

long. Let's work together, in a bipartisan fashion, to stop marketing tobacco products to children, to regulate tobacco products in a sensible way, and to adopt larger and clearer warning labels commensurate with the risks of tobacco products. Let's take a close look at all the forms of tobacco, including the new fad of bidis and the resurgent use of cigars. They all have addictive levels of nicotine and deadly levels of carcinogens. It's time to put people's health ahead of tobacco company profits.

Mr. President, I urge my colleagues to join me in cosponsoring this important legislation, to end the contradiction of using the tax code to continue to enrich U.S. tobacco companies, which export products that addict children abroad to nicotine and push them down a path to disease and death.

I ask unanimous consent that a copy of the legislation be printed in the CONGRESSIONAL RECORD.

There being no objection, the bill was ordered to be printed in the RECORD, as follows:

S. 3285

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

**SECTION 1. EXCLUSION OF TOBACCO PRODUCTS FROM QUALIFYING FOREIGN TRADE PROPERTY.**

(a) IN GENERAL.—Section 943(a)(3) of the Internal Revenue Code of 1986 (relating to excluded property) is amended by striking "or" at the end of subparagraph (D), by striking the period at the end of subparagraph (E) and inserting ", and", and by inserting after subparagraph (E) the following new subparagraph:

"(F) any tobacco products (as defined in section 5702(c))."

(b) EFFECTIVE DATE.—The amendments made by this section shall take effect as if included in the amendment made by section 3(b) of the FSC Repeal and Extraterritorial Income Exclusion Act of 2000.

Mr. BINGAMAN (for himself, Mr. DASCHLE, and Mr. BAUCUS):

S. 3286. A bill to provide permanent funding for the Bureau of Land Management Payment in Lieu of Taxes program and for other purposes; to the Committee on Energy and Natural Resources.

**PILT AND REFUGE REVENUE SHARING PERMANENT FUNDING ACT**

Mr. BINGAMAN. Mr. President, the bill I am introducing today, the PILT and Refuge Revenue Sharing Permanent Funding Act, deals with an issue that I believe must be addressed in the next Congress. The bill is a measure to make permanent funding for two important programs managed by the Department of the Interior: the Payment in Lieu of Taxes Program (or PILT) in the Bureau of Land Management and the Refuge Revenue Sharing Program in the Fish and Wildlife Service. These programs provide support to local governments in areas in which these two agencies hold land. Under the authorizations for these programs, the funds are to be provided as an offset to the local property tax base lost by virtue

of the Federal ownership of these lands.

Federal ownership of lands in the American West, in states like New Mexico, does not come without its share of burdens for local governments. If there is a fire or other emergency, they must help respond. If there is increased traffic to and from the site, they must maintain the public roads that provide the necessary access to the public. In enacting the original authorizing legislation, Congress decided that, as a matter of policy, it was appropriate for the Federal Government to bear a fair share in paying for these costs, in lieu of the taxes that would be levied on any private landowner in these localities.

But in setting up these programs, Congress decided to make them subject to annual appropriations, either partially (in the case of Refuge Revenue Sharing) or completely (in the case of PILT). In retrospect, this was a mistake. The annual appropriations process has never come even close to providing the funds agreed upon by the underlying authorizing law. Moreover, the amount made available has changed significantly from one year to the next, frustrating the ability of localities to plan effectively for the use of these funds. Many of the burdens they face as a result of Federal land ownership require expenditures and commitments that are long-term. If you want to have a reasonable system of country roads, you need to have a consistent multi-year plan. If you want adequate fire protection, you can't be hiring a dozen new firefighters in one year and firing them the next, as appropriation levels gyrate up and down.

The Federal Government needs to be a better neighbor and a more reliable partner to local governments in the rural West. Since the system of meeting our obligations to these localities through the annual appropriations process has not worked, I am proposing that we start treating our payments in lieu of taxes in the same way that we account for incoming tax revenues to the Federal Government—on the mandatory side of the Federal ledger. By making the funding for these crucial programs full and permanent, we will be keeping the commitments to rural communities throughout the West made in the original PILT and Refuge Revenue Sharing authorizing legislation. It's a matter of simple justice to rural communities. I hope that enacting legislation along the lines of what I am proposing today will receive high priority in the next Congress.

Mr. President, I ask unanimous consent that the text of this bill be printed in the RECORD following this statement.

There being no objection, the bill was ordered to be printed in the RECORD, as follows:

S. 3286

*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 "PILT and Refuge Revenue Sharing Permanent Funding Act".

**SEC. 2. PERMANENT FUNDING FOR PILT AND REFUGE REVENUE SHARING.**

(a) PAYMENTS IN LIEU OF TAXES.—Section 6906 of title 31, United States Code, is amended to read as follows:

"There is authorized to be appropriated such sums as may be necessary to the Secretary of the Interior to carry out this chapter. Beginning in fiscal year 2002 and each year thereafter, amounts authorized under this chapter shall be made available to the Secretary of the Interior, out of any other funds in the Treasury not otherwise appropriated and without further appropriation, for obligation or expenditure in accordance with this chapter."

(b) REFUGE REVENUE SHARING.—Section 401(d) of the Act of June 15, 1935, as amended (16 U.S.C. 715s(d)) (relating to refuge revenue sharing), is amended by adding at the end thereof:

"Beginning in fiscal year 2002 and each year thereafter, such amount shall be made available to the Secretary, out of any other funds in the Treasury not otherwise appropriated and without further appropriation, for obligation or expenditure in accordance with this section."

**ADDITIONAL COSPONSORS**

S. 741

At the request of Mr. GRAHAM, the name of the Senator from South Dakota (Mr. JOHNSON) was added as a cosponsor of S. 741, a bill to provide for pension reform, and for other purposes.

S. 2718

At the request of Mr. SMITH of New Hampshire, the name of the Senator from Montana (Mr. BURNS) was added as a cosponsor of S. 2718, a bill to amend the Internal Revenue Code of 1986 to provide incentives to introduce new technologies to reduce energy consumption in buildings.

S. 3250

At the request of Mr. BROWNBACK, the name of the Senator from Mississippi (Mr. COCHRAN) was added as a cosponsor of S. 3250, a bill to provide for a United States response in the event of a unilateral declaration of a Palestinian state.

**SENATE CONCURRENT RESOLUTION 162—TO DIRECT THE CLERK OF THE HOUSE OF REPRESENTATIVES TO MAKE A CORRECTION IN THE ENROLLMENT OF H.R. 4577**

Mr. STEVENS (for himself and Mr. BYRD) submitted the following concurrent resolution; which was considered and agreed to:

S. CON. RES. 162

*Resolved by the Senate (the House of Representatives concurring),* That the Clerk of the House of Representatives, in the enrollment of the bill (H.R. 4577), making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 2001, and for other purposes, shall make the following correction:

In section 1(a)(4), before the period at the end, insert the following: " , except that the

text of H.R. 5666, as so enacted, shall not include section 123 (relating to the enactment of H.R. 4904)".

**SENATE RESOLUTION 388—TENDERING THE THANKS OF THE SENATE TO THE PRESIDENT PRO TEMPORE FOR THE COURTEOUS, DIGNIFIED, AND IMPARTIAL MANNER IN WHICH HE HAS PRESIDED OVER THE DELIBERATIONS OF THE SENATE**

Mr. LOTT (for himself, Mr. DASCHLE, Mr. NICKLES, and Mr. REID) submitted the following resolution; which was considered and agreed to:

S. RES. 388

*Resolved*, That the thanks of the Senate are hereby tendered to the Honorable Strom Thurmond, President pro tempore of the Senate, for the courteous, dignified, and impartial manner in which he has presided over its deliberations during the second session of the One Hundred Sixth Congress.

**SENATE RESOLUTION 389—TENDERING THE THANKS OF THE SENATE TO THE VICE PRESIDENT FOR THE COURTEOUS, DIGNIFIED, AND IMPARTIAL MANNER IN WHICH HE HAS PRESIDED OVER THE DELIBERATIONS OF THE SENATE**

Mr. LOTT (for himself, Mr. DASCHLE, Mr. NICKLES, and Mr. REID) submitted the following resolution; which was considered and agreed to:

S. RES. 389

*Resolved*, That the thanks of the Senate are hereby tendered to the Honorable Al Gore, Vice President of the United States and President of the Senate, for the courteous, dignified, and impartial manner in which he has presided over its deliberations during the second session of the One Hundred Sixth Congress.

**SENATE RESOLUTION 390—TO COMMEMORATE THE EXEMPLARY LEADERSHIP OF THE DEMOCRATIC LEADER.**

Mr. LOTT (for himself, Mr. NICKLES, and Mr. REID) submitted the following resolution; which was considered and agreed to:

S. RES. 390

*Resolved*, That the thanks of the Senate are hereby tendered to the distinguished Democratic Leader, the Senator from South Dakota, the Honorable Thomas A. Daschle, for his exemplary leadership and the cooperative and dedicated manner in which he has performed his leadership responsibilities in the conduct of Senate business during the second session of the 106th Congress.

**SENATE RESOLUTION 391—TO COMMEMORATE THE EXEMPLARY LEADERSHIP OF THE MAJORITY LEADER.**

Mr. DASCHLE (for himself, Mr. NICKLES, and Mr. REID) submitted the following resolution; which was considered and agreed to:

S. RES. 391

*Resolved*, That the thanks of the Senate are hereby tendered to the distinguished Major-

ity Leader, the Senator from Mississippi, the Honorable Trent Lott, for his exemplary leadership and the cooperative and dedicated manner in which he has performed his leadership responsibilities in the conduct of Senate business during the second session of the 106th Congress.

**SENATE RESOLUTION 392—TENDERING THE THANKS OF THE SENATE TO THE SENATE STAFF FOR THE COURTEOUS, DIGNIFIED, AND IMPARTIAL MANNER IN WHICH THEY HAVE ASSISTED THE DELIBERATIONS OF THE SENATE.**

Mr. LOTT (for himself, Mr. DASCHLE, Mr. NICKLES, and Mr. REID) submitted the following resolution; which was considered and agreed to:

S. RES. 392

*Resolved*, That the thanks of the Senate are hereby tendered to the Secretary of the Senate, the Sergeant at Arms of the Senate, the Secretary for the Majority, the Secretary for the Minority, and the floor staff of the two parties for the courteous, dignified, and impartial manner in which they have assisted the deliberations of the Senate during the second session of the One Hundred Sixth Congress.

**SENATE RESOLUTION 393—COMMEMORATING THE LIFE OF GWENDOLYN BROOKS OF CHICAGO, ILLINOIS.**

Mr. DURBIN (for himself and Mr. FITZGERALD) submitted the following resolution; which was considered and agreed to:

S. RES. 393

Whereas Gwendolyn Brooks was born in Topeka, Kansas, on June 7, 1917, and moved one month thereafter to the South Side of Chicago;

Whereas Gwendolyn Brooks was educated in the Chicago public school system, graduating from Englewood High School in 1934;

Whereas Gwendolyn Brooks was the author of over twenty works of poetry spanning 46 years;

Whereas Gwendolyn Brooks in 1950 became the first African-American woman to win the Pulitzer Prize for poetry with her publication, *Annie Allen*;

Whereas Gwendolyn Brooks was showered with numerous other accolades as a poet and artist, including a lifetime achievement award from the National Endowment for the Arts;

Whereas Gwendolyn Brooks has been poet laureate of Illinois since 1968, succeeding the late Carl Sandburg;

Whereas Gwendolyn Brooks leveraged her prestige as Illinois poet laureate to inspire young writers, establishing the Illinois Poet Laureate Awards in 1969 to encourage elementary and high school students to write;

Whereas Gwendolyn Brooks taught future poets and writers at the University of Wisconsin-Madison, the City College of New York, Columbia College of Chicago, Northwestern Illinois University, Elmhurst College, and Chicago State University; Now, therefore, be it

*Resolved*, That the Senate—

(1) commemorates the life of Gwendolyn Brooks and celebrates the accomplishments she made not just to the State of Illinois, but to the entire United States of America as a poet and artist; and

(2) extends its deepest sympathies to her daughter Nora and son Henry.

**AMENDMENTS SUBMITTED**

**DILLONWOOD GIANT SEQUOIA GROVE PARK EXPANSION ACT**

**MURKOWSKI (AND BINGAMAN) AMENDMENT NO. 4365**

Mr. DOMENICI (for Mr. MURKOWSKI (for himself and Mr. BINGAMAN)) proposed an amendment to the bill (H.R. 4020) to authorize an expansion of the boundaries of Sequoia National Park to include Dillonwood Giant Sequoia Grove; as follows:

Strike all after the enacting clause and insert the following:

**SECTION 1. ADDITION TO SEQUOIA NATIONAL PARK.**

(a) IN GENERAL.—As soon as practicable after the date of enactment of this Act, the Secretary of the Interior shall acquire by donation, purchase with donated or appropriated funds, or exchange, all interest in and to the land described in subsection (b) for addition to Sequoia National Park, California.

(b) LAND ACQUIRED.—The land referred to in subsection (a) is the land depicted on the map entitled "Dillonwood", numbered 102/80,044, and dated September 1999.

(c) ADDITION TO PARK.—Upon acquisition of the land under subsection (a)—

(1) the Secretary of the Interior shall—  
(A) modify the boundaries of Sequoia National Park to include the land within the park; and

(B) administer the land as part of Sequoia National Park in accordance with all applicable laws; and

(2) The Secretary of Agriculture shall modify the boundaries of the Sequoia National Forest to exclude the land from the forest boundaries.

**PUBLIC SAFETY OFFICER MEDAL OF VALOR ACT OF 1999**

**HATCH AMENDMENT NO. 4366**

Mr. STEVENS (for Mr. HATCH) proposed an amendment to the bill (H.R. 46) to provide for a national medal for public safety officers who act with extraordinary valor above and beyond the call of duty; as follows:

Strike all after the enacting clause and insert the following:

**TITLE I—PUBLIC SAFETY MEDAL OF VALOR**

**SECTION 101. SHORT TITLE.**

This title may be cited as the "Public Safety Officer Medal of Valor Act of 2000".

**SEC. 102. AUTHORIZATION OF MEDAL.**

After September 1, 2001, the President may award, and present in the name of Congress, a Medal of Valor of appropriate design, with ribbons and appurtenances, to a public safety officer who is cited by the Attorney General, upon the recommendation of the Medal of Valor Review Board, for extraordinary valor above and beyond the call of duty. The Public Safety Medal of Valor shall be the highest national award for valor by a public safety officer.

**SEC. 103. MEDAL OF VALOR BOARD.**

(a) ESTABLISHMENT OF BOARD.—There is established a Medal of Valor Review Board