''(ii) annuities purchased as part of a plan described in section 403(a),

''(iii) annuities described in section 403(b),

''(iv) annuities provided for employees of a life insurance company under a plan described in section 818(a)(3),

''(v) amounts received from an individual retirement account or an individual retirement annuity,

''(vi) individual retirement annuities,

''(vii) amounts received from a trust described in section 401(a) which is exempt from tax under section 501(a), and

''(viii) annuities which qualify as a 'qualified funding asset' in accordance with section 130(d).''

(b) EFFECTIVE DATE.—The provisions of this section apply to all contracts entered into on or after the date of enactment of this Act.

SEC. 377. EXPANSION OF 45-DAY INTEREST-FREE PERIOD.

(a) IN GENERAL.—Subsection (e) of section 6611 (relating to interest on overpayments) is amended to read as follows:

''(e) TAX REFUND WITHIN 45 DAYS.—No interest shall be allowed under subsection (a) on any overpayment of tax imposed by this title if such overpayment—

''(1) is refunded within 45 days after the last date prescribed for filing the return of such tax (determined without regard to any extension of time for filing the return),

''(2) is refunded within 45 days after the date the return is filed, in case the return is filed after such last date, or

''(3) is refunded within 45 days of the date the right to the refund arises, in case the right to the refund arises other than pursuant to the original filing of a tax return.''

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to returns due on or after July 1, 1992, and to all other refunds made on or after such date.

SEC. 378. USE OF INTERNAL REVENUE SERVICE AND SOCIAL SECURITY ADMINISTRATION DATA FOR INCOME VERIFICATION.

(a) Section 6103(1)(7) of the Internal Revenue Code of 1986 is amended by striking out ''Clause (viii) shall not apply after September 30, 1992.'' at the end thereof.

It was decided in the negative ..... { Yeas ..... 1 / Nays 427

¶18.11 [Roll No. 25]

AYES—1

Orton

NOES—427

Abercrombie
Ackerman
Alexander
Allard
Allen
Anderson
Andrews (ME)
Andrews (NJ)
Andrews (TX)
Annunzio
Anthony
Applegate
Archer
Armey
Aspin
Atkins
AuCoin
Bacchus
Baker
Ballenger
Barnard
Barrett
Barton
Bateman
Beilenson
Bennett
Bentley
Bereuter
Berman
Bevill
Bilbray
Bilirakis
Blackwell
Bliley
Boehlert
Boehner
Bonior
Borski
Boucher
Boxer
Brewster
Brooks
Broomfield
Browder
Brown
Bruce
Bryant
Bunning
Burton
Bustamante
Byron
Callahan
Camp
Campbell (CA)
Campbell (CO)
Cardin
Carper
Carr
Chandler
Chapman
Clay
Clement
Clinger
Coble
Coleman (MO)
Collins (IL)
Collins (MI)
Combest
Condit
Conyers
Cooper
Costello
Coughlin
Cox (CA)
Cox (IL)
Coyne
Cramer
Crane
Cunningham
Darden
Davis
de la Garza
DeFazio
DeLauro
DeLay
Dellums
Derrick
Dicks
Dingell
Dixon
Donnelly
Dooley
Doolittle
Dorgan (ND)
Dornan (CA)
Downey
Dreier
Duncan
Durbin
Dwyer
Dymally
Early
Eckart
Edwards (CA)
Edwards (OK)
Edwards (TX)
Emerson
Engel
English
Erdreich
Espy
Evans
Ewing
Fascell
Fawell
Fazio
Feighan
Fields
Fish
Flake
Foglietta
Ford (MI)
Ford (TN)
Frank (MA)
Franks (CT)
Frost
Gallegly
Gallo
Gaydos
Gejdenson
Gekas
Gephardt
Geren
Gibbons
Gilchrest
Gillmor
Gilman
Gingrich
Glickman
Gonzalez
Goodling
Gordon
Goss
Gradison
Grandy
Green
Guarini
Gunderson
Hall (OH)
Hall (TX)
Hamilton
Hammerschmidt
Hancock
Hansen
Harris
Hastert
Hatcher
Hayes (IL)
Hayes (LA)
Hefley
Hefner
Henry
Herger
Hertel
Hoagland
Hobson
Hochbrueckner
Holloway
Hopkins
Horn
Horton
Houghton
Hoyer
Hubbard
Huckaby
Hughes
Hunter
Hutto
Hyde
Inhofe
Ireland
Jacobs
James
Jefferson
Jenkins
Johnson (CT)
Johnson (SD)
Johnson (TX)
Johnston
Jones (GA)
Jones (NC)
Jontz
Kanjorski
Kaptur
Kasich
Kennedy
Kennelly
Kildee
Kleczka
Klug
Kolbe
Kolter
Kopetski
Kostmayer
Kyl
LaFalce
Lagomarsino
Lancaster
Lantos
LaRocco
Laughlin
Leach
Lehman (CA)
Lehman (FL)
Lent
Levin (MI)
Levine (CA)
Lewis (CA)
Lewis (FL)
Lewis (GA)
Lightfoot
Lipinski
Livingston
Lloyd
Long
Lowery (CA)
Lowey (NY)
Luken
Machtley
Manton
Markey
Marlenee
Martin
Martinez
Matsui
Mavroules
Mazzoli
McCandless
McCloskey
McCollum
McCrery
McCurdy
McDade
McDermott
McEwen
McGrath
McHugh
McMillan (NC)
McMillen (MD)
McNulty
Meyers
Mfume
Michel
Miller (CA)
Miller (OH)
Miller (WA)
Mineta
Mink
Moakley
Molinari
Mollohan
Montgomery
Moody
Moorhead
Moran
Morella
Morrison
Mrazek
Murphy
Murtha
Myers
Nagle
Natcher
Neal (MA)
Neal (NC)
Nichols
Nowak
Nussle
Oakar
Oberstar
Obey
Olin
Olver
Ortiz
Owens (NY)
Owens (UT)
Oxley
Packard
Pallone
Panetta
Parker
Pastor
Patterson
Paxon
Payne (NJ)
Payne (VA)
Pease
Pelosi
Penny
Perkins
Peterson (FL)
Peterson (MN)
Petri
Pickett
Pickle
Porter
Poshard
Price
Pursell
Quillen
Rahall
Ramstad
Rangel
Ravenel
Ray
Reed
Regula
Rhodes
Richardson
Ridge
Riggs
Rinaldo
Ritter
Roberts
Roe
Roemer
Rogers
Rohrabacher
Ros-Lehtinen
Rose
Rostenkowski
Roth
Roukema
Rowland
Roybal
Russo
Sabo
Sanders
Sangmeister
Santorum
Sarpalius
Savage
Sawyer
Saxton
Schaefer
Scheuer
Schiff
Schroeder
Schulze
Schumer
Sensenbrenner
Serrano
Sharp
Shaw
Shays
Shuster
Sikorski
Sisisky
Skaggs
Skeen
Skelton
Slattery
Slaughter
Smith (FL)
Smith (IA)
Smith (NJ)
Smith (OR)
Snowe
Solarz
Solomon
Spence
Spratt
Staggers
Stallings
Stark
Stearns
Stenholm
Stokes
Studds
Stump
Sundquist
Swett
Swift
Synar
Tallon
Tanner
Tauzin
Taylor (MS)
Taylor (NC)
Thomas (CA)
Thomas (GA)
Thomas (WY)
Thornton
Torres
Torricelli
Towns
Traficant
Traxler
Unsoeld
Upton
Vander Jagt
Vento
Visclosky
Volkmer
Vucanovich
Walker
Walsh
Washington
Waters
Waxman
Weber
Weiss
Weldon
Wheat
Williams
Wilson
Wise
Wolf
Wolpe
Wyden
Wylie
Yates
Yatron
Young (AK)
Young (FL)
Zeliff
Zimmer

NOT VOTING—6

Coleman (TX)
Dannemeyer
Dickinson
Smith (TX)
Valentine
Whitten

So the amendment in the nature of a substitute was not agreed to.

After some further time,

The SPEAKER pro tempore, Mr. LEWIS of Georgia, assumed the Chair.

When Mr. BENNETT, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶18.12 RESIGNATION FROM COMMITTEE—MAJORITY

The SPEAKER pro temore, Mr. LEWIS of Georgia, laid before the House the following communication:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 5, 1992.

Hon. THOMAS S. FOLEY,
Speaker, U.S. House of Representatives, Washington, DC.

DEAR SPEAKER FOLEY: In anticipation of my election to the Committee on Veterans Affairs, I hereby resign my membership on the Committee on Merchant Marine and Fisheries.

Mr. Speaker, it has been a pleasure and honor to serve with my colleagues on the Merchant Marine and Fisheries Committee. They are men and women of dedication and high caliber, whom I am proud to call friends. While I will miss them, and the issues before that Committee, I look forward to my new assignment working with Chairman Montgomery and the members of the Veterans Affairs Committee.

Thank you.

Sincerely,

BOB CLEMENT,
Member of Congress.

By unanimous consent, the resignation was accepted.

¶18.13 PROVIDING FOR THE CONSIDERATION OF H.R. 3844

Mr. WHEAT, by direction of the Committee on Rules, called up the following resolution (H. Res. 375):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the State of the Union for consideration of the bill (H.R. 3844) to assure the protection of Haitians in the United States or in United States custody pending the resumption of democratic rule in Haiti. All points of order against consideration of the bill are waived. The first reading of the bill shall be dispensed with. After general debate, which shall be confined to the bill and the amendments, made in order by this resolution and which shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary, the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amend-

ment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill. Said substitute shall be considered as read. All points of order against said substitute for failure to comply with clause 7 of rule XVI are waived. No amendment to said substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Unless otherwise specified in the report each amendment shall be considered in the order stated, may be ordered only by the Member specified or a designee, shall be considered as read when called up for consideration, shall be debatable for twenty minutes equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute made in order as original text. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

On motion of Mr. WHEAT, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. LEWIS of Georgia, announced that the yeas had it.

On a division demanded by Mr. WALKER, there appeared, yeas—45, nays—27.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶18.14 HAITIAN DEMOCRATIC RULE

The SPEAKER pro tempore, Mr. LEWIS of Georgia, pursuant to House Resolution 375 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 3844) to assure the protection of Haitians in the United States or in United States custody pending the resumption of democratic rule in Haiti.

The SPEAKER pro tempore, Mr. LEWIS of Georgia, by unanimous consent, designated Mr. MFUME as Chairman of the Committee of the Whole.

The Acting Chairman, Mr. WHEAT assumed the Chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. MAZZOLI, assumed the Chair.

When Mr. MFUME, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶18.15 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. HOYER, for today.

And then,

¶18.16 ADJOURNMENT

On motion of Mr. WALKER, pursuant to the special order agreed to on Tuesday, February 25, 1992, at 8 o'clock and 43 minutes p.m., the House adjourned until 10 o'clock a.m. on Thursday, February 27, 1992.

¶18.17 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. ROE: Committee on Public Works and Transportation. H.R. 3118. A bill to designate Federal Office Building Number 9 located at 1900 E Street, Northwest, in the District of Columbia, as the ''Theodore Roosevelt Federal Building'' (Rept. No. 102–438). Referred to the House Calendar.

Mr. ROE: Committee on Public Works and Transportation. H.R. 2539. A bill to designate the Federal building and U.S. courthouse located at 402 East State Street in Trenton, NJ, as the ''Clarkson S. Fisher Federal Building and United States Courthouse'' (Rept. No. 102–439). Referred to the House Calendar.

Mr. ROE: Committee on Public Works and Transportation. H.R. 2818. A bill to designate the Federal building located at 78 Center Street in Pittsfield, MA, as the ''Silvio O. Conte Federal Building,'' and for other purposes (Rept. No. 102–440). Referred to the House Calendar.

Mr. ROE: Committee on Public Works and Transportation. H.R. 3041. A bill to designate the Federal building located at 1520 Market Street, St. Louis, MO, as the ''L. Douglas Abram Federal Building'' (Rept. No. 102–441). Referred to the House Calendar.

Mr. ROE: Committee on Public Works and Transportation. H.R. 2475. A bill to designate the U.S. courthouse being constructed at 400 Cooper Street in Camden, NJ, as the ''Mitchell H. Cohen United States Courthouse'' (Rept. No. 102–442). Referred to the House Calendar.

Mr. ROE: Committee on Public Works and Transportation. H.R. 3818. A bill to designate the building located at 80 North Hughey Avenue in Orlando, FL, as the ''George C. Young United States Courthouse and Federal Building'' (Rept. No. 102–4434). Referred to the House Calendar.

Mr. ROE: Committee on Public Works and Transportation. S. 1889. An act to designate the U.S. courthouse located at 111 South Wolcott in Casper, WY, as the ''Ewing T. Kerr United States Courthouse''; with amendments (Rept. No. 102–444). Referred to the House Calendar.

Mr. ROE: Committee on Public Works and Transportation. S. 1467. An act to designate the U.S. Courthouse located at 15 Lee Street in Montgomery, AL, as the ''Frank M. Johnson, Jr. United States Courthouse''; with amendments (Rept. No. 102–445). Referred to the House Calendar.

¶18.18 PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. GILMAN:

H.R. 4314. A bill to amend the Internal Revenue Code of 1986 to allow a refundable credit for the purchase of domestically manufactured automobiles; to the Committee on Ways and Means.

By Mr. FAWELL (for himself, Mr. PENNY, Mr. BAKER, Mr. BALLENGER, Mr. BOEHNER, Mr. CHANDLER, Mr. COX of California, Mr. CRANE, Mr. DANNEMEYER, Mr. BURTON of Indiana, Mr. DOOLITTLE, Mr. DUNCAN, Mr. GOSS, Mr. HANCOCK, Mr. HUNTER, Mr. LUKEN, Mr. MOORHEAD, Mr. OXLEY, Mr. PETRI, Mr. SENSENBRENNER, Mr. SOLOMON, Mr. STENHOLM, Mr. WALKER, Mr. ZIMMER, Mr. ARMEY, Mrs. JOHNSON of Connecticut, Mr. KLUG, and Mr. SHAYS):

H.R. 4315. A bill to rescind unauthorized appropriations for fiscal year 1992; to the Committee on Appropriations.

By Mrs. BYRON:

H.R. 4316. A bill to amend title 10, United States Code, to establish a volunteer program to use the technical skills of recently retired and separated members of the Armed Forces to assist in meeting the infrastructure needs of East European countries, the Baltic States, and the former Soviet Republics; jointly, to the Committees on Armed Services and Foreign Affairs.

By Mr. ORTON:

H.R. 4317. A bill to amend section 21A of the Federal Home Loan Bank Act to provide improvement in the operations of the Resolution Trust Corporation, and for other purposes; to the Committee on Banking, Finance and Urban Affairs.

By Mr. GIBBONS (by request):

H.R. 4318. A bill to make certain miscellaneous and technical amendments to the Harmonized Tariff Schedule of the United States, and for other purposes; to the Committee on Ways and Means.

By Mr. BAKER:

H.R. 4319. A bill to amend the Internal Revenue Code of 1986 to restore the deduction for interest on higher education loans and to permit penalty-free withdrawals from qualified retirement plans to pay for higher education expenses; to the Committee on Ways and Means.

By Mr. BUSTAMANTE

H.R. 4320. A bill to amend title 10, United States Code, to extend coverage under the Civilian Health and Medical Program of the uniformed services to members of the armed services who are discharged or released from active duty after completing 8 or more, but less than 20 years, of active service and to the dependents of such members; to the Committee on Armed Services.

By Mr. HANSEN:

H.R. 4321. A bill to amend the Radiation Exposure Compensation Act relating to judicial review of a denial of a claim under that act; to the Committee on the Judiciary.

By Ms. MOLINARI (for herself, Mr. EMERSON, Mr. GOODLING, and Mr. HALL of Ohio):

H.R. 4322. A bill to amend the Child Nutrition Act of 1966 to establish a breastfeeding promotion program; to the Committee on Education and Labor.

By Mr. KILDEE (for himself, Mr. FORD of Michigan, Mr. MILLER of California, Mr. MURPHY, Mr. MARTINEZ, Mr. OWENS of New York, Mr. PERKINS, Mr. SAWYER, Mrs. LOWEY of New York, and Mr. OLVER):

H.R. 4323. A bill to improve education for all students by restructuring the education system in the States; to the Committee on Education and Labor.

By Mr. RUSSO (for himself and Mr. DONNELLY):

H.R. 4324. A bill to amend the Internal Revenue Code of 1986 to require continuation coverage under an employer group health plan for both current and former employees of an employer in bankruptcy proceedings; to the Committee on Ways and Means.

By Mr. VENTO:

H.R. 4325. A bill to improve the wilderness management, wilderness research, and special management area programs of the For-