

H.J. Res. 430: Mr. GORDON, Mr. BILBRAY, Mr. SMITH of New Jersey, Mr. ABERCROMBIE, Mr. BENNETT, Mr. PAYNE of New Jersey, Mr. DARDEN, Mrs. JOHNSON of Connecticut, Mr. MINETA, Mr. ANDERSON, Mr. PETERSON of Florida, Mr. BROWN, Mr. WILSON, Mr. DELLUMS, Mr. WEISS, and Mr. CLINGER.

H.J. Res. 431: Mr. MATSUI, Mr. MILLER of Ohio, Mr. GALLO, Mr. HAMILTON, Mr. ANDREWS of New Jersey, Mr. COOPER, Mr. SANDERS, Mrs. VUCANOVICH, Mr. SAWYER, Mr. RAVENEL, Mr. ANTHONY, Mr. LEHMAN of Florida, Mr. ORTON, Mr. MACHTLEY, Mr. HUBBARD, Mr. WYLIE, Mr. HEFNER, Mr. SHAW, Mr. ARCHER, Mr. LAROCO, Mr. MILLER of Washington, Mr. LIVINGSTON, Mr. MORAN, Mr. KENNEDY, Mrs. LLOYD, Mr. EMERSON, Mr. KLECZKA, Mr. SLATTERY, Mr. GILLMOR, Mr. NUSSLE, Mr. DARDEN, Mr. HOUGHTON, Mr. CLEMENT, Mr. JEFFERSON, Mr. ROHRBACHER, Mr. PRICE, Mr. SMITH of New Jersey, Mr. IRELAND, Mr. OXLEY, Mr. JONES of Georgia, Mr. COSTELLO, Mr. BILBRAY, Mr. DELLUMS, Mr. LANTOS, Mr. FASCELL, Mr. LEVINE of California, Mr. FISH, Mr. MAVROULES, Mr. FROST, Mr. THOMAS of Georgia, Mrs. MEYERS of Kansas, Mr. COBLE, Mr. QUILLEN, Mr. KLUG, Mr. BROOMFIELD, Mr. DORNAN of California, Ms. KAPTUR, Mr. HUGHES, Mr. MCNULTY, Mr. OWENS of Utah, Mr. JACOBS, Mr. LEHMAN of California, Mr. UPTON, Mr. RIGGS, Mr. MCDADE, Mr. BLACKWELL, Mr. PARKER, Mr. ESPY, Mr. DE LUGO, Mr. LENT, Mr. STALLINGS, Mr. BLILEY, Mr. BUNNING, Mr. COLEMAN of Texas, Mr. WHEAT, Mr. MCCLOSKEY, Mr. EVANS, Mr. BENNETT, Mr. MAZZOLI, Mr. ANNUNZIO, Mr. SABO, Mr. HAYES of Illinois, Ms. HORN, Mr. SKEEN, Mr. MONTGOMERY, Ms. NORTON, Mr. BARNARD, Mr. GINGRICH, Mr. GRANDY, Mr. HATCHER, Mr. FAWELL, Mr. BACCHUS, Mrs. MORELLA, Mr. TANNER, Mr. GONZALEZ, Mr. RAHALL, and Mr. YOUNG of Florida.

H.J. Res. 440: Mr. FASCELL, Mr. FROST, Mr. HAMILTON, Mr. HEFNER, Ms. HORN, and Mr. OWENS of Utah.

H.J. Res. 442: Mr. DORNAN of California, Mr. COBLE, Mr. FASCELL, Mr. PETERSON of Florida, Mr. MANTON, Mr. ACKERMAN, Mr. HAMILTON, Mr. JONES of North Carolina, Mr. HOAGLAND, Mr. DYMALLY, Mr. SANDERS, Mr. GORDON, Mr. MAZZOLI, Mr. CLINGER, Mr. ROSE, Mr. HALL of Texas, Mr. MCGRATH, and Mr. WAXMAN.

H.J. Res. 449: Mrs. MINK, Mr. McMILLEN of Maryland, Mr. MORAN, Mr. McDERMOTT, Mr. ESPY, Mr. MATSUI, Mr. FALEOMAVAEGA, Mr. LEHMAN of Florida, Mr. DORNAN of California, Mr. TRAXLER, Mrs. PATTERSON, Mr. WALSH, Mr. LAFALCE, Mr. LIPINSKI, Mr. OWENS of Utah, Mr. EMERSON, Mr. VALENTINE, Mr. WOLPE, Mr. MCGRATH, Mrs. ROUKEMA, Mr. RANGEL, and Mr. BLILEY.

H.J. Res. 450: Mr. EVANS, Mr. QUILLAN, Mr. KOPETSKI, Mr. FROST, Mr. BLILEY, and Mr. BUSTAMANTE.

H.J. Res. 454: Mr. SMITH of Oregon, Mr. HOCHBRUECKNER, Mr. MACHTLEY, Mr. YATES, Mr. MYERS of Indiana, Mr. BURTON of Indiana, Mr. MCCLOSKEY, Mr. BLACKWELL, Mr. WYDEN, Mr. SHAYS, Mr. WOLF, Mr. RIGGS, Mrs. MORELLA, Mr. HYDE, Mr. TOWNS, Mr. WEISS, Mr. LEVINE of California, Mr. WILLIAMS, Mr. WALSH, Mrs. ROUKEMA, Mr. MORRISON, Mr. BERMAN, Mr. DANNEMEYER, Mr. CAMP, Mr. DOOLEY, Mr. PRICE, Mr. SMITH of Florida, Mr. HUGHES, Mr. SANDERS, Mr. COYNE, Mr. MARLENEE, Mr. EVANS, Mr. DIXON, and Mr. LAFALCE.

H.J. Res. 458: Mr. COBLE, Mr. LEVINE of California, and Mr. ALEXANDER.

H.J. Res. 459: Mr. EMERSON, Mr. FROST, Mr. HUGHES, and Mr. ROSE.

H. Con. Res. 42: Mr. HYDE, Mr. LENT, and Mrs. LLOYD.

H. Con. Res. 92: Mr. WILLIAMS and Mr. MCHUGH.

H. Con. Res. 96: Mr. ALLEN, Mr. PAXON, and Mr. Nichols.

H. Con. Res. 192: Mr. BRYANT, Mr. RICHARDSON, Mr. DE LA GARZA, Mr. DELLUMS, Mr. DREIER of California, Mr. TALLON, Mr. ABERCROMBIE, Ms. COLLINS of MICHIGAN, Mr. GEPHARDT, Mr. HOYER, Mrs. MEYERS of Kansas, and Mr. FAZIO.

H. Con. Res. 233: Mrs. Roukema, Mr. DOOLITTLE, Mr. MCNULTY, Mr. DARDEN, Mr. PAXON, Mr. HARRIS, and Mr. QUILLEN.

H. Con. Res. 246: Mr. SHAYS, Mr. NEAL of North Carolina, Mr. COYNE, Mrs. SCHROEDER, and Mr. LUKEN.

H. Con. Res. 257: Mr. CHANDLER, Mr. LAGOMARSINO, Mr. LENT, Mr. MARTINEZ, Mr. McDERMOTT, Mr. MORRISON, Mr. NOWAK, and Mr. RIGGS.

H. Con. Res. 276: Mr. LIPINSKI.

H. Con. Res. 295: Mr. CONYERS, Mr. DELLUMS, Mr. GORDON, Mr. DOWNEY, Mr. TOWNS, Mr. HORTON, Mr. COX of Illinois, Mr. LIPINSKI, Mr. SHAYS, Mr. RANGEL, Mr. HOCHBRUECKNER, Mr. DWYER, of New Jersey, and Mr. BUSTAMANTE.

H. Con. Res. 306: Mr. YATRON, Mr. LEVINE of California, Mr. GOSS, and Mr. PAYNE of New Jersey.

H. Con. Res. 307: Mr. WILSON, Mr. OXLEY, Mr. HAYES of Louisiana, Mr. SPENCE, Mr. HERGER, Mr. SANTORUM, and Mr. FAWELL.

H. Res. 359: Mr. Fazio.

H. Res. 376: Mr. ZELIFF and Mr. SCHAEFER.

H. Res. 404: Mr. COBLE.

H. Res. 406: Mr. MCEWEN, Mr. SHAYS, Mr. TAYLOR of Mississippi, Mr. ZELIFF, Mr. SIKORSKI, Mr. RAMSTAD, and Mr. ATKINS.

H. Res. 411: Mr. MACHTLEY, Mr. WALSH, Mr. DARDEN, Mr. HORTON, and Mr. FROST.

H. Res. 417: Mr. LIPINSKI, Mr. OWENS of New York, Ms. HORN, Mr. DURBIN, Mr. GORDON, and Mr. CLAY.

H. Res. 419: Mr. SHAW, Mr. SHAYS, Mr. SKEEN, Mr. SMITH of New Jersey, Mr. STUMP, Mr. SUNDQUIST, Mr. TAYLOR of North Carolina, Mr. THOMAS of Wyoming, Mrs. VUCANOVICH, Mr. YOUNG of Florida, Mr. YOUNG of Alaska, Mr. BAKER, Mr. KASICH, Mr. DUNCAN, Mr. PETRI, Mr. GALLEGLY, Mr. RINALDO, Mr. KLUG, Mr. LEWIS of Florida, Mr. BILIRAKIS, Mr. ZIMMER, Mr. KYL, Mr. ROHRBACHER, Mr. COLEMAN of Missouri, Mr. DREIER of California, Mr. MCGRATH, Mr. GALLO, Mr. FAWELL, Mr. IRELAND, Mr. ALLEN, Mr. KOLBE, Mr. FIELDS, Mr. ARMEY, Mr. BATEMAN, Mr. BLILEY, Mr. BUNNING, Mr. COMBEST, Mr. CUNNINGHAM, Mr. DOOLITTLE, Mr. EDWARDS of Oklahoma, Mr. EWING, Mr. GEKAS, Mr. GILCHRIST, Mr. GILMAN, Mr. GINGRICH, Mr. HAMMERSCHMIDT, Mr. HASTERT, Mr. HERGER, Mr. HOLLOWAY, Mr. HUNTER, Mr. INHOFE, Mr. LEACH, Mr. LOWERY of California, Mr. MCCANDLESS, Mrs. MEYERS of Kansas, Mr. MILLER of Washington, Mr. MORRISON, Mr. PACKARD, Mr. PORTER, Mr. PURSELL, Mr. FISH, Mr. RIGGS, Mr. SANTORUM, Mr. STEARNS, and Ms. SNOWE.

¶43.60 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 4 of rule XXII, sponsors were deleted from public bills and resolutions as follows:

H.R. 330: Mr. ROSE.

H.R. 2437: Mr. McMILLAN of North Carolina.

H.R. 3211: Mr. SANTORUM.

H.R. 3221: Ms. COLLINS of Michigan.

H.R. 3484: Mrs. BENTLEY.

H.R. 4617: Mr. PORTER.

¶43.61 PETITIONS, ETC.

Under clause 1 of rule XXII, petitions and papers were laid on the Clerk's desk and referred as follows:

149. By the SPEAKER: Petition of the National League of Cities, relative to metropolitan disparities and economic growth; to the Committee on Government Operations.

150. Also, petition of the city of council of the city of La Puente, CA, relative to H.R. 3936; jointly, to the Committees on Banking, Finance and Urban Affairs and Ways and Means.

151. Also, petition of the city council of the city of La Puente, CA, relative to H.R. 2806; jointly, to the Committees on Banking, Finance and Urban Affairs and Science, Space, and Technology.

TUESDAY, APRIL 28, 1992 (44)

The House was called to order by the SPEAKER.

¶44.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Thursday, April 9, 1992.

Pursuant to clause 1, rule I, the Journal was approved.

¶44.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

3307. A letter from the Deputy Secretary of Defense, transmitting a report on what would be the anticipated impact of termination of the funding by the Department of Defense for the activities and operations of the National Board for the Promotion of Rifle Practice, pursuant to Public Law 102-172 (105 Stat. 1158); to the Committee on Appropriations.

3308. A letter from the Deputy Director, Defense Research and Engineering, Department of Defense, transmitting notification of one additional fiscal year 1992 test project, pursuant to 10 U.S.C. 2350a(g); to the Committee on Armed Services.

3309. A letter from the Deputy Under Secretary of Defense, transmitting the annual report of the Foreign Comparative Testing [FCT] Program, pursuant to 10 U.S.C. 2350a(g)(4); to the Committee on Armed Services.

3310. A letter from the Office of General Counsel, Department of Defense, transmitting a draft of proposed legislation to authorize appropriations for fiscal year 1993 for military functions of the Department of Defense, to prescribe military personnel levels for fiscal year 1993, and for other purposes; to the Committee on Armed Services.

3311. A letter from the General Counsel, Federal Emergency Management Agency, transmitting a draft of proposed legislation to amend title XXXIV of the National Defense Authorization Act for fiscal years 1992 and 1993, and for other purposes; to the Committee on Armed Services.

3312. A letter from the Secretary of Defense, transmitting a draft of proposed legislation to provide for effective acquisition, maintenance, and operation of sealift for the Armed Forces, and for other purposes; to the Committee on Armed Services.

3313. A letter from the Secretary of Energy and Deputy Secretary of Defense, transmitting a report of the Defense Science Board on warhead pit-reuse, pursuant to Public Law 102-190, section 3133(c); to the Committee on Armed Services.

3314. A letter from the Secretary, Department of Housing and Urban Development, transmitting the report entitled, "Final Evaluation of the Neighborhood Development Demonstration Program," pursuant to 42 U.S.C. 5318 note; to the Committee on Banking, Finance and Urban Affairs.

3315. A letter from the Director, Office of Personnel Management, transmitting a draft of proposed legislation to authorize financial

institutions to disclose to the Office of Personnel Management the names and current addresses of their customers who are receiving, by direct deposit or electronic funds transfer, payments of Civil Service Retirement benefits under chapter 83 or Federal Employees' Retirement benefits under chapter 84 of title 5, United States Code; to the Committee on Banking, Finance and Urban Affairs.

3316. A letter from the Secretary of Housing and Urban Development, transmitting a draft of proposed legislation to make certain programs of the Department of Housing and Urban Development more cost effective, and for other purposes; to the Committee on Banking, Finance and Urban Affairs.

3317. A letter from the Acting Commissioner, Department of Education, transmitting the first report on the evaluation of the National Assessment of Educational Progress "Trial State Assessment," pursuant to Public Law 100-297, section 3403(a) (102 Stat. 348); to the Committee on Education and Labor.

3318. A letter from the Deputy Secretary of Education, transmitting a copy of Final Regulations—Assistance for local educational agencies in education of children where local education agencies cannot provide suitable free public education, pursuant to 20 U.S.C. 1232(d)(1); Referred to the Committee on Education and Labor.

3319. A letter from the Secretary of Education, transmitting a copy of the report on Notice of Final Priorities for Certain New Direct Grant Awards under the Office of Special Education Programs, pursuant to 20 U.S.C. 1232(d)(1); to the Committee on Education and Labor.

3320. A letter from the Secretary of Education, transmitting a copy of the report on Notice of Final Priorities—National Institute on Disability and Rehabilitation Research for 1992-93, pursuant to 20 U.S.C. 1232(d)(1); to the Committee on Education and Labor.

3321. A letter from the Secretary of Education, transmitting Final Regulations—Educational Partnerships Program, pursuant to 20 U.S.C. 1232(d)(1); to the Committee on Education and Labor.

3322. A letter from the Secretary of Education, transmitting a draft of proposed legislation to extend and amend the Rehabilitation Act of 1973, to improve rehabilitation services for individuals with disabilities, to modify certain discretionary grant programs providing essential services and resources specifically designed for individuals with disabilities, to change certain terminology, and for other purposes; to the Committee on Education and Labor.

3323. A letter from the Secretary of Education, transmitting a draft of proposed legislation to make certain amendments to the act of September 30, 1950 (Public Law 874, Eighty-first Congress), and the act of September 23, 1950 (Public Law 815, Eighty-first Congress), and for other purposes; to the Committee on Education and Labor.

3324. A letter from the Secretary, Department of Transportation, transmitting the 16th annual report on the Automotive Fuel Economy Program, pursuant to 15 U.S.C. 2002(a)(2); to the Committee on Energy and Commerce.

3325. A letter from the Director, Defense Security Assistance Agency, transmitting notification of the Departments of the Navy's and Air Force's proposed Letter(s) of Offer and Acceptance [LOA] to Finland for defense articles and services (Transmittal No. 92-20), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

3326. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed license for the export of major defense equip-

ment sold commercially to Thailand (Transmittal No. DTC-12-92), pursuant to 22 U.S.C. 2776(c); to the Committee on Foreign Affairs.

3327. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed license for the export of major defense equipment sold commercially to Taiwan (Transmittal No. DTC-9-92), pursuant to 22 U.S.C. 2776(c); to the Committee on Foreign Affairs.

3328. A letter from the Director, Defense Security Assistance Agency, transmitting the price and availability report for the quarter ending March 31, 1992, pursuant to 22 U.S.C. 2768; to the Committee on Foreign Affairs.

3329. A letter from the Assistant Secretary of State for Legislative Affairs, transmitting copies of the original report of political contributions of Donald K. Petterson, of California, to be Ambassador to the Republic of Sudan, and members of his family, also Hume Alexander Horan, of the District of Columbia, to be Ambassador to the Republic of Cote d' Ivoire, and members of his family, also Kenton Wesley Keith, of Missouri, to be Ambassador to the State of Qatar, and members of his family, pursuant to 22 U.S.C. 3944(b)(2); to the Committee on Foreign Affairs.

3330. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on Foreign Affairs.

3331. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on Foreign Affairs.

3332. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification that the Russian Federation, Ukraine, and Byelarus are committed to the course of action described in the Soviet Nuclear Risk Reduction legislation; to the Committee on Foreign Affairs.

3333. A letter from the Employee Benefits Manager, Farm Credit Bank of Columbia, transmitting the audited financial statements as of August 31, 1990, for the Columbia District, pursuant to 31 U.S.C. 9503(a)(1)(B); to the Committee on Government Operations.

3334. A letter from the Chairman, Interstate Commerce Commission, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act during the calendar year 1991, pursuant to 5 U.S.C. 552b(j); to the Committee on Government Operations.

3335. A letter from the Chairman, National Capital Planning Commission, transmitting a report of activities under the Freedom of Information Act for calendar year 1991; pursuant to 5 U.S.C. 552(e); to the Committee on Government Operations.

3336. A letter from the Chairman, Nuclear Regulatory Commission, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act during the calendar year 1991, pursuant to 5 U.S.C. 552b(j); to the Committee on Government Operations.

3337. A letter from the Chairman, Pension Benefit Guaranty Corporation, transmitting the PBGC's management report, pursuant to Public Law 101-576, section 306(a) (104 Stat. 2854); to the Committee on Government Operations.

3338. A letter from the Chairman, Rural Telephone Bank, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1991, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Operations.

3339. A letter from the Secretary of Transportation, transmitting a report of activities

under the Freedom of Information Act for calendar year 1991, pursuant to 5 U.S.C. 552(e); to the Committee on Government Operations.

3340. A letter from the Deputy Associate Director for Collection and Disbursement, Department of the Interior, transmitting notice of proposed refunds of excess royalty payments in OCS areas, pursuant to 43 U.S.C. 1339(b); to the Committee on Interior and Insular Affairs.

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3347. A letter from the General Counsel, Department of the Treasury, transmitting a draft of proposed legislation to provide for the remedy of a civil injunction for the violations of counterfeiting and forgery, and for other purposes; to the Committee on the Judiciary.

3348. A letter from the Chairman, Advisory Commission on Conferences in Ocean Shipping, transmitting a report containing information on and analysis of the major issues that arise in connection with ocean shipping conferences, pursuant to 46 U.S.C. 1717(h); to the Committee on Merchant Marine and Fisheries.

3349. A letter from the Secretary of Transportation, transmitting a draft of proposed legislation to clarify inspection and enforcement authority over foreign passenger vessels and align inspection authority with the International Convention for the Safety of Life at Sea, and for other purposes; to the Committee on Merchant Marine and Fisheries.

3350. A letter from the Chairman, Inland Waterway Users Board, transmitting the Board's fifth annual report of its activities; recommendations regarding construction, rehabilitation priorities and spending levels on the commercial navigational features and components of inland waterways and harbors, pursuant to Public Law 99-662, section 302(b) (100 Stat. 4111); to the Committee on Public Works and Transportation.

3351. A letter from the Administrator, General Services Administration, transmitting

information copies of various lease prospectuses, pursuant to 40 U.S.C. 606(a); to the Committee on Public Works and Transportation.

3352. A letter from the Secretary of Veterans Affairs, transmitting a draft of proposed legislation to amend title 38, United States Code, to clarify the authority of the Chief Medical Director or designee regarding review of the performance of probationary title 38 health care employees; to the Committee on Veterans' Affairs.

3353. A communication from the President of the United States, transmitting his decision to terminate the application of title IV of the Trade Act of 1974 (19 U.S.C. 2431 et seq.) to the Czech and Slovak Federal Republic and the Republic of Hungary, also proclaim the extension of nondiscriminatory treatment (most-favored-nation [MFN] treatment) to the products of both countries (H. Doc. No. 102-320); to the Committee on Ways and Means and ordered to be printed.

3354. A letter from the President, U.S. Institute of Peace, transmitting the financial audit for fiscal year 1991, pursuant to 22 U.S.C. 4607(h); jointly, to the Committees on Foreign Affairs and Education and Labor.

3355. A letter from the Fiscal Assistant Secretary, Department of the Treasury, transmitting copies of the following annual report which are contained in the enclosed winter issue, March 1992, of the "Treasury Bulletin": Airport and Airway Trust Fund (26 U.S.C. 9602), Asbestos Trust Fund (20 U.S.C. 4014), Black Lung Disability Trust Fund (26 U.S.C. 9602), Harbor Maintenance Trust Fund (26 U.S.C. 9505), Hazardous Substance Superfund (26 U.S.C. 9507), Highway Trust Fund (26 U.S.C. 9602), Inland Waterways Trust (26 U.S.C. 9602), Leaking Underground Storage Tank Trust Fund (26 U.S.C. 9508), Nuclear Waste Trust Fund (42 U.S.C. 1022(e)(1)), Reforestation Trust Fund (16 U.S.C. 1606a(c)(1)), Statement of Liabilities and Other Financial Commitments of the U.S. Government (31 U.S.C. 331(b)); jointly, to the Committees on Ways and Means, Education and Labor, Agriculture, Energy and Commerce, Interior and Insular Affairs, and Public Works and Transportation.

¶44.3 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had passed with amendments in which the concurrence of the House is requested, bills and a concurrent resolution of the House of the following titles:

H.R. 429. An Act to amend certain Federal Reclamation laws to improve enforcement of acreage limitations, and for other purposes;

H.R. 2431. An Act to amend the Wild and Scenic Rivers Act by designating a segment of the Lower Merced River in California as a component of the National Wild and Scenic Rivers System;

H.R. 2454. An Act to authorize the Secretary of Health and Human Services to impose debarments and other penalties for illegal activities involving the approval of abbreviated drug applications under the Federal Food, Drug, and Cosmetic Act, and for other purposes; and

H. Con. Res. 287. Concurrent resolution setting forth the congressional budget for the United States Government for the fiscal years 1993, 1994, 1995, 1996, and 1997.

The message also announced that the Senate insisted upon its amendment to the resolution (H. Con. Res. 287) "Concurrent resolution setting forth the congressional budget for the U.S. Government for the fiscal years 1993, 1994, 1995, 1996, and 1997" and requested a

conference with the House on the disagreeing votes of the two Houses thereon, and appointed Mr. SASSER, Mr. JOHNSTON, Mr. RIEGLE, Mr. EXON, Mr. DOMENICI, Mr. SYMMS, and Mr. BOND, to be the conferees on the part of the Senate.

The message also announced that the Senate had passed bills of the following titles, in which the concurrence of the House is requested:

S. 1128. An Act to impose sanctions against foreign persons and U.S. persons that assist foreign countries in acquiring a nuclear explosive device or unsafeguarded special nuclear material, and for other purposes;

S. 2055. An Act to amend the Job Training Partnership Act to strengthen the program of employment and training assistance under the act, and for other purposes; and

S. 2620. An Act to amend title VII of the Public Health Service Act to correct a technical oversight in the Disadvantaged Minority Health Improvement Act of 1990 (Public Law 101-527) by making schools of osteopathic medicine eligible to participate in the Centers of Excellence Program, and for other purposes.

The message also announced that the Senate agreed to the amendment of the House to the bill (S. 1254) "An Act to increase the authorized acreage limit for the Assateague Island National Seashore on the Maryland mainland, and for other purposes," with an amendment.

¶44.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER laid before the House a communication, which was read as follows:

WASHINGTON, DC,
April 13, 1992.

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

DEAR MR. SPEAKER, Pursuant to the permission granted in Clause 5 of Rule III of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on Monday, April 13, 1992 at 10:58 a.m.: That the Senate agreed to House amendment to S. 838; passed without amendment H.R. 4572 and H.J. Res. 402 and made appointments to the Mexico-United States Interparliamentary Group Conference.

With great respect, I am
Sincerely yours,

DONNALD K. ANDERSON,
Clerk, House of Representatives.

¶44.5 ENROLLED BILL AND JOINT RESOLUTION SIGNED

The SPEAKER announced that pursuant to clause 4, rule I, he signed the following enrolled bill and joint resolution on Wednesday, April 15, 1992:

H.R. 4572. To direct the Secretary of Health and Human Services to grant a waiver of the requirement limiting the maximum number of individuals enrolled with a health maintenance organization who may be beneficiaries under the Medicare or Medicaid Programs in order to enable the Dayton Area Health Plan, Inc. to continue to provide services through January 1994 to individuals residing in Montgomery County, OH, who are enrolled under a State plan for medical assistance under title XIX of the Social Security Act; and

H.J. Res. 402. Approving the location of a memorial to George Mason.

¶44.6 HOUR OF MEETING

On motion of Mr. MONTGOMERY, by unanimous consent,

Ordered. That when the House adjourns today, it adjourn to meet at 2 o'clock p.m. on Wednesday, April 29, 1992.

¶44.7 GENERIC DRUG ENFORCEMENT

Mr. WAXMAN moved to suspend the rules and agree to the following amendments of the Senate to the bill (H.R. 2454) to authorize the Secretary of Health and Human Services to impose debarments and other penalties for illegal activities involving the approval of abbreviated drug applications under the Federal Food, Drug, and Cosmetic Act, and for other purposes:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE; REFERENCE; FINDINGS; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the "Generic Drug Enforcement Act of 1992".

(b) REFERENCE.—Whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Federal Food, Drug, and Cosmetic Act.

(c) FINDINGS.—The Congress finds that—

(1) there is substantial evidence that significant corruption occurred in the Food and Drug Administration's process of approving drugs under abbreviated drug applications,

(2) there is a need to establish procedures designed to restore and to ensure the integrity of the abbreviated drug application approval process and to protect the public health, and

(3) there is a need to establish procedures to bar individuals who have been convicted of crimes pertaining to the regulation of drug products from working for companies that manufacture or distribute such products.

(d) TABLE OF CONTENTS.—

Sec. 1. Short title; reference; findings; table of contents.

Sec. 2. Debarment and other restrictions.

"Sec. 306. Debarment, temporary denial of approval, and suspension.

"(a) Mandatory debarment.

"(b) Permissive debarment.

"(c) Debarment period and considerations.

"(d) Termination of debarment.

"(e) Publication and list of debarred persons.

"(f) Temporary denial of approval.

"(g) Suspension authority.

"(h) Termination of suspension.

"(i) Procedure.

"(j) Judicial review.

"(k) Certification.

"(l) Applicability."

Sec. 3. Civil penalties.

"Sec. 307. Civil penalties.

"(a) In general.

"(b) Procedure.

"(c) Judicial review.

"(d) Recovery of penalties.

"(e) Informants."

Sec. 4. Authority to withdraw approval of abbreviated drug applications.

"Sec. 308. Authority to withdraw approval of abbreviated drug applications.

"(a) In general.

"(b) Procedure.

"(c) Applicability.

“(d) Judicial review.”.

Sec. 5. Information.

Sec. 6. Definitions.

Sec. 7. Effect on other laws.

SEC. 2. DEBARMENT AND OTHER RESTRICTIONS.

Sections 306 and 307 (21 U.S.C. 336, 337) are redesignated as sections 309 and 310, respectively, and the following is inserted after section 305:

“DEBARMENT, TEMPORARY DENIAL OF APPROVAL, AND SUSPENSION

“SEC. 306. (a) MANDATORY DEBARMENT.—

“(1) CORPORATIONS, PARTNERSHIPS, AND ASSOCIATIONS.—If the Secretary finds that a person other than an individual has been convicted, after the date of the enactment of this section, of a felony under Federal law for conduct relating to the development or approval, including the process for development or approval, of any abbreviated drug application, the Secretary shall debar such person from submitting, or assisting in the submission of, any such application.

“(2) INDIVIDUALS.—If the Secretary finds that an individual has been convicted of a felony under Federal law for conduct—

“(A) relating to the development or approval, including the process for development or approval, of any drug product, or

“(B) otherwise relating to the regulation of any drug product under this Act,

the Secretary shall debar such individual from providing services in any capacity to a person that has an approved or pending drug product application.

“(b) PERMISSIVE DEBARMENT.—

“(1) IN GENERAL.—The Secretary, on the Secretary’s own initiative or in response to a petition, may, in accordance with paragraph (2), debar—

“(A) a person other than an individual from submitting or assisting in the submission of any abbreviated drug application, or

“(B) an individual from providing services in any capacity to a person that has an approved or pending drug product application.

“(2) PERSONS SUBJECT TO PERMISSIVE DEBARMENT.—The following persons are subject to debarment under paragraph (1):

“(A) CORPORATIONS, PARTNERSHIPS, AND ASSOCIATIONS.—Any person other than an individual that the Secretary finds has been convicted—

“(i) for conduct that—

“(I) relates to the development or approval, including the process for the development or approval, of any abbreviated drug application; and

“(II) is a felony under Federal law (if the person was convicted before the date of the enactment of this section), a misdemeanor under Federal law, or a felony under State law, or

“(ii) of a conspiracy to commit, or aiding or abetting, a criminal offense described in clause (i) or a felony described in subsection (a)(1),

if the Secretary finds that the type of conduct which served as the basis for such conviction undermines the process for the regulation of drugs.

“(B) INDIVIDUALS.—

“(i) Any individual whom the Secretary finds has been convicted of—

“(I) a misdemeanor under Federal law or a felony under State law for conduct relating to the development or approval, including the process for development or approval, of any drug product or otherwise relating to the regulation of drug products under this Act, or

“(II) a conspiracy to commit, or aiding or abetting, such criminal offense or a felony described in subsection (a)(2),

if the Secretary finds that the type of conduct which served as the basis for such conviction undermines the process for the regulation of drugs.

“(ii) Any individual whom the Secretary finds has been convicted of—

“(I) a felony which is not described in subsection (a)(2) or clause (i) of this subparagraph and which involves bribery, payment of illegal gratuities, fraud, perjury, false statement, racketeering, blackmail, extortion, falsification or destruction of records, or interference with, obstruction of an investigation into, or prosecution of, any criminal offense, or

“(II) a conspiracy to commit, or aiding or abetting, such felony,

if the Secretary finds, on the basis of the conviction of such individual and other information, that such individual has demonstrated a pattern of conduct sufficient to find that there is reason to believe that such individual may violate requirements under this Act relating to drug products.

“(iii) Any individual whom the Secretary finds materially participated in acts that were the basis for a conviction for an offense described in subsection (a) or in clause (i) or (ii) for which a conviction was obtained, if the Secretary finds, on the basis of such participation and other information, that such individual has demonstrated a pattern of conduct sufficient to find that there is reason to believe that such individual may violate requirements under this Act relating to drug products.

“(iv) Any high managerial agent whom the Secretary finds—

“(I) worked for, or worked as a consultant for, the same person as another individual during the period in which such other individual took actions for which a felony conviction was obtained and which resulted in the debarment under subsection (a)(2), or clause (i), of such other individual,

“(II) had actual knowledge of the actions described in subclause (I) of such other individual, or took action to avoid such actual knowledge, or failed to take action for the purpose of avoiding such actual knowledge,

“(III) knew that the actions described in subclause (I) were violative of law, and

“(IV) did not report such actions, or did not cause such actions to be reported, to an officer, employee, or agent of the Department or to an appropriate law enforcement officer, or failed to take other appropriate action that would have ensured that the process for the regulation of drugs was not undermined, within a reasonable time after such agent first knew of such actions,

if the Secretary finds that the type of conduct which served as the basis for such other individual’s conviction undermines the process for the regulation of drugs.

“(3) STAY OF CERTAIN ORDERS.—An order of the Secretary under clause (iii) or (iv) of paragraph (2)(B) shall not take effect until 30 days after the order has been issued.

“(c) DEBARMENT PERIOD AND CONSIDERATIONS.—

“(1) EFFECT OF DEBARMENT.—The Secretary—

“(A) shall not accept or review (other than in connection with an audit under this section) any abbreviated drug application submitted by or with the assistance of a person debarred under subsection (a)(1) or (b)(2)(A) during the period such person is debarred,

“(B) shall, during the period of a debarment under subsection (a)(2) or (b)(2)(B), debar an individual from providing services in any capacity to a person that has an approved or pending drug product application and shall not accept or review (other than in connection with an audit under this section) an abbreviated drug application from such individual, and

“(C) shall, if the Secretary makes the finding described in paragraph (6) or (7) of section 307(a), assess a civil penalty in accordance with section 307.

“(2) DEBARMENT PERIODS.—

“(A) IN GENERAL.—The Secretary shall debar a person under subsection (a) or (b) for the following periods:

“(i) The period of debarment of a person (other than an individual) under subsection (a)(1) shall not be less than 1 year or more than 10 years, but if an act leading to a subsequent debarment under subsection (a) occurs within 10 years after such person has been debarred under subsection (a)(1), the period of debarment shall be permanent.

“(ii) The debarment of an individual under subsection (a)(2) shall be permanent.

“(iii) The period of debarment of any person under subsection (b)(2) shall not be more than 5 years.

The Secretary may determine whether debarment periods shall run concurrently or consecutively in the case of a person debarred for multiple offenses.

“(B) NOTIFICATION.—Upon a conviction for an offense described in subsection (a) or (b) or upon execution of an agreement with the United States to plead guilty to such an offense, the person involved may notify the Secretary that the person acquiesces to debarment and such person’s debarment shall commence upon such notification.

“(3) CONSIDERATIONS.—In determining the appropriateness and the period of a debarment of a person under subsection (b) and any period of debarment beyond the minimum specified in subparagraph (A)(i) of paragraph (2), the Secretary shall consider where applicable—

“(A) the nature and seriousness of any offense involved,

“(B) the nature and extent of management participation in any offense involved, whether corporate policies and practices encouraged the offense, including whether inadequate institutional controls contributed to the offense,

“(C) the nature and extent of voluntary steps to mitigate the impact on the public of any offense involved, including the recall or the discontinuation of the distribution of suspect drugs, full cooperation with any investigations (including the extent of disclosure to appropriate authorities of all wrongdoing), the relinquishing of profits on drug approvals fraudulently obtained, and any other actions taken to substantially limit potential or actual adverse effects on the public health,

“(D) whether the extent to which changes in ownership, management, or operations have corrected the causes of any offense involved and provide reasonable assurances that the offense will not occur in the future,

“(E) whether the person to be debarred is able to present adequate evidence that current production of drugs subject to abbreviated drug applications and all pending abbreviated drug applications are free of fraud or material false statements, and

“(F) prior convictions under this Act or under other Acts involving matters within the jurisdiction of the Food and Drug Administration.

“(d) TERMINATION OF DEBARMENT.—

“(1) APPLICATION.—Any person that is debarred under subsection (a) (other than a person permanently debarred) or any person that is debarred under subsection (b) may apply to the Secretary for termination of the debarment under this subsection. Any information submitted to the Secretary under this paragraph does not constitute an amendment or supplement to pending or approved abbreviated drug applications.

“(2) DEADLINE.—The Secretary shall grant or deny any application respecting a debarment which is submitted under paragraph (1) within 180 days of the date the application is submitted.

“(3) ACTION BY THE SECRETARY.—

“(A) CORPORATIONS.—

“(i) CONVICTION REVERSAL.—If the conviction which served as the basis for the debarment of a person under subsection (a)(1) or (b)(2)(A) is reversed, the Secretary shall withdraw the order of debarment.

“(ii) APPLICATION.—Upon application submitted under paragraph (1), the Secretary shall terminate the debarment of a person if the Secretary finds that—

“(I) changes in ownership, management, or operations have fully corrected the causes of the offense involved and provide reasonable assurances that the offense will not occur in the future, and

“(II) sufficient audits, conducted by the Food and Drug Administration or by independent experts acceptable to the Food and Drug Administration, demonstrate that pending applications and the development of drugs being tested before the submission of an application are free of fraud or material false statements.

In the case of persons debarred under subsection (a)(1), such termination shall take effect no earlier than the expiration of one year from the date of the debarment.

“(B) INDIVIDUALS.—

“(i) CONVICTION REVERSAL.—If the conviction which served as the basis for the debarment of an individual under subsection (a)(2) or clause (i), (ii), (iii), or (iv) of subsection (b)(2)(B) is reversed, the Secretary shall withdraw the order of debarment.

“(ii) APPLICATION.—Upon application submitted under paragraph (1), the Secretary shall terminate the debarment of an individual who has been debarred under subsection (b)(2)(B) if such termination serves the interests of justice and adequately protects the integrity of the drug approval process.

“(4) SPECIAL TERMINATION.—

“(A) APPLICATION.—Any person that is debarred under subsection (a)(1) (other than a person permanently debarred under subsection (c)(2)(A)(i)) or any individual who is debarred under subsection (a)(2) may apply to the Secretary for special termination of debarment under this subsection. Any information submitted to the Secretary under this subparagraph does not constitute an amendment or supplement to pending or approved abbreviated drug applications.

“(B) CORPORATIONS.—Upon an application submitted under subparagraph (A), the Secretary may take the action described in subparagraph (D) if the Secretary, after an informal hearing, finds that—

“(i) the person making the application under subparagraph (A) has demonstrated that the felony conviction which was the basis for such person's debarment involved the commission of an offense which was not authorized, requested, commanded, performed, or recklessly tolerated by the board of directors or by a high managerial agent acting on behalf of the person within the scope of the board's or agent's office or employment,

“(ii) all individuals who were involved in the commission of the offense or who knew or should have known of the offense have been removed from employment involving the development or approval of any drug subject to sections 505 or 507,

“(iii) the person fully cooperated with all investigations and promptly disclosed all wrongdoing to the appropriate authorities, and

“(iv) the person acted to mitigate any impact on the public of any offense involved, including the recall, or the discontinuation of the distribution, of any drug with respect to which the Secretary requested a recall or discontinuation of distribution due to concerns about the safety or efficacy of the drug.

“(C) INDIVIDUALS.—Upon an application submitted under subparagraph (A), the Secretary may take the action described in subparagraph (D) if the Secretary, after an informal hearing, finds that such individual has provided substantial assistance in the investigations or prosecutions of offenses which are described in subsection (a) or (b) or which relate to any matter under the jurisdiction of the Food and Drug Administration.

“(D) SECRETARIAL ACTION.—The action referred to in subparagraphs (B) and (C) is—

“(i) in the case of a person other than an individual—

“(I) terminating the debarment immediately, or

“(II) limiting the period of debarment to less than one year, and

“(ii) in the case of an individual, limiting the period of debarment to less than permanent but to no less than 1 year,

whichever best serves the interest of justice and protects the integrity of the drug approval process.

“(e) PUBLICATION AND LIST OF DEBARRED PERSONS.—The Secretary shall publish in the Federal Register the name of any person debarred under subsection (a) or (b), the effective date of the debarment, and the period of the debarment. The Secretary shall also maintain and make available to the public a list, updated no less often than quarterly, of such persons, of the effective dates and minimum periods of such debarments, and of the termination of debarments.

“(f) TEMPORARY DENIAL OF APPROVAL.—

“(1) IN GENERAL.—The Secretary, on the Secretary's own initiative or in response to a petition, may, in accordance with paragraph (3), refuse by order, for the period prescribed by paragraph (2), to approve any abbreviated drug application submitted by any person—

“(A) if such person is under an active Federal criminal investigation in connection with an action described in subparagraph (B),

“(B) if the Secretary finds that such person—

“(i) has bribed or attempted to bribe, has paid or attempted to pay an illegal gratuity, or has induced or attempted to induce another person to bribe or pay an illegal gratuity to any officer, employee, or agent of the Department of Health and Human Services or to any other Federal, State, or local official in connection with any abbreviated drug application, or has conspired to commit, or aided or abetted, such actions, or

“(ii) has knowingly made or caused to be made a pattern or practice of false statements or misrepresentations with respect to material facts relating to any abbreviated drug application, or the production of any drug subject to an abbreviated drug application, to any officer, employee, or agent of the Department of Health and Human Services, or has conspired to commit, or aided or abetted, such actions, and

“(C) if a significant question has been raised regarding—

“(i) the integrity of the approval process with respect to such abbreviated drug application, or

“(ii) the reliability of data in or concerning such person's abbreviated drug application.

Such an order may be modified or terminated at any time.

“(2) APPLICABLE PERIOD.—

“(A) IN GENERAL.—Except as provided in subparagraph (B), a denial of approval of an application of a person under paragraph (1) shall be in effect for a period determined by the Secretary but not to exceed 18 months beginning on the date the Secretary finds that the conditions described in subpara-

graphs (A), (B), and (C) of paragraph (1) exist. The Secretary shall terminate such denial—

“(i) if the investigation with respect to which the finding was made does not result in a criminal charge against such person, if criminal charges have been brought and the charges have been dismissed, or if a judgment of acquittal has been entered, or

“(ii) if the Secretary determines that such finding was in error.

“(B) EXTENSION.—If, at the end of the period described in subparagraph (A), the Secretary determines that a person has been criminally charged for an action described in subparagraph (B) of paragraph (1), the Secretary may extend the period of denial of approval of an application for a period not to exceed 18 months. The Secretary shall terminate such extension if the charges have been dismissed, if a judgment of acquittal has been entered, or if the Secretary determines that the finding described in subparagraph (A) was in error.

“(3) INFORMAL HEARING.—Within 10 days of the date an order is issued under paragraph (1), the Secretary shall provide such person with an opportunity for an informal hearing, to be held within such 10 days, on the decision of the Secretary to refuse approval of an abbreviated drug application. Within 60 days of the date on which such hearing is held, the Secretary shall notify the person given such hearing whether the Secretary's refusal of approval will be continued, terminated, or otherwise modified. Such notification shall be final agency action.

“(g) SUSPENSION AUTHORITY.—

“(1) IN GENERAL.—If—

“(A) the Secretary finds—

“(i) that a person has engaged in conduct described in subparagraph (B) of subsection (f)(1) in connection with 2 or more drugs under abbreviated drug applications, or

“(ii) that a person has engaged in flagrant and repeated, material violations of good manufacturing practice or good laboratory practice in connection with the development, manufacturing, or distribution of one or more drugs approved under an abbreviated drug application during a 2-year period, and—

“(I) such violations may undermine the safety and efficacy of such drugs, and

“(II) the causes of such violations have not been corrected within a reasonable period of time following notice of such violations by the Secretary, and

“(B) such person is under an active investigation by a Federal authority in connection with a civil or criminal action involving conduct described in subparagraph (A),

the Secretary shall issue an order suspending the distribution of all drugs the development or approval of which was related to such conduct described in subparagraph (A) or suspending the distribution of all drugs approved under abbreviated drug applications of such person if the Secretary finds that such conduct may have affected the development or approval of a significant number of drugs which the Secretary is unable to identify. The Secretary shall exclude a drug from such order if the Secretary determines that such conduct was not likely to have influenced the safety or efficacy of such drug.

“(2) PUBLIC HEALTH WAIVER.—The Secretary shall, on the Secretary's own initiative or in response to a petition, waive the suspension under paragraph (1) (involving an action described in paragraph (1)(A)(i)) with respect to any drug if the Secretary finds that such waiver is necessary to protect the public health because sufficient quantities of the drug would not otherwise be available. The Secretary shall act on any petition seeking action under this paragraph within 180 days of the date the petition is submitted to the Secretary.

“(h) TERMINATION OF SUSPENSION.—The Secretary shall withdraw an order of suspension of the distribution of a drug under subsection (g) if the person with respect to whom the order was issued demonstrates in a petition to the Secretary—

“(1)(A) on the basis of an audit by the Food and Drug Administration or by experts acceptable to the Food and Drug Administration, or on the basis of other information, that the development, approval, manufacturing, and distribution of such drug is in substantial compliance with the applicable requirements of this Act, and

“(B) changes in ownership, management, or operations—

“(i) fully remedy the patterns or practices with respect to which the order was issued, and

“(ii) provide reasonable assurances that such actions will not occur in the future, or

“(2) the initial determination was in error.

The Secretary shall act on a submission of a petition under this subsection within 180 days of the date of its submission and the Secretary may consider the petition concurrently with the suspension proceeding. Any information submitted to the Secretary under this subsection does not constitute an amendment or supplement to a pending or approved abbreviated drug application.

“(i) PROCEDURE.—The Secretary may not take any action under subsection (a), (b), (c), (d)(3), (g), or (h) with respect to any person unless the Secretary has issued an order for such action made on the record after opportunity for an agency hearing on disputed issues of material fact. In the course of any investigation or hearing under this subsection, the Secretary may administer oaths and affirmations, examine witnesses, receive evidence, and issue subpoenas requiring the attendance and testimony of witnesses and the production of evidence that relates to the matter under investigation.

“(j) JUDICIAL REVIEW.—

“(1) IN GENERAL.—Except as provided in paragraph (2), any person that is the subject of an adverse decision under subsection (a), (b), (c), (d), (f), (g), or (h) may obtain a review of such decision by the United States Court of Appeals for the District of Columbia or for the circuit in which the person resides, by filing in such court (within 60 days following the date the person is notified of the Secretary's decision) a petition requesting that the decision be modified or set aside.

“(2) EXCEPTION.—Any person that is the subject of an adverse decision under clause (iii) or (iv) of subsection (b)(2)(B) may obtain a review of such decision by the United States District Court for the District of Columbia or a district court of the United States for the district in which the person resides, by filing in such court (within 30 days following the date the person is notified of the Secretary's decision) a complaint requesting that the decision be modified or set aside. In such an action, the court shall determine the matter de novo.

“(k) CERTIFICATION.—Any application for approval of a drug product shall include—

“(1) a certification that the applicant did not and will not use in any capacity the services of any person debarred under subsection (a) or (b), in connection with such application, and

“(2) if such application is an abbreviated drug application, a list of all convictions, described in subsections (a) and (b) which occurred within the previous 5 years, of the applicant and affiliated persons responsible for the development or submission of such application.

“(l) APPLICABILITY.—

“(1) CONVICTION.—For purposes of this section, a person is considered to have been convicted of a criminal offense—

“(A) when a judgment of conviction has been entered against the person by a Federal or State court, regardless of whether there is an appeal pending.

“(B) when a plea of guilty or nolo contendere by the person has been accepted by a Federal or State court, or

“(C) when the person has entered into participation in a first offender, deferred adjudication, or other similar arrangement or program where judgment of conviction has been withheld.

“(2) EFFECTIVE DATES.—Subsection (a), subparagraph (A) of subsection (b)(2), and clauses (i) and (ii) of subsection (b)(2)(B) shall not apply to a conviction which occurred more than 5 years before the initiation of an agency action proposed to be taken under subsection (a) or (b). Clauses (iii) and (iv) of subsection (b)(2)(B) and subsections (f) and (g) shall not apply to an act or action which occurred more than 5 years before the initiation of an agency action proposed to be taken under subsection (b), (f), or (g). Clause (iv) of subsection (b)(2)(B) shall not apply to an action which occurred before June 1, 1992. Subsection (k) shall not apply to applications submitted to the Secretary before June 1, 1992.”

SEC. 3. CIVIL PENALTIES.

Chapter III, as amended by section 2, is amended by adding after section 306 the following:

“CIVIL PENALTIES

“SEC. 307. (a) IN GENERAL.—Any person that the Secretary finds—

“(1) knowingly made or caused to be made, to any officer, employee, or agent of the Department of Health and Human Services, a false statement or misrepresentation of a material fact in connection with an abbreviated drug application,

“(2) bribed or attempted to bribe or paid or attempted to pay an illegal gratuity to any officer, employee, or agent of the Department of Health and Human Services in connection with an abbreviated drug application,

“(3) destroyed, altered, removed, or secreted, or procured the destruction, alteration, removal, or secretion of, any material document or other material evidence which was the property of or in the possession of the Department of Health and Human Services for the purpose of interfering with that Department's discharge of its responsibilities in connection with an abbreviated drug application,

“(4) knowingly failed to disclose, to an officer or employee of the Department of Health and Human Services, a material fact which such person had an obligation to disclose relating to any drug subject to an abbreviated drug application,

“(5) knowingly obstructed an investigation of the Department of Health and Human Services into any drug subject to an abbreviated drug application,

“(6) is a person that has an approved or pending drug product application and has knowingly—

“(A) employed or retained as a consultant or contractor, or

“(B) otherwise used in any capacity the services of,

a person who was debarred under section 306, or

“(7) is an individual debarred under section 306 and, during the period of debarment, provided services in any capacity to a person that had an approved or pending drug product application,

shall be liable to the United States for a civil penalty for each such violation in an amount not to exceed \$250,000 in the case of an individual and \$1,000,000 in the case of any other person.

“(b) PROCEDURE.—

“(1) IN GENERAL.—

“(A) ACTION BY THE SECRETARY.—A civil penalty under subsection (a) shall be assessed by the Secretary on a person by an order made on the record after an opportunity for an agency hearing on disputed issues of material fact and the amount of the penalty. In the course of any investigation or hearing under this subparagraph, the Secretary may administer oaths and affirmations, examine witnesses, receive evidence, and issue subpoenas requiring the attendance and testimony of witnesses and the production of evidence that relates to the matter under investigation.

“(B) ACTION BY THE ATTORNEY GENERAL.—In lieu of a proceeding under subparagraph (A), the Attorney General may, upon request of the Secretary, institute a civil action to recover a civil money penalty in the amount and for any of the acts set forth in subsection (a). Such an action may be instituted separately from or in connection with any other claim, civil or criminal, initiated by the Attorney General under this Act.

“(2) AMOUNT.—In determining the amount of a civil penalty under paragraph (1), the Secretary or the court shall take into account the nature, circumstances, extent, and gravity of the act subject to penalty, the person's ability to pay, the effect on the person's ability to continue to do business, any history of prior, similar acts, and such other matters as justice may require.

“(3) LIMITATION ON ACTIONS.—No action may be initiated under this section—

“(A) with respect to any act described in subsection (a) that occurred before the date of the enactment of this Act, or

“(B) more than 6 years after the date when facts material to the act are known or reasonably should have been known by the Secretary but in no event more than 10 years after the date the act took place.

“(c) JUDICIAL REVIEW.—Any person that is the subject of an adverse decision under subsection (b)(1)(A) may obtain a review of such decision by the United States Court of Appeals for the District of Columbia or for the circuit in which the person resides, by filing in such court (within 60 days following the date the person is notified of the Secretary's decision) a petition requesting that the decision be modified or set aside.

“(d) RECOVERY OF PENALTIES.—The Attorney General may recover any civil penalty (plus interest at the currently prevailing rates from the date the penalty became final) assessed under subsection (b)(1)(A) in an action brought in the name of the United States. The amount of such penalty may be deducted, when the penalty has become final, from any sums then or later owing by the United States to the person against whom the penalty has been assessed. In an action brought under this subsection, the validity, amount, and appropriateness of the penalty shall not be subject to judicial review.

“(e) INFORMANTS.—The Secretary may award to any individual (other than an officer or employee of the Federal Government or a person who materially participated in any conduct described in subsection (a)) who provides information leading to the imposition of a civil penalty under this section an amount not to exceed—

“(1) \$250,000, or

“(2) one-half of the penalty so imposed and collected,

whichever is less. The decision of the Secretary on such award shall not be reviewable.”

SEC. 4. AUTHORITY TO WITHDRAW APPROVAL OF ABBREVIATED DRUG APPLICATIONS.

Chapter III, as amended by sections 2 and 3, is amended by adding after section 307 the following:

"AUTHORITY TO WITHDRAW APPROVAL OF
ABBREVIATED DRUG APPLICATIONS

"SEC. 308. (a) IN GENERAL.—The Secretary—

"(1) shall withdraw approval of an abbreviated drug application if the Secretary finds that the approval was obtained, expedited, or otherwise facilitated through bribery, payment of an illegal gratuity, or fraud or material false statement, and

"(2) may withdraw approval of an abbreviated drug application if the Secretary finds that the applicant has repeatedly demonstrated a lack of ability to produce the drug for which the application was submitted in accordance with the formulations or manufacturing practice set forth in the abbreviated drug application and has introduced, or attempted to introduce, such adulterated or misbranded drug into commerce.

"(b) PROCEDURE.—The Secretary may not take any action under subsection (a) with respect to any person unless the Secretary has issued an order for such action made on the record after opportunity for an agency hearing on disputed issues of material fact. In the course of any investigation or hearing under this subsection, the Secretary may administer oaths and affirmations, examine witnesses, receive evidence, and issue subpoenas requiring the attendance and testimony of witnesses and the production of evidence that relates to the matter under investigation.

"(c) APPLICABILITY.—Subsection (a) shall apply with respect to offenses or acts regardless of when such offenses or acts occurred.

"(d) JUDICIAL REVIEW.—Any person that is the subject of an adverse decision under subsection (a) may obtain a review of such decision by the United States Court of Appeals for the District of Columbia or for the circuit in which the person resides, by filing in such court (within 60 days following the date the person is notified of the Secretary's decision) a petition requesting that the decision be modified or set aside."

SEC. 5. INFORMATION.

Section 505(j) (21 U.S.C. 355(j)) is amended by adding at the end the following:

"(8) The Secretary shall, with respect to each application submitted under this subsection, maintain a record of—

"(A) the name of the applicant,

"(B) the name of the drug covered by the application,

"(C) the name of each person to whom the review of the chemistry of the application was assigned and the date of such assignment, and

"(D) the name of each person to whom the bioequivalence review for such application was assigned and the date of such assignment.

The information the Secretary is required to maintain under this paragraph with respect to an application submitted under this subsection shall be made available to the public after the approval of such application."

SEC. 6. DEFINITIONS.

Section 201 (21 U.S.C. 321) is amended by adding at the end the following:

"(bb) The term 'abbreviated drug application' means an application submitted under section 505(j) or 507 for the approval of a drug that relies on the approved application of another drug with the same active ingredient to establish safety and efficacy, and—

"(1) in the case of section 306, includes a supplement to such an application for a different or additional use of the drug but does not include a supplement to such an application for other than a different or additional use of the drug, and

"(2) in the case of sections 307 and 308, includes any supplement to such an application.

"(cc) The term 'knowingly' or 'knew' means that a person, with respect to information—

"(1) has actual knowledge of the information, or

"(2) acts in deliberate ignorance or reckless disregard of the truth or falsity of the information.

"(dd) For purposes of section 306, the term 'high managerial agent'—

"(1) means—

"(A) an officer or director of a corporation or an association,

"(B) a partner of a partnership, or

"(C) any employee or other agent of a corporation, association, or partnership,

having duties such that the conduct of such officer, director, partner, employee, or agent may fairly be assumed to represent the policy of the corporation, association, or partnership, and

"(2) includes persons having management responsibility for—

"(A) submissions to the Food and Drug Administration regarding the development or approval of any drug product,

"(B) production, quality assurance, or quality control of any drug product, or

"(C) research and development of any drug product.

"(ee) For purposes of sections 306 and 307, the term 'drug product' means a drug subject to regulation under section 505, 507, 512, or 802 of this Act or under section 351 of the Public Health Service Act."

SEC. 7. EFFECT ON OTHER LAWS.

No amendment made by this Act shall preclude any other civil, criminal, or administrative remedy provided under Federal or State law, including any private right of action against any person for the same action subject to any action or civil penalty under an amendment made by this Act.

Amend the title so as to read: "An Act to authorize the Secretary of Health and Human Services to impose debarments and to take other action to ensure the integrity of abbreviated drug applications under the Federal Food, Drug, and Cosmetic Act, and for other purposes."

The SPEAKER pro tempore, Mr. NEAL of North Carolina, recognized Mr. WAXMAN and Mr. BLILEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said amendments?

The SPEAKER pro tempore, Mr. NEAL of North Carolina, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said amendments were agreed to.

A motion to reconsider the vote whereby the rules were suspended and said amendments were agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶44.8 SUBPOENA

The SPEAKER pro tempore, Mr. NEAL of North Carolina, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES,

Washington, DC.

DEAR MR. SPEAKER: This is to notify you pursuant to Rule L (50) of the Rules of the House that I have been served with a subpoena issued by the Missouri Circuit Court.

After consultation with the General Counsel to the Clerk, I have determined that compliance with the subpoena is consistent with the privileges and precedents of the House.

Sincerely,

WILLIAM L. CLAY.

¶44.9 SUBPOENA

The SPEAKER pro tempore, Mr. NEAL of North Carolina, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES,

Washington, DC, April 22, 1992.

Hon. THOMAS S. FOLEY,

Speaker, House of Representatives, U.S. Capitol Building, Washington, DC.

DEAR MR. SPEAKER: This is to notify you pursuant to Rule L (50) of the Rules of the House that I have been served with a subpoena duces tecum issued by the Blackford County Circuit Court in the State of Indiana. It requests that my office provide informational materials in a legal dispute between two local parties.

After consultation with the General Counsel to the Clerk, I have determined that compliance with the subpoena is consistent with the privileges and precedents of the House.

Sincerely,

PHIL SHARP,
Member of Congress.

¶44.10 SUBPOENA

The SPEAKER pro tempore, Mr. NEAL of North Carolina, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES, COMMITTEE ON ENERGY AND COMMERCE, SUBCOMMITTEE ON COMMERCE, CONSUMER PROTECTION, AND COMPETITIVENESS,

Washington, DC, April 6, 1992.

Hon. THOMAS S. FOLEY,

Speaker of the House, U.S. Capitol, Washington, DC.

DEAR MR. SPEAKER: This is to notify you pursuant to Rule L (50) of the Rules of the House that the Subcommittee on Commerce, Consumer Protection, and Competitiveness of the Committee on Energy and Commerce has been served with a subpoena issued by the United States District Court for the Southern District of New York for testimony by a staff member. After consultation with the General Counsel to the Clerk, the attached letter was sent to the court, and the subpoena was withdrawn.

Sincerely,

CARDISS COLLINS,
Chairwoman.

¶44.11 SUBPOENA

The SPEAKER pro tempore, Mr. NEAL of North Carolina, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES, COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT,

Washington, DC, April 24, 1992.

Hon. THOMAS S. FOLEY,

Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: This is to formally notify you pursuant to Rule L (50) of the Rules of the House that the Committee on Standards of Official Conduct has been served with a subpoena issued by the United States District Court for the District of Columbia.

Sincerely,

MATTHEW F. MCHUGH,
Acting Chairman.

44.12 SUBPOENA

The SPEAKER pro tempore, Mr. NEAL of North Carolina, laid before the House a communication, which was read as follows:

OFFICE OF THE SERGEANT AT ARMS,
HOUSE OF REPRESENTATIVES,
Washington, DC, April 24, 1992.

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

DEAR MR. SPEAKER: This is to formally notify you pursuant to Rule L (50) of the Rules of the House that I have been served with a subpoena issued by the United States District Court for the District of Columbia.

Sincerely,

WERNER W. BRANDT,
Sergeant at Arms.

44.13 MESSAGES FROM THE PRESIDENT

Sundry messages in writing from the President of the United States were communicated to the House by Mr. McCathran, one of his secretaries.

44.14 MESSAGE FROM THE PRESIDENT—
FEDERAL COUNCIL ON THE AGING

The SPEAKER pro tempore, Mr. NEAL of North Carolina, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

In accordance with section 204(f) of the Older Americans Act of 1965, as amended (42 U.S.C. 3015(f)), I hereby transmit the Annual Report for 1991 of the Federal Council on the Aging. The report reflects the Council's views in its role of examining programs serving older Americans.

GEORGE BUSH.

THE WHITE HOUSE, April 28, 1992.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Education and Labor.

44.15 MESSAGE FROM THE PRESIDENT—
NATIONAL ENDOWMENT FOR THE
HUMANITIES

The SPEAKER pro tempore, Mr. NEAL of North Carolina, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

In accordance with the provisions of the National Foundation on the Arts and Humanities Act of 1965, as amended (20 U.S.C. 959(b)), I am pleased to transmit herewith the 26th Annual Report of the National Endowment for the Humanities for fiscal year 1991.

GEORGE BUSH.

THE WHITE HOUSE, April 28, 1992.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Education and Labor.

44.16 MESSAGE FROM THE PRESIDENT—
JOB TRAINING 2000

The SPEAKER pro tempore, Mr. NEAL of North Carolina, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

I am pleased to transmit today for your immediate consideration and en-

actment the "Job Training 2000 Act." This legislation would reform the Federal vocational training system to meet the Nation's work force needs into the 21st century by establishing: (1) a network of local skill centers to serve as a common point of entry to vocational training; (2) a certification system to ensure that only high quality vocational training programs receive Federal funds; and (3) a voucher system for vocational training to enhance participant choice.

Currently, a myriad of programs administered by a number of Federal agencies offer vocational education and job training at a cost of billions of dollars each year. This investment in the federally supported education and training system should provide opportunities to acquire the vital skills to succeed in a changing economy. Unfortunately, the current reality is that services are disjointed, and administration is inefficient. Few individuals—especially young, low-income, unskilled people—are able to obtain crucial information on the quality of training programs and the job opportunities and skill requirements in the fields for which training is available.

The Job Training 2000 Act transforms this maze of programs into a vocational training system responsive to the needs of individuals, business, and the national economy.

Four key principles underlie the Job Training 2000 Act. First, the proposal is designed to simplify and coordinate services for individuals seeking vocational training or information relating to such training. Second, it would decentralize decision-making and create a flexible service delivery structure for public programs that reflects local labor market conditions. Third, it would ensure high standards of quality and accountability for federally funded vocational training programs. Fourth, it would encourage greater and more effective private sector involvement in the vocational training programs.

The Job Training 2000 initiative would be coordinated through the Private Industry Councils (PICs) formed under the Job Training Partnership Act (JTPA). PICs are the public/private governing boards that oversee local job training programs in nearly 650 JTPA service delivery areas. A majority of PIC members are private sector representatives. Other members are from educational agencies, labor, community-based organizations, the public Employment Service, and economic development agencies.

Under the Job Training 2000 Act, the benefits of business community input, now available only to JTPA, would enhance other Federal vocational training programs. PICs would form the "management core" of the Job Training 2000 system and would oversee skill centers, certify (in conjunction with State agencies) federally funded vocational training programs, and manage the vocational training voucher system. Under this system, PICs would be accountable to Governors for their ac-

tivities, who in turn would report on performance to a Federal Vocational Training Council.

The skill centers would be established under this Act as a one-stop entry point to provide workers and employers with easy access to information about vocational training, labor markets, and other services available throughout the community. The skill centers would be designated by the local PICs after consultations within the local community. These centers would replace the dozens of entry points now in each community. Centers would present a coherent menu of options and services to individuals seeking assistance: assessment of skill levels and service needs, information on occupations and earnings, career counseling and planning, employability development, information on federally funded vocational training programs, and referrals to agencies and programs providing a wide range of services.

The skill centers would enter into written agreements regarding their operation with participating Federal vocational training programs. The programs would agree to provide certain core services only through the skill centers and would transfer sufficient resources to the skill centers to provide such services. These provisions would ensure improved client access, minimize duplication, and enhance the effectiveness of vocational training programs.

The Job Training 2000 Act also would establish a certification system for Federal vocational training that is based on performance. To be eligible to receive Federal vocational training funds, a program would have to provide effective training as measured by outcomes, including job placement, retention, and earnings. The PIC, in conjunction with the designated State agency, would certify programs that meet these standards. This system would increase the availability of information to clients regarding the performance of vocational training programs and ensure that Federal funds are only used for quality programs.

For the most part, vocational training provided under JTPA, the Carl D. Perkins Vocational Education Act (postsecondary only), and the Food Stamp Employment and Training Program would be provided through a voucher system. The voucher system would be operated under a local agreement between the PIC and covered programs. The system would provide participants with the opportunity to choose from among certified service providers. The vouchers would also contain financial incentives for successful training outcomes. By promoting choice and competition among service providers, the establishment of this system would enhance the quality of vocational training.

This legislation provides an important opportunity to improve services to youths and adults needing to raise their skills for the labor market by focusing on the "consumer's" needs rath-

er than preserving outmoded and disjointed traditional approaches. Enactment of this legislation would make significant contributions to the country's competitiveness by enhancing the opportunities available to our current and future workers and increasing the skills and productivity of our work force.

I urge the Congress to give this legislation prompt and favorable consideration.

GEORGE BUSH.

THE WHITE HOUSE, April 28, 1992.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Education and Labor, the Committee on Ways and Means, the Committee on Veterans' Affairs, the Committee on Agriculture, and the Committee on the Judiciary and ordered to be printed (H. Doc. 102-321).

¶44.17 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 1128. An Act to impose sanctions against foreign persons and United States persons that assist foreign countries in acquiring a nuclear explosive device or unsafeguarded special nuclear material, and for other purposes; to the Committee on Foreign Affairs.

And then,

¶44.18 ADJOURNMENT

On motion of Mr. WASHINGTON, pursuant to the special order heretofore agreed to, at 2 o'clock and 58 minutes p.m., the House adjourned until 2 o'clock p.m. on Wednesday, April 29, 1992.

¶44.19 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:

[Pursuant to the order of the House on April 9, 1992, the following reports were filed on April 22, 1992]

Mr. CONYERS: Committee on Government Operations: Misplaced Trust: The Bureau of Indian Affairs' Mismanagement of the Indian Trust Fund (Rept. No. 102-499). Referred to the Committee of the Whole House on the State of the Union.

Mr. BROWN: Committee on Science, Space, and Technology. To authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, research and program management, and inspector general, and for other purposes; with an amendment (Rept. No. 102-500). Referred to the Committee of the Whole House on the State of the Union.

Mr. CONYERS: Committee on Government Operations. Issues in Aircraft Cabin Safety and Crash Survivability: The USAir-Skywest Accident (Rept. No. 102-501). Referred to the Committee of the Whole House on the State of the Union.

[Introduced April 28, 1992]

Mr. JONES of North Carolina: Committee on Merchant Marine and Fisheries. H.R. 4485. A bill to authorize reimbursement of ex-

penses for overseas inspections and examination of foreign vessels (Rept. No. 102-502). Referred to the Committee of the Whole House on the State of the Union.

Mr. ROE: Committee on Public Works and Transportation. H.R. 4691. A bill to amend the Airport and Airway Improvement Act of 1982 to authorize appropriations for fiscal year 1993 and 1994, and for other purposes; with an amendment (Rept. No. 102-503). Referred to the Committee of the Whole House on the State of the Union.

¶44.20 SUBSEQUENT ACTION ON A REPORTED BILL SEQUENTIALLY REFERRED

Under clause 5 of Rule X, the following action was taken by the Speaker:

[Submitted April 17, 1992]

H.R. 3304. Referral to the Committees on Government Operations and Rules extended for a period ending not later than May 8, 1992.

[Submitted April 28, 1992]

H.R. 776. Referred to the Committee on Agriculture for a period ending not later than May 1, 1992, for consideration of those provisions within titles XII, XVI and XIX contained in the amendment recommended by the Committee on Energy and Commerce that fall within the jurisdiction of that committee pursuant to clause 1(a), rule X.

¶44.21 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. CARDIN:

H.R. 4989. A bill to amend title 35, United States Code, to impose a 5-year moratorium on the granting of patents on invertebrate or vertebrate animals, including those that have been genetically engineered, in order to provide time for the Congress to fully assess, consider, and respond to the economic, environmental, and ethical issues raised by the patenting of such animals; to the Committee on the Judiciary.

By Mr. WHITTEN:

H.R. 4990. A bill rescinding certain budget authority, and for other purposes; to the Committee on Appropriations.

By Mr. CLAY (for himself, Mr. ACKERMAN, and Mr. KANJORSKI):

H.R. 4991. A bill to amend title 5, United States Code, to establish notification requirements relating to reductions in force affecting Federal employees; to require that the Office of Personnel Management establish and maintain a Governmentwide list of vacant positions in Federal agencies; to implement measures designed to facilitate the reemployment of certain displaced Federal employees; and for other purposes; to the Committee on Post Office and Civil Service.

By Mr. CRANE:

H.R. 4992. A bill to suspend until January 1, 1995, the duty of Ceretec; to the Committee on Ways and Means.

By Mr. DANNEMEYER:

H.R. 4993. A bill to amend the Americans with Disabilities Act of 1990 and other provisions of law to provide for the prevention of certain adverse effects on the economy of the United States; jointly, to the Committees on Education and Labor, Public Works and Transportation, Ways and Means, and the Judiciary.

H.R. 4994. A bill to amend the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 to exempt certain persons from liability under that act, and for other purposes; to the Committee on Energy and Commerce.

By Mr. DORGAN of North Dakota (for himself and Mr. ECKART):

H.R. 4995. A bill to provide for the establishment of a savings and loan criminal fraud task force to prosecute crimes involving savings and loan institutions; to the Committee on the Judiciary.

By Mr. GEJDENSON (for himself, Mr. ROTH, Mr. LEVIN of Michigan, Mr. MCGRATH, Mr. JOHNSTON of Florida, Mr. FEIGHAN, Mr. WOLPE, Mr. LEVINE of California, Mr. ENGEL, Mr. ORTON, and Mr. MURPHY):

H.R. 4996. A bill to extend the authorities of the Overseas Private Investment Corporation, and for other purposes; to the Committee on Foreign Affairs.

By Mr. GEREN of Texas:

H.R. 4997. A bill to promote a North Atlantic Defense Community; to the Committee on Foreign Affairs.

By Mr. JONES of North Carolina:

H.R. 4998. A bill to suspend until January 1, 1995, the duty on certain textile spinning machines; to the Committee on Ways and Means.

By Mr. KOSTMAYER:

H.R. 4999. A bill to authorize additional appropriations for implementation of the development plan for Pennsylvania Avenue between the Capitol and the White House; to the Committee on Interior and Insular Affairs.

By Mr. WYDEN (for himself, Mr. BILIRAKIS, Mr. DINGELL, Mr. SCHEUER, Mr. LENT, Mr. WAXMAN, Mr. MOORHEAD, Mr. SHARP, Mr. RINALDO, Mr. MARKEY, Mr. DANNEMEYER, Mr. SWIFT, Mr. RITTER, Mrs. COLLINS of Illinois, Mr. BLILEY, Mr. SYNAR, Mr. FIELDS, Mr. TAUZIN, Mr. OXLEY, Mr. HALL of Texas, Mr. SCHAEFER, Mr. ECKART, Mr. BARTON of Texas, Mr. RICHARDSON, Mr. CALLAHAN, Mr. SLATTERY, Mr. McMILLAN of North Carolina, Mr. SIKORSKI, Mr. HASTERT, Mr. BRYANT, Mr. HOLLOWAY, Mr. BOUCHER, Mr. UPTON, Mr. COOPER, Mr. BRUCE, Mr. ROWLAND, Mr. MANTON, Mr. TOWNS, Mr. McMILLEN of Maryland, Mr. STUDDS, Mr. KOSTMAYER, Mr. LEHMAN of California, and Mr. HARRIS):

H.R. 5000. A bill to amend the Petroleum Marketing Practices Act; to the Committee on Energy and Commerce.

By Mr. KOSTMAYER (for himself, Mr. OWENS of Utah, and Mr. GEJDENSON):

H.R. 5001. A bill to amend the Outdoor Recreation Act of 1963 to authorize the National Park Service and the U.S. Geological Survey to conduct a national river systems recreation assessment; to the Committee on Interior and Insular Affairs.

By Mr. RHODES:

H.R. 5002. A bill to amend title XVIII of the Social Security Act to require physicians not participating in the medicare program to refund amounts paid for physicians' services by individuals enrolled under part B of the program in excess of the limiting charges applicable to such services, and for other purposes; jointly, to the Committees on Ways and Means and Energy and Commerce.

By Mr. ROTH:

H.R. 5003. A bill to provide for the deobligation of certain unexpended balances of funds made available for foreign economic assistance; to the Committee on Foreign Affairs.

By Mr. SARPALIUS:

H.R. 5004. A bill to provide the authority for Lake Meredith National Recreation Area to enter into a management agreement for public recreational use on lands administered by the Bureau of Mines; to the Committee on Interior and Insular Affairs.

By Mr. TRAFICANT:

H.R. 5005. A bill to exempt any person operating a trade or business in the State of Ohio from all Federal laws and regulations apply-

ing with regard to such trade or business; to the Committee on Government Operations.

By Mr. BERMAN (for himself, Mrs. MORELLA, Mr. WEISS, Mr. WAXMAN, and Mr. LEVINE of California):

H.J. Res. 473. Joint resolution to prohibit the proposed sale to Kuwait of an air defense system; to the Committee on Foreign Affairs.

By Mr. ROBERTS:

H.J. Res. 474. Joint Resolution designating the week of October 4 through 10, 1992, as "National Customer Service Week"; to the Committee on Post Office and Civil Service.

By Mr. SOLARZ:

H. Con. Res. 311. Concurrent resolution recognizing the 50th anniversary of the Battle of the Coral Sea, paying tribute to the United States-Australian relationship, and reaffirming the importance of cooperation between the United States and Australia within the region; to the Committee on Foreign Affairs.

¶44.22 MEMORIALS

Under clause 4 of rule XXII, memorials were presented and referred as follows:

370. By the SPEAKER: Memorial of the General Assembly of the Commonwealth of Virginia, relative to public assistance benefits; to the Committee on Agriculture.

371. Also, memorial of the General Assembly of the Commonwealth of Virginia, relative to the 276th Engineer Battalion; to the Committee on Armed Services.

372. Also, memorial of the General Assembly of the Commonwealth of Virginia, relative to the 276th Engineer Battalion; to the Committee on Armed Services.

373. Also, memorial of the General Assembly of the Commonwealth of Virginia, relative to health care benefits for Virginia's coal miners; to the Committee on Education and Labor.

374. Also, memorial of the General Assembly of the Commonwealth of Virginia, relative to Medicaid payment for covered outpatient drugs; to the Committee on Energy and Commerce.

375. Also, memorial of the General Assembly of the Commonwealth of Virginia, relative to state-of-the-art communications network systems; to the Committee on Energy and Commerce.

376. Also, memorial of the General Assembly of the State of Vermont, relative to breast cancer; to the Committee on Energy and Commerce.

377. Also, memorial of the General Assembly of the State of Colorado, relative to the allocation of the electromagnetic spectrum; to the Committee on Energy and Commerce.

378. Also, memorial of the General Assembly of the State of Colorado, relative to the cable industry; to the Committee on Energy and Commerce.

379. Also, memorial of the General Assembly of the State of Indiana, relative to Federal funds for interstitial cystitis public education and research; to the Committee on Energy and Commerce.

380. Also, memorial of the General Assembly of the State of Iowa, relative to preventive measures for breast cancer, to the Committee on Energy and Commerce.

381. Also, memorial of the General Assembly of the Commonwealth of Virginia, relative to Federal mandates on the Commonwealth; to the Committee on Government Operations.

382. Also, memorial of the Senate of the State of Michigan, relative to the National Park System; to the Committee on Interior and Insular Affairs.

383. Also, memorial of the General Assembly of the Commonwealth of Virginia, relative to the line-item veto power; to the Committee on the Judiciary.

384. Also, memorial of the General Assembly of the Commonwealth of Virginia, relative to desecration of the American flag; to the Committee on the Judiciary.

385. Also, memorial of the General Assembly of the Commonwealth of Virginia, relative to the equal rights amendment; to the Committee on the Judiciary.

386. Also, memorial of the General Assembly of the State of Missouri, relative to the commerce of insurance; to the Committee on the Judiciary.

387. Also, memorial of the General Assembly of the Commonwealth of Virginia, relative to constructing a veterans' medical facility in northern Virginia; to the Committee on Veterans' Affairs.

388. Also, memorial of the Legislature of the State of Maine, relative to the 10th anniversary of the Vietnam Veterans Memorial in Washington, DC; to the Committee on Veterans' Affairs.

389. Also, memorial of the General Assembly of the Commonwealth of Virginia, relative to the industrial revenue bond program; to the Committee on Ways and Means.

390. Also, memorial of the General Assembly of the Commonwealth of Virginia, relative to U.S. trade laws and trade agreements; to the Committee on Ways and Means.

391. Also, memorial of the General Assembly of the Commonwealth of Virginia, relative to public assistance benefits; to the Committee on Ways and Means.

392. Also, memorial of the General Assembly of the Commonwealth of Virginia, relative to health care benefits for Virginia's coal miners; to the Committee on Ways and Means.

393. Also, memorial of the Legislature of the State of Colorado relative to additional wilderness areas in Colorado; jointly, to the Committees on Agriculture and Interior and Insular Affairs.

¶44.23 ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

H.R. 78: Mr. CAMPBELL of California.

H.R. 110: Mr. ABERCROMBIE.

H.R. 299: Mr. INHOFE and Mr. EDWARDS of Oklahoma.

H.R. 467: Mrs. SCHROEDER, Mr. HUNTER, Mr. LOWERY of California, Mr. SABO, and Mr. MILLER of Ohio.

H.R. 671: Mr. MCCOLLUM.

H.R. 784: Mr. ATKINS, Mrs. MEYERS of Kansas, and Mr. ASPIN.

H.R. 842: Mr. GREEN of New York and Mr. RAY.

H.R. 1110: Mr. OLVER and Mr. SAWYER.

H.R. 1130: Ms. PELOSI.

H.R. 1161: Mr. SIKORSKI.

H.R. 1300: Mr. ENGEL and Mr. BORSKI.

H.R. 1468: Mr. SENSENBRENNER and Mr. CAMP.

H.R. 1497: Mr. CHAPMAN, Mr. MORAN, Mr. OBERSTAR, Mr. MCCURDY, and Mr. OXLEY.

H.R. 1703: Mr. JONES of Georgia.

H.R. 1860: Mr. CRAMER.

H.R. 1994: Mr. BLAZ.

H.R. 2070: Mr. SWIFT, Mr. EDWARDS of Oklahoma, Mr. TALLON, Mr. SMITH of Texas, Mr. ABERCROMBIE, Ms. PELOSI, Mr. DAVIS, Mr. WOLPE, and Mr. WELDON.

H.R. 2200: Mr. DANNEMEYER.

H.R. 2248: Mr. STENHOLM and Mrs. LOWEY of New York.

H.R. 2361: Mr. LEHMAN of California.

H.R. 2385: Mr. FROST.

H.R. 2782: Mr. RICHARDSON, Mr. TRAXLER, Mr. ACKERMAN, Mr. FLAKE, Mr. WHEAT, Mr. LEHMAN of California, Mr. DAVIS, and Mr. FASCELL.

H.R. 2840: Mr. SCHIFF, Mrs. BOXER, and Mr. POSHARD.

H.R. 2890: Mr. MAVROULES.

H.R. 2945: Mr. GILCHREST.

H.R. 3026: Mr. SENSENBRENNER.

H.R. 3071: Mr. JEFFERSON, Mr. SCHIFF, Mr. HANSEN, Mr. HUCKABY, Mr. COUGHLIN, and Mr. MCCOLLUM.

H.R. 3121: Mr. GUNDERSON and Mr. KLUG.

H.R. 3142: Mr. GRANDY and Mr. MAVROULES.

H.R. 3173: Mr. LANTOS.

H.R. 3229: Mr. OWENS of New York.

H.R. 3373: Mr. LAROCOCO, Mr. FLAKE, Mr. BARTON of Texas, Mr. CLINGER, Mr. GEREN of Texas, and Mr. LENT.

H.R. 3438: Mr. TORRICELLI.

H.R. 3440: Mr. TORRICELLI.

H.R. 3441: Mr. ALLEN.

H.R. 3450: Ms. PELOSI, Ms. NORTON, Mr. NAGLE, and Mr. HASTERT.

H.R. 3518: Mr. FISH, Mr. MCCLOSKEY, Mr. WOLF, Mr. MILLER of California, Mr. TOWNS, and Mr. SHAW.

H.R. 3526: Mr. ENGEL and Mr. BOUCHER.

H.R. 3561: Mr. SENSENBRENNER, Mr. HEFLEY, Mr. ZELIFF, Mr. KOLBE, Mr. PENNY, and Ms. HORN.

H.R. 3612: Ms. PELOSI.

H.R. 3633: Mr. ACKERMAN, Mr. FROST, Mr. MRAZEK, and Mr. ENGEL.

H.R. 3725: Mr. LAGOMARSINO and Mr. GLICKMAN.

H.R. 3861: Mr. MORAN.

H.R. 3971: Mr. HOLLOWAY, Mr. PRICE, and Mr. CONDIT.

H.R. 3986: Mr. COSTELLO.

H.R. 4013: Ms. KAPTUR and Mr. CARPER.

H.R. 4083: Mr. BARNARD, Mr. PRICE, and Mr. RITTER.

H.R. 4107: Mr. MACHTLEY.

H.R. 4174: Mr. BOEHNER, Mr. JACOBS, Mr. DANNEMEYER, Mr. FRANK of Massachusetts, Mr. GOSS, and Mrs. SCHROEDER.

H.R. 4178: Mr. COX of California, Mr. STARK, Mr. SHAW, Mr. WAXMAN, Mr. EVANS, Mr. HOYER, Mr. CLINGER, and Mr. GUARINI.

H.R. 4206: Mr. STOKES, Mrs. BYRON, Mr. SOLARZ, Mr. BLACKWELL, Mr. SERRANO, and Mr. ESPY.

H.R. 4222: Mr. ROE, Mr. LIPINSKI, Mr. MILLER of California, Mr. FROST, Mr. ABERCROMBIE, Mr. BUSTAMANTE, Mrs. UNSOELD, Mr. RIGGS, Mr. BATEMAN, and Mrs. BOXER.

H.R. 4229: Mr. KOSTMAYER.

H.R. 4278: Mr. SCHIFF.

H.R. 4280: Mr. STUMP.

H.R. 4304: Mr. DINGELL, Mr. CHAPMAN, Mr. DEFazio, Mr. SANDERS, and Mr. MURTHA.

H.R. 4342: Mr. RHODES.

H.R. 4361: Mr. FROST, and Mr. EVANS.

H.R. 4399: Ms. HORN.

H.R. 4406: Mr. NICHOLS and Mr. WALKER.

H.R. 4414: Mr. HUGHES, Mr. ATKINS, and Mr. LEHMAN of California.

H.R. 4416: Mr. STUDDS and Ms. OAKAR.

H.R. 4419: Mr. BATEMAN, Mr. TORRICELLI, Mr. FROST, Mr. HOAGLAND, Mr. BUSTAMANTE, Mr. INHOFE, Mr. EVANS, and Mr. GORDON.

H.R. 4430: Mr. INHOFE and Mr. HAYES of Louisiana.

H.R. 4473: Mr. SAWYER and Mr. ANDREWS of Maine.

H.R. 4490: Mr. GLICKMAN, Ms. KAPTUR, and Mr. EVANS.

H.R. 4504: Mr. ZELIFF.

H.R. 4513: Mr. CAMPBELL of California, Mr. MACHTLEY, and Mr. MORAN.

H.R. 4516: Mr. KENNEDY, Mr. OLVER, Mr. TRAXLER, Mr. KOPETSKI, Mrs. MINK, Mr. DE LUGO, Mr. SAVAGE, Mr. AUcoin, Mr. HUTTO, Mr. DEFazio, Mr. NEAL of Massachusetts, Mr. JEFFERSON, Mr. FRANK of Massachusetts, and Mr. MCCLOSKEY.

H.R. 4530: Mr. OLVER, Mr. SPRATT, Mr. GUARINI, Mr. GLICKMAN, Mr. ALLEN, and Mr. MARTINEZ.

H.R. 4538: Mr. COLEMAN of Texas, Mr. GUARINI, Ms. PELOSI, and Mr. EVANS.

H.R. 4554: Mrs. SCHROEDER, Mr. BLACKWELL, Ms. NORTON, Mr. EVANS, Mr. JONTZ, and Mr. MARTINEZ.

H.R. 4565: Mr. SOLOMON, Mr. NICHOLS, and Mr. INHOFE.

H.R. 4584: Mr. NAGLE, Mr. MAZZOLI, Mr. ENGLISH, Mr. JONTZ, and Mr. ZELIFF.

H.R. 4613: Mr. WALSH, Mr. LIVINGSTON, Mr. RANGEL, Mr. GILLMOR, and Mr. EWING.

H.R. 4689: Mr. KOSTMAYER, Mr. GOODLING, Mr. ATKINS, and Mr. BRYANT.

H.R. 4713: Mr. LIVINGSTON and Mr. DORNAN of California.

H.R. 4730: Mr. WAXMAN, Mr. BACCHUS, Mr. BONIOR, Mr. TOWNS, Mrs. LLOYD, Mr. SHAYS, and Mr. ABERCROMBIE.

H.R. 4750: Mr. SAXTON, Mr. MURPHY, Mr. WILLIAMS, Mr. DOOLEY, Mr. STOKES, Mr. CAMPBELL of Colorado, Mr. GEJDENSON, Mr. DONNELLY, Mr. SABO, Mr. HOAGLAND, Mr. FOGLIETTA, Mrs. MORELLA, Ms. SNOWE, Mr. RANGEL, Mr. PRICE, Mr. CARPER, Mr. LIPINSKI, and Mr. MOODY.

H.R. 4754: Mr. SHAW.

H.R. 4779: Mr. BUSTAMANTE, Mr. LANCASTER, Mr. PAYNE of New Jersey, and Mr. EVANS.

H.R. 4908: Mr. JONES of North Carolina.

H.R. 4944: Mr. SCHIFF and Mr. EWING.

H.J. Res. 22: Mr. CHANDLER.

H.J. Res. 27: Mr. ROSE.

H.J. Res. 271: Mr. LEHMAN of California.

H.J. Res. 318: Mr. GALLEGLY, Mr. SPENCE, Mr. TORRES, Mr. HAMMERSCHMIDT, Mr. ASPIN, Mr. CHANDLER, Mr. CLINGER, Mr. COYNE, Mr. SPRATT, Mr. STOKES, Mr. KOSTMAYER, Mr. BROOKS, Mr. EDWARDS of Texas, Mr. MURTHA, Mr. ORTON, Mr. LEWIS of Georgia, Mr. WEBER, Mr. YATES, Mr. HOCHBRUECKNER, Mr. TRAFICANT, Mr. MOODY, Mr. WYDEN, Mr. LOWERY of California, Mr. WISE, Mr. MILLER of Washington, Mr. COX of California, Mr. SARPALIUS, Mr. GREEN of New York, Mr. SMITH of Oregon, Mr. OBEY, Mr. YOUNG of Florida, Mr. HUTTO, Mr. GIBBONS, Mr. JOHNSTON of Florida, Ms. MOLINARI, Mr. EARLY, and Mr. WOLF.

H.J. Res. 358: Mr. COBLE.

H.J. Res. 378: Mr. MANTON, Mr. MATSUI, Mr. BLILEY, and Mr. CAMP.

H.J. Res. 388: Mr. LEVINE of California, Mr. SAWYER, Mr. HAMMERSCHMIDT, Mr. SCHUMER, Mr. ROSE, Mr. GALLO, Mr. DICKINSON, Mr. COOPER, Mr. DYMALLY, Mr. BLACKWELL, Mr. KENNEDY, Mr. GINGRICH, Mr. GEKAS, Mr. MOLLOHAN, Mr. COLEMAN of Texas, Mr. ENGEL, Mr. HUBBARD, Mr. BONIOR, Mr. LEHMAN of Florida, Mr. MCCOLLUM, Mr. MURPHY, Mrs. LOWEY of New York, Mr. PARKER, Ms. OAKAR, Mr. GORDON, Mr. FLAKE, Mr. PICKLE, Mr. KOSTMAYER, Mr. ROWLAND, Mr. SOLARZ, Mr. SOLOMON, Mr. SPENCE, Mr. SLATTERY, Mr. DORNAN of California, Mr. LANTOS, Mr. ASPIN, Mr. BACCHUS, Mr. YOUNG of Florida, Mr. MCEWEN, Mr. CHANDLER, Mr. KILDEE, Mr. DEFAZIO, Mr. WASHINGTON, Mr. APPELEGATE, Mr. BORSKI, Mr. CARR, Mr. LEWIS of Georgia, Mr. DOOLITTLE, Mr. DELLUMS, Mr. HEFNER, Mr. EWING, Mr. HALL of Ohio, Mr. GREEN of New York, Mr. WYDEN, Mr. GONZALEZ, and Mr. HOCHBRUECKNER.

H.J. Res. 391: Mr. ROE, Mr. HOLLOWAY, Mr. GORDON, Mr. GUARINI, Mr. BILIRAKIS, Mr. SUNDQUIST, Mr. TRAXLER, Mr. TANNER, Mr. RANGEL, Mr. WAXMAN, Mr. RAY, and Mr. GILCHREST.

H.J. Res. 397: Mr. FRANKS of Connecticut, Mr. MACTHLEY, Mr. JOHNSON of South Dakota, Mr. PURSELL, and Mrs. MORELLA.

H.J. Res. 411: Mr. ENGEL, Mr. CALLAHAN, Mr. CARDIN, Mr. CONYERS, Mr. DARDEN, Mr. COYNE, Mr. DELLUMS, Mr. DICKS, Mr. DONNELLY, Mr. GILCHREST, Mr. GOODLING, Mr. MURTHA, Mr. KOSTMAYER, Mr. HYDE, Mr. HUBBARD, Mr. SERRANO, Mr. GUNDERSON, Mr. EVANS, Mr. JACOBS, Mr. WELDON, and Mr. HAMMERSCHMIDT.

H.J. Res. 425: Mr. LEVIN of Michigan, Mrs. COLLINS of Illinois, Mr. TOWNS, Mr. JOHNSTON of Florida, Mr. DINGELL, Mr. SCHUMER, Mr. WALSH, Mr. HORTON, Mr. BRUCE, Mr. LAFALCE, Mr. WEBER, Mr. ENGEL, Mr. EVANS,

Mr. MCGRATH, Mr. CONYERS, Mr. ANNUNZIO, Mr. CARPER, Mr. JONTZ, Mr. CARR, Mr. RINALDO, Mrs. ROUKEMA, Mr. ROYBAL, Mr. SAXTON, Mr. SOLARZ, Mr. WAXMAN, Mr. WOLPE, Mr. YATRON, and Mr. CLINGER.

H.J. Res. 430: Ms. SLAUGHTER, Mrs. VUCANOVICH, Mr. RICHARDSON, Mr. ROWLAND, Mr. SISISKY, Mr. COBLE, Mr. WISE, Mr. LOWERY of California, Mr. YOUNG of Florida, Mr. GRANDY, Mr. KILDEE, Mr. CONYERS, Mr. DOOLITTLE, and Mr. SCHEUER.

H.J. Res. 431: Mr. MURPHY, Mr. WAXMAN, Mr. RAMSTAD, Mr. BEVILL, Mr. CAMP, Mr. ROTH, Mr. LEWIS of Florida, Mr. HYDE, Mr. KOSTMAYER, Mr. DE LA GARZA, Mr. CALAHAN, Mr. LEWIS of California, Mr. GREEN of New York, Mr. BURTON of Indiana, Mr. GILMAN, Mrs. KENNELLY, Mr. AUCOIN, Mr. TAUZIN, Mr. ROWLAND, Mr. JOHNSTON of Florida, Mr. SMITH of Oregon, Mr. APPELEGATE, Mr. MINETA, Mr. MCCOLLUM, Mr. RAY, Mr. HUCKABY, Ms. OAKAR, Mr. PERKINS, Ms. LONG, Mr. BORSKI, Mr. LAUGHLIN, Mr. SCHEUER, Mr. TALLON, Mr. VENTO, Mr. PETERSON of Florida, Mr. FAZIO, Mr. PICKLE, Mr. JONES of North Carolina, Mr. COYNE, Mr. CLAY, Mr. REED, Mr. KILDEE, Mr. GUNDERSON, Mr. ALXANDER, Mr. YOUNG of Alaska, Mr. FOGLIETTA, Mr. JONTZ, Mr. SISISKY, Mr. INHOFE, Mr. DELAY, Mrs. MINK, Mr. MCHUGH, Mr. RICHARDSON, Mr. BATEMAN, and Ms. PELOSI.

H.J. Res. 433: Mr. ABERCROMBIE, Mr. BACCHUS, Mr. BALLENGER, Mr. BERMAN, Mr. BILIRAKIS, Mr. BREWSTER, Mr. CLEMENT, Mr. CLINGER, Mr. CONYERS, Mr. COSTELLO, Mr. COYNE, Mr. DELLUMS, Mr. DE LA GARZA, Mr. DWYER of New Jersey, Mr. DYMALLY, Mr. EVANS, Mr. FEIGHAN, Mr. FISH, Mr. FORD of Tennessee, Mr. FROST, Mr. GALLO, Mr. GEREN of Texas, Mr. HALL of Ohio, Mr. HARRIS, Mr. HOCHBRUECKNER, Mr. HORTON, Mr. IRELAND, Mr. JOHNSON of South Dakota, Mrs. JOHNSON of Connecticut, Ms. KAPTUR, Mr. KASICH, Mrs. KENNELLY, Mr. KILDEE, Mr. LANCASTER, Mr. LANTOS, Mr. LEWIS of California, Mr. LEWIS of Georgia, Mr. MARTIN, Mr. MARTINEZ, Mr. MAVROULES, Mr. NEAL of Massachusetts, Mr. OBERSTAR, Mr. ORTON, Mr. OWENS of New York, Mr. OWENS of Utah, Mr. PALLONE, Mr. PAYNE of New Jersey, Mr. RAVENEL, Mr. RHODES, Mr. ROSE, Mr. SAVAGE, Mr. SCHUMER, Mr. SHARP, Mr. SLATTERY, Mr. SOLARZ, Mr. SPENCE, Mr. SPRATT, Mr. STAGGERS, Mr. STARK, Mr. TRAFICANT, Ms. WATERS, Mr. WEISS, Mr. WHITTEN, Mr. WOLPE, Mr. YATRON, and Mr. YOUNG of Florida.

H.J. Res. 435: Mr. DELLUMS, Mr. ESPY, Mr. FORD of Tennessee, Ms. NORTON, Mr. TOWNS, and Mr. KILDEE.

H.J. Res. 442: Mr. MILLER of Washington, Mr. WOLF, Mr. SHAYS, Mr. QUILLEN, Mr. BAKER, Mr. BALLENGER, Mr. RAVENEL, Mrs. MEYERS of Kansas, Mr. MCEWEN, Mr. NUSSLE, Mr. LUKE, Mr. PASTOR, Mrs. PATTERSON, Mr. LAUGHLIN, Mrs. COLLINS of Michigan, Mr. HEFNER, Mr. JOHNSTON of Florida, Mr. TRAFICANT, Mr. WELDON, Mr. TOWNS, Mr. HOBSON, Mr. PRICE, Mr. COLORADO, Mr. FRANK of Massachusetts, Mr. MCDERMOTT, Mrs. BOXER, Mr. GONZALEZ, Mr. MARTINEZ, Mr. HAMMERSCHMIDT, and Mr. ENGEL.

H.J. Res. 466: Mr. SAWYER, Mr. SCHULZE, Mr. WASHINGTON, Mr. INHOFE, Mr. YATRON, Mr. SHUSTER, Mr. FIELDS, Mr. SANDERS, Mr. RAVENEL, Mr. MOODY, Mr. BLILEY, Mr. DICKINSON, Mr. BEVILL, Mr. PAXON, Mr. LEWIS of California, Mr. MARTINEZ, Mr. SHAYS, Mr. HANSEN, Mr. SMITH of Florida, Mr. ROWLAND, Mr. HYDE, Mr. HAYES of Illinois, Mr. BURTON of Indiana, Mr. LEACH, Mr. SLATTERY, Mr. BUNNING, Mr. MCCRERY, Mr. HUCKABY, Mr. NICHOLS, Mr. WOLPE, Mr. OBERSTAR, Mr. ESPY, Mr. JOHNSON of South Dakota, Mr. CLEMENT, Mr. RANGEL, Mr. GRANDY, Mr. COX of California, Mr. HOBSON, Mr. HUBBARD, Mr. SANGMEISTER, Mr. EMERSON, Mr. LEVIN of Michigan, Ms. MOLINARI, Mr. DAVIS, Mr. DEFAZIO, Mr. KOPETSKI, Mr. QUILLEN, Mr.

EWING, Mr. McMILLEN of Maryland, Mr. STUDDS, Mr. MCGRATH, Mr. MCEWEN, Mr. BLACKWELL, Mr. HOYER, Mr. VENTO, Mr. LANCASTER, Mr. DORNAN of California, Mr. ENGEL, Mr. HUGHES, Mr. ACKERMAN, Mr. CARDIN, Mr. RHODES, Mr. MINETA, Mr. DWYER of New Jersey, Mr. PAYNE of New Jersey, Mr. OWENS of New York, Mr. BILBRAY, Mr. HOCHBRUECKNER, Mr. COSTELLO, Mr. LAFALCE, Mr. LEHMAN of Florida, Mrs. MORELLA, Mr. LIVINGSTON, Mr. SCHIFF, Mr. GILCHREST, Mr. FRANKS of Connecticut, Mr. ROSE, Mr. TRAFICANT, Mr. PURSELL, Mr. FRANK of Massachusetts, Mr. BLAZ, Mr. WYDEN, Mr. TRAXLER, Mr. MFUME, Mr. GOODLING, Mr. WAXMAN, Mr. COUGHLIN, Mr. SERRANO, Mr. BROOKS, Mr. JEFFERSON, Mr. REGULA, Ms. NORTON, Mr. CALLAHAN, Mr. ANDERSON, Mr. MCCOLLUM, Mr. JONES of Georgia, Mr. FAWELL, Mr. JONTZ, Mr. FALCOMA, Ms. DELAURIO, Mrs. BENTLEY, Mr. HEFNER, Mr. TAUZIN, Mr. FEIGHAN, Mr. KASICH, Mr. LEWIS of Florida, Ms. SLAUGHTER, Mr. RITTER, Mr. PRICE, Mr. FASCELL, Mr. HARRIS, Mr. LOWERY of California, Mr. DANNEMEYER, Mr. IRELAND, Mr. MICHEL, Mr. EVANS, Mrs. MEYERS of Kansas, Mr. CONYERS, Mr. DE LUGO, Mr. SHAW, Mr. ROE, Mr. DOWNEY, Mr. MILLER of Washington, Mr. VANDER JAGT, Mr. APPELEGATE, Mr. WEISS, Mr. HUTTO, Mr. THOMAS of Wyoming, Mr. TALLON, Mr. NATCHER, Mr. YOUNG of Alaska, Mr. RIGGS, Ms. LONG, Mr. PACKARD, Mr. TAYLOR of Mississippi, Mr. SKELTON, Mr. BROWN, Mr. COLORADO, Mr. VALENTINE, Mr. BENNETT, Mr. HOAGLAND, Mr. DONNELLY, Ms. KAPTUR, Mr. PICKETT, Mr. SYNAR, Mr. SOLARZ, Mr. CLINGER, Mr. RAY, Mrs. PATTERSON, Mr. PASTOR, Mr. DOOLITTLE, Mr. DIXON, Mr. MONTGOMERY, Mr. FLAKE, Mr. PARKER, Mr. COLEMAN of TEXAS, Mrs. VUCANOVICH, Mr. PALLONE, Mr. ANDREWS of New Jersey, Mr. SCHEUER, Mr. GINGRICH, Mr. JONES of North Carolina, Mr. MAVROULES, Mr. DORGAN of North Dakota, Mr. STOKES, Mr. MURPHY, Mr. SPRATT, Mr. BUSTAMANTE, Mr. CHANDLER, Ms. OAKAR, Mr. MORAN, Mr. MOLLOHAN, Mr. MATSUI, Mrs. MINK, Ms. PELOSI, Mr. GALLO, Mr. SMITH of New Jersey, Mr. WALSH, Mr. GILMAN, Mr. GEREN of Texas, Mr. CARPER, Mr. HUNTER, Mr. OXLEY, Mr. BREWSTER, Mr. BORSKI, Mr. SPENCE, Mr. SISISKY, Mr. LANTOS, Mr. SMITH of Texas, Mr. MANTON, Ms. SNOWE, Mr. ROGERS, and Mr. ORTON.

H. Con. Res. 180: Mr. MARTINEZ.

H. Con. Res. 192: Mr. MARKEY, Mr. STOKES, Mr. WHEAT, Ms. DELAURIO, Mr. KILDEE, Mr. KASICH, Mr. ARMEY, Mr. GRANDY, Mr. HUNTER, Mr. HYDE, Mr. LIVINGSTON, Mr. MCGRATH, Mrs. MORELLA, Mr. RAMSTAD, Mr. RIDGE, Mr. SCHULZE, Mr. WALKER, Mrs. ROUKEMA, Mr. SLATTERY, Mr. HOBSON, and Mr. TAUZIN.

H. Con. Res. 246: Mr. SAWYER, Mr. THOMAS of Georgia, Mr. MFUME, Mr. STAGGERS, Mr. RANGEL, Mr. HERTEL, Mr. WISE, Mr. MONTGOMERY, Ms. COLLINS of Michigan, Ms. OAKAR, Mr. DIXON, Mr. DICKS, Mr. MAVROULES, and Mr. PRICE.

H. Con. Res. 248: Mr. ACKERMAN, Mr. TORRICELLI, Mr. CARPER, and Ms. PELOSI.

H. Con. Res. 274: Mr. CAMPBELL of California and Mr. PALLONE.

H. Con. Res. 282: Mr. MORAN, Mr. HERTEL, Mr. SMITH of New Jersey, Mr. NOWAK, Mr. SOLARZ, Mr. McNULTY, Mr. LUKE, Mr. GALLO, Mr. CAMP, Mrs. COLLINS of Michigan, Mr. FORD of Michigan, Mr. HAMMERSCHMIDT, Mr. DAVIS, Mr. CONYERS, Mr. FISH, Mr. WHEAT, Mr. CARR, Mr. APPELEGATE, Mr. EDWARDS of California, Mr. BLACKWELL, Mr. FORD of Tennessee, Mr. STAGGERS, Mr. JACOBS, Mr. HOBSON, Mr. WILSON, Mrs. LOWEY of New York, Mr. RICHARDSON, Mr. GEKAS, Mr. FEIGHAN, Mr. RAMSTAD, Mr. FLAKE, Mr. NEAL of North Carolina, Mrs. MINK, Mr. JENKINS, Mr. COYNE, Mr. TALLON, Mr. DINGELL, Mr. MCEWEN, Mr. TOWNS, Mr. COLORADO, Mr. RANGEL, Mr. REED, Mr. EMERSON, Mr. KLECZ-

KA, Mr. BONIOR, Mr. BOEHNER, Mr. SHUSTER, Mr. GOODLING, Mr. KENNEDY, Ms. NORTON, Mr. SAWYER, Mr. ABERCROMBIE, Mr. CLAY, and Mr. SKELTON.

H. Con. Res. 301: Mr. DORNAN of California, Mr. SAXTON, Mr. ACKERMAN, Mr. SCHEUER, Mr. CHAPMAN, Mr. KOSTMAYER, Mr. ZELIFF, Mr. LENT, and Mr. BATEMAN.

H. Res. 257: Mr. PERKINS.

H. Res. 323: Mr. BUSTAMANTE.

H. Res. 359: Mr. OWENS of Utah and Mr. EVANS.

H. Res. 377: Mr. JAMES.

44.24 PETITIONS, ETC.

Under clause 1 of rule XXII, petitions and papers were laid on the Clerk's desk and referred as follows:

152. By the SPEAKER: Petition of the council of the city of New York, New York, NY, relative to loan guarantees for Israel; to the Committee on Foreign Affairs.

153. Also, petition of the council of the city of New York, City Hall, New York, NY, relative to the Haitian Refugee Act; to the Committee on the Judiciary.

154. Also, petition of Illinois Association of County Veterans Assistance Commissions, Kankakee, IL, relative to the needs of veterans; to the Committee on Veterans' Affairs.

WEDNESDAY, APRIL 29, 1992 (45)

The House was called to order by the SPEAKER.

45.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Tuesday, April 28, 1992.

Mr. BARRETT, pursuant to clause 1, rule I, objected to the Chair's approval of the Journal.

The question being put, viva voce,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER announced that the yeas had it.

Mr. BARRETT objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 291
Nays 113

45.2 [Roll No. 88]

YEAS—291

Abercrombie
Ackerman
Anderson
Andrews (ME)
Andrews (NJ)
Andrews (TX)
Annunzio
Anthony
Applegate
Archer
Aspin
Atkins
Bacchus
Bateman
Beilenson
Bennett
Berman
Bevill
Bilbray
Blackwell
Bliley
Bonior
Borski
Boucher
Boxer
Brewster
Brooks
Broomfield
Browder
Brown
Bruce
Bryant
Bustamante
Byron
Cardin
Carper
Carr
Chapman
Clement
Clinger
Coleman (TX)
Collins (MI)
Combest
Condit
Cooper
Costello
Cox (CA)
Cox (IL)
Coyne
Cramer
Darden
de la Garza
DeFazio
DeLauro
Dellums
Derrick
Dicks
Dingell
Dixon
Donnelly
Dooley
Dorgan (ND)
Dornan (CA)
Downey
Dreier
Durbin
Dwyer
Early
Eckart
Edwards (CA)
Edwards (TX)
Engel
Allard
Allen
Armey
Baker
Ballenger
Barrett
Barton
Bentley
Bereuter
Bilirakis
Boehlert
Boehner
Bunning
Burton
Camp
Campbell (CA)
Chandler
Coble
Coughlin
Crane
Cunningham
Davis
DeLay
Dickinson
Doolittle

English
Erdreich
Espy
Evans
Fascell
Fazio
Feighan
Fish
Flake
Foglietta
Ford (MI)
Ford (TN)
Frank (MA)
Frost
Gejdenson
Gephardt
Geren
Gibbons
Gillmor
Gilman
Glickman
Gonzalez
Gordon
Gradison
Green
Guarini
Gunderson
Hall (OH)
Hall (TX)
Hamilton
Hammerschmidt
Hansen
Harris
Hatcher
Hayes (IL)
Hayes (LA)
Hefner
Hertel
Hoagland
Hochbruckner
Horn
Horton
Houghton
Hoyer
Hubbard
Huckaby
Hughes
Hutto
Hyde
Jefferson
Jenkins
Johnson (CT)
Johnson (SD)
Johnson (TX)
Johnston
Jones (GA)
Jones (NC)
Jontz
Kanjorski
Kaptur
Kasich
Kennedy
Kennelly
Kildee
Klecza
Klug
Kopetski
Kostmayer
LaFalce
Lancaster
Lantos
LaRocco
Laughlin
Lehman (FL)
Levin (MI)
Lewis (GA)
Lipinski
Livingston
Lloyd
Long
Lowey (NY)
Luken
Manton
Markey
Martinez
Matsui
Mavroules
Mazzoli
McCloskey
McCrery
McCurdy
McDermott
McGrath
McHugh
McMillen (MD)
McNulty
Mfume
Miller (CA)
Mineta
Mink
Moakley
Mollohan
Montgomery
Moody
Moran
Morrison
Murtha
Myers
Nagle
Natcher
Neal (MA)
Neal (NC)
Nichols
Nowak
Oakar
Oberstar
Obey
Olin
Olver
Ortiz
Orton
Owens (NY)
Owens (UT)
Packard
Pallone
Panetta
Parker
Pastor
Patterson
Payne (NJ)
Payne (VA)
Pease
Pelosi
Penny
Perkins
Peterson (FL)
Peterson (MN)
Petri
Pickett
Pickle
Poshard
Price
Pursell
Rahall
Rangel
Ravenel
Ray
Reed
Richardson
Rinaldo
Ritter
Roe
Roemer
Rose
Rostenkowski
Roth
Rowland
Roybal
Russo
Sabo
Sanders
Sangmeister
Santorum
Sarpaluis
Sawyer
Scheuer
Schiff
Schulze
Schumer
Serrano
Sharp
Shaw
Sisisky
Skaggs
Skeen
Skelton
Slattery
Slaughter
Smith (IA)
Smith (NJ)
Snowe
Solarz
Spence
Spratt
Stallings
Stenholm
Stokes
Studds
Swett
Swift
Synar
Tallon
Tanner
Tauzin
Taylor (MS)
Thomas (GA)
Thornton
Torres
Torricelli
Towns
Traficant
Traxler
Unsoeld
Valentine
Vento
Visclosky
Volkmer
Waxman
Weiss
Wheat
Whitten
Williams
Wilson
Wise
Wolpe
Wyden
Wyllie
Yates
Yatron

NAYS—113

Duncan
Edwards (OK)
Emerson
Fawell
Fields
Franks (CT)
Gallegly
Gallo
Gekas
Gilchrest
Gingrich
Goodling
Goss
Grandy
Hancock
Hastert
Hefley
Henry
Herger
Hobson
Holloway
Hopkins
Hunter
Inhofe
Jacobs
James
Kolbe
Kyl
Lagomarsino
Leach
Lewis (CA)
Lewis (FL)
Lightfoot
Machtley
Martin
McCandless
McCollum
McEwen
McMillan (NC)
Meyers
Michel
Miller (OH)
Miller (WA)
Molinari
Moorhead
Morella
Nussle
Oxley
Paxon
Porter

Quillen
Ramstad
Regula
Rhodes
Ridge
Riggs
Roberts
Rogers
Rohrabacher
Ros-Lehtinen
Roukema
Saxton
Schaefer
Schroeder
Sensenbrenner
Shays
Shuster
Sikorski
Smith (OR)
Smith (TX)
Solomon
Stearns
Stump
Taylor (NC)
Thomas (CA)
Thomas (WY)
Upton
Vander Jagt
Vucanovich
Walker
Walsh
Weber
Weldon
Wolf
Young (AK)
Young (FL)
Zeliff
Zimmer

NOT VOTING—30

Alexander
AuCoin
Barnard
Callahan
Campbell (CO)
Clay
Coleman (MO)
Collins (IL)
Conyers
Danmeyer
Dymally
Ewing
Gaydos
Ireland
Kolter
Lehman (CA)
Lent
Levine (CA)
Lowery (CA)
Marlenee
McDade
Mrazek
Murphy
Savage
Smith (FL)
Staggers
Stark
Sundquist
Washington
Waters

So the Journal was approved.

45.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

3356. A letter from the Secretary of Agriculture, transmitting the annual report on foreign investment in U.S. agricultural land through December 31, 1991, pursuant to 7 U.S.C. 3504; to the Committee on Agriculture.

3357. A letter from the Secretary of Agriculture, transmitting a draft of proposed legislation entitled, "Food Stamp Amendments of 1992"; to the Committee on Agriculture.

3358. A letter from the Comptroller General, the General Accounting Office, transmitting a review of the President's third special impoundment message for fiscal year 1992, pursuant to 2 U.S.C. 685 (H. Doc. No. 102-322); to the Committee on Appropriations and ordered to be printed.

3359. A letter from the Comptroller General, the General Accounting Office, transmitting a review of the President's fourth special impoundment message for fiscal year 1992, pursuant to 2 U.S.C. 685 (H. Doc. No. 102-323); to the Committee on Appropriations and ordered to be printed.

3360. A letter from the Secretary of Veterans Affairs, transmitting one report of violation that occurred in the Department Veterans Affairs, pursuant to 31 U.S.C. 1517; to the Committee on Appropriations.

3361. A letter from the Secretary, Department of Defense, transmitting a report on the use of Mayport Naval Station as homeport for nuclear aircraft carriers, pursuant to Public Law 101-510, section 1423 (104 Stat. 1682); to the Committee on Armed Services.

3362. A letter from the Under Secretary of Defense (Acquisition), transmitting notification that a major defense acquisition program has breached the unit cost by more than 25 percent, pursuant to 10 U.S.C. 2431(b)(3)(A); to the Committee on Armed Services.

3363. A letter from the Under Secretary of Defense (Acquisition), transmitting notification that a major defense acquisition program has breached the unit cost by more than 25 percent, pursuant to 10 U.S.C. 2431(b)(3)(A); to the Committee on Armed Services.

3364. A letter from the Secretary of Defense, transmitting certification that the current Future Years Defense Program fully funds the support costs associated with the UH-60L blackhawk helicopter, pursuant to 10 U.S.C. 2306(h); to the Committee on Armed Services.

3365. A letter from the Secretary of Defense, transmitting notification that the President is establishing the U.S. Strategic