

McGee	Nelson	Scott
McGovern	Packwood	Symington
McIntyre	Pastore	Tydings
Metcalf	Percy	Williams, N.J.
Mondale	Proxmire	Yarborough
Montoya	Randolph	Young, N. Dak.
Moss	Ribicoff	Young, Ohio
Muskie	Schweiker	

NOT VOTING—22

Baker	Goodell	Mundt
Bible	Gore	Pell
Cannon	Hartke	Saxbe
Church	Hathfield	Smith, Ill.
Eagleton	Javits	Sparkman
Eastland	Jordan, Idaho	Stevens
Ervin	Kennedy	
Goldwater	McCarthy	

So Mr. BENNETT's amendment in the nature of a substitute was rejected.

Mr. MONDALE. Mr. President, I move to reconsider the vote by which the amendment was rejected.

Mr. MUSKIE. Mr. President, I move to lay that motion on the table.

The motion to lay on the table was agreed to.

The PRESIDING OFFICER. The bill is open to further amendment. If there be no further amendment to be proposed, the question is on the engrossment and third reading of the bill.

The bill (S. 2696) was ordered to be engrossed for a third reading and was read the third time.

Mr. MONDALE. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of H.R. 4293, the companion bill.

The PRESIDING OFFICER. The bill will be stated by title.

The LEGISLATIVE CLERK. A bill (H.R. 4293) to provide for continuation of authority for regulation of exports.

The PRESIDING OFFICER. Is there objection to the request of the Senator from Minnesota.

Mr. COTTON. Mr. President, reserving the right to object, if the House bill is substituted, there will be no opportunity for a record vote on the passage of the Senate bill. I therefore object to the substitution.

Mr. President, I ask for the yeas and nays on the passage of the Senate bill.

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

The PRESIDING OFFICER. The clerk will call the roll.

The bill clerk proceeded to call the roll.

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 President, I ask unanimous consent that the order for the quorum call be rescinded.

Mr. MILLER. Mr. President, I object. The PRESIDING OFFICER. Objection is heard. The clerk will continue to call the roll.

The bill clerk resumed the call of the roll.

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 President, I ask unanimous consent that the order for the quorum call be rescinded.

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

Mr. MONDALE. Mr. President, I understand that we have had third reading of the Senate bill and that amendments are therefore not in order.

The PRESIDING OFFICER. I am advised by the Parliamentarian that third reading has been had on the Senate bill and that amendments are not in order on the Senate bill. When the House bill

becomes the order of business, amendments can be offered at that time.

Is there objection to the present consideration of the House bill?

Mr. COTTON. Mr. President, reserving the right to object, I want to make perfectly sure that we understand what is being done. If the unanimous-consent request is agreed to, the House bill will be before the Senate.

The PRESIDING OFFICER. The Senator is correct.

Mr. COTTON. Then I must object. I do not desire an opportunity to have a record vote against the House bill, but I do desire an opportunity for a record vote, so that I can vote "nay" on the Senate bill, which I consider to be a monstrosity.

Mr. MONDALE. Mr. President, will the Senator yield?

Mr. COTTON. I yield.

Mr. MONDALE. The modified measure is the Senate version against which the Senator from New Hampshire may vote, if he desires.

The PRESIDING OFFICER. If the Chair correctly understands, the Senator from New Hampshire does not want to vote objection to the House bill even as amended. Is that correct?

Mr. COTTON. It is not clear to the Senator from New Hampshire. Is this unanimous-consent request a request that the House bill be substituted for the Senate bill?

The PRESIDING OFFICER. Not yet, no.

Mr. COTTON. If it is granted, it will be.

The PRESIDING OFFICER. It is desired to get the House bill before the Senate; and before the Senate language can be added to the House bill, it will have to be offered as an amendment. In other words, the House bill will be before the Senate, and the language of the Senate bill will be offered as an amendment to the House bill.

Mr. COTTON. So that a rollcall vote on the amendment, which adds or substitutes the Senate language to the House bill, will be the same as a rollcall vote on the final passage of the Senate bill had it been left intact.

The PRESIDING OFFICER. The Senator is correct.

Mr. COTTON. Then, I withdraw my objection.

The PRESIDING OFFICER. Without objection, the Senate will proceed to the consideration of the House bill.

The bill is open to amendment. SEVERAL SENATORS. Third reading.

Mr. MONDALE. Mr. President, I move that the language of S. 2696 be substituted for the text of the House bill.

Mr. COTTON. Mr. President, I ask for the yeas and nays.

The yeas and nays were ordered.

Mr. MILLER. Mr. President, a parliamentary inquiry.

The PRESIDING OFFICER. The Senator will state it.

Mr. MILLER. Is it in order now for me to offer an amendment to the pending substitute?

The PRESIDING OFFICER. It is in order.

Mr. MILLER. I send to the desk an

amendment to the present substitute and ask that it be read.

The PRESIDING OFFICER. The amendment will be stated.

The assistant legislative clerk read as follows:

On page 3, line 4, after the word "extent", strike out "absolutely".

Mr. MILLER. Mr. President, the purpose of the amendment is to make this part of the bill read exactly the same as the succeeding two sentences, where they refer only to the extent necessary, rather than to the extent absolutely necessary. My amendment would strike out the word "absolutely." I have discussed this with the manager of the bill. I understand that he is amenable to accepting it.

Mr. MONDALE. The committee has no objection and will be glad to take the amendment.

The PRESIDING OFFICER. The question is on agreeing to the amendment of the Senator from Iowa.

The amendment was agreed to.

The PRESIDING OFFICER. The bill is open to further amendment.

SEVERAL SENATORS. Vote! Vote!

The PRESIDING OFFICER. The question is on agreeing to the amendment in the nature of a substitute for the House bill, as amended. The yeas and nays have been ordered.

Mr. BYRD of West Virginia. Mr. President, may we have order, and would the Chair please restate what we are about to vote upon?

The PRESIDING OFFICER. The question is on agreeing to the language of S. 2696, as amended, as a substitute for the House bill.

Mr. BYRD of West Virginia. I thank the Presiding Officer.

The PRESIDING OFFICER. On this question the yeas and nays have been ordered, and the clerk will call the roll.

The assistant legislative clerk called the roll.

Mr. BYRD of West Virginia (after having voted in the affirmative). Mr. President, I have already recorded my vote as "yea" on this question. I have a blue pair with the able majority leader, the Senator from Montana (Mr. MANSFIELD). If he were present, he would vote "yea." If I were permitted to vote I would vote "nay." Therefore, I withdrew my vote.

Mr. BYRD of West Virginia. I announce that the Senator from Nevada (Mr. CANNON), the Senator from Idaho (Mr. CHURCH), the Senator from Mississippi (Mr. EASTLAND), the Senator from North Carolina (Mr. ERVIN), the Senator from Tennessee (Mr. GORE), the Senator from Indiana (Mr. HARTKE), the Senator from Minnesota (Mr. MCCARTHY), the Senator from Arkansas (Mr. McCLELLAN), the Senator from Georgia (Mr. RUSSELL), and the Senator from Georgia (Mr. TALMADGE) are necessarily absent.

I also announce that the Senator from Nevada (Mr. BIBLE), the Senator from Missouri (Mr. EAGLETON), the Senator from Massachusetts (Mr. KENNEDY), the Senator from Montana (Mr. MANSFIELD), the Senator from Rhode Island (Mr. PELL), and the Senator from Alabama (Mr. SPARKMAN) are absent on official business.

I further announce that, if present and voting, the Senator from Georgia (Mr. RUSSELL) would vote "nay."

I also announce that, if present and voting, the Senator from Massachusetts (Mr. KENNEDY) would vote "yea."

Mr. GRIFFIN, I announce that the Senator from Tennessee (Mr. BAKER), the Senator from Oregon (Mr. HATFIELD), the Senator from Idaho (Mr. JORDAN), the Senator from South Dakota (Mr. MUNDT), the Senator from Ohio (Mr. SAXBE), the Senator from Illinois (Mr. SMITH), the Senator from Texas (Mr. TOWER), and the Senator from Alaska (Mr. STEVENS) are necessarily absent.

The Senator from New York (Mr. JAVITS) is absent on official business.

The Senator from Arizona (Mr. GOLDWATER) is detained on official business.

If present and voting, the Senator from Oregon (Mr. HATFIELD) would vote "yea."

On this vote, the Senator from New York (Mr. JAVITS) is paired with the Senator from Texas (Mr. TOWER). If present and voting, the Senator from New York would vote "yea" and the Senator from Texas would vote "nay."

The result was announced—yeas 46, nays 27, as follows:

[No. 132 Leg.]

**YEAS—46**

Aiken	Inouye	Pastore
Anderson	Jackson	Percy
Bayh	Jordan, N.C.	Prouty
Brooke	Long	Proxmire
Burdick	Magnuson	Randolph
Case	Mathias	Ribicoff
Cranston	McGee	Schweiker
Ellender	McGovern	Smith, Maine
Fong	McIntyre	Symington
Fulbright	Metcalfe	Tydings
Goodell	Mondale	Williams, N.J.
Gravel	Montoya	Yarborough
Harris	Moss	Young, N. Dak.
Hart	Muskie	Young, Ohio
Hollings	Nelson	
Hughes	Packwood	

**NAYS—27**

Allen	Curtis	Hruska
Allott	Dodd	Miller
Bellmon	Dole	Murphy
Bennett	Dominick	Pearson
Boggs	Fannin	Scott
Byrd, Va.	Griffin	Spong
Cook	Gurney	Stennis
Cooper	Hansen	Thurmond
Cotton	Holland	Williams, Del.

**PRESENT AND GIVING A LIVE PAIR, AS PREVIOUSLY RECORDED—1**

Byrd of West Virginia, against.

**NOT VOTING—26**

Baker	Hartke	Pell
Bible	Hatfield	Russell
Cannon	Javits	Saxbe
Church	Jordan, Idaho	Smith, Ill.
Eagleton	Kennedy	Sparkman
Eastland	Mansfield	Stevens
Ervin	McCarthy	Talmadge
Goldwater	McClellan	Tower
Gore	Mundt	

So Mr. MONDALE's amendment in the nature of a substitute, as amended, was agreed to.

The PRESIDING OFFICER (Mr. HUGHES in the chair). The question is on the engrossment of the amendment and third reading of the bill.

The amendment was ordered to be engrossed and the bill to be read a third time.

The bill was read the third time.

Mr. COTTON, Mr. President, it is very rare that the Senator from New Hamp-

shire ever takes any action in the Senate that is in any way an inconvenience or that works a hardship on Members of the Senate. But this bill in its present form, is, in my opinion, not only a menace to our national security but an unwarranted affront to the President of the United States.

Therefore, I ask for the yeas and nays on final passage.

The yeas and nays were ordered.

**LEGISLATIVE PROGRAM**

Mr. GRIFFIN, Mr. President, while a number of Senators are in the Chamber, I wish to ask the acting majority leader to indicate what he expects will transpire for the remainder of the day and the remainder of the week, if possible.

Mr. BYRD of West Virginia, Mr. President, after the disposition of the measure before us, it is the intention of the leadership to lay before the Senate for consideration tomorrow H.R. 11959, the bill dealing with veterans' education and training assistance. It is the intention of the leadership to have the Senate adjourn until 12 noon tomorrow, without any further votes today, following disposition of the pending measure; and if we are able to complete action on the veterans bill tomorrow, it is the intention of the leadership to go over until Monday next.

Mr. GRIFFIN, I thank the distinguished Senator.

**HEARING ON INDEPENDENCE NATIONAL HISTORIC PARK**

Mr. ALLOTT, Mr. President, as a result of my conversation with the Senator from Nevada (Mr. BIBLE), chairman of the Subcommittee on Parks and Recreation of the Committee on the Interior, hearings will be scheduled on S. 2940 as soon after Senator BIBLE returns to Washington as is practicable.

I wish to thank Senator BIBLE for his cooperation and for agreeing to setting hearings on this matter, because the situation is somewhat urgent. The Independence National Park contains some inholdings, which are planned to be acquired by the Park Service, upon which an option for purchase expired October 21, 1969. I understand, however, that the owners of this property are willing to extend the option providing the Senate committee will agree to hold hearings. Therefore, this action is significant.

It should be made clear that the agreement to schedule hearings by the subcommittee chairman in no way commits him on the merits of the measure, and I would not want any of my comments construed to indicate otherwise. Further, I wish to make it clear that this Senator reserves all of his rights, and is not committed either way on the merits of the bill.

Mr. SCOTT, Mr. President, will the Senator from Colorado yield?

Mr. ALLOTT, I yield.

Mr. SCOTT, I want to thank the Senator very much, on behalf of both Senators from Pennsylvania, for arranging the hearings on this urgent matter where the people involved would have to take

certain action, adverse, in our opinion, to the park, unless it could be stayed by at least the opportunity to have the hearings.

I appreciate very much what the Senator has done.

Mr. ALLOTT, I thank the Senator from Pennsylvania.

**MESSAGE FROM THE HOUSE**

A message from the House of Representatives by Mr. Hackney, one of its reading clerks, announced that the House insisted upon its amendments to the bill (S. 1857) to authorize appropriations for activities of the National Science Foundation pursuant to Public Law 81-507, as amended, disagreed to by the Senate; agreed to the conference asked by the Senate on the disagreeing votes of the two Houses thereon, and that Mr. MILLER of California, Mr. DADDARIO, Mr. DAVIS of Georgia, Mr. BROWN of California, Mr. FULTON of Pennsylvania, Mr. BELL, and Mr. MOSSER were appointed managers on the part of the House at the conference.

The message also announced that the House disagreed to the amendment of the Senate to the bill (H.R. 474) to establish a Commission on Government Procurement; asked a conference with the Senate on the disagreeing votes of the two Houses thereon, and that Mr. HOLIFIELD, Mr. ST GERMAIN, and Mr. HORTON were appointed managers on the part of the House at the conference.

**EXPORT EXPANSION AND REGULATION ACT OF 1969**

The Senate resumed the consideration of the bill H.R. 4293 to provide for continuation of authority for regulation of exports.

The PRESIDING OFFICER, The bill having been read the third time, the question is, Shall it pass?

On this question the yeas and nays have been ordered and the clerk will call the roll.

The assistant legislative clerk called the roll.

Mr. BYRD of West Virginia (after having voted in the affirmative.) On this vote I have a pair with the distinguished majority leader, the Senator from Montana (Mr. MANSFIELD). If he were present and voting, he would vote "yea;" if I were at liberty to vote, I would vote "nay." I withdraw my vote.

Mr. BYRD of West Virginia, I announce that the Senator from Nevada (Mr. CANNON), the Senator from Idaho (Mr. CHURCH), the Senator from Mississippi (Mr. EASTLAND), the Senator from North Carolina (Mr. ERVIN), the Senator from Tennessee (Mr. GORE), the Senator from Indiana (Mr. HARTKE), the Senator from Minnesota (Mr. MCCARTHY), the Senator from Arkansas (Mr. McCLELLAN), the Senator from Georgia (Mr. RUSSELL), and the Senator from Georgia (Mr. TALMADGE) are necessarily absent.

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