided, That appropriations herein made shall not be available for the destruction of healthy, unadopted, wild horses and burros in the care of the Bureau or its contractors.

WILDLAND FIRE MANAGEMENT

For necessary expenses for fire preparedness, suppression operations, emergency rehabilitation and hazardous fuels reduction by the Department of the Interior, \$292,679,000, to remain available until expended, of which not to exceed \$9,300,000 shall be for the renovation or construction of fire facilities: Provided, That such funds are also available for repayment of advances to other appropriation accounts from which funds were previously transferred for such purposes: Provided further, That unobligated balances of amounts previously appropriated to the "Fire Protection" and "Emergency Department of the Interior Firefighting Fund" may be transferred and merged with this appropriation: Provided further, That persons hired pursuant to 43 U.S.C. 1469 may be furnished subsistence and lodging without cost from funds available from this appropriation: Provided further, That notwithstanding 42 U.S.C. 1856d, sums received by a bureau or office of the Department of the Interior for fire

protection rendered pursuant to 42 U.S.C. 1856 et seq., protection of United States property, may be credited to the appropriation from which funds were expended to provide that protection, and are available without fiscal year limitation.

CENTRAL HAZARDOUS MATERIALS FUND

For necessary expenses of the Department of the Interior and any of its component offices and bureaus for the remedial action, including associated activities, of hazardous waste substances, pollutants, or contaminants pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act, as amended (42 U.S.C. 9601 et seq.), \$10,000,000, to remain available until expended: Provided, That notwithstanding 31 U.S.C. 3302, sums recovered from or paid by a party in advance of or as reimbursement for remedial action or response activities conducted by the Department pursuant to section 107 or 113(f) of such Act, shall be credited to this account to be available until expended without further appropriation: Provided further, That such sums recovered from or paid by any party are not limited to monetary payments and may include stocks, bonds or other personal or real property, which may be retained, liquidated, or otherwise disposed of by the Secretary and which shall be credited to this account.

CONSTRUCTION

For construction of buildings, recreation facilities, roads, trails, and appurtenant facilities, \$15,360,000, to remain available until expended.

PAYMENTS IN LIEU OF TAXES

For expenses necessary to implement the Act of October 20, 1976, as amended (31 U.S.C. 6901-6907), \$145,000,000, of which not to exceed \$400,000 shall be available for administrative expenses: Provided, That no payment shall be made to otherwise eligible units of local government if the computed amount of the payment is less than \$100.

LAND ACQUISITION

For expenses necessary to carry out sections 205, 206, and 318(d) of Public Law 94-579, including administrative expenses and acquisition of lands or waters, or interests therein, \$10,600,000, to be derived from the Land and Water Conservation Fund, to remain available until expended.

OREGON AND CALIFORNIA GRANT LANDS

For expenses necessary for management, protection, and development of resources and for construction, operation, and maintenance of access roads, reforestation, and other improvements on the revested Oregon and California Railroad grant lands, on other Federal lands in the Oregon and California land-grant counties of Oregon, and on adjacent rights-of-way; and acquisition of lands or interests therein including existing connecting roads on or adjacent to such grant lands; \$104,267,000, to remain available until expended: Provided, That 25 percent of the aggregate of all receipts during the current fiscal year from the revested Oregon and California Railroad grant lands is hereby made a charge against the Oregon and California land-grant fund and shall be transferred to the General Fund in the Treasury in accordance with the second paragraph of subsection (b) of title II of the Act of August 28, 1937 (50 Stat. 876).

FOREST ECOSYSTEMS HEALTH AND RECOVERY FUND

(REVOLVING FUND, SPECIAL ACCOUNT)

In addition to the purposes authorized in Public Law 102-381, funds made available in the Forest Ecosystem Health and Recovery Fund can be used for the purpose of planning, preparing, and monitoring salvage timber sales and forest ecosystem health and recovery activities such as release from competing vegetation and density control treatments. The Federal share of receipts (defined as the portion of salvage timber receipts not paid to the counties under 43 U.S.C. 1181f and 43 U.S.C. 1181-1 et seq., and Public