

Thursday, September 14, 1995

Daily Digest

HIGHLIGHT

House passed Federal acquisition reform bill.

Senate

Chamber Action

Routine Proceedings, pages S13555–S13626

Measures Introduced: Four bills were introduced, as follows: S. 1240–1243.

Page S13620

Measures Reported: Reports were made as follows:

Special Report entitled “Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1996”. (S. Rept. No. 104–141)

H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996, with amendments. (S. Rept. No. 104–142)

H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996, with amendments. (S. Rept. No. 104–143)

Page S13620

Family Self-Sufficiency Act: Senate continued consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages S13558–75, S13581–S13617

Adopted:

(1) Wellstone Modified Amendment No. 2584 (to Amendment No. 2280), to exempt women and children who have been battered or subject to extreme cruelty from certain requirements of the bill.

Pages S13561–62

(2) Dorgan Amendment No. 2535 (to Amendment No. 2280), to express the sense of the Senate on legislative accountability for the unfunded mandates imposed by welfare reform legislation.

Page S13565

(3) McCain Amendment No. 2589 (to Amendment No. 2280), to provide for child support en-

forcement agreements between the States and Indian tribes or tribal organizations.

Pages S13565–67

(4) Nickles Modified Amendment No. 2556 (to Amendment No. 2280), to provide for the transmission of quarterly wage reports in order to relay information to the State Directory of New Hires to assist in locating absent parents.

Page S13567

(5) By 94 yeas to 6 nays (Vote No. 424), Exon Modified Amendment No. 2525 (to Amendment No. 2280), to prohibit the payment of certain Federal benefits to any person not lawfully present within the United States.

Pages S13567–69

(6) Feinstein Amendment No. 2470 (to Amendment No. 2280), to impose a child support obligation on paternal grandparents in cases in which both parents are minors.

Page S13569

(7) Kerry Amendment No. 2662 (to Amendment No. 2280), to provide demonstration projects for using neighborhood schools as centers for beneficial activities for children and their parents in order to break the welfare cycle.

Pages S13569–71

(8) Kerry Amendment No. 2664 (to Amendment No. 2280), to require applicants for assistance who are parents to enter into a Parental Responsibility Contract and perform satisfactorily under its terms as a condition of receipt of that assistance.

Pages S13569–71

(9) Feinstein Modified Amendment No. 2479 (to Amendment No. 2280), to provide for State and county demonstration programs.

Pages S13571–72

(10) Levin Modified Amendment No. 2486 (to Amendment No. 2280), to require recipients of assistance under a State program funded under part A of title IV of the Social Security Act to participate in State mandated community service activities if

they are not engaged in work after 6 months of receiving benefits.

Pages S13571-72

(11) D'Amato Amendment No. 2578 (to Amendment No. 2280), relating to claims arising before effective date.

Pages S13572-73

(12) Feingold Amendment No. 2481 (to Amendment No. 2280), to provide for a demonstration project for the elimination of take-one-take-all requirement.

Pages S13572-73

(13) Kerrey Amendment No. 2670 (to Amendment No. 2280), to allow a State to revoke an election to participate in the optional State food assistance block grant.

Pages S13572-73

(14) McCain Modified Amendment No. 2542 (to Amendment No. 2280), to remove the maximum length of participation in the work supplementation or support program.

Pages S13572-73

(15) Kohl Modified Amendment No. 2551 (to Amendment No. 2280), to expand the food stamp employment and training program.

Pages S13572-73

(16) Faircloth Modified Amendment No. 2601 (to Amendment No. 2280), to integrate the temporary assistance to needy families with food stamp work rules.

Pages S13572-73

(17) Wellstone Modified Amendment No. 2507 (to Amendment No. 2280), to exclude energy assistance payments for one-time costs of weatherization or repair or replacement of unsafe or inoperative heating devices from income under the food stamp program.

Pages S13572-75

(18) Pryor Modified Amendment No. 2495 (to Amendment No. 2280), to modify the penalty provisions.

Pages S13583-84

(19) Gramm Amendment No. 2614 (to Amendment No. 2280), to provide for increased penalties for failure to meet work requirements.

Page S13584

(20) By 93 yeas to 5 nays (Vote No. 425), Shelby Amendment No. 2526 (to Amendment No. 2280), to amend the Internal Revenue Code of 1986 to provide a refundable credit for adoption expenses and to exclude from gross income employee and military adoption assistance benefits and withdrawals from IRAs for certain adoption expenses.

Pages S13584-88, S13603

(21) Conrad Modified Amendment No. 2528 (to Amendment No. 2280), to provide that a State that provides assistance to unmarried teenage parents

under the State program require such parents as a condition of receiving such assistance to live in an adult-supervised setting and attend high school or other equivalent training program.

Pages S13562-63, S13598-S13602

(22) Bradley Amendment No. 2496 (to Amendment No. 2280), to modify the provisions regarding the State plan requirements.

Pages S13602-03

(23) DeWine Modified Amendment No. 2517 (to Amendment No. 2280), to provide for quarterly reporting by banks with respect to common trust funds.

Pages S13594-96, S13604

Rejected:

(1) By 17 yeas to 83 nays (Vote No. 422), Faircloth Amendment No. 2609 (to Amendment No. 2280), to prohibit teenage parents from living in the home of an adult relative or guardian who has a history of receiving assistance.

Page S13562

(2) By 37 yeas to 63 nays (Vote No. 423), Jeffords Amendment No. 2581 (to Amendment No. 2280), to strike the increase to the grant to reward States that reduce out-of-wedlock births.

Pages S13563-65

(3) By 34 yeas to 64 nays (Vote No. 426) Mikulski Amendment No. 2669 (to Amendment No. 2280), to provide for the development of a program that encourages participation of both parents in the parenting of children and encourages two-parent families.

Pages S13588-90, S13603-04

(4) By 37 yeas to 61 nays (Vote No. 427), Feinstein Amendment No. 2478 (to Amendment No. 2280), to provide equal treatment for naturalized and native-born citizens.

Pages S13590-93, S13604-05

(5) By 20 yeas to 78 nays (Vote No. 428), Feinstein Amendment No. 2513 (to Amendment No. 2280), to limit deeming of income to cash and cash-like programs, and to retain SSI eligibility and exempt deeming of income requirements for victims of domestic violence.

Pages S13596-98, S13605

Pending:

Dole Modified Amendment No. 2280, of a perfecting nature.

Pages S13558-75, S13581-S13617

Subsequently, the amendment was further modified.

Pages S13572-73

Daschle Amendment No. 2672 (to Amendment No. 2280), to provide for the establishment of a Contingency Fund for State Welfare Programs.

Page S13558

Faircloth Amendment No. 2608 (to Amendment No. 2280), to provide for an abstinence education program.

Page S13558

Simon Amendment No. 2509 (to Amendment No. 2280), to eliminate retroactive deeming requirements for those legal immigrants already in the United States.

Pages S13606–09

Simon Amendment No. 2681 (to Amendment No. 2280), to provide grants for the establishment of community works progress programs.

Simon Amendment No. 2468 (to Amendment No. 2280), to provide grants for the establishment of community works progress programs.

Page S13609

Graham Amendment No. 2568 (to Amendment No. 2280), to set national work participation rate goals and to provide that the Secretary shall adjust the goals for individual States based on the amount of Federal funding the State receives for minor children in families in the State that have incomes below the poverty line.

Page S13609–10

A unanimous-consent agreement was reached providing for further consideration of the bill, certain amendments pending thereto, and certain further amendments to be proposed, on Friday, September 15, 1995.

Page S13606

Messages From the House:

Page S13619

Measures Referred:

Pages S13619–20

Communications:

Page S13620

Statements on Introduced Bills:

Pages S13620–23

Additional Cosponsors:

Page S13623

Notices of Hearings:

Page S13623

Authority for Committees:

Pages S13623–24

Additional Statements:

Pages S13624–26

Record Votes: Seven record votes were taken today. (Total—428)

Pages S13562, S13565, S13569, S13603–05

Recess: Senate convened at 9:15 a.m., and recessed at 10:58 p.m., until 9:15 a.m., on Friday, September 15, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page S13626.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS—AGRICULTURE/D.C./FOREIGN OPERATIONS

Committee on Appropriations: Committee ordered favorably reported the following bills:

H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996, with amendments;

H.R. _____, making appropriations for the government of the District of Columbia for the fiscal year ending September 30, 1996; and

H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996, with amendments.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on the District of Columbia concluded hearings on proposed budget estimates for fiscal year 1996 for the government of the District of Columbia, after receiving testimony in behalf of funds for their respective activities from Annice M. Wagner, Chief Judge, District of Columbia Court of Appeals; Eugene N. Hamilton, Chief Judge, Superior Court of the District of Columbia; Andrew F. Brimmer, Chairman, District of Columbia Financial Responsibility and Management Assistance Authority; Wilma R. Harvey, President, District of Columbia Board of Education; and Franklin L. Smith, Superintendent, District of Columbia Public Schools.

PUBLIC BROADCASTING REFORM

Committee on Commerce, Science, and Transportation: Committee concluded hearings on proposals to privatize the public broadcasting system, after receiving testimony from Frederick M.R. Smith, CS First Boston, New York, New York; George L. Miles, Jr., WQED Pittsburgh, Pittsburgh, Pennsylvania; Delano E. Lewis, National Public Radio, and Kenneth Robinson, both of Washington, D.C.; Burnhill Clark, KCTS Television, Seattle, Washington; and Newton N. Minow, Carnegie Corporation, Chicago, Illinois.

FEDERAL OIL AND GAS LEASING

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Regulation concluded hearings on the following bills:

S. 1014, to improve the management of royalties from Federal and Outer Continental Shelf oil and gas leases, after receiving testimony from Cynthia Quarterman, Director, Minerals Management Service, Department of the Interior; Don Hoffman, Montana Department of Revenue, Helena; J. Larry Nichols, Devon Energy Corporation, Oklahoma City, Oklahoma; and J.B. Rollins, Chevron U.S.A. Production Company, Houston, Texas; and

S. 1012, to extend the time for construction of certain FERC licensed hydro projects, after receiving submitted testimony from Elizabeth A. Moler, Chair, Federal Energy Regulatory Commission, Department of Energy.

CONVENTIONAL WEAPONS AND FOREIGN POLICY IN SOUTH ASIA

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs concluded hearings to examine United States conventional weapons and foreign policy in South Asia, after receiving testimony from Senator Pressler; Robin Raphel, Assistant Secretary of State for South Asian Affairs; Bruce O. Riedel, Deputy Assistant Secretary of Defense for Near East and South Asian Affairs; Stephen P. Cohen, University of Illinois, Champaign-Urbana; George K. Tanham, RAND Corporation, Michael

Krepon, Henry L. Stimson Center, James Clad, Georgetown University, and William Clark, Jr., Center for Strategic and International Studies, all of Washington, D.C.; and Bruce Fein, Great Falls, Virginia.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following measures:

S. 1111, to amend title 35, United States Code, with respect to patents on biotechnological processes;

S. 977, to correct certain references in the Bankruptcy Code; and

S.J. Res. 20, granting the consent of Congress to the compact to provide for joint natural resources and boating at the Jennings Randolph Lake Project lying in Garrett County, Maryland and Mineral County, West Virginia, entered into between the States of West Virginia and Maryland.

RUBY RIDGE

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information resumed hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from Roger Love, Mark Tilton, Christopher Whitcomb, Dale Monroe, Edward C. Wenger, Jr., Warren Bamford, Jerome Barker, and Christopher Curran, all of the Federal Bureau of Investigation, Department of Justice.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 2329–2344, 2 private bills, H.R. 2345–2346; and 1 resolution, H. Con. Res. 101, were introduced. **Pages H8993–94**

Reports Filed: Reports were filed as follows:

H.R. 1872, to amend the Public Health Service Act to revise and extend programs established pursuant to the Ryan White Comprehensive AIDS Resources Emergency Act of 1990, amended (H. Rept. 104–245);

H.R. 2274, to amend title 23, United States Code, to designate the National Highway System, amended (H. Rept. 104–246); and

Conference report on H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department

of Defense for the fiscal year ending September 30, 1996 (H. Rept. 104–247). **Pages H8954–93**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Radanovich to act as Speaker pro tempore for today. **Page H8911**

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Commerce, Government Reform and Oversight, the Judiciary, Science, and Transportation and Infrastructure. **Page H8914**

Defense Appropriations: House disagreed to the Senate amendment to H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996; and agreed to a conference. Appointed as conferees: Representatives

Young of Florida, McDade, Livingston, Lewis of California, Skeen, Hobson, Bonilla, Nethercutt, Neumann, Murtha, Dicks, Wilson, Hefner, Sabo, and Obey. **Page H8915**

Agreed to the Obey motion to instruct House conferees on insist on section 8075 of the House bill, limiting the allowable cost charged to the Government for individual compensation to not more than \$200,000 per year. **Page H8915**

Earlier, agreed to a unanimous-consent request that the House vacate the proceedings of September 13, 1995, in which the House disagreed to the Senate amendment to H.R. 2126, and agreed to the conference asked by the Senate; except that the order of the House of the same day enabling closed meetings of the conference remain in effect. **Page H8915**

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996. **Page H8915**

Federal Acquisition Reform: By a recorded vote of 423 ayes, Roll No. 663, the House passed H.R. 1670, to revise and streamline the acquisition laws of the Federal Government, and to reorganize the mechanisms for resolving Federal procurement disputes. **Pages H8915–37**

Agreed To:

The Spratt amendment that provides for the establishment of a demonstration project to determine the feasibility or desirability of one or more proposals for improving the personnel management policies or procedures that apply with respect to the acquisition workforce of the Department of Defense;

Pages H8915–16

The Chambliss amendment that revises the provisions relating to protest resolution (title IV) to include new language that clarifies the standard of review in protest cases; ensures that board judges permit the use of discovery only where necessary; increases the use of special simplified procedures for the speedy resolution of protests in certain cases; provides for the selection of judges by the Secretary of Defense for the Defense Board and by the Administrator of General Services for the Civilian Board; simplifies and clarifies the transition process from the current protest resolution system to the new consolidated boards; and provides the Postal Service to maintain its own board for contract disputes; and

Pages H8916–23

The Zeff amendment that places a moratorium on a provision of current law that permits State and local governments to purchase goods and services di-

rectly from the General Services Administration's Federal supply schedule. **Pages H8923–25**

Rejected the Maloney amendment that sought to strike provisions lifting the current law requirement that a fee or tax must be paid to the United States Government on foreign sales of products developed under Government contract in order to recoup these development costs (rejected by a recorded vote of 164 ayes to 259 noes, Roll No. 662). **Pages H8925–30**

The Clerk was authorized to make technical corrections and conforming changes in the engrossment of the bill. **Page H8937**

Legislative Program: The Acting Majority Leader announced the legislative program for the week of September 18. Agreed to adjourn from Thursday to Monday. **Pages H8937–40**

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 20. **Page H8940**

Senate Messages: Message received from the Senate today appears on page H8911.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages H8994–H9033.

Quorum Calls—Votes: Two recorded votes developed during the proceedings of the House today and appear on pages H8930 and H8936–37. There were no quorum calls.

Adjournment: Met at 1 p.m. and adjourned at 6:24 p.m.

Committee Meetings

RECONCILIATION ISSUES

Committee on Commerce: Began consideration of Department of Commerce Abolition for transmittal to the Committee on the Budget for inclusion in the Omnibus Budget Reconciliation Act for fiscal year 1996.

Will continue September 19.

FDA'S ENFORCEMENT STANDARDS FOR MEDICAL DEVICES

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations and the Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs held a joint hearing on FDA's Enforcement Standards for Medical Devices. Testimony was heard from William Schultz, Deputy Commissioner, Policy, FDA, Department of Health and Human Services; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law approved for full Committee action the following bills: H.R. 234, Boating and Aviation Operation Safety Act; 1802, Reorganization of the Federal Administrative Judiciary Act; and H.R. 2291, to extend the Administrative Conference of the United States.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on the following: H.R. 1649, Patent and Trademark Office Corporation Act of 1995; H.R. 1756, Department of Commerce Dismantling Act; and the Patent and Trademark Corporation Act of 1995. Testimony was heard from Bruce A. Lehman, Assistant Secretary and Commissioner of Patents and Trademarks, Patent and Trademark Office, Department of Commerce; and public witnesses.

SERIAL KILLERS AND CHILD ABDUCTIONS

Committee on the Judiciary: Subcommittee on Crime held a hearing on Serial Killers and Child Abductions. Testimony was heard from the following officials of the FBI, Department of Justice: Robin L. Montgomery, Special Agent in Charge, Critical Incident Response Group; William Hagmaier, Supervisory Special Agent and Unit Chief, Child Abduction and Serial Killer Unit; and Kenneth V. Lanning, Supervisory Special Agent, Behavioral Science Unit; and public witnesses.

**DEPARTMENT OF COMMERCE
DISMANTLING ACT**

Committee on Science: Ordered reported amended H.R. 1756, Department of Commerce Dismantling Act.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

**DEPARTMENT OF COMMERCE
DISMANTLING ACT; WATER SURVEY AND
PROJECT RESOLUTIONS**

Committee on Transportation and Infrastructure: Ordered reported amended H.R. 1756, Department of Commerce Dismantling Act.

The Committee also approved the following: 14 water resources survey resolutions; and 1 section 201 water project resolution.

RAIL SAFETY USER FEES

Committee on Transportation and Infrastructure: Subcommittee on Railroads held a hearing on the pro-

posed renewal and expansion of Rail Safety User Fees. Testimony was heard from Don Itzkoff, Deputy Administrator, Federal Railroad Administration, Department of Transportation; and public witnesses.

Joint Meetings**APPROPRIATIONS—TREASURY/POSTAL
SERVICE**

Conferees met to continue to resolve the differences between the Senate- and House-passed versions of H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1996, but did not complete action thereon, and will meet again on Tuesday, September 19.

**APPROPRIATIONS—MILITARY
CONSTRUCTION**

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996.

**COMMITTEE MEETINGS FOR FRIDAY,
SEPTEMBER 15, 1995**

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Appropriations, business meeting, to mark up H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1996, 9 a.m., SD-192.

Committee on Energy and Natural Resources, to hold hearings on S. 1144, to reform and enhance the management of the National Park Service, S. 309, to reform the concession policies of the National Park Service, and S. 964, to amend the Land and Water Conservation Fund Act of 1965 with respect to fees for admission into units of the National Park System, 9 a.m., SD-366.

Committee on the Judiciary, Subcommittee on Terrorism, Technology, and Government Information, to continue hearings on matters relating to the incident in Ruby Ridge, Idaho, 10 a.m., SD-G50.

House

No committee meetings are scheduled.

Next Meeting of the SENATE
9:15 a.m., Friday, September 15

Senate Chamber

Program for Friday: Senate will resume consideration of H.R. 4, Work Opportunity Act.

Next Meeting of the HOUSE OF REPRESENTATIVES
10:30 a.m., Monday, September 18

House Chamber

Program for Monday: Consideration of the following 11 Suspensions:

1. S. 464, Extension of District Court Demonstration Projects;
 2. S. 532, Clarifying Rules Governing Venue;
 3. H. Res. 181, Encouraging the Peace Process in Sri Lanka;
 4. H. Res. 158, Congratulating the People of Mongolia;
 5. H. Con. Res. 42, Supporting Dispute Resolution in Cyprus;
 6. H.R. 1091, Shenandoah Valley National Battlefields Partnership Act of 1995;
 7. H.R. 260, National Park System Reform Act of 1995;
 8. H.R. 402, Alaska Native Claims Settlements Amendments;
 9. H.R. 1872, Ryan White Care Act Amendments of 1995;
 10. H.R. 558, Texas Low-Level Radioactive Waste Disposal Compact Consent Act; and
 11. H.R. 1296, Providing for the Administration of Certain Presidio Properties; and
- Consideration of H.R. 39, Fisheries Conservation and Management Act (subject to a unanimous-consent agreement).

Extensions of Remarks, as inserted in this issue

HOUSE

Barcia, James A., Mich., E1789
Boehlert, Sherwood L., N.Y., E1787
Brown, Sherrod, Ohio, E1788
DeLauro, Rosa L., Conn., E1789
Ehrlich, Robert L., Jr., Md., E1789
Everett, Terry, Ala., E1787
Fazio, Vic, Calif., E1791

Gillmor, Paul E., Ohio, E1785, E1787
Harman, Jane, Calif., E1788
Johnson, Nancy L., Conn., E1792
Kanjorski, Paul E., Pa., E1792
Kildee, Dale E., Mich., E1787, E1791
King, Peter T., N.Y., E1790
Levin, Sander M., Mich., E1789
Nadler, Jerrold, N.Y., E1790
Norton, Eleanor Holmes, D.C., E1785

Payne, Donald M., N.J., E1788, E1790
Pelosi, Nancy, Calif., E1790
Portman, Rob, Ohio, E1785, E1787
Quillen, James H. (Jimmy), Tenn., E1785
Rush, Bobby L., Ill., E1788
Stearns, Cliff, Fla., E1786
Tiaht, Todd, Kans., E1789
Velázquez, Nydia M., N.Y., E1786



Congressional Record

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