

of Engineers, the National Marine Fisheries Service, and the U.S. Fish and Wildlife Service must develop a long-term management plan to address predation by fish-eating birds and marine mammals, including seals and sea lions, and do so by the end of the year. I agree with the Governors that the National Marine Fisheries Service should work with the region to conduct an intensive study to address the role of the ocean in fish recovery and ask that the management of fish and fresh water reflect new information about the ocean as it is developed.

In short, I believe the Governors have a plan that will work. I have supported millions of dollars in salmon recovery money to be given to the States and to local volunteer groups and will work with them.

On the other hand, today the National Marine Fisheries Service has come out with its top-down recommendations, recommendations that, I want to point out, once again call for very specific measures and steps to be taken but do not state any goals for recovery and do not allow us to know what they believe success will be or how that success will be measured.

In the course of the last week or 10 days, the newspapers in the Pacific Northwest have been filled with statements that the Federal Government had abandoned the idea of dam removal as an element in salmon recovery at least for a decade. And the implication was that they had abandoned it forever.

Not so, Mr. President. What does the biological opinion that was issued today say in that respect?

It says:

The reasonable and prudent alternative requires that further development of breaches as an option is necessary, and it requires the Corps of Engineers by fiscal year 2002 to seek appropriations to complete preliminary engineering and design work by 2005 for potential removal of the four lower Snake River dams.

It does that in spite of the fact that:

There is considerable uncertainty in assessing the status of listed fish under current conditions, and the alternative of breaching dams is highly dependent on the degree to which there is delayed mortality associated with juvenile fish passage at the dams and whether breaching would help even to answer these uncertainties.

Well, we have a set of Federal agencies that have disagreed with one another. The Corps of Engineers, a year ago, reached the conclusion that dam removal was a poor idea. It did so in spite of vastly underestimating, according to the General Accounting Administration, the adverse impacts on the society, the economy, and the environment of the Pacific Northwest. That recommendation was deleted from its formal opinion by orders of the White House.

Vice President GORE has visited the State of Washington on three or four occasions during the course of this year. Each time he has been asked to state his opinion on dam removal, including a specific request by one of his

supporters, the Governor of Oregon. He has ducked, dodged, and defied any attempt to get him to reach a conclusion on that particular subject. But I think this biological opinion released by the administration today shows what that opinion is. It is very simple: We will fool the people of the Pacific Northwest by saying we have probably abandoned the idea between now and the 8th of November, and then under these recommendations we can change our mind very rapidly when they won't have a direct say over who will manage the next national administration.

Contrast that position with the forthright and unconditional pledge of Governor Bush that the removal of our dams, the destruction of our physical infrastructure, is not an option; that we can and will recover the salmon resources in the Pacific Northwest by the use of our imaginations and by following the advice of the people whose lives are affected by these decisions—a view that I believe is entirely consistent with the recommendations this week of the four Governors—two Republicans and two Democrats, as I have already pointed out—from the Pacific Northwest itself.

Well, we do have something to say about this issue. I pledge I will do everything I can between now and the adjournment of this Congress in late September or early October to see to it this administration is not allowed to waste any more money—not a single dollar—on further studies to remove dams on the Columbia-Snake River system. We will call them to account for their own policies. Their own policies now say this decision should be moved down the road. Fine. We will move the whole decision down the road and hope that we will have a President who will be mindful of the views of the people of the Pacific Northwest and, in the meantime, we are not going to let them waste money to build a case for removing dams that ought to stay in place.

Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. SMITH of Oregon. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

BEND PINE NURSERY LAND CONVEYANCE ACT

Mr. SMITH of Oregon. Mr. President, I ask unanimous consent that the Senate now proceed to the consideration of Calendar No. 486, S. 1936.

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

The legislative clerk read as follows:

A bill (S. 1936) to authorize the Secretary of Agriculture to sell or exchange all or part of certain administrative sites and other National Forest System land in the State of Or-

egon and use the proceeds derived from the sale or exchange for National Forest System purposes.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Energy and Natural Resources, with an amendment to strike all after the enacting clause and inserting in lieu thereof the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Bend Pine Nursery Land Conveyance Act".

SEC. 2. DEFINITIONS.

In this Act:

(1) SECRETARY.—The term "Secretary" means the Secretary of Agriculture.

(2) STATE.—The term "State" means the State of Oregon.

SEC. 3. SALE OR EXCHANGE OF ADMINISTRATIVE SITES.

(a) IN GENERAL.—The Secretary may, under such terms and conditions as the Secretary may prescribe, sell or exchange any or all right, title, and interest of the United States in and to the following National Forest System land and improvements:

(1) Tract A, Bend Pine Nursery, comprising approximately 210 acres, as depicted on site plan map entitled "Bend Pine Nursery Administrative Site, May 13, 1999".

(2) Tract B, the Federal Government owned structures located at Shelter Cove Resort, Deschutes National Forest, buildings only, as depicted on site plan map entitled "Shelter Cove Resort, November 3, 1997".

(3) Tract C, portions of isolated parcels of National Forest Land located in Township 20 south, Range 10 East section 25 and Township 20 South, Range 11 East sections 8, 9, 16, 17, 20, and 21 consisting of approximately 1,260 acres, as depicted on map entitled "Deschutes National Forest Isolated Parcels, January 1, 2000".

(4) Tract D, Alsea Administrative Site, consisting of approximately 24 acres, as depicted on site plan map entitled "Alsea Administrative Site, May 14, 1999".

(5) Tract E, Mapleton Administrative Site, consisting of approximately 8 acres, as depicted on site plan map entitled "Mapleton Administrative Site, May 14, 1999".

(6) Tract F, Springdale Administrative Site, consisting of approximately 3.6 acres, as depicted on site plan map entitled "Site Development Plan, Columbia Gorge Ranger Station, April 22, 1964".

(7) Tract G, Dale Administrative Site, consisting of approximately 37 acres, as depicted on site plan map entitled "Dale Compound, February 1999".

(8) Tract H, Crescent Butte Site, consisting of approximately .8 acres, as depicted on site plan map entitled "Crescent Butte Communication Site, January 1, 2000".

(b) CONSIDERATION.—Consideration for a sale or exchange of land under subsection (a) may include the acquisition of land, existing improvements, or improvements constructed to the specifications of the Secretary.

(c) APPLICABLE LAW.—Except as otherwise provided in this Act, any sale or exchange of National Forest System land under subsection (a) shall be subject to the laws (including regulations) applicable to the conveyance and acquisition of land for the National Forest System.

(d) CASH EQUALIZATION.—Notwithstanding any other provision of law, the Secretary may accept a cash equalization payment in excess of 25 percent of the value of land exchanged under subsection (a).

(e) SOLICITATIONS OF OFFERS.—

(1) IN GENERAL.—Subject to paragraph (3), the Secretary may solicit offers for sale or exchange of land under this section on such terms and conditions as the Secretary may prescribe.

(2) REJECTION OF OFFERS.—The Secretary may reject any offer made under this section if the

Secretary determines that the offer is not adequate or not in the public interest.

(3) **RIGHT OF FIRST REFUSAL.**—The Bend Metro Park and Recreation District in Deschutes County, Oregon, shall be given the right of first refusal to purchase the Bend Pine Nursery described in subsection (a)(1).

(f) **REVOCATIONS.**—

(1) **IN GENERAL.**—Any public land order withdrawing land described in subsection (a) from all forms of appropriation under the public land laws is revoked with respect to any portion of the land conveyed by the Secretary under this section.

(2) **EFFECTIVE DATE.**—The effective date of any revocation under paragraph (1) shall be the date of the patent or deed conveying the land.

SEC. 4. DISPOSITION OF FUNDS.

(a) **DEPOSIT OF PROCEEDS.**—The Secretary shall deposit the proceeds of a sale or exchange under section 3(a) in the fund established under Public Law 90-171 (16 U.S.C. 484a) (commonly known as the "Sisk Act").

(b) **USE OF PROCEEDS.**—Funds deposited under subsection (a) shall be available to the Secretary, without further Act of appropriation, for—

(1) the acquisition, construction, or improvement of administrative and visitor facilities and associated land in connection with the Deschutes National Forest;

(2) the construction of a bunkhouse facility in the Umatilla National Forest; and

(3) to the extent the funds are not necessary to carry out paragraphs (1) and (2), the acquisition of land and interests in land in the State.

(c) **ADMINISTRATION.**—Subject to valid existing rights, the Secretary shall manage any land acquired by purchase or exchange under this Act in accordance with the Act of March 1, 1911 (16 U.S.C. 480 et seq.) (commonly known as the "Weeks Act") and other laws (including regulations) pertaining to the National Forest System.

SEC. 5. CONSTRUCTION OF NEW ADMINISTRATIVE FACILITIES.

The Secretary may acquire, construct, or improve administrative facilities and associated land in connection with the Deschutes National Forest System by using—

(1) funds made available under section 4(b); and

(2) to the extent the funds are insufficient to carry out the acquisition, construction, or improvement, funds subsequently made available for the acquisition, construction, or improvement.

SEC. 6. AUTHORIZATION OF APPROPRIATION.

There are authorized to be appropriated such sums as are necessary to carry out this Act.

Mr. SMITH of Oregon. Mr. President, I ask unanimous consent that the committee amendment be agreed to, the bill, as amended, be considered read the third time and passed, the motion to reconsider be laid upon the table, and that any statements relating to the bill be printed in the RECORD.

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

The committee amendment was agreed to.

The bill (S. 1936), as amended, was read the third time and passed.

THE CALENDAR

Mr. SMITH of Oregon. Mr. President, I ask unanimous consent that the Senate now proceed, en bloc, to the following two bills, Calendar No. 633, S. 1894, and Calendar No. 635, S. 2421.

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

The legislative clerk read as follows:

A bill (S. 1894) to provide for the conveyance of certain land to Park County, Wyoming.

A bill (S. 2421) to direct the Secretary of the Interior to conduct a study of the suitability and feasibility of establishing an Upper Housatonic Valley National Heritage Area in Connecticut and Massachusetts.

Mr. SMITH of Oregon. Mr. President, I ask unanimous consent that any committee amendments be agreed to, where appropriate, the bills be read the third time and passed, as amended, if amended, any title amendments be agreed to, as necessary, the motions to reconsider be laid upon the table, and that any statements relating to the bills be printed in the RECORD, with the above occurring en bloc.

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

CONVEYANCE OF LAND

The Senate proceeded to consider the bill (S. 1894) to provide for the conveyance of certain land to Park County, Wyoming, which had been reported from the Committee on Energy and Natural Resources, with an amendment to strike out all after the enacting clause and insert printed in italic.

SECTION 1. CONVEYANCE OF LAND TO PARK COUNTY, WYOMING.

(a) **FINDINGS.**—Congress finds that—

(1) over eighty-two percent of the land in Park County, Wyoming, is owned by the Federal Government;

(2) the parcel of land described in subsection (d) located in Park County has been withdrawn from the public domain for reclamation purposes and is managed by the Bureau of Reclamation;

(3) the land has been subject to a withdrawal review, a level I contaminant survey, and historical, cultural, and archaeological resource surveys by the Bureau of Reclamation;

(4) the Bureau of Land Management has conducted a cadastral survey of the land and has determined that the land is no longer suitable for return to the public domain;

(5) the Bureau of Reclamation and the Bureau of Land Management concur in the recommendation of disposal of the land as described in the documents referred to in paragraphs (3) and (4); and

(6) the County has evinced an interest in using the land for the purposes of local economic development.

(b) **DEFINITIONS.**—In this Act:

(1) **COUNTY.**—The term "County" means Park County, Wyoming.

(2) **ADMINISTRATOR.**—The term "Administrator" means the Administrator of the General Services Administration.

(c) **CONVEYANCE.**—In consideration of payment of \$240,000 to the Administrator by the County, the Administrator shall convey to the County all right, title, and interest of the United States in and to the parcel of land described in subsection (d).

(d) **DESCRIPTION OF PROPERTY.**—The parcel of land described in this subsection is the parcel located in the County comprising 190.12 acres, the legal description of which is as follows:

Sixth Principal Meridian, Park County, Wyoming

T. 53 N., R. 101 W.	Acreage
Section 20, S ¹ / ₂ SE ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	5.00
Section 29, Lot 7	9.91
Lot 9	38.24
Lot 10	31.29
Lot 12	5.78
Lot 13	8.64

Lot 14	0.04
Lot 15	9.73
S ¹ / ₂ NE ¹ / ₄ NE ¹ / ₄ NW ¹ / ₄	5.00
SW ¹ / ₄ NE ¹ / ₄ NW ¹ / ₄	10.00
SE ¹ / ₄ NW ¹ / ₄ NW ¹ / ₄	10.00
NW ¹ / ₄ SW ¹ / ₄ NW ¹ / ₄	10.00
Tract 101	13.24
Section 30, Lot 31	16.95
Lot 32	16.30

(e) **RESERVATION OF RIGHTS.**—The instrument of conveyance under subsection (c) shall reserve all rights to locatable, salable, leaseable coal, oil, or gas resources.

(f) **LEASES, EASEMENTS, RIGHTS-OF-WAY, AND OTHER RIGHTS.**—The conveyance under subsection (c) shall be subject to any land-use leases, easements, rights-of-way, or valid existing rights in existence as of the date of the conveyance.

(g) **ENVIRONMENTAL LIABILITY.**—As a condition of the conveyance under subsection (c), the United States shall comply with the provisions of section 9620(h) of title 42, United States Code.

(h) **ADDITIONAL TERMS AND CONDITIONS.**—The Administrator may require such additional terms and conditions in connection with the conveyance under subsection (c) as the Administrator considers appropriate to protect the interests of the United States.

(i) **TREATMENT OF AMOUNTS RECEIVED.**—The net proceeds received by the United States as payment under subsection (c) shall be deposited into the fund established in section 490(f) of title 40 of the United States Code, and may be expended by the Administrator for real property management and related activities not otherwise provided for, without further authorization.

The committee amendment was agreed to.

The bill (S. 1894), as amended, was read the third time and passed.

UPPER HOUSATONIC VALLEY NATIONAL HERITAGE AREA STUDY ACT OF 2000

The Senate proceeded to consider the bill (S. 2421) to direct the Secretary of the Interior to conduct a study of the suitability and feasibility of establishing an Upper Housatonic Valley National Heritage Area in Connecticut and Massachusetts.

The bill was read the third time, and passed, as follows:

S. 2421

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Upper Housatonic Valley National Heritage Area Study Act of 2000".

SEC. 2. DEFINITIONS.

In this Act:

(1) **SECRETARY.**—The term "Secretary" means the Secretary of the Interior.

(2) **STUDY AREA.**—The term "Study Area" means the Upper Housatonic Valley National Heritage Area, comprised of—

(A) the part of the watershed of the Housatonic River, extending 60 miles from Lanesboro, Massachusetts, to Kent, Connecticut;

(B) the towns of Canaan, Cornwall, Kent, Norfolk, North Canaan, Salisbury, Sharon, and Warren, Connecticut; and

(C) the towns of Alford, Dalton, Egremont, Great Barrington, Hinsdale, Lanesboro, Lee, Lenox, Monterey, Mount Washington, New Marlboro, Pittsfield, Richmond, Sheffield, Stockbridge, Tyringham, Washington, and West Stockbridge, Massachusetts.