

Burns	Gramm	McConnell
Byrd	Grams	Murkowski
Campbell	Grassley	Nickles
Chafee	Gregg	Roberts
Coats	Hagel	Roth
Cochran	Hatch	Santorum
Collins	Helms	Sessions
Coverdell	Hutchinson	Shelby
Craig	Hutchison	Smith (NH)
D'Amato	Inhofe	Smith (OR)
DeWine	Jeffords	Specter
Domenic	Kempthorne	Stevens
Enzi	Kohl	Thomas
Faircloth	Kyl	Thompson
Ford	Lott	Thurmond
Frist	Lugar	Warner
Gorton	Mack	
Graham	McCain	

## NAYS—39

Akaka	Durbin	Lieberman
Baucus	Feingold	Mikulski
Biden	Feinstein	Moseley-Braun
Bingaman	Harkin	Moynihan
Boxer	Inouye	Murray
Breaux	Johnson	Reed
Bryan	Kennedy	Reid
Bumpers	Kerrey	Robb
Cleland	Kerry	Rockefeller
Conrad	Landrieu	Sarbanes
Daschle	Lautenberg	Snowe
Dodd	Leahy	Torricelli
Dorgan	Levin	Wyden

## NOT VOTING—3

Glenn	Hollings	Wellstone
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The motion was agreed to.

#### TREASURY AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 1999—CONFERENCE REPORT

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. 4104), 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 October 7, 1998.)

The PRESIDING OFFICER. The distinguished majority leader.

#### ORDER OF PROCEDURE

Mr. LOTT. Mr. President, for the information of all Senators, I know there is a lot of interest in trying to determine what the schedule will be for the balance of the day and perhaps even the weekend.

It is obvious because of the feelings of the Senator from Nevada, Senator REID, with regard to the Treasury and Postal Service appropriations conference report, that he does not intend to allow the Senate to have a vote on the conference report itself anytime soon.

Therefore, as we approach the end of this session, we will probably have a vote, if we can get some accommodation here—I think we may—within a couple of hours, on or in relation to the bankruptcy bill. So we should expect another recorded vote in about 2 hours. We will need, hopefully, to get that

locked in here in the next few minutes. The main point is we will have one more vote.

Then, other than unanimous consent requests or voice votes, the only votes we would expect for the balance of this year would be on a continuing resolution, if necessary, and the omnibus appropriations bill.

Now, I will need to confer further with Senator DASCHLE. We will certainly keep Members informed as to what the schedule may be. Negotiations are continuing with regard to all of the different issues that are pending on the omnibus appropriations bill. We expect to work this weekend. We hope we will have this completed to possibly vote on Monday. If that is not possible, we will let Members know as soon as some determination is made. For now, we will expect a vote in a couple of hours, and then we would go to the vote on the bankruptcy bill. That would be it as far as recorded votes for tonight.

Mr. DASCHLE. Will the majority leader yield?

Mr. LOTT. Yes.

Mr. DASCHLE. Mr. President, I have been getting questions about what our intentions are with regard to a new CR. My understanding is that we would be contemplating a CR that would take us at least through Monday.

Mr. LOTT. That's correct. We have discussed that with administration officials this morning. They indicated that they understood it was just a physical problem in terms of getting final agreements and getting paperwork ready, and a short-term CR would be no problem from their viewpoint. I discussed that with you. We anticipate a CR that would take us until Monday at midnight. So there would be no question that we are still working, and there is no threat of a Government shutdown, while we continue to count on our appropriators to do their work, and we hope to get it completed this weekend.

Mr. LEAHY. Will the leader yield for a question?

Mr. LOTT. Yes.

Mr. LEAHY. Mr. President, I tell my friend from Mississippi, we have on the calendar 22 Federal judges pending, plus another 5 or 6 court of claims. Can the distinguished leader give us any advice on what might happen?

Mr. LOTT. I have been working diligently to get some of the more controversial judges done. We did have a couple votes. I was trying to get Paez done today. The time is going to be consumed by reading the Treasury/Postal Service conference report and now the appearance of having to read the Bankruptcy Reform conference report. So that has been pushed aside. I tried to move three nominations last night. It was objected to. We are in the usual last days of the session where everybody is holding this one on the basis of that one. I think where we are is, over the next few days as we make progress, if we can get agreements on

some things, then we will probably get agreements on all things. They are all interrelated. We will have to see how that plays out.

Mr. LEAHY. I am prepared to pray and consult with the distinguished leader.

Mr. LOTT. I appreciate that attitude of the Senator from Vermont. He has been very helpful, and he continues to remind me of the need for these judges.

Mr. CRAIG. Will the leader yield for a moment?

Mr. LOTT. Yes.

#### BIRTHDAY WISHES FOR SENATOR LOTT

Mr. CRAIG. Mr. President, on behalf of all of us here on the floor and all colleagues here in the Senate, we know this is a stressful day. It should actually be a joyful day for Senator LOTT. It is his birthday and we wish him a happy birthday.

[Applause.]

Mr. LOTT. Thank you all very much. It is a joyful day. I resented when Senator DASCHLE came over and told me he was only about 50, reminding me of his youth. Then Senator STROM THURMOND welcomed me into his range of age. I don't know quite what that meant. Actually, in spite of all the things we have working, it has been a great day. Actually, I enjoy every day here and I appreciate the friendship of all of you on both sides of the aisle.

Mr. BUMPERS. Mr. President, not to be the skunk at the lawn party, but that reminds me of a story I feel like I have to share with you. Recently, in the caucus, Senator DASCHLE announced the birthdays of three Senators that would occur in the ensuing week. He named them, and JOHN GLENN was one of them, and I forget the other two. BARBARA MIKULSKI was one. Everybody applauded, and I turned to Senator TORRICELLI and said, "Isn't it strange that we applaud birthdays in this country?" He said, "It is an American anachronism that we applaud the march toward death."

Mr. LOTT. Was that supposed to be humorous?

Mr. DODD. Will the leader yield?

Mr. LOTT. Mr. President, I yield to Senator DODD for a question.

Mr. DODD. Mr. Leader, I don't want to disrupt your birthday, but I have a unanimous-consent request I want to make at an appropriate time, which I suspect the majority will object to. I want to be able to do it before we move on to the next order of business. I don't know the plan here.

Mr. LOTT. If we could complete comments on this, and then you will have an opportunity to do that. You have put me on notice, but let us try to do this.

Mr. BYRD. Will the leader yield to me?

Mr. LOTT. I am delighted to yield to Senator BYRD.

Mr. BYRD. Mr. President, I was listening to the debate going on on the

floor and I heard that it was someone's birthday. For those in the galleries who wish to make note of it, I am 29,544 days old today. It is not my birthday, but I am 29,544 days old. I want to congratulate our leader on his birthday.

Mr. LOTT. Thank you, sir.

Mr. BYRD. I say to the leader:

Count your garden by the flowers,  
Never by the leaves that fall;  
Count your days by the sunny hours,  
Not remembering clouds at all.  
Count your nights by stars, not shadows;  
Count your life by smiles, not tears;  
And on this beautiful [October] afternoon,  
[leader,]  
Count your age by friends, not years.

Mr. LOTT. Thank you very much.  
[Applause.]

Mr. LOTT. Mr. President, only the distinguished Senator BYRD would be able to come to the floor and have poetry that he could quote on the spur of the moment. I always enjoy his remarks so much. Thank you, Senator BYRD.

#### TREASURY AND GENERAL GOVERNMENT APPROPRIATIONS ACT—CONFERENCE REPORT

The Senate continued with the consideration of the conference report.

Mr. LOTT. Mr. President, I yield 5 minutes at this time to the chairman of the subcommittee, Senator CAMPBELL. I thank him for his work on this bill. He has worked very hard. The problems we have were not caused by him, but by difficulties in the House of Representatives. I thank the Senator for the effort that he put into this legislation. We will get it done before the day is done—maybe not this day, but before the day is done.

Mr. CAMPBELL. I thank the majority leader. Whether this bill is pulled down or proceeds is yet to be determined. I would like to make a few comments about the bill. Senator KOHL and I, as well as our staffs, worked very hard on this bill. It seemed like the longer it hung out there the more lightning it drew. I want comment on a few provisions in it.

This report provides funding for the Department of Treasury, the U.S. Postal Service, the Executive Office of the President, and various independent agencies, as our colleagues know.

Although this has not been an easy bill to complete, because of the funding constraints as well as controversial issues, I think we did as good a job as we could, accommodating as many requests as we could from our colleagues. The most difficult issues for the conferees were not about money, but about legislative riders to this appropriations bill. There were some very strong opinions on both sides on these riders and that did end up stalling the bill.

But I am concerned about one article. As I mentioned, during the heat of the debate, there were some strong opinions. I was concerned about an article appearing in the October 7 Hill that implied the Senator from Texas,

Senator HUTCHISON, was blocking the bill because it contained language to name a post office building in St. Paul for former Senator Eugene McCarthy. For the RECORD, I want to say that is absolutely not true. At no time, did she ever disagree with this bill, and in fact that language is in the bill. I wanted to make that part of the RECORD.

The ranking member of our subcommittee, Senator KOHL, and I continued to place greater emphasis on treasury law enforcement, which is a central focus of this bill, and tried to ensure that agents and inspectors have the tools to do their job. I certainly appreciate Senator KOHL's support and hard work.

There is much in this conference report that deserves the support of the Senate:

\$128 million for the IRS customer service initiative, and to restructure and reform their long overdue operation.

\$2 million for low-income taxpayers clinic.

\$2.4 million to double the staffing for the cyber-smuggling unit at the Customs Service to stop child pornography, plus an additional \$1 million for technology to assist in this effort.

\$13 million for grants to state and local law enforcement for gang resistance education and training programs, called GREAT programs—\$3 million more than the President actually had requested.

\$6 million to allow eligible State and local law enforcement to acquire ballistics identification and comparison computer systems for both bullets and cartridge cases.

There is another \$27 million to continue and expand the Youth Crime Gun Interdiction Initiative to help stop gun trafficking to our youth.

There is \$182 million for the high-intensity drug trafficking areas, known as HIDTAs, and \$13 million to continue the program to transfer technology to State and local law enforcement.

Courthouse construction projects, as well as repair and alterations of current Federal facilities, were also included.

There is \$185 million for a second year of a very successful antidrug youth media campaign that was administered by the drug czar.

All in all, Mr. President, I think it is a good bill. We worked very hard.

I am just here to say I am sorry that some of these rather divisive riders that ended up being on the bill ended up making it so controversial. But the underlying fact of the bill, the mission of the bill, has great intentions. It is a good bill.

I just wanted to again thank Senator KOHL for all of his work on it. I hope we proceed forward with it. I am realistic enough to know that it is in trouble.

With that, I yield the floor, Mr. President.

Mr. KOHL addressed the Chair.

The PRESIDING OFFICER. The Senator from Wisconsin.

Mr. KOHL. Mr. President, I agree with much of what my colleague, Senator CAMPBELL, has said about this bill.

It is a good bill. It provides sufficient appropriations for the Department of the Treasury and the independent agencies. But, since this bill left the Senate floor, it changed in ways that made it impossible for me to sign the conference report.

First, the good news. The conference report before us is silent on the issue of staffing the Federal Election Commission. I am very pleased we have decided to avoid a partisan battle on this issue.

Unfortunately, several other changes to the bill were made after the conference—and these make the bill much worse.

First, the Senate bill contained a provision that would have provided for the adjustment of the status of Haitians. This provision, which had bipartisan Senate support, would allow 40,000 Haitian refugees who have been in this country since 1995, to stay permanently. Last year Congress provided this same type of correction for 150,000 Nicaraguans and 5,000 Cubans. The conference report before us drops that provision—despite the fact that it was agreed to by all conferees.

Second, the Senate bill contained a provision that would address the requirements of providing quality child care in Federal facilities. This measure, proposed by Senator JEFFORDS, would simply make sure that Federal child care facilities operate under reasonable quality standards. In addition, it would bring under Federal regulation the child care centers run by Congress—child care centers that operate now completely unregulated by local, state, or Federal law.

The conference report before us drops this provision—which until now was uncontroversial. I find it unacceptable that Congress would use the last minute legislative rush to exempt itself from basic health and safety standards for the children in its care.

And, third, this conference report drops language—adopted by a bipartisan majority in both Houses—that would provide Federal employees with health insurance coverage for contraception. Again it is unacceptable that an extreme minority should be able to prevail on this. Close to half of all pregnancies in the United States are unintended, and tragically, those unintended pregnancies often led to abortion. By providing federal workers with the most appropriate and safe means of contraception, we can reduce the number of abortions performed and increase the number of children who are born wanted, planned for, and loved.

We in the Senate made good decisions when we passed the Treasury-General Government appropriations bill. It is disappointing that so many of those decisions have been overturned in last minute, partisan negotiations.

The White House has promised that they will work with us to get the Haitian fairness, child care and contraception provisions included in the omnibus