

Today, the thoughts and prayers of the Senate are with his family and his constituents.

AMENDMENTS SUBMITTED

DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES APPROPRIATIONS ACT, 2001

BRYAN (AND FITZGERALD) AMENDMENT NO. 3883

Mr. BRYAN (for himself and Mr. FITZGERALD) proposed an amendment to the 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; as follows:

On page 164, line 19, strike "\$1,233,824,000," and insert "\$1,203,824,000,".

On page 164, line 23, strike "(16 U.S.C. 4606a(i)):" and insert "(16 U.S.C. 4606a(i)), of which \$220,844,000" shall be available for forest products:".

On page 165, beginning on line 6, strike "Provided" and all that follows through "accomplishment:" on lines 11 and 12.

On page 165, line 25, strike "\$618,500,000, to remain available until expended:" and insert "\$633,500,000, to remain available until expended, of which \$419,593,000 shall be available for preparedness and fire use functions:".

NICKLES AMENDMENT NO. 3884

Mr. NICKLES proposed an amendment to the bill, H.R. 4578, *supra*; as follows:

At the appropriate place, add the following:

SEC. . FUNDING FOR NATIONAL MONUMENTS.

Notwithstanding any other provision of law, no funds shall be used to establish or expand a national monument under the Act of June 8, 1906 (16 U.S.C. 431 *et seq.*) after July 17, 2000, except by Act of Congress.

BOXER AMENDMENT NO. 3885

(Ordered to lie on the table.)

Mr. REID (for Mrs. BOXER) proposed an amendment to the bill, H.R. 4578, *supra*; as follows:

At the appropriate place insert the following:

None of the funds appropriated under this Act may be used for the preventive application of a pesticide containing a known or probable carcinogen, a category I or II acute nerve toxin or a pesticide of the organophosphate, carbamate, or organo-chlorine class as identified by the Environmental Protection Agency in National Parks in any area where children may be present.

BOND AMENDMENT NO. 3886

Mr. GORTON (for Mr. BOND) proposed an amendment to the amendment proposed by Mrs. BOXER to the bill, H.R. 4578, *supra*; as follows:

In lieu of the matter proposed to be inserted, insert the following:

SEC. . PROHIBITION ON USE OF FUNDS FOR APPLICATION OF UNAPPROVED PESTICIDES IN CERTAIN AREAS THAT MAY BE USED BY CHILDREN.

(a) DEFINITION OF PESTICIDE.—In this section, the term "pesticide" has the meaning

given the term in section 2 of the Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C. 136).

(b) PROHIBITION ON USE OF FUNDS.—None of the funds appropriated under this Act may be used for the application of a pesticide that is not approved for use by the Environmental Protection Agency in any area owned or managed by the Department of the Interior that may be used by children, including any national park.

(c) COORDINATION.—The Secretary of the Interior shall coordinate with the Administrator of the Environmental Protection Agency to ensure that the methods of pest control used by the Department of the Interior do not lead to unacceptable exposure of children to pesticides.

BINGAMAN AMENDMENT NO. 3887

Mr. REID (for Mr. BINGAMAN) proposed an amendment to the bill, H.R. 4578, *supra*; as follows:

On page 163, after line 23, add the following:

SEC. . (a) FINDINGS.—The Senate makes the following findings:

(1) in 1990, pursuant to the Indian Self Determination and Education Assistance Act (ISDEA), 25 U.S.C. *et seq.*, a class action lawsuit was filed by Indian tribal contractors and tribal consortia against the United States, the Secretary of the Interior and others seeking redress for failure to fully pay for indirect contract support costs (Ramah Navajo Chapter v. Babbitt, 112 F.3d 1455 (10th Cir. 1997));

(2) the parties negotiated a partial settlement of the claim totaling \$76,200,000 which was approved by the court on May 14, 1999;

(3) the partial settlement was paid by the United States on September 14, 1999, in the amount of \$82,000,000;

(4) the Judgment Fund, 31 U.S.C. 1304, was established to pay for legal judgments awarded to plaintiffs who have filed suit against the United States;

(5) the Contract Disputes Act of 1978 requires that the Judgment Fund be reimbursed by the responsible agency following the payment of an award from the Fund;

(6) because the potential exists that Indian program funds in the Bureau of Indian Affairs (BIA) and the Indian Health Service (IHS) would be used in Fiscal Year 2001 to reimburse the Judgment Fund, resulting in significant financial and administrative disruptions in the BIA, the IHS, and the Indian tribes who rely on such funds.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that—

(1) the Secretary of the Interior and the Secretary of the Department of Health and Human Services should declare Indian program funds unavailable for purposes of reimbursing the judgment fund; and

(2) if the Secretary of the Interior and the Secretary of the Department of Health and Human Services determines that there are no other available funds, the agencies through the Administration should seek an appropriation of funds from Congress to provide for reimbursement of the judgment fund.

MARRIAGE TAX PENALTY RELIEF RECONCILIATION ACT OF 2000

LANDRIEU AMENDMENT NO. 3888

Ms. LANDRIEU proposed an amendment to the bill (H.R. 4810) to provide for reconciliation pursuant to section 103(a)(1) of the concurrent resolution

on the budget for fiscal year 2001; as follows:

At the appropriate place, insert the following:

SEC. . EXPANSION OF ADOPTION CREDIT.

(a) SPECIAL NEEDS ADOPTION.—

(1) CREDIT AMOUNT.—Paragraph (1) of section 23(a) of the Internal Revenue Code of 1986 (relating to allowance of credit) is amended to read as follows:

"(1) IN GENERAL.—In the case of an individual, there shall be allowed as a credit against the tax imposed by this chapter—

"(A) in the case of a special needs adoption, \$10,000, or

"(B) in the case of any other adoption, the amount of the qualified adoption expenses paid or incurred by the taxpayer.".

(2) YEAR CREDIT ALLOWED.—Section 23(a)(2) of such Code (relating to year credit allowed) is amended by adding at the end the following new flush sentence:

"In the case of a special needs adoption, the credit allowed under paragraph (1) shall be allowed for the taxable year in which the adoption becomes final.".

(3) DOLLAR LIMITATION.—Section 23(b)(1) of such Code is amended—

(A) by striking "subsection (a)" and inserting "subsection (a)(1)(B)", and

(B) by striking "\$6,000, in the case of a child with special needs)".

(4) DEFINITION OF SPECIAL NEEDS ADOPTION.—Section 23(d) of such Code (relating to definitions) is amended by adding at the end the following new paragraph:

"(4) SPECIAL NEEDS ADOPTION.—The term 'special needs adoption' means the final adoption of an individual during the taxable year who is an eligible child and who is a child with special needs.".

(5) DEFINITION OF CHILD WITH SPECIAL NEEDS.—Section 23(d)(3) of such Code (defining child with special needs) is amended to read as follows:

"(3) CHILD WITH SPECIAL NEEDS.—The term 'child with special needs' means any child if a State has determined that the child's ethnic background, age, membership in a minority or sibling groups, medical condition or physical impairment, or emotional handicap makes some form of adoption assistance necessary.".

(b) INCREASE IN INCOME LIMITATIONS.—Section 23(b)(2) of the Internal Revenue Code of 1986 (relating to income limitation) is amended—

(1) in subparagraph (A)—

(A) by striking "\$75,000" and inserting "\$63,550 (\$105,950 in the case of a joint return)", and

(B) by striking "\$40,000" and inserting "the applicable amount", and

(2) by adding at the end the following new subparagraph:

"(C) APPLICABLE AMOUNT.—For purposes of subparagraph (A), the applicable amount, with respect to any taxpayer, for the taxable year shall be an amount equal to the excess of—

"(i) the maximum taxable income amount for the 31 percent bracket under the table contained in section 1 relating to such taxpayer and in effect for the taxable year, over

"(ii) the dollar amount in effect with respect to the taxpayer for the taxable year under subparagraph (A)(i).

"(D) COST-OF-LIVING ADJUSTMENT.—

"(i) IN GENERAL.—In the case of a taxable year beginning after 2001, each dollar amount under subparagraph (A)(i) shall be increased by an amount equal to—

"(I) such dollar amount, multiplied by

"(II) the cost-of-living adjustment determined under section 1(f)(3) for the calendar year in which the taxable year begins, determined by substituting 'calendar year 2000'

for 'calendar year 1992' in subparagraph (B) thereof.

"(ii) ROUNDING RULES.—If any amount after adjustment under clause (i) is not a multiple of \$1,000, such amount shall be rounded to the next lower multiple of \$1,000."

(c) ADOPTION CREDIT MADE PERMANENT.—Subclauses (A) and (B) of section 23(d)(2) of the Internal Revenue Code of 1986 (defining eligible child) are amended to read as follows:

"(A) who has not attained age 18, or

"(B) who is physically or mentally incapable of caring for himself."

(d) CONFORMING AMENDMENTS.—

(1) Section 23(a)(2) of the Internal Revenue Code of 1986 is amended by striking "(1)" and inserting "(1)(B)".

(2) Section 23(b)(3) of such Code is amended by striking "(a)" each place it appears and inserting "(a)(1)(B)".

(e) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2000.

ASHCROFT AMENDMENT NO. 3889

Mr. ROTH (for Mr. ASHCROFT) proposed an amendment to the bill, H.R. 4578, supra; as follows:

On page 164, line 23, strike "6a(i):" and insert "6a(i), of which not less than an additional \$500,000 shall be available for use for law enforcement purposes in the national forest that, during fiscal year 2000, had both the greatest number of methamphetamine dumps and the greatest number of methamphetamine laboratory law enforcement actions in the national forest system:

HATCH (AND BINGAMAN) AMENDMENT NO. 3890

Mr. ROTH (for Mr. HATCH (for himself and Mr. BINGAMAN)) proposed an amendment to the bill, H.R. 4578, supra; as follows:

On page 126, line 2, before the period, insert the following: ", and of which \$2,250,000 shall be used to construct and maintain the Four Corners Interpretive Center authorized by Public Law 106-143".

ROTH AMENDMENT NO. 3891

Mr. ROTH proposed an amendment to the bill, H.R. 4578, supra; as follows:

On page 125, line 25, strike "\$58,209,000," and insert the following: "\$63,249,000, of which \$1,000,000 shall be for the Lewes Maritime Historic Park."

SESSIONS AMENDMENTS NOS 3892-3893

Mr. ROTH (for Mr. SESSIONS) proposed two amendments to the amendments to the bill, H.R. 4578, supra; as follows:

AMENDMENT NO. 3892

On page 125, line 25, before "of which" insert the following: "of which \$1,000,000 shall be available to carry out exhibitions at and acquire interior furnishings for the Rosa Parks Library and Museum, Alabama, and".

AMENDMENT NO. 3893

On page 122, line 9, before the period, insert the following: ", of which \$1,000,000 shall be used for acquisition of land around the Bon Secour National Wildlife Refuge, Alabama and of which not more than \$6,500,000 shall be used for acquisition management."

LANDRIEU (AND BREAUX) AMENDMENTS NOS. 3894-3895

Mr. ROTH (for Ms. LANDRIEU (for herself and Mr. BREAUX)) proposed two amendments to the bill, H.R. 4578, supra; as follows:

AMENDMENT NO. 3894

On page 125, line 25, after "\$58,209,000," insert "of which not less than \$500,000 shall be used to develop a preservation plan for the Cane River National Heritage Area, Louisiana, and".

AMENDMENT NO. 3895

On page 126, line 2, before the period at the end, insert ", and of which \$250,000 shall be available to the National Center for Preservation Technology and Training for the development of a model for heritage education through distance learning".

FEINSTEIN AMENDMENT NO. 3896

Mr. ROTH (for Mrs. FEINSTEIN) proposed an amendment to the bill, H.R. 4578, supra; as follows:

On page 165, at the end of line 25 colon, insert: "of which not less than \$2,400,000 shall be made available for fuels reduction activities at Sequoia National Monument.

CHAFEE AMENDMENT NO. 3897

Mr. ROTH (for Mr. L. CHAFEE) proposed an amendment to the bill, H.R. 4578, supra; as follows:

On page 215, line 24, strike "or" and insert "and", and on page 216, line 1, strike "at" and insert "of".

MURKOWSKI AMENDMENT NO. 3898

Mr. ROTH (for Mr. MURKOWSKI) proposed an amendment to the bill, H.R. 4578, supra; as follows:

"SEC. . Of the funds appropriated in Title I of this Act, The Secretary shall provide \$300,000 in the form of a grant to the Alaska Pacific University's Institute of the North for the development of a curriculum on the Alaska National Interest Lands Conservation Act (ANILCA). At a minimum this ANILCA curriculum should contain components which explain the law, its legislative history, the subsequent amendments, and the principal case studies on issues that have risen during 20 years of implementation of the Act; examine challenges faced by conservation system managers in implementing the Act; and link ANILCA to other significant land and resource laws governing Alaska's lands and resources. In addition, within the funds provided, Alaska Pacific University's Institute of the North shall gather the oral histories of key Members of Congress in 1980 and before to demonstrate the intent of Congress in fashioning ANILCA, as well as members of President Carter's and Alaska Governor Hammond's Administrations, Congressional staff and stakeholders who were involved in the creation of the Act."

SNOWE AMENDMENT NO. 3899

Mr. ROTH (for Ms. SNOWE) proposed an amendment to the bill H.R. 4578, supra; as follows:

On page 125, line 25, after "\$58,209,000," insert ", of which not less than \$730,000 shall be available for use by the Roosevelt Campobello International Park Commission, and".

REID AMENDMENT NO. 3900

Mr. ROTH (for Mr. REID) proposed an amendment to the bill, H.R. 4578, supra; as follows:

At the end of title I, add the following:

"SEC. . CLARIFICATION OF TERMS OF CONVEYANCE TO NYE COUNTY, NEVADA.

"Section 132 of the Department of the Interior and Related Agencies Appropriations Act, 2000 (113 Stat. 1535, 1501A-165), is amended by striking paragraph (1) and inserting the following:

"(1) CONVEYANCE.—

"(A) IN GENERAL.—The Secretary shall convey to the County, subject to valid existing rights, all right, title, and interest in and to the parcels of public land described in paragraph (2).

"(B) PRICE.—The conveyance under paragraph (1) shall be made at a price determined to be appropriate for the conveyance of land for educational facilities under the Act of June 14, 1926 (commonly known as the "Recreation and Public Purposes Act") (43 U.S.C. 869 et seq.)."

EDWARDS AMENDMENTS NOS. 3901-3902

Mr. ROTH (for Mr. EDWARDS) proposed two amendments to the bill, H.R. 4578, supra; as follows:

AMENDMENT NO. 3901

On page 164, line 23 of the bill, immediately preceding the ":" insert "and of which not less than an additional \$500,000 shall be available for law enforcement purposes on the Pisgah and Nantahala national forests".

AMENDMENT NO. 3902

Intended to be proposed by Mr. EDWARDS On page 130, add the following after line 24: "For an additional amount for "Surveys, Investigations, and Research", \$1,800,000, to remain available until expended, to repair or replace stream monitoring equipment and associated facilities damaged by natural disasters: *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, as amended."

TORRICELLI AMENDMENT NO. 3903

Mr. ROTH (for Mr. TORRICELLI) proposed an amendment to the bill, H.R. 4578, supra; as follows:

On page 164, line 14, before the period at the end insert ", of which not less than \$750,000 shall be available to complete an updated study of the New York-New Jersey highlands under section 1244(b) of the Food, Agriculture, Conservation, and Trade Act of 1990 (104 Stat. 3547)".

FEINGOLD (AND KOHL) AMENDMENT NO. 3904

Mr. ROTH (for Mr. FEINGOLD (for himself and Mr. KOHL)) proposed an amendment to the bill, H.R. 4578, supra; as follows:

On page 125, line 11, strike "\$1,443,795,000," and insert the following: "\$1,443,995,000, of which \$200,000 shall be available for the conduct of a wilderness suitability study at Apostle Islands National Lakeshore, Wisconsin, and".

KERREY (AND HAGEL) AMENDMENT NO. 3905

Mr. ROTH (for Mr. KERREY (for himself and Mr. HAGEL)) proposed an amendment to the bill, H.R. 4578, supra; as follows:

On page 126, line 22, before the period at the end, insert ": *Provided further*, That not

less than \$2,350,000 shall be used for construction at Ponca State Park, Nebraska, including \$1,500,000 to be used for the design and construction of educational and informational displays for the Missouri Recreation Rivers Research and Education Center, Nebraska".

DURBIN AMENDMENT NO. 3906

Mr. ROTH (for Mr. DURBIN) proposed an amendment to the bill, H.R. 4578, supra; as follows:

On page 159, strike lines 13 through 19 and insert the following:

"SEC. 119. None of the funds in this Act may be used to establish a new National Wildlife Refuge in the Kankakee River basin unless a plan for such a refuge is consistent with a partnership agreement between the Fish and Wildlife Service and the Army Corps of Engineers entered into on April 16, 1999 and is submitted to the House and Senate Committees on Appropriations thirty (30) days prior to the establishment of the refuge."

CRAPO AMENDMENT NO. 3907

Mr. ROTH (for Mr. CRAPO) proposed an amendment to the bill, H.R. 4578, supra; as follows:

On page 225, between lines 11 and 12, insert the following:

SEC. 3 . BACKCOUNTRY LANDING STRIP ACCESS.

(a) IN GENERAL.—None of the funds made available by this Act shall be used to take any action to close permanently an aircraft landing strip described in subsection (b).

(b) AIRCRAFT LANDING STRIPS.—An aircraft landing strip referred to in subsection (a) is a landing strip on Federal land administered by the Secretary of the Interior or the Secretary of Agriculture that is commonly known and has been or is consistently used for aircraft landing and departure activities.

(c) PERMANENT CLOSURE.—For the purposes of subsection (a), an aircraft landing strip shall be considered to be closed permanently if the intended duration of the closure is more than 180 days in any calendar year.

GORTON (AND BYRD) AMENDMENT NO. 3908

Mr. ROTH (for Mr. GORTON (for himself and Mr. BYRD)) proposed an amendment to the bill, H.R. 4578, supra; as follows:

On page 130, line 4, strike "\$847,596,000" and insert "\$846,596,000";

On page 165, line 25, strike "\$618,500,000" and insert "\$613,500,000";

On page 164, line 19, strike "\$1,233,824,000" and insert "\$1,231,824,000".

LEGISLATIVE BRANCH APPROPRIATIONS ACT, 2001

BOXER AMENDMENT NO. 3909

Mrs. BOXER proposed an amendment to the bill (H.R. 4516) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2001, and for other purposes; as follows:

At the appropriate place, insert the following:

"None of the funds appropriated under this Act may be used for the preventative application of a pesticide containing a known or probable carcinogen, a category I or II acute nerve toxin or a pesticide of the

organophosphate, carbamate, or organochlorine class as determined by the U.S. Environmental Protection Agency to U.S. Capitol buildings or grounds maintained or administered by the Architect of the U.S. Capitol."

NOTICES OF HEARINGS

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. LUGAR. Mr. President, I would like to announce that the Committee on Agriculture, Nutrition, and Forestry will meet on July 27, 2000 in SR-328a at 9:00 a.m. The purpose of this hearing will be to review proposals to establish an international school lunch program.

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. LUGAR. Mr. President, I would like to announce that the Committee on Agriculture, Nutrition, and Forestry will meet on July 26, 2000 in SR-328a at 9:00 a.m. The purpose of this hearing will be to review the federal sugar program.

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. LUGAR. Mr. President, I would like to announce that the Committee on Agriculture, Nutrition, and Forestry will meet on July 20, 2000 in SD-106 at 9:00 a.m. The purpose of this meeting will be to examine the implications of high energy prices on U.S. agriculture.

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

SUBCOMMITTEE ON PRODUCTION AND PRICE COMPETITIVENESS

Mr. LUGAR. Mr. President, I would like to announce that the Committee on Agriculture, Nutrition, and Forestry subcommittee on Production and Price Competitiveness will meet on July 18, 2000 in SR-328a at 2:30 p.m. The purpose of this hearing will be to review proposals to examine the future of U.S. agricultural export programs.

AUTHORITY FOR COMMITTEES TO MEET

SPECIAL COMMITTEE ON AGING

Mr. GORTON. Mr. President, I ask unanimous consent that the Special Committee on Aging be authorized to meet today, July 17, 2000 from 1:30 p.m.-4:30 p.m. in Dirksen 628 for the purpose of conducting a hearing.

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

RELATIVE TO THE DEATH OF FORMER SENATOR JOHN O. PASTORE

Mr. ROTH. Mr. President, I ask unanimous consent that the Senate now proceed to the immediate consideration of S. Res. 337, submitted earlier by Senator LOTT and Senator DASCHLE.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 337) relative to the death of the Honorable John O. Pastore, formerly a Senator from the State of Rhode Island.

The Senate proceeded to consider the resolution.

Mr. LOTT. Mr. President, tonight, as we adjourn, we do so in memory of John O. Pastore, who served the people of Rhode Island here in the Senate from 1950 to 1976.

Senator Pastore's life was in many ways a realization of the American dream—characterized by humble beginnings, hard work, opportunity, and accomplishment. His father was an immigrant tailor who passed away when John was a young boy. From that time on, he and his four siblings were reared by their mother, who supported the family as a seamstress.

Senator Pastore earned his law degree from Northeastern University, through evening classes the school offered at the Providence YMCA. The family home was his first law office.

Senator Pastore was initially elected to office in 1934, when he became a Member of the Rhode Island House of Representatives. He subsequently served as assistant state attorney general, lieutenant governor, and in 1945 became governor when his predecessor resigned for another office. Senator Pastore was then elected to two terms in his own right.

In 1950, he was elected to the U.S. Senate to fill a vacant seat. Two years later, he won the first of four full terms in this institution. He never lost an election.

Many individuals have passed through the doors of this great chamber, and each has left a unique imprint. Senators for years to come will think of John Pastore whenever the "Pastore rule", relating to germaneness of debate, is invoked.

Senator Pastore will be remembered in the United States Senate as a servant of the people and a man committed to his beliefs.

Today, the thoughts and prayers of the Senate are with his family and his constituents.

Mr. ROTH. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, the motion to reconsider be laid upon the table, and a statement of explanation appear at this point in the RECORD.

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

The resolution (S. Res. 337) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 337

Resolved, That the Senate has heard with profound sorrow and deep regret the announcement of the death of the Honorable John O. Pastore, formerly a Senator from the State of Rhode Island.

Resolved, That the Secretary of the Senate communicate these resolutions to the House of Representatives and transmit an enrolled copy thereof to the family of the deceased.