

H.R. 784: Mr. MAVROULES.
 H.R. 911: Mr. GALLEGLY, Mr. DORNAN of California, and Mr. JONES of North Carolina.
 H.R. 951: Mr. BLACKWELL, Mr. TORRICELLI, Mr. DWYER of New Jersey, Mr. PETERSON of Minnesota, and Mr. JOHNSTON of Florida.
 H.R. 1124: Mr. CRAMER and Mr. PASTOR.
 H.R. 1130: Mr. WILLIAMS and Mrs. MINK.
 H.R. 1241: Mr. MCMILLAN of North Carolina, Mr. KOSTMAYER, and Mr. FRANKS of Connecticut.
 H.R. 1269: Mr. GLICKMAN.
 H.R. 1300: Mr. SABO.
 H.R. 1468: Mr. BACCHUS.
 H.R. 1472: Mr. TOWNS.
 H.R. 1502: Mr. CLAY, Mr. BEILENSON, Mr. SPENCE, and Mr. MORRISON.
 H.R. 1536: Mr. SKEEN.
 H.R. 1665: Mr. SANDERS.
 H.R. 1987: Mr. MATSUI and Mr. MORAN.
 H.R. 2070: Mr. GEJDENSON and Mr. MCCLOSKEY.
 H.R. 2248: Mr. HOAGLAND.
 H.R. 2258: Mr. JEFFERSON and Mr. WYDEN.
 H.R. 2355: Mr. LEVINE of California, Mr. FEIGHAN, and Mr. BERMAN.
 H.R. 2559: Mr. LEVINE of California.
 H.R. 2782: Mr. KENNEDY, Mr. PETERSON of Minnesota, Mr. HOAGLAND, and Mr. CAMPBELL of Colorado.
 H.R. 2879: Ms. KAPTUR and Mr. SANDERS.
 H.R. 3015: Mr. HUGHES.
 H.R. 3138: Ms. HORN.
 H.R. 3164: Mr. TORRES and Mr. CLINGER.
 H.R. 3220: Mr. MRZEK.
 H.R. 3250: Mr. HERTEL, Mr. LEVIN of Michigan, and Mr. CLAY.
 H.R. 3360: Mr. FRANKS of Connecticut, Mr. SIKORSKI, Mr. GILCHREST, Mr. VANDER JAGT, Mr. BRYANT, Mr. LANTOS, Mr. HORTON, and Mr. HOAGLAND.
 H.R. 3369: Mr. ENGEL.
 H.R. 3450: Mr. ACKERMAN, Mr. JEFFERSON, Mr. SHAYS, Mr. TORRES, and Mr. WYDEN.
 H.R. 3555: Mr. HATCHER.
 H.R. 3598: Mr. RAHALL and Mr. TAYLOR of North Carolina.
 H.R. 3625: Mr. MURPHY.
 H.R. 3748: Mr. HOAGLAND.
 H.R. 3836: Mr. HUGHES.
 H.R. 3986: Mr. WAXMAN.
 H.R. 4025: Mr. SKEEN and Mr. WYLIE.
 H.R. 4045: Mr. MANTON, Mr. OWENS of Utah, Mr. DE LUGO, Mr. CLAY, and Mr. KENNEDY.
 H.R. 4057: Mr. FIELDS.
 H.R. 4083: Mrs. MEYERS of Kansas, Mr. ORTIZ, Mr. SPENCE, Mr. HATCHER, Mr. CARPER, and Mrs. PATTERSON.
 H.R. 4127: Mr. INHOFE.
 H.R. 4161: Mr. MANTON.
 H.R. 4168: Mr. MCCOLLUM.
 H.R. 4206: Mr. ACKERMAN.
 H.R. 4312: Ms. DELAURO, Mr. BONIOR, Mr. LEWIS of Georgia, Mr. JEFFERSON, and Ms. WATERS.
 H.R. 4406: Mr. BARTON of Texas.
 H.R. 4414: Mr. HOLLOWAY and Mr. CARPER.
 H.R. 4476: Mr. JEFFERSON.
 H.R. 4498: Mr. ROEMER.
 H.R. 4533: Mr. MATSUI.
 H.R. 4537: Mrs. BOXER and Mr. ATKINS.
 H.R. 4725: Mr. HOAGLAND.
 H.R. 4748: Mr. JEFFERSON and Ms. NORTON.
 H.R. 4761: Mr. YATRON.
 H.R. 4790: Mr. CHANDLER.
 H.R. 4831: Mr. BOEHLERT.
 H.R. 4896: Mr. BRYANT.
 H.R. 4897: Mr. BLAZ and Mr. WEBER.
 H.R. 4902: Mr. HUGHES.
 H.R. 5014: Mr. ENGLISH, Mr. SOLOMON, Mr. TOWNS, Mr. JONES of North Carolina, Mr. COLEMAN of Missouri, and Mr. POSHARD.
 H.R. 5019: Mr. SCHIFF, Mr. THOMAS of Wyoming, Mr. BALLENGER, and Mr. RIGGS.
 H.R. 5034: Mr. HUGHES and Mr. LAFALCE.
 H.R. 5116: Mrs. BOXER, Ms. KAPTUR, Mr. ORTON, and Mr. VENTO.
 H.R. 5117: Mr. SABO, Mr. VENTO, Mr. TOWNS, Mr. HOCHBRUECKNER, and Ms. SLAUGHTER.

H.R. 5162: Ms. SLAUGHTER and Mr. MARTINEZ.
 H.J. Res. 143: Mr. EDWARDS of Oklahoma.
 H.J. Res. 351: Mr. BRUCE.
 H.J. Res. 391: Mr. GAYDOS, Mr. CLINGER, Mr. BALLENGER, and Mr. VALENTINE.
 H.J. Res. 399: Mr. HOBSON, Mr. BUSTAMANTE, Mr. BILBRAY, Mr. BENNETT, Mr. COBLE, Mr. DORNAN of California, and Mr. DE LA GARZA.
 H.J. Res. 411: Mr. MCCOLLUM, and Mr. GRANDY.
 H.J. Res. 426: Ms. HORN.
 H.J. Res. 431: Mr. VANDER JAGT, Mr. MFUME, Mr. DICKS, Mr. ENGEL, Mr. SWETT, Mr. VOLKMER, Mr. SUNDQUIST, Mr. LEWIS of Georgia, Mr. CARPER, Mr. THOMAS of Wyoming, Mr. SERRANO, and Mr. DURBIN.
 H.J. Res. 442: Mr. MINETA, Mr. DUNCAN, Mr. MORRISON, Mr. HUCKABY, Mr. WOLPE, Ms. DELAURO, Mr. RICHARDSON, Mr. JOHNSON of South Dakota, Mr. MONTGOMERY, Mr. HUBBARD, Mr. HARRIS, Mr. SABO, Mr. BLACKWELL, Mr. CHAPMAN, Mr. FAWELL, Mr. SCHUMER, Mr. RINALDO, Mr. VOLKMER, Mr. ROWLAND, Mr. SCHAEFER, Mr. WYLIE, Mr. THOMAS of Georgia, Mr. COOPER, Mr. McNULTY, Mr. SOLARZ, Mr. CONYERS, Mr. TANNER, Mr. SUNDQUIST, Mr. BURTON of Indiana, Mr. STUMP, Mr. BREWSTER, Mr. BUNNING, Mr. SARPALIUS, Mr. McMILLEN of Maryland, Mr. STEARNS, Mr. HOYER, Mr. APPEGATE, Mr. BATEMAN, and Mr. PERKINS.
 H.J. Res. 444: Mr. PALLONE, Mr. RAHALL, Mr. WYDEN, Mr. RITTER, Mr. COUGHLIN, Mr. GREEN of New York, Mr. RAVENEL, Mr. MAVROULES, Mr. GILCHREST, Mr. DUNCAN, Mr. SWIFT, Mr. MAZZOLI, AND Mr. VENTO.
 H.J. Res. 445: Mr. DE LUGO, Mr. HAMMERSCHMIDT, Mr. BENNETT, Mr. HOYER, Mr. JOHNSON of South Dakota, Mr. HUTTO, Mr. LEWIS of California, Mr. LANTOS, Mr. LEWIS of Florida, Mr. DINGELL, Mr. MCCOLLUM, Mrs. KENNELLY, Mr. TORRICELLI, Mr. McDADE, Mr. MCHUGH, Mrs. MEYERS of Kansas, Mr. NEAL of Massachusetts, Mr. OWENS of New York, Mr. OBERSTAR, Mr. PAXON, Mr. YATRON, Mr. VOLKMER, Mr. TAUZIN, Mr. TRAFICANT, Mr. SPENCE, Mr. SAVAGE, Mr. SANDERS, Mr. WYLIE, Mr. TALLON, Mr. LEVIN of Michigan, Mr. TORRES, Mr. FAWELL, Mr. COYNE, Mr. SKEEN, Mr. ASPIN, and Mr. SYNAR.
 H.J. Res. 470: Mr. SISISKY, Mr. JACOBS, Mr. ENGEL, and Mr. VENTO.
 H.J. Res. 478: Mr. MILLER of Washington, Mr. MILLER of Ohio, Mr. RITTER, Mr. GUARINI, Mr. EMERSON, Mrs. VUCANOVICH, Mr. HUNTER, Mr. MRZEK, Mr. HUBBARD, Mr. TOWNS, Mr. BOEHLERT, Mr. MONTGOMERY, Mr. FISH, Mr. SISISKY, Mr. MOORHEAD, and Mr. KLECZKA.
 H.J. Res. 479: Mr. FIELDS, Mr. FRANKS of Connecticut, Mr. BILIRAKIS, Mr. HUBBARD, Mr. BEREUTER, Mr. CAMP, Mr. ERDREICH, Mr. BLAZ, and Mr. SKEEN.
 H.J. Res. 482: Mr. REED, Mrs. MINK, Mr. APPEGATE, Mr. GUARINI, Mr. MARTIN, Ms. HORN, Mr. LIPINSKI, Mr. BOEHLERT, Ms. MOLINARI, Mr. MONTGOMERY, Mr. TOWNS, Mr. WALSH, Mr. NOWAK, and Mr. ENGEL.
 H.J. Res. 483: Mr. LIVINGSTON and Mrs. MINK.
 H. Con. Res. 92: Mr. HORTON and Mr. MONTGOMERY.
 H. Con. Res. 156: Mr. MORAN, Mr. WILLIAMS, and Mr. PACKARD.
 H. Con. Res. 180: Mr. ANDREWS of New Jersey.
 H. Con. Res. 192: Mr. DINGELL, Mr. LOWERY of California, Mr. LEVINE of California, Mr. THOMAS of Wyoming, Mr. YATES, Ms. PELOSI, Mr. WOLF, Mr. BURTON of Indiana, Mr. HOCKBRUECKNER, Mr. CLINGER, Mr. RITTER, Mr. SCHUMER, Mr. TORRES, and Mr. JOHNSON of Texas.
 H. Con. Res. 248: Mr. PORTER.
 H. Con. Res. 282: Mr. COX of Illinois, Mr. VOLKMER, Mr. MINETA, Mr. MAVROULES, Mr. SPENCE, Mr. OWENS of Utah, Mr. CARPER, Mr.

NEAL of Massachusetts, Mr. SLATTERY, and Mr. BUSTAMANTE.
 H. Con. Res. 317: Mr. PAYNE of Virginia, Ms. HORN, Mr. RITTER, Mr. ALLARD, Mr. OXLEY, Mr. LIVINGSTON, Mr. SCHAEFER, and Mr. WILSON.
 H. Res. 271: Mr. CLAY, Mr. OWENS of Utah, and Mr. MOODY.
 H. Res. 321: Mr. MORAN.
 H. Res. 372: Mr. DELLUMS, Mr. YATES, Mr. SWETT, Mr. TOWNS, Mr. SIKORSKI, Mr. MCGRATH, Mr. DORNAN of California, and Mrs. LOWEY of New York.
 H. Res. 399: Mr. CRAMER, Mr. LIPINSKI, Mrs. LOWEY of New York, Ms. MOLINARI, Mr. MONTGOMERY, Mr. SISISKY, Mr. WALSH, and Mr. WILSON.
 H. Res. 404: Mr. FIELDS.

156.29 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. 3030: Mr. WILSON.
 H. Res. 194: Mr. BUNNING.

WEDNESDAY, MAY 20, 1992 (57)

The House was called to order by the SPEAKER.

157.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Tuesday, May 19, 1992.

Mr. BUNNING, 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. BUNNING 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	287
Nays	115
Answered present	1

157.2 [Roll No. 129] YEAS—287

Ackerman	Brown	DeFazio
Alexander	Bruce	DeLauro
Anderson	Bryant	Dellums
Andrews (ME)	Bustamante	Derrick
Andrews (NJ)	Byron	Dicks
Andrews (TX)	Callahan	Dingell
Annunzio	Campbell (CO)	Dixon
Applegate	Cardin	Dooley
Archer	Carper	Dorgan (ND)
Aspin	Carr	Downey
Atkins	Chapman	Dreier
Bacchus	Clement	Durbin
Barnard	Clinger	Dwyer
Bateman	Coleman (TX)	Dymally
Beilenson	Collins (IL)	Early
Bennett	Collins (MI)	Eckart
Berman	Combest	Edwards (TX)
Bevill	Condit	English
Bilbray	Conyers	Erdreich
Bonior	Cooper	Espy
Borski	Costello	Evans
Boucher	Cox (IL)	Ewing
Brewster	Coyne	Fascell
Brooks	Cramer	Fazio
Broomfield	Darden	Feighan
Browder	de la Garza	Fish

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

NAYS—115

Allard	Dornan (CA)	Lagomarsino
Allen	Duncan	Leach
Armey	Emerson	Lent
Baker	Fawell	Lewis (CA)
Ballenger	Franks (CT)	Lewis (FL)
Barrett	Galleghy	Lightfoot
Barton	Gallo	Lowery (CA)
Bereuter	Gekas	Machtley
Bilirakis	Gingrich	Martin
Bliley	Goodling	McCandless
Boehlert	Goss	McCollum
Boehner	Hancock	McCrary
Bunning	Hastert	McDade
Burton	Hefley	McEwen
Camp	Henry	McMillan (NC)
Campbell (CA)	Herger	Meyers
Chandler	Hobson	Michel
Clay	Holloway	Miller (OH)
Coble	Hopkins	Miller (WA)
Coleman (MO)	Hunter	Molinari
Cox (CA)	Hyde	Murphy
Crane	Inhofe	Nussle
Cunningham	Ireland	Paxon
Dannemeyer	Jacobs	Quillen
Davis	James	Ramstad
DeLay	Johnson (CT)	Regula
Dickinson	Kolbe	Ridge
Doolittle	Kyl	Riggs

Roberts	Sikorski	Walker
Rogers	Smith (OR)	Walsh
Rohrabacher	Smith (TX)	Weber
Ros-Lehtinen	Solomon	Weldon
Roukema	Stearns	Wolf
Saxton	Stump	Young (AK)
Schaefer	Sundquist	Young (FL)
Schroeder	Taylor (NC)	Zeliff
Sensenbrenner	Thomas (WY)	Zimmer
Shays	Upton	
Shuster	Vucanovich	

ANSWERED "PRESENT"—1

Edwards (CA)

NOT VOTING—31

Abercrombie	Gilchrest	Morella
Anthony	Gradison	Oakar
AuCoin	Grandy	Olin
Bentley	Hammerschmidt	Payne (NJ)
Blackwell	Houghton	Perkins
Boxer	Jenkins	Pursell
Coughlin	Jones (GA)	Rangel
Donnelly	Levine (CA)	Roe
Edwards (OK)	Livingston	Thomas (CA)
Engel	Manton	
Fields	Marlenee	

So the Journal was approved.

57.3 COMMUNICATIONS

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

3545. A letter from the Secretary of Agriculture, transmitting a draft of proposed legislation entitled, "Rural Telephone Bank Reserve Account Act of 1992"; to the Committee on Agriculture.

3546. A letter from the Acting Comptroller General, the General Accounting Office, transmitting a review of the President's 73d and 74th special impoundment messages for fiscal year 1992, pursuant to 2 U.S.C. 685 (H. Doc. No. 102-333); to the Committee on Appropriations and ordered to be printed.

3547. A letter from the Administration and Management, Director, Department of Defense, transmitting notification of the Department of the Navy's decision to exercise the provision for exclusion of the clause concerning examination of records by the Comptroller General, pursuant to 10 U.S.C. 2313(c); to the Committee on Armed Services.

3548. A letter from the Under Secretary of Defense, transmitting notification of waiver of the application of the survivability tests of section 2366 to the F/A-18E/F aircraft acquisition program, pursuant to 10 U.S.C. 2366; to the Committee on Armed Services.

3549. A letter from the Auditor, District of Columbia, transmitting a copy of a report entitled, "Review of Receipts and Disbursements of the Office of People's Counsel Agency Trust Fund," pursuant to D.C. Code, section 47-117(d); to the Committee on the District of Columbia.

3550. A letter from the Secretary of Education, transmitting notice of Final Priorities for Fiscal Year 1992—Rehabilitation Short-Term Training, pursuant to 20 U.S.C. 1232(d)(1); to the Committee on Education and Labor.

3551. A letter from the Administrator, General Services Administration, transmitting notification of a revised records system, pursuant to 5 U.S.C. 552a(o); to the Committee on Government Operations.

3552. A letter from the Director, Financial Services, Library of Congress, transmitting the balance sheet, statement of income and expenditures, statement of cash flows, and supporting schedules of transactions, present the activity for the Capitol Preservation Fund for Coin Sales Surcharges and Gift and Sales of Art, Property, and Money for the fiscal year April 1, 1991, through March 31, 1992; to the Committee on House Administration.

3553. A letter from the Assistant Secretary (Tax Policy), Department of the Treasury,

transmitting a draft of proposed legislation entitled, "Railroad Retirement Administrative Improvements Act of 1992"; to the Committee on Ways and Means.

3554. A letter from the Comptroller of the Department of Defense, transmitting a report on proposed obligations for facilitating weapons destruction and nonproliferation in the former Soviet Union; jointly, to the Committees on Appropriations and Foreign Affairs.

57.4 PRIVILEGES OF THE HOUSE

Mr. SANTORUM rose to a question of the privileges of the House and submitted the following resolution (H. Res. 460):

Whereas the reputation of the House has been besmirched by the manner in which financial records of the House have been maintained; and

Whereas required audits of House accounts have not been performed; and

Whereas the procedure used for expenditures under the House contingent fund were regarded by Congress as a "scandal" when used by the United States Air Force in its "M Account"; and

Whereas the \$16 million budget of the Capitol Preservation Commission has not been subjected to a required audit by the General Accounting Office according to a study by the Heritage Foundation; and

Whereas the reprogramming of monies under said accounts has not been made public or widely shared with the membership of the House: Now, therefore, be it

Resolved, That the Speaker is directed to have performed complete financial and performance audits of the Capital Preservation Commission account and the House Contingent account; And be it further

Resolved, That the Speaker shall have said audits done by an independent third party; And be it further

Resolved, That said audits shall be completed within 90 days and the results of said audits shall be provided to the full membership of the House.

Pending the Speaker's ruling,

Mr. SANTORUM was recognized to speak to the question of the privileges of the House and said:

"Mr. Speaker, we have heard some of the comments of the 1-minute speeches. There have been reports in the newspapers and allegations made as to improprieties or potential improprieties conducted within the contingent funds of the House, that there was, in fact, no audit conducted of the Capitol preservation account that was required as reported by the Heritage Foundation, that these are allegations that do bring into question some of the doings here in the House of Representatives. And as a result, I think it rises to a question of privilege and would request that this resolution be made in order."

Mr. WALKER was recognized to speak to the question and said:

"Mr. Speaker, the test for a question of privilege is whether or not there are allegations of wrongdoing contained within the resolution and whether or not those questions of wrongdoing do, in fact, reflect upon the integrity of the House of Representatives. In this case, there are two allegations of alleged wrongdoing. In the case of the Capitol Preservation Commission, the law does require an audit by the Gen-

eral Accounting Office. According to a recent study by the Heritage Foundation, said audit has not been done.

"So, therefore, that does constitute a question of improper conduct. And so, therefore, it should be permitted.

"Beyond that, the method in which the House contingent account has been run, namely, multiyear authorizations and expenditures, was, in fact, regarded by Congress as an unacceptable means of expenditure, when it involved the U.S. Air Force and its so-called M account.

"Furthermore, these procedures have recently been characterized by the Wall Street Journal, a national publication, as 'Congress having arranged special treatment for itself and shielded its operations from public scrutiny.'

"We do have now an allegation by a major national news source that what we are doing here constitutes wrongdoing in the public realm. So in that case, allegations of wrongdoing in the public domain also raise a question of privileges before the House.

"So for those reasons, I would say that the gentleman's resolution is in order and should be debated by the House."

Mr. FAZIO was recognized to speak to the question and said:

"Mr. Speaker, I would like to be heard on this so-called privileged resolution.

"My remarks are in two categories. Specifically, as I look at the resolution there is a reference to the failure to audit the Capitol Preservation Commission. That is the only real allegation of any specificity in the resolution. And I might try to place on the record some facts that obviously eluded the Heritage Foundation, which is the source of the information which was just presented by the two gentleman from Pennsylvania.

"The Preservation Commission audit has begun and is ongoing. Of course, the General Accounting Office is required, and I agree with the gentleman from Pennsylvania [Mr. WALKER], to do so under the law in which the Preservation Commission was created. Section 804 of Public Law 106-96 asked that an audit be done on an annual basis.

"But the Commission, which was authorized in 1988, did not hold its first meeting until 1991, and no financial activities were undertaken until later. And so it was impossible effectively for any financial audit to be performed until activities took place and expenditures were made in February 1991.

"We believe that the ongoing Commission audit is the first opportunity to look at any activity of any consequence which took place under the purview of the Commission, and in my view, when the GAO is able to allocate sufficient resources, given the other responsibilities they have been given by this institution in other areas, they will complete this audit and it will be available to us, just as the law requires.

"The other comments made by the gentleman from Pennsylvania [Mr.

WALKER] relate to articles in the Wall Street Journal, Heritage Foundation reports, and I suppose we could say articles that appeared in the Washington Times, all of which are repeating rumors and innuendoes which are circulated by all of these entities on a regular basis. There is no factual content to the resolution otherwise.

"There, obviously, is an effort here to inflame public concern about the way the House operates. The House record of doing audits is a good one, and I suppose that is why no other entity or activity other than the Preservation Commission was cited with any specificity in the resolution.

"So it is clearly an inappropriate occasion for these issues to be brought before the House. There will be ample opportunity to discuss these matters on other legislation that will come before us during the remainder of this year.

"There is no question that this issue has been before us before and been discussed in the context of the legislative branch appropriation bill, and in reference to the Iran-Contra investigation when the whole subject of contingent fund expenditures of the House of Representatives was discussed in great depth with the minority whip, Mr. GINGRICH.

"Mr. Speaker, at a subsequent point in the RECORD I will include a series of audits which have been conducted of the legislative branch activities going back to the 1st of October of 1987, and we will provide this to make sure that all of the audits which have been performed are available in the RECORD so those who seem to be unable to find them will know where to go to obtain them so that in the future their comments can be made more accurately."

The SPEAKER pro tempore, Mr. McNULTY, ruled that the resolution submitted did not present a question of the privileges of the House under rule IX, and said:

"The Chair is prepared to rule. A question of the privileges of the House may not be invoked to effect a change in the rules of the House or their interpretation. Similarly a question of the privileges of the House may not invoke to effect a change in the operation of law.

"The instant resolution does not allege a deviation from or violation of the duly constituted procedures of the House affecting the range of account activity addressed in the resolution after its resolving clause. Rather, with respect to almost the whole of that range, the resolution takes issue with the very adequacy of the procedures under existing law and rule. It does not confine itself to the redress of an abuse of existing rules. Rather it proposes to change and add to such rules, including the new auditing requirements of rule LIII, as adopted in House Resolution 423 on April 9, 1992 by requiring a comprehensive financial and performance audit of all contingency accounts within 90 days.

"An assertion that the reputation of the House is besmirched because it does not follow a particular course of action suggested as an improvement in its operation does not present a question affecting the rights of the House collectively, its safety, dignity, or the integrity of its proceedings under the precedents. That such an assertion may have been echoed in a major financial publication does not change the matter. On this point the opinion of Speaker Colfax on April 21, 1868—which is recorded in Hinds' Precedents, volume 3, section 2639—on the subject of general charges concerning the proceedings of the House—in that instance in a newspaper—is aptly quoted:

If this proposition could be entertained as a question of privilege, the House of Representatives would or could have resolutions upon questions of privilege before them every day, because probably not a day elapses without some newspaper in the country making a general charge against the Congress or some of its Members. These charges must be specific charges. A general charge that some conduct has been scandalous and unjust, the Chair will rule is not a question of privilege * * *.

"The preamble of instant resolution does not present a predicate for a question of the privileges of the House. As Speaker pro tempore Cox noted in the precedent of September 20, 1888, which is recorded in Hinds' Precedents, volume 3, section 2601, there is no allegation of impropriety. Similarly, the matter after its resolving clause merely proposes what amounts to a new rule for audits of all House accounts without alleging improper conduct with respect to all those accounts.

"Therefore, the Chair rules that the resolution does not constitute a question of the privileges of the House."

Mr. SANTORUM appealed the ruling of the Chair.

Mr. GEPHARDT moved to lay the appeal on the table.

The question being put, viva voce, Will the House lay on the table the appeal of the ruling of the Chair?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. SANTORUM 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 262
Nays 149

¶57.5	[Roll No. 130] YEAS—262	
Abercrombie	Bennett	Campbell (CO)
Ackerman	Berman	Cardin
Alexander	Bevill	Carper
Anderson	Bilbray	Carr
Andrews (ME)	Bonior	Chapman
Andrews (NJ)	Borski	Clay
Andrews (TX)	Brewster	Clement
Annunzio	Brooks	Coleman (TX)
Applegate	Browder	Collins (IL)
Aspin	Brown	Collins (MI)
Atkins	Bruce	Combest
Bacchus	Bryant	Condit
Barnard	Bustamante	Conyers
Beilenson	Byron	Costello

Cox (IL)	Kennelly	Price
Coyne	Kildee	Rahall
Cramer	Kleczyka	Rangel
Darden	Kolter	Ray
Davis	Kopetski	Reed
de la Garza	Kostmayer	Rhodes
DeFazio	LaFalce	Richardson
DeLauro	Lancaster	Roemer
Dellums	Lantos	Rose
Derrick	LaRocco	Rostenkowski
Dickinson	Laughlin	Royland
Dicks	Lehman (CA)	Roybal
Dingell	Lehman (FL)	Russo
Dixon	Levin (MI)	Sabo
Donnelly	Lewis (GA)	Sanders
Dooley	Lipinski	Sangmeister
Dorgan (ND)	Lloyd	Sarpalius
Downey	Long	Savage
Durbin	Lowe (NY)	Sawyer
Dwyer	Luken	Saxton
Dymally	Manton	Scheuer
Early	Markey	Schroeder
Eckart	Martinez	Schumer
Edwards (CA)	Matsui	Serrano
Edwards (TX)	Mavroules	Sharp
English	Mazzoli	Sikorski
Erdreich	McCloskey	Sisisky
Espy	McCurdy	Skaggs
Evans	McDermott	Skelton
Fascell	McGrath	Slattery
Fazio	McHugh	Slaughter
Feighan	McMillen (MD)	Smith (FL)
Flake	McNulty	Smith (IA)
Foglietta	Mfume	Solarz
Ford (MI)	Michel	Spratt
Ford (TN)	Miller (WA)	Staggers
Frank (MA)	Mineta	Stallings
Frost	Mink	Stark
Gaydos	Moakley	Stenholm
Gejdenson	Mollohan	Stokes
Gephardt	Montgomery	Studds
Geren	Moody	Sweet
Gibbons	Moran	Swift
Glickman	Mrazek	Synar
Gonzalez	Murphy	Tallon
Gordon	Murtha	Tanner
Guarini	Natcher	Tauzin
Hall (OH)	Neal (MA)	Taylor (MS)
Hall (TX)	Neal (NC)	Thomas (GA)
Hamilton	Nowak	Thornton
Hammerschmidt	Oberstar	Torres
Harris	Obey	Towns
Hatcher	Olin	Trafficant
Hayes (IL)	Olver	Traxler
Hayes (LA)	Ortiz	Unsoeld
Hefner	Orton	Valentine
Hertel	Owens (NY)	Vento
Hoagland	Owens (UT)	Visclosky
Hochbrueckner	Pallone	Volkmer
Horn	Panetta	Waters
Hubbard	Parker	Waxman
Huckaby	Pastor	Weiss
Hughes	Patterson	Wheat
Hutto	Payne (NJ)	Whitten
Jacobs	Payne (VA)	Williams
Jefferson	Pease	Wilson
Jenkins	Pelosi	Wise
Johnson (SD)	Penny	Wolpe
Johnston	Perkins	Wyden
Jones (NC)	Peterson (FL)	Yates
Jontz	Peterson (MN)	Yatron
Kanjorski	Pickett	Young (AK)
Kaptur	Pickle	
Kennedy	Poshard	

NAYS—149

Allard	Coleman (MO)	Goss
Allen	Coughlin	Gradison
Archer	Cox (CA)	Green
Armey	Crane	Gunderson
Baker	Cunningham	Hancock
Ballenger	Dannemeyer	Hansen
Barrett	Doolittle	Hastert
Barton	Dornan (CA)	Hefley
Bateman	Dreier	Henry
Bentley	Duncan	Herger
Bereuter	Emerson	Hobson
Billirakis	Ewing	Hollaway
Biley	Fawell	Hopkins
Boehlert	Fields	Horton
Boehner	Fish	Hunter
Broomfield	Franks (CT)	Hyde
Bunning	Gallely	Inhofe
Burton	Gallo	Ireland
Callahan	Gekas	James
Camp	Gilchrest	Johnson (CT)
Campbell (CA)	Gillmor	Johnson (TX)
Chandler	Gilman	Kasich
Clinger	Gingrich	Klug
Coble	Goodling	Kolbe

Kyl	Packard	Skeen
Lagomarsino	Paxon	Smith (NJ)
Leach	Petri	Smith (OR)
Lent	Pursell	Smith (TX)
Lewis (CA)	Quillen	Snowe
Lewis (FL)	Ramstad	Solomon
Lightfoot	Ravenel	Spence
Lowery (CA)	Regula	Stearns
Machtley	Ridge	Stump
Marlenee	Riggs	Sundquist
Martin	Rinaldo	Taylor (NC)
McCandless	Ritter	Thomas (CA)
McCollum	Roberts	Thomas (WY)
McCrery	Rogers	Upton
McDade	Rohrabacher	Vander Jagt
McEwen	Ros-Lehtinen	Vucanovich
McMillan (NC)	Roth	Walker
Meyers	Roukema	Walsh
Miller (OH)	Santorum	Weber
Molinari	Schaefer	Weldon
Moorhead	Schiff	Wolf
Morrison	Schulze	Wylie
Myers	Sensenbrenner	Young (FL)
Nichols	Shaw	Zeliff
Nussle	Shays	Zimmer
Oxley	Shuster	

NOT VOTING—23

Anthony	Engel	Morella
AuCoin	Grandy	Nagle
Blackwell	Houghton	Oakar
Boucher	Hoyer	Porter
Boxer	Jones (GA)	Roe
Cooper	Levine (CA)	Torricelli
DeLay	Livingston	Washington
Edwards (OK)	Miller (CA)	

So the motion to lay the appeal on the table was agreed to.

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

57.6 PROVIDING FOR THE CONSIDERATION OF H.R. 776

Mr. DERRICK, by direction of the Committee on Rules, called up the following resolution (H. Res. 459):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the State of the Union for the consideration of the bill (H.R. 776 to provide for improved energy efficiency, and the first reading of the bill shall be dispensed with. All points of order against consideration of the bill are hereby waived. After general debate, which shall be confined to the bill and the amendments made in order by this resolution and which shall not exceed five hours, with one hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Energy and Commerce, with thirty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Foreign Affairs, with thirty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Government Operations, with thirty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Interior and Insular Affairs, with thirty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary, with thirty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Merchant Marine and Fisheries, with thirty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Public Works and Transportation, with thirty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Science, Space, and Technology, and with thirty minutes to be equally divided and controlled by the chair-

man and ranking minority member of the Committee on Ways and Means, the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider an amendment in the nature of a substitute consisting of the text of the "Committee Print, May 19, 1992, Comprehensive National Energy Policy Act" as an original bill for the purpose of amendment under the five-minute rule, said substitute shall be considered as having been read, and all points of order against said substitute are hereby waived. No amendment to said substitute shall be in order except the amendments printed in the report of the Committee on Rules accompanying this resolution or by subsequent order of the House. The amendments printed in the report of the Committee on Rules shall be considered in the order and manner specified in the report and shall be considered as having been read. Said amendments shall be debatable for the period specified in the report, equally divided and controlled by the proponent and a Member opposed thereto. Said amendments shall not be subject to amendment except as specified in the report. All points of order against the amendments printed in the report are hereby waived.

SEC. 2. No further amendments shall be in order except as subsequently ordered by the House.

When said resolution was considered. After debate,

On motion of Mr. DERRICK, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

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

57.7 ENERGY POLICY

The SPEAKER pro tempore, Mr. McNULTY, pursuant to House Resolution 459 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 776) to provide for improved energy efficiency.

The SPEAKER pro tempore, Mr. McNULTY, by unanimous consent, designated Mr. SKAGGS as Chairman of the Committee of the Whole.

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

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

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

57.8 H. CON. RES. 320—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MURTHA, pursuant to clause 5, rule I, announced the unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 320) declaring the ratification of the proposed amendment to the Constitution relating to compensation for Representatives and Senators.

The question being put, Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

SEC. 164. ENERGY CONSERVATION REQUIREMENTS FOR CERTAIN LAMPS AND PLUMBING PRODUCTS.

(a) STATEMENT OF PURPOSE.—Section 2 of the Energy Policy and Conservation Act (42 U.S.C. 6201) is amended—

(1) in paragraph (6), by striking out “and” at the end;

(2) in paragraph (7), by striking out the period at the end and inserting in lieu thereof “; and”; and

(3) by adding at the end the following new paragraph:

“(8) to conserve water by improving the water efficiency of certain plumbing products and appliances.”.

(b) DEFINITIONS.—Section 321(a) of the Energy Policy and Conservation Act (42 U.S.C. 6291(a)) is amended—

(1) by striking out the subsection designation;

(2) in paragraph (1)—

(A) in subparagraph (A), by inserting before the semicolon the following: “or, with respect to showerheads, faucets, water closets, and urinals, water”; and

(B) in subparagraph (B), by striking out “ballasts” and inserting in lieu thereof the following: “ballasts, general service fluorescent lamps, incandescent reflector lamps, showerheads, faucets, water closets, and urinals”;

(3) in paragraph (6)—

(A) in subparagraph (A), by inserting “, or, in the case of showerheads, faucets, water closets, and urinals, water use,” after “energy use”; and

(B) in subparagraph (B)—

(i) by striking out “and (14)” and inserting in lieu thereof “(15), (16), (17), and (19)”; and

(ii) by striking out “325(o)” and inserting in lieu thereof “325(r)”; and

(4) in paragraph (7), by inserting after “to be consumed annually” the following: “, and in the case of showerheads, faucets, water closets, and urinals, the aggregate retail cost of water and wastewater treatment services likely to be incurred annually.”; and

(5) by adding at the end the following new paragraphs:

“(30)(A) Except as provided in subparagraph (E), the term ‘fluorescent lamp’ means a low pressure mercury electric-discharge source in which a fluorescing coating transforms some of the ultraviolet energy generated by the mercury discharge into light, including only the following:

“(i) Any straight-shaped lamp (commonly referred to as 4-foot medium bi-pin lamps) with medium bi-pin bases of nominal overall length of 48 inches and rated wattage of 28 or more.

“(ii) Any U-shaped lamp (commonly referred to as 2-foot U-shaped lamps) with medium bi-pin bases of nominal overall length between 22 and 25 inches and rated wattage of 28 or more.

“(iii) Any rapid start lamp (commonly referred to as 8-foot high output lamps) with recessed double contact bases of nominal overall length of 96 inches and 0.800 nominal amperes, as defined in ANSI C78.1-1978 and related supplements.

“(iv) Any instant start lamp (commonly referred to as 8-foot slimline lamps) with single pin bases of nominal overall length of 96 inches and rated wattage of 52 or more, as defined in ANSI C78.3-1978 (R1984) and related supplement ANSI C78.3a-1985.

“(B) The term ‘general service fluorescent lamp’ means fluorescent lamps which can be used to satisfy the majority of fluorescent applications, but does not include any lamp designed and marketed for the following non-general lighting applications:

“(i) Fluorescent lamps designed to promote plant growth.

“(ii) Fluorescent lamps specifically designed for cold temperature installations.

“(iii) Colored fluorescent lamps.

“(iv) Impact-resistant fluorescent lamps.

“(v) Reflectorized or aperture lamps.

“(vi) Fluorescent lamps designed for use in reprographic equipment.

“(vii) Lamps primarily designed to produce radiation in the ultra-violet region of the spectrum.

“(viii) Lamps with a color rendering index of 82 or greater.

“(C) Except as provided in subparagraph (E), the term ‘incandescent lamp’ means a lamp in which light is produced by a filament heated to incandescence by an electric current, including only the following:

“(i) Any lamp (commonly referred to as lower wattage nonreflector general service lamps, including any tungsten-halogen lamp) that has a rated wattage between 30 and 199 watts, has an E26 medium screw base, has a rated voltage or voltage range that lies at least partially within 115 and 130 volts, and is not a reflector lamp.

“(ii) Any lamp (commonly referred to as a reflector lamp) which is not colored or designed for rough or vibration service applications, that contains an inner reflective coating on the outer bulb to direct the light, an R, PAR, or similar bulb shapes (excluding ER or BR) with E26 medium screw bases, a rated voltage or voltage range that lies at least partially within 115 and 130 volts, a diameter which exceed 2.75 inches, and is either—

“(I) a low(er) wattage reflector lamp which has a rated wattage between 40 and 205 watts; or

“(II) a high(er) wattage reflector lamp which has a rated wattage above 205 watts.

“(iii) Any general service incandescent lamp (commonly referred to as a high- or higher wattage lamp) that has a rated wattage above 199 watts (above 205 watts for a high wattage reflector lamp).

“(D) The term ‘general service incandescent lamp’ means incandescent lamps (other than miniature or photographic lamps) which can be used to satisfy the majority of lighting applications, but does not include any lamp specifically designed for—

“(i) traffic signal, or street lighting service;

“(ii) airway, airport, aircraft, or other aviation service;

“(iii) marine or marine signal service;

“(iv) photo, projection, sound reproduction, or film viewer service;

“(v) stage, studio, or television service;

“(vi) mill, saw mill, or other industrial process service;

“(vii) mine service;

“(viii) headlight, locomotive, street railway, or other transportation service;

“(ix) heating service;

“(x) code beacon, marine signal, lighthouse, reprographic, or other communication service;

“(xi) medical or dental service;

“(xii) microscope, map, microfilm, or other specialized equipment service;

“(xiii) swimming pool or other underwater service;

“(xiv) decorative or showcase service;

“(xv) producing colored light;

“(xvi) shatter resistance which has an external protective coating; or

“(xvii) appliance service.

“(E) The terms ‘fluorescent lamp’ and ‘incandescent lamp’ do not include any lamp excluded by the Secretary, by rule, as a result of a determination that standards for such lamp would not result in significant energy savings because such lamp is designed for special applications or has special characteristics not available in reasonably substitutable lamp types.

“(F) The term ‘incandescent reflector lamp’ means a lamp described in subparagraph (C)(ii).

“(G) The term ‘average lamp efficacy’ means the lamp efficacy readings taken over a statistically significant period of manufacture with the readings averaged over that period.

“(H) The term ‘base’ means the portion of the lamp which connects with the socket as described in ANSI C81.61-1990.

“(I) The term ‘bulb shape’ means the shape of lamp, especially the glass bulb with designations for bulb shapes found in ANSI C79.1-1980 (R1984).

“(J) The term ‘color rendering index’ or ‘CRI’ means the measure of the degree of color shift objects undergo when illuminated by a light source as compared with the color of those same objects when illuminated by a reference source of comparable color temperature.

“(K) The term ‘correlated color temperature’ means the absolute temperature of a blackbody whose chromaticity most nearly resembles that of the light source.

“(L) The term ‘IES’ means the Illuminating Engineering Society of North America.

“(M) The term ‘lamp efficacy’ means the lumen output of a lamp divided by its wattage, expressed in lumens per watt (LPW).

“(N) The term ‘lamp type’ means all lamps designated as having the same electrical and lighting characteristics and made by one manufacturer.

“(O) The term ‘lamp wattage’ means the total electrical power consumed by a lamp in watts, after the initial seasoning period referenced in the appropriate IES standard test procedure and including, for fluorescent, arc watts plus cathode watts.

“(P) The terms ‘life’ and ‘lifetime’ mean length of operating time of a statistically large group of lamps between first use and failure of 50 percent of the group in accordance with test procedures described in the IES Lighting Handbook-Reference Volume.

“(Q) The term ‘lumen output’ means total luminous flux (power) of a lamp in lumens, as measured in accordance with applicable IES standards as determined by the Secretary.

“(R) The term ‘tungsten-halogen lamp’ means a gas-filled tungsten filament incandescent lamp containing a certain proportion of halogens in an inert gas.

“(S) The term ‘medium base compact fluorescent lamp’ means an integrally ballasted fluorescent lamp with a medium screw base and a rated input voltage of 115 to 130 volts and which is designed as a direct replacement for a general service incandescent lamp.

“(31)(A) The term ‘water use’ means the quantity of water flowing through a showerhead, faucet, water closet, or urinal at point of use, determined in accordance with test procedures under section 323.

“(B) The term ‘ASME’ means the American Society of Mechanical Engineers.

“(C) The term ‘ANSI’ means the American National Standards Institute.

“(D) The term ‘showerhead’ means any showerhead (including a handheld showerhead), except a safety shower showerhead.

“(E) The term ‘faucet’ means a lavatory faucet, kitchen faucet, metering faucet, or replacement aerator for a lavatory or kitchen faucet.

“(F) The term ‘water closet’ has the meaning given such term in ASME A112.19.2M-1990, except such term does not include fixtures designed for installation in prisons.

“(G) The term ‘urinal’ has the meaning given such term in ASME A112.19.2M-1990, except such term does not include fixtures designed for installation in prisons.

“(H) The terms ‘blowout’, ‘flushometer tank’, ‘low consumption’, and ‘flushometer valve’ have the meaning given such terms in ASME A112.19.2M-1990.”.

(c) COVERAGE.—Section 322(a) of such Act (42 U.S.C. 6292(a)) is amended—

(1) by redesignating paragraph (14) as paragraph (19); and

(2) by inserting after paragraph (13) the following new paragraphs:

“(14) General service fluorescent lamps and incandescent reflector lamps.

“(15) Showerheads, except safety shower showerheads.

“(16) Faucets.

“(17) Water closets.

“(18) Urinals.”.

(d) TEST PROCEDURES.—Section 323 of such Act (42 U.S.C. 6293) is amended—

(1) in subsection (b)—

(A) in paragraph (3), by inserting after “energy use,” the following “water use (in the case of showerheads, faucets, water closets and urinals).”;

(B) in paragraph (4)—

(i) by inserting “or, in the case of showerheads, faucets, water closets, or urinals, water use” after “energy use”;

(ii) by inserting after “such cycle” the following: “, or in the case of showerheads, faucets, water closets, or urinals, representative average unit costs of water and wastewater treatment service resulting from the operation of such products during such cycle”;

(iii) by inserting “, water, and wastewater treatment” before the period at the end of the second sentence; and

(C) by adding at the end the following new paragraphs:

“(6) With respect to fluorescent lamps and incandescent reflector lamps to which standards are applicable under subsection (i) of section 325, the Secretary shall prescribe test procedures, to be carried out by accredited test laboratories, that take into consideration the applicable IES or ANSI standard.

“(7)(A) With respect to showerheads and faucets to which standards are applicable under subsection (j) of section 325, the Secretary shall, not later than six months after the date of the enactment of this paragraph, prescribe test procedures that are consistent with ASME A112.18.1M-1989.

“(B) If the test procedure requirements of ASME A112.18.1M-1989 are revised at any time and approved by ANSI, the Secretary shall amend the test procedures established by subparagraph (A) to conform to such revised ASME/ANSI requirements unless the Secretary determines, by rule, that to do so would not meet the requirements of paragraph (3).

“(8)(A) With respect to water closets and urinals to which standards are applicable under subsection (k) of section 325, the Secretary shall, not later than six months after the date of the enactment of this paragraph, prescribe test procedures that are consistent with ASME A112.19.6-1990.

“(B) If the test procedure requirements of ASME A112.19.6-1990 are revised at any time and approved by ANSI, the Secretary shall amend the test procedures established by subparagraph (A) to conform to such revised ASME/ANSI requirements unless the Secretary determines, by rule, that to do so would not meet the requirements of paragraph (3).”;

(2) in paragraphs (1) and (2) of subsection (c), by inserting “or water use” after “efficiency”;

(3) in subsection (e)—

(A) in paragraph (1), by striking out “or measured energy use” and inserting in lieu thereof “, measured energy use, or measured water use”;

(B) in paragraph (2), by striking out “energy efficiency or energy use” each place it appears and inserting in lieu thereof “energy efficiency, energy use, or water use”;

(C) in paragraph (3), by striking out “energy efficiency or energy use” and inserting

in lieu thereof “energy efficiency, energy use, or water use”.

(e) LABELING.—Section 324 of such Act (42 U.S.C. 6294) is amended—

(1) in subsection (a)(2), by adding at the end the following new subparagraphs:

“(C) Not later than one year after the date of the enactment of the Comprehensive National Energy Policy Act, the Commission shall prescribe labeling rules under this section applicable to general service fluorescent lamps, medium base compact fluorescent lamps, and general service incandescent lamps. Such rules shall provide that the labeling of any general service fluorescent lamp, medium base compact fluorescent lamp, and general service incandescent lamp manufactured after the 12-month period beginning on the date of the publication of such rule shall indicate conspicuously on the packaging of the lamp, in a manner prescribed by the Commission under subsection (b), such information as the Commission deems necessary to enable consumers to select the most energy efficient lamps which meet their requirements. Labeling information for incandescent lamps shall be based on performance when operated at 120 volts input, regardless of the rated lamp voltage.

“(D)(i) Not later than one year after the date of the enactment of the Comprehensive National Energy Policy Act, the Commission shall prescribe labeling rules under this section for showerheads and faucets to which standards are applicable under subsection (j) of section 325. Such rules shall provide that the labeling of any showerhead or faucet manufactured after the 12-month period beginning on the date of the publication of such rule shall be consistent with the marking and labeling requirements of ASME A112.18.1M-1989, except that each fitting shall bear a permanent legible marking indicating the flow rate, expressed in gallons per minute (gpm) or gallons per cycle (gpc), and the flow rate value shall be the actual flow rate or the maximum flow rate specified by the standards established in subsection (j) of section 325.

“(ii) If the marking and labeling requirements of ASME A112.18.1M-1989 are revised at any time and approved by ANSI, the Commission shall amend the labeling rules established pursuant to clause (i) to be consistent with such revised ASME/ANSI requirements unless such requirements are inconsistent with the purposes of this part or the requirement specified in clause (i) requiring each fitting to bear a permanent legible marking indicating the flow rate of such fitting.

“(E)(i) Not later than one year after the date of the enactment of the Comprehensive National Energy Policy Act, the Commission shall prescribe labeling rules under this section for water closets and urinals to which standards are applicable under subsection (k) of section 325. Such rules shall provide that the labeling of any water closet or urinal manufactured after the 12-month period beginning on the date of the publication of such rule shall be consistent with the marking and labeling requirements of ASME A112.19.2M-1990, except that each fixture (and flushometer valve associated with such fixture) shall bear a permanent legible marking indicating the water use, expressed in gallons per flush (gpf), and the water use value shall be the actual water use or the maximum water use specified by the standards established in subsection (k) of section 325.

“(ii) If the marking and labeling requirements of ASME A112.19.2M-1990 are revised at any time and approved by ANSI, the Commission shall amend the labeling rules established pursuant to clause (i) to be consistent with such revised ASME/ANSI requirements unless such requirements are inconsistent with the purposes of this part or the require-

ment specified in clause (i) requiring each fixture and flushometer valve to bear a permanent legible marking indicating the water use of such fixture or flushometer valve.”;

(2) in subsection (a)(3), by striking out “(14)” and inserting in lieu thereof “(19)”;

(3) in subsection (b)(1)(B), by striking out “(14)” and inserting in lieu thereof “(13), and paragraphs (15) through (19)”;

(4) in paragraphs (3) and (5) of subsection (b), by striking out “(14)” and inserting in lieu thereof “(19)”;

(5) in subsection (c)—

(i) in paragraph (7), by striking out “paragraph (13) of section 322” and inserting in lieu thereof “paragraphs (13), (14), (16), and (18) of section 322(a)”;

(ii) by adding at the end the following:

“(8) If a manufacturer of a covered product specified in paragraph (15) or (17) of section 322(a) elects to provide a label for such covered product conveying the estimated annual operating cost of such product or the range of estimated annual operating costs for the type or class of such product—

“(A) such estimated cost or range of costs shall be determined in accordance with test procedures prescribed under section 323;

“(B) the format of such label shall in accordance with a format prescribed by the Commission; and

“(C) such label shall be displayed in a manner, prescribed by the Commission, to be likely to assist consumers in making purchasing decisions and appropriate to carry out the purposes of this part.”.

(f) STANDARDS.—Section 325 of such Act (42 U.S.C. 6295) is amended—

(1) by redesignating subsections (i) through (q) as subsections (l) through (t); and

(2) by inserting after subsection (h) the following:

“(i) GENERAL SERVICE FLUORESCENT LAMPS AND INCANDESCENT REFLECTOR LAMPS.—(1)(A) Each of the following general service fluorescent lamps and incandescent reflector lamps manufactured after the effective date specified in the tables listed in this paragraph shall meet or exceed the following lamp efficiency and CRI standards:

“FLUORESCENT LAMPS

“Lamp Type	Nominal Lamp Wattage	Minimum CRI	Minimum Average Lamp Efficacy (LPW)	Effective Date (Months)
4-foot medium bi-pin.	>35 W	69	75.0	36
	≤35 W	45	75.0	36
2-foot U-shaped ..	>35 W	69	68.0	36
	≤35 W	45	64.0	36
8-foot slimline	65 W	69	80.0	18
	≤65 W	45	80.0	18
8-foot high output	>100 W	69	80.0	18
	≤100 W	45	80.0	18

“INCANDESCENT REFLECTOR LAMPS

“Nominal Lamp Wattage	Minimum Average Lamp Efficacy (LPW)	Effective Date (Months)
40-50	10.5	36
51-66	11.0	36
67-85	12.5	36
86-115	14.0	36
116-155	14.5	36
156-205	15.0	36

“(B) For the purposes of the tables set forth in subparagraph (A), the term ‘effective date’ means the last day of the month set forth in the table which follows the date of the enactment of the Comprehensive National Energy Policy Act.

“(2) Notwithstanding section 332(a)(5) and section 332(b), it shall not be unlawful for a manufacturer to sell a lamp which is in com-

pliance with the law at the time such lamp was manufactured.

"(3) Not less than 36 months after the date of the enactment of this subsection, the Secretary shall initiate a rulemaking procedure and shall publish a final rule not later than the end of the 54-month period beginning on the date of the enactment of this subsection to determine if the standards established under paragraph (1) should be amended. Such rule shall contain such amendment, if any, and provide that the amendment shall apply to products manufactured on or after the 36-month period beginning on the date such final rule is published.

"(4) Not less than eight years after the date of the enactment of this subsection, the Secretary shall initiate a rulemaking procedure and shall publish a final rule not later than nine years and six months after the date of the enactment of this subsection to determine if the standards in effect for fluorescent lamps and incandescent lamps should be amended. Such rule shall contain such amendment, if any, and provide that the amendment shall apply to products manufactured on or after the 36-month period beginning on the date such final rule is published.

"(5) Not later than the end of the 24-month period beginning on the date labeling requirements under section 324(a)(2)(C) become effective, the Secretary shall initiate a rulemaking procedure to determine if the standards in effect for fluorescent lamps and incandescent lamps should be amended so that they would be applicable to additional general service fluorescent and general service incandescent lamps and shall publish, not later than 18 months after initiating such rulemaking, a final rule including such amended standards, if any. Such rule shall provide that the amendment shall apply to products manufactured after a date which is 36 months after the date such rule is published.

"(6)(A) With respect to any lamp to which standards are applicable under this subsection or any lamp specified in section 346, the Secretary shall inform any Federal entity proposing actions which would adversely impact the energy consumption or energy efficiency of such lamp of the energy conservation consequences of such action. It shall be the responsibility of such Federal entity to carefully consider the Secretary's comments.

"(B) Notwithstanding section 325(n)(1), the Secretary shall not be prohibited from amending any standard, by rule, to permit increased energy use or to decrease the minimum required energy efficiency of any lamp to which standards are applicable under this subsection if such action is warranted as a result of other Federal action (including restrictions on materials or processes) which would have the effect of either increasing the energy use or decreasing the energy efficiency of such product.

"(7) Not later than the date on which standards established pursuant to this subsection become effective, or, with respect to high-intensity discharge lamps covered under section 346, the effective date of standards established pursuant to such section, each manufacturer of a product to which such standards are applicable shall file with the Secretary a laboratory report certifying compliance with the applicable standard for each lamp type. Such report shall include the lumen output and wattage consumption for each lamp type as an average of measurements taken over the preceding 12-month period. With respect to lamp types which are not manufactured during the 12-month period preceding the date such standards become effective, such report shall be filed with the Secretary not later than the date which is 12 months after the date manufacturing is commenced and shall include the

lumen output and wattage consumption for each such lamp type as an average of measurements taken during such 12-month period.

"(j) STANDARDS FOR SHOWERHEADS AND FAUCETS.—(1)(A) The maximum water use allowed for any showerhead manufactured after July 1, 1993, is 2.5 gallons per minute when measured at a flowing water pressure of 80 pounds per square inch.

"(B) When used as a component part of a showerhead, any flow restricting insert shall be mechanically retained at the point of manufacture. The requirement of the previous sentence shall not apply to showerheads which cause water to leak significantly from areas other than the spray face when the flow restricting insert is removed. For purposes of this subparagraph, the term 'mechanically retained' means that a pushing or pulling force of 8 pounds or more is required to remove the flow restricting insert.

"(2) The maximum water use allowed for any of the following faucets manufactured after January 1, 1994, when measured at a flowing water pressure of 80 pounds per square inch, is as follows:

"Lavatory faucets	2.5 gallons per minute
"Lavatory replacement aerators	2.5 gallons per minute
"Kitchen faucets	2.5 gallons per minute
"Kitchen replacement aerators	2.5 gallons per minute
"Metering faucets	0.25 gallons per cycle

"(3)(A) If the maximum flow rate requirements or the design requirements of ASME Standard A112.18.1M-1989, as in effect on the date of the enactment of the Comprehensive National Energy Policy Act, are amended to improve the efficiency of water use of any type or class of showerhead or faucet and are approved by ANSI, the Secretary shall, not later than 12 months after the date of such amendment, publish a final rule establishing an amended uniform national standard for that product at the level specified in the amended ASME/ANSI Standard A112.18.1M and providing that such standard shall apply to products manufactured after a date which is 12 months after the publication of such rule, unless the Secretary determines, by rule published in the Federal Register, that adoption of a uniform national standard at the level specified in such amended ASME/ANSI Standard A112.18.1M—

"(i) is not technologically feasible and economically justified under subsection (o);

"(ii) is not consistent with the maintenance of public health and safety; or

"(iii) is not consistent with the purposes of this part.

"(B) As part of the rulemaking conducted under subparagraph (A), the Secretary shall also determine if adoption of a standard for any type or class of showerhead or faucet more stringent than such amended ASME/ANSI Standard A112.18.1M would result in additional conservation of energy or water. If the Secretary so determines, such rule shall waive the provisions of section 327(c) with respect to any State regulation concerning the water use or water efficiency of such type or class of showerhead or faucet if such State regulation—

"(i) is more stringent than the standard in effect for such type or class of showerhead or faucet; and

"(ii) is applicable to any sale or installation of all products in such type or class of showerhead or faucet.

"(C) If, after any period of five consecutive years, the maximum flow rate requirements of the ASME/ANSI standard for showerheads are not amended to improve the efficiency of water use of such products, or after such period such requirements for faucets are not amended to improve the efficiency of water use of such products, the Secretary shall, not

later than six months after the end of such five-year period, publish a final rule waiving the provisions of section 327(c) with respect to any State regulation concerning the water use or water efficiency of such type or class of showerhead or faucet if such State regulation—

"(i) is more stringent than the standards in effect for such product; and

"(ii) is applicable to any sale or installation of all products in such type or class of showerhead or faucet.

"(k) STANDARDS FOR WATER CLOSETS AND URINALS.—(1)(A) Except as provided in subparagraph (B), the maximum water use allowed in gallons per flush for any of the following water closets manufactured after January 1, 1994, is the following:

"Gravity tank-type toilets	1.6 gpf.
"Flushometer tank toilets	1.6 gpf.
"Electromechanical hydraulic toilets	1.6 gpf.
"Blowout toilets	3.5 gpf.

"(B) The maximum water use allowed for any gravity tank-type toilet which bears a permanent mark conspicuous upon installation consisting of the words 'Commercial Use Only' manufactured after January 1, 1994, and before January 1, 1997, is 3.5 gallons per flush.

"(C) The maximum water use allowed for flushometer valve toilets, other than blow-out toilets, manufactured after January 7, 1997, is 1.6 gallons per flush.

"(2) The maximum water use allowed for any urinal manufactured after January 1, 1994, is 1.0 gallons per flush.

"(3)(A) If the maximum flush volume requirements of ASME Standard A112.19.6-1990, as in effect on the date of the enactment of the Comprehensive National Energy Policy Act, are amended to improve the efficiency of water use of any low consumption water closet or low consumption urinal and are approved by ANSI, the Secretary shall, not later than 12 months after the date of such amendment, publish a final rule establishing an amended uniform national standard for that product at the level specified in amended ASME/ANSI Standard A112.19.6 and providing that such standard shall apply to products manufactured after a date which is one year after the publication of such rule, unless the Secretary determines, by rule published in the Federal Register, that adoption of a uniform national standard at the level specified in such amended ASME/ANSI Standard A112.19.6—

"(i) is not technologically feasible and economically justified under subsection (o);

"(ii) is not consistent with the maintenance of public health and safety; or

"(iii) is not consistent with the purposes of this part.

"(B) As part of the rulemaking conducted under subparagraph (A), the Secretary shall also determine if adoption of a uniform national standard for any type or class of low consumption water closet or low consumption urinal more stringent than such amended ASME/ANSI Standard A112.19.6 for such product would result in additional conservation of energy or water. If the Secretary so determines, such rule shall waive the provisions of section 327(c) with respect to any State regulation concerning the water use or water efficiency of such type or class of low consumption water closet or low consumption urinal if such State regulation—

"(i) is more stringent than the standard in effect for such type or class of low consumption water closet or low consumption urinal; and

"(ii) is applicable to any sale or installation of all products in such type or class of low consumption water closet or low consumption urinal.

"(C) If, after any period of five consecutive years, the maximum flush volume require-

ments of the ASME/ANSI standard for low consumption water closets are not amended to improve the efficiency of water use of such products, or after such period such requirements for low consumption urinals are not amended to improve the efficiency of water use of such products, the Secretary shall, not later than six months after the end of such five-year period, publish a final rule waiving the provisions of section 327(c) with respect to any State regulation concerning the water use or water efficiency of such type or class of water closet or urinal if such State regulation—

“(i) is more stringent than the standards in effect for such type or class of water closet or urinal; and

“(ii) is applicable to any sale or installation of all products in such type or class of water closet or urinal.

(3) in subsection (l) (as redesignated by paragraph (l) of this subsection)—

(A) in paragraphs (l) and (2), by striking out “(14)” and inserting in lieu thereof “(19)”;

(B) in paragraphs (l) and (3), by striking out “(l) and (m)” and inserting in lieu thereof “(o) and (p)”;

(4) in subsection (m) (as redesignated by paragraph (l) of this subsection), by striking out “(h)” and inserting in lieu thereof “(i)”;

(5) in subsection (n) (as redesignated by paragraph (l) of this subsection)—

(A) in paragraph (l)—
(i) by striking out “and in paragraph (13)” and inserting in lieu thereof “, and in paragraphs (13) and (14)”;

(ii) by striking out “(h)” and inserting in lieu thereof “(i)”;

(B) in paragraph (2)(C), by striking out “(l)(2)(B)(i)(II)” and inserting in lieu thereof “(o)(2)(B)(i)(II)”;

(C) in paragraph (3)(B), by inserting “general service fluorescent lamps, incandescent reflector lamps,” after “fluorescent lamp ballasts.”;

(6) in subsection (o) (as redesignated by paragraph (l) of this subsection)—

(A) in paragraph (l), by inserting “or, in the case of showerheads, faucets, water closets, or urinals, water use,” after “energy use.”;

(B) in paragraph (2)(A), by inserting “, or, in the case of showerheads, faucets, water closets, or urinals, water efficiency,” after “energy efficiency”;

(C) in paragraph (2)(B)(i)(III), by inserting “, or as applicable, water,” after “energy”;

(D) in paragraph (2)(B)(i)(VI), by inserting “and water” after “energy”;

(E) in paragraph (2)(B)(iii), by striking out “energy savings” and inserting “energy, and as applicable water, savings”;

(F) in paragraph (3)(B), by inserting “, in the case of showerheads, faucets, water closets, or urinals, water, or” after “energy or”;

(7) in subsection (p)(3)(A) (as redesignated by paragraph (l) of this subsection)—

(A) by striking out “(l)(2)” and inserting in lieu thereof “(o)(2)”;

(B) by striking out “(l)(4)” and inserting in lieu thereof “(o)(4)”.

(g) REQUIREMENTS OF MANUFACTURERS.—Section 326 of such Act (42 U.S.C. 6296) is amended—

(1) in subsection (b)(4), by inserting “or water use” after “consumption”; and

(2) in subsection (d)(l), by striking out “or energy use” and inserting in lieu thereof “, energy use, or, in the case of showerheads, faucets, water closets, and urinals, water use”.

(h) EFFECT ON OTHER LAW.—Section 327 of such Act (42 U.S.C. 6297) is amended—

(1) in subsection (a)—

(A) in paragraph (1), in the material preceding subparagraph (A), by inserting “or water use” after “energy consumption”;

(B) in paragraph (1)(A), by inserting “, water use,” after “energy consumption”;

(C) in paragraph (1)(B), by striking out “or energy efficiency” and inserting in lieu thereof “, energy efficiency, or water use”;

(D) by amending paragraph (2) to read as follows:

“(2) For purposes of this section, the following definitions apply:

“(A) The term ‘State regulation’ means a law, regulation, or other requirement of a State or its political subdivisions. With respect to showerheads, faucets, water closets, and urinals, such term shall also mean a law, regulation, or other requirement of a river basin commission that has jurisdiction within a State.

“(B) The term ‘river basin commission’ means—

“(i) a commission established by interstate compact to apportion, store, regulate, or otherwise manage or coordinate the management of the waters of a river basin; and

“(ii) a commission established under section 201(a) of the Water Resources Planning Act (42 U.S.C. 1962b(a)).”;

(2) in subsection (b)—

(A) in the material preceding paragraph (1), by striking out “or energy use of the covered product” and inserting in lieu thereof “, energy use, or water use of the covered product”;

(B) by inserting before the semicolon at the end of paragraph (1) the following: “, or in the case of any portion of any regulation which establishes requirements for fluorescent or incandescent lamps, flow rate requirements for showerheads or faucets, or water use requirements for water closets or urinals, was prescribed or enacted before the date of the enactment of the Comprehensive National Energy Policy Act”;

(C) in paragraph (4), by inserting before the semicolon at the end the following: “, or is a regulation (or portion thereof) regulating fluorescent or incandescent lamps other than those to which section 325(i) is applicable, or is a regulation (or portion thereof) regulating showerheads or faucets other than those to which section 325(j) is applicable or regulating lavatory faucets (other than metering faucets) for installation in public places, or is a regulation (or portion thereof) regulating water closets or urinals other than those to which section 325(k) is applicable”;

(D) in paragraph (5), by striking out “or”;

(E) in paragraph (6), by striking out the period at the end and inserting “, or”;

(F) by adding at the end the following new paragraph:

“(7) is a regulation (or portion thereof) concerning the water efficiency or water use of low consumption flushometer valve water closets.”;

(3) in subsection (c)—

(A) in the material preceding paragraph (1)—

(i) by inserting “, subparagraphs (B) and (C) of section 325(j)(3), and subparagraphs (B) and (C) of section 325(k)(3)” after “section 325(b)(3)(A)(ii)”;

(ii) by striking out “or energy use” and inserting in lieu thereof the following: “, energy use, or water use”;

(B) in paragraph (1), by inserting before the semicolon at the end the following: “, except that a State regulation (or portion thereof) regulating fluorescent or incandescent lamps other than those for which section 325(i) is applicable shall be effective only until the effective date of a standard that is prescribed by the Secretary and is applicable to such lamps”;

(C) in paragraph (2), by striking out “or”;

(D) in paragraph (3), by striking out the period at the end and inserting a semicolon; and

(E) by adding at the end the following new paragraphs:

“(4) is a regulation concerning the water use of lavatory faucets adopted by the State of New York or the State of Georgia before the date of the enactment of the Comprehensive National Energy Policy Act;

“(5) is a regulation concerning the water use of kitchen faucets adopted by the State of Rhode Island prior to the date of the enactment of the Comprehensive National Energy Policy Act; or

“(6) is a regulation (or portion thereof) concerning the water efficiency or water use of gravity tank-type low consumption water closets for installation in public places, except that such a regulation shall be effective only until July 1, 1997.”;

(4) in subsection (d)(l)—

(A) in subparagraph (A)—

(i) by inserting “or river basin commission” after “Any State”; and

(ii) by striking out “or energy efficiency” and inserting in lieu thereof “, energy efficiency, or water use”;

(B) in subparagraph (B)—

(i) by striking out “State has” and inserting “State or river basin commission has”;

and

(ii) by inserting “or water” after “energy”;

(C) in subparagraph (C)—

(i) in the material preceding clause (i) and in clause (ii), by inserting “or water” after “energy” each place it appears; and

(ii) by inserting before the period at the end the following: “, and, with respect to a State regulation for which a petition has been submitted to the Secretary which provides for any energy conservation standard or requirement with respect to water use of a covered product, within the context of the water supply and groundwater management plan, water quality program, and comprehensive plan (if any) of the State or river basin commission for improving, developing, or conserving a waterway affected by water supply development”;

(5) in subsection (d)(5)(B)(i)—

(A) in the material preceding subclause (I), by inserting “or water” after “energy”;

(B) in subclause (I), by striking “or electric energy” and inserting “, electric energy, water, or wastewater treatment”;

(C) in subclause (II), by inserting “or water” after “energy”.

(i) INCENTIVE PROGRAMS.—Section 337 of such Act (42 U.S.C. 6307) is amended—

(1) by striking out “337.” and inserting “337. (a) IN GENERAL.—”;

(2) by adding at the end the following:

“(b) STATE AND LOCAL INCENTIVE PROGRAMS.—(1) The Secretary shall, not later than one year after the date of the enactment of this subsection, issue recommendations to the States for establishing State and local incentive programs designed to encourage the acceleration of voluntary replacement, by consumers, of existing showerheads, faucets, water closets, and urinals with those products that meet the standards established for such products pursuant to subsections (j) and (k) of section 325.

“(2) In developing such recommendations, the Secretary shall consult with the heads of other federal agencies, including the Administrator of the Environmental Protection Agency; State officials; manufacturers, suppliers, and installers of plumbing products; and other interested parties.”.

It was decided in the affirmative Yays 328
answered 79
present 1

¶57.16 [Roll No. 132]
AYES—328

Abercrombie	Gilchrist	Molinari
Ackerman	Gillmor	Mollohan
Alexander	Gilman	Montgomery
Anderson	Gingrich	Moody
Andrews (ME)	Gonzalez	Moorhead
Andrews (NJ)	Goodling	Moran
Andrews (TX)	Gordon	Morella
Annunzio	Goss	Morrison
Applegate	Gradison	Mrazek
Aspin	Green	Murtha
Atkins	Guarini	Nagle
Bacchus	Gunderson	Natcher
Ballenger	Hall (OH)	Neal (NC)
Barnard	Hamilton	Nowak
Bateman	Hansen	Oberstar
Beilenson	Harris	Obey
Bennett	Hastert	Olin
Bentley	Hatcher	Olver
Berman	Hayes (IL)	Ortiz
Bevill	Hayes (LA)	Owens (NY)
Bilbray	Hefner	Owens (UT)
Bilfrakis	Henry	Pallone
Blackwell	Hoagland	Panetta
Boehlert	Hobson	Parker
Bonior	Hochbrueckner	Pastor
Borski	Horn	Patterson
Boucher	Horton	Paxon
Brewster	Houghton	Payne (VA)
Brooks	Hoyer	Pelosi
Browder	Huckaby	Perkins
Brown	Hughes	Peterson (FL)
Bruce	Hutto	Peterson (MN)
Bryant	Hyde	Petri
Byron	Jacobs	Pickett
Camp	James	Pickle
Campbell (CA)	Jefferson	Porter
Campbell (CO)	Jenkins	Poshard
Cardin	Johnson (CT)	Price
Carper	Johnson (SD)	Pursell
Carr	Johnston	Rahall
Chandler	Jones (NC)	Ramstad
Clement	Jontz	Rangel
Clinger	Kanjorski	Ravenel
Coleman (MO)	Kaptur	Ray
Coleman (TX)	Kasich	Reed
Collins (IL)	Kennedy	Regula
Collins (MI)	Kennelly	Richardson
Condit	Kildee	Ridge
Cooper	Klug	Rinaldo
Costello	Kopetski	Ritter
Cox (IL)	Kostmayer	Roe
Coyne	LaFalce	Roemer
Cramer	Lagomarsino	Ros-Lehtinen
Davis	Lancaster	Rose
de la Garza	Lantos	Rostenkowski
DeFazio	LaRocco	Roukema
DeLauro	Laughlin	Rowland
Dellums	Lehman (CA)	Roybal
Derrick	Lehman (FL)	Russo
Dicks	Lent	Sabo
Dingell	Levin (MI)	Sanders
Dixon	Lewis (FL)	Sangmeister
Donnelly	Lewis (GA)	Santorum
Dooley	Lipinski	Sarpaluis
Dorgan (ND)	Lloyd	Savage
Downey	Long	Sawyer
Durbin	Lowery (CA)	Saxton
Dwyer	Lowey (NY)	Scheuer
Early	Luken	Schroeder
Eckart	Machtley	Schulze
Edwards (CA)	Manton	Schumer
Edwards (TX)	Markey	Serrano
Emerson	Martin	Sharp
Engel	Martinez	Shaw
English	Matsui	Shays
Erdreich	Mavroules	Sikorski
Espy	Mazzoli	Sisisky
Evans	McCandless	Skaggs
Fascell	McCloskey	Skelton
Fawell	McCollum	Slattery
Fazio	McCrery	Slaughter
Feighan	McCurdy	Smith (FL)
Fish	McDade	Smith (IA)
Flake	McDermott	Smith (NJ)
Foglietta	McGrath	Smith (TX)
Ford (MI)	McHugh	Snowe
Ford (TN)	McMillan (NC)	Solarz
Frank (MA)	McMillen (MD)	Solomon
Franks (CT)	McNulty	Spence
Frost	Meyers	Spratt
Gallegly	Mfume	Staggers
Gallo	Michel	Stallings
Gaydos	Miller (CA)	Stark
Gejdenson	Miller (WA)	Stearns
Gekas	Mineta	Stokes
Gephardt	Mink	Studds
Gibbons	Moakley	

Sundquist	Towns
Swett	Traficant
Swift	Traxler
Synar	Unsold
Tallon	Upton
Tanner	Valentine
Tauzin	Vento
Taylor (MS)	Visclosky
Thomas (CA)	Volkmer
Thomas (GA)	Walsh
Thornton	Washington
Torres	Waters
Torricelli	Waxman

Weber
Weiss
Weldon
Wheat
Wise
Wolf
Wyden
Yates
Yatron
Young (FL)
Zimmer

NOES—79

Allard	Ewing
Allen	Fields
Archer	Geren
Armey	Glickman
Baker	Hall (TX)
Barrett	Hammerschmidt
Barton	Hancock
Bereuter	Hefley
Bliley	Holloway
Boehner	Hopkins
Broomfield	Hubbard
Bunning	Hunter
Burton	Inhofe
Callahan	Ireland
Coble	Johnson (TX)
Combest	Kolbe
Coughlin	Kyl
Cox (CA)	Lewis (CA)
Crane	Lightfoot
Cunningham	Livingston
Dannemeyer	Marlenee
DeLay	McEwen
Dickinson	Miller (OH)
Doolittle	Myers
Dornan (CA)	Nichols
Dreier	Nussle
Duncan	Orton

ANSWERED "PRESENT"—1

Leach

NOT VOTING—26

Anthony	Edwards (OK)	Neal (MA)
AuCoin	Grandy	Oakar
Boxer	Herger	Payne (NJ)
Bustamante	Hertel	Quillen
Chapman	Jones (GA)	Whitten
Clay	Klecza	Wilson
Conyers	Kolter	Wolpe
Darden	Levine (CA)	Wylie
Dymally	Murphy	

So the amendment, as modified, was agreed to.

After some further time, The SPEAKER pro tempore, Mr. VOLKMER, assumed the Chair.

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

¶57.17 SUBMISSION OF CONFERENCE REPORT—H. CON. RES. 287

Mr. PANETTA submitted a conference report (Rept. No. 102-529) on the concurrent resolution (H. Con. Res. 287) setting forth the congressional budget for the United States Government for the fiscal years 1993, 1994, 1995, 1996, and 1997; together with a statement thereon, for printing in the Record under the rule.

¶57.18 ORDER OF BUSINESS—
MODIFICATION OF AMENDMENT—
H.R. 776

On motion of Mr. SHARP, by unanimous consent,

Ordered. That amendment numbered 4, as printed in House Report No. 102-528 to accompany House Resolution 459, may be offered in a modified form at any time during the consideration today of the bill (H.R. 776) to provide for improved energy efficiency, in the

Committee of the Whole House on the state of the Union.

¶57.19 ENERGY POLICY

The SPEAKER pro tempore, Mr. VOLKMER, pursuant to House Resolution 459 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 776) to provide for improved energy efficiency.

Mr. SKAGGS, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

¶57.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. JONTZ:

Page 218, after line 7, insert the following new section (and conform the table of contents accordingly):

SEC. 306. OCTANE REPLACEMENT.

(a) OCTANE REPLACEMENT PROGRAM.—
(1) IN GENERAL.—The Secretary of Energy, in consultation with the Administrator, of the Environmental Protection Agency, the Secretary of Transportation, the Secretary of Agriculture, and the heads of other appropriate agencies, shall issue regulations establishing a program to require that—

(A) at least ½ octane number of the octane rating of all gasoline sold in the United States after March 15, 1994, is derived from domestically produced, renewable, nonpetroleum sources;

(B) at least 1 octane number of the octane rating of all gasoline sold in the United States after March 15, 1998, is derived from domestically produced, renewable, nonpetroleum sources;

(C) at least 1½ octane numbers of the octane rating of all gasoline sold in the United States after March 15, 2002, is derived from domestically produced, renewable, nonpetroleum sources; and

(D) at least 2 octane numbers of the octane rating of all gasoline sold in the United States after March 15, 2006, is derived from domestically produced, renewable, nonpetroleum sources.

(2) LIMITATION.—The Secretary of Energy may waive, in whole or in part, the application of paragraph (1) for any ozone non-attainment area during the high ozone season upon a determination by the Administrator of the Environmental Protection Agency that compliance with such requirement would prevent or interfere with the attainment by the area of a national primary ambient air quality standard.

(b) MARKETABLE OCTANE CREDITS.—The Secretary of Energy shall issue regulations establishing a system for the use of marketable octane credits for gasoline sold in the United States after March 15, 1994, under which credits due to gasoline with a higher octane number derived from domestically produced, renewable, nonpetroleum sources than is required under subsection (a)(1) may be used to offset the sale of gasoline with a lower octane number than is so required. Credits under such system may be transferred between companies or within one company.

(c) RELATION TO OTHER LAW. —Nothing in this section shall be construed to amend or affect the application of the Clean Air Act.

(d) DEFINITIONS. For purposes of this section—

(1) the term "gasoline" means any fuel which is commonly or commonly known as

gasoline, and which is sold for use in motor vehicles and motor engines; and

(2) the term "octane rating" means the number determined by adding the Research Octane Number plus the Motor Octane Number of gasoline, and dividing the sum by 2.

It was decided in the } Yeas 198
negative } Nays 211

§57.21 [Roll No. 133]
AYES—198

Abercrombie	Hefley	Pelosi
Alexander	Hefner	Penny
Andrews (NJ)	Hoagland	Perkins
Annunzio	Hochbrueckner	Peterson (MN)
Applegate	Holloway	Petri
Aspin	Horn	Porter
Atkins	Horton	Poshard
Barnard	Hoyer	Price
Barrett	Hubbard	Rahall
Bentley	Hughes	Ramstad
Bereuter	Hyde	Rangel
Berman	Jenkins	Ravenel
Bilbray	Johnson (SD)	Richardson
Blackwell	Johnston	Ridge
Boehner	Jones (NC)	Roe
Borski	Jontz	Roemer
Bruce	Kanjorski	Rose
Bryant	Kasich	Rostenkowski
Burton	Kennedy	Roth
Cardin	Kildee	Russo
Carper	Klecza	Sabo
Clay	Klug	Sanders
Clement	Kopetski	Sangmeister
Coleman (MO)	Kostmayer	Sarpalius
Condit	Lancaster	Savage
Conyers	Lantos	Sawyer
Costello	LaRocco	Saxton
Cox (IL)	Levin (MI)	Scheuer
Darden	Lewis (GA)	Schroeder
de la Garza	Lightfoot	Schumer
DeFazio	Lipinski	Sensenbrenner
Dellums	Lloyd	Serrano
Derrick	Long	Sharp
Dickinson	Luken	Sikorski
Dicks	Marlenee	Skeen
Dooley	Martin	Skelton
Dorgan (ND)	Martinez	Slattery
Durbin	Mavroules	Slaughter
Dwyer	Mazzoli	Smith (FL)
Dymally	McCloskey	Smith (IA)
Edwards (TX)	McDermott	Smith (NJ)
Emerson	McEwen	Spratt
Engel	McHugh	Staggers
Espy	McMillen (MD)	Stallings
Evans	Meyers	Stokes
Ewing	Mfume	Sweet
Facell	Michel	Tanner
Feighan	Miller (OH)	Taylor (MS)
Flake	Moakley	Thomas (GA)
Ford (MI)	Moody	Thornton
Ford (TN)	Morrison	Torricelli
Gallo	Murphy	Traficant
Gejdenson	Murtha	Unsoeld
Gekas	Myers	Valentine
Gephardt	Nagle	Vento
Gilchrest	Neal (MA)	Volkmer
Gillmor	Neal (NC)	Walsh
Glickman	Nussle	Washington
Goodling	Oberstar	Waters
Gordon	Obey	Weber
Gunderson	Olver	Wheat
Hall (OH)	Owens (NY)	Williams
Hansen	Owens (UT)	Wilson
Hastert	Pallone	Wolpe
Hatcher	Panetta	Yatron
Hayes (IL)	Pease	Zimmer

NOES—211

Ackerman	Boniior	Coleman (TX)
Allard	Boucher	Collins (IL)
Allen	Brewster	Collins (MI)
Anderson	Brooks	Combust
Andrews (ME)	Broomfield	Cooper
Andrews (TX)	Browder	Coughlin
Archer	Brown	Cox (CA)
Army	Bunning	Coyne
Bacchus	Bustamante	Cramer
Baker	Byron	Crane
Ballenger	Callahan	Cunningham
Barton	Camp	Dannemeyer
Bateman	Campbell (CA)	DeLauro
Beilenson	Campbell (CO)	DeLay
Bennett	Carr	Dingell
Bevill	Chandler	Dixon
Bilirakis	Chapman	Donnelly
Bliley	Clinger	Doolittle
Boehlert	Coble	Dornan (CA)

Downey	Lent	Rogers
Dreier	Lewis (CA)	Rohrabacher
Duncan	Lewis (FL)	Ros-Lehtinen
Early	Livingston	Roukema
Eckart	Lowey (NY)	Rowland
Edwards (CA)	Machtley	Roybal
English	Manton	Santorum
Erdreich	Markey	Schaefer
Fawell	Matsui	Schiff
Fazio	McCandless	Schulze
Fields	McCollum	Shaw
Fish	McCrery	Shays
Foglietta	McCurdy	Shuster
Frank (MA)	McDade	Sisisky
Franks (CT)	McGrath	Skaggs
Frost	McMillan (NC)	Smith (OR)
Gallegly	McNulty	Smith (TX)
Geren	Miller (CA)	Snowe
Gilman	Miller (WA)	Solarz
Gingrich	Mineta	Solomon
Gonzalez	Mink	Spence
Goss	Molinaro	Stark
Gradison	Mollohan	Stearns
Green	Montgomery	Stenholm
Guarini	Moorhead	Studds
Hall (TX)	Moran	Stump
Hammerschmidt	Morella	Sundquist
Hancock	Mrazek	Swift
Harris	Natcher	Synar
Hayes (LA)	Nichols	Tallon
Henry	Nowak	Tauzin
Hertel	Olin	Taylor (NC)
Hobson	Ortiz	Thomas (CA)
Hopkins	Orton	Thomas (WY)
Houghton	Oxley	Towns
Huckaby	Packard	Upton
Hunter	Parker	Vander Jagt
Hutto	Patterson	Visclosky
Inhofe	Paxon	Vucanovich
Ireland	Payne (VA)	Walker
Jacobs	Peterson (FL)	Waxman
James	Pickett	Weiss
Jefferson	Pickle	Weldon
Johnson (CT)	Pursell	Wise
Johnson (TX)	Ray	Wolf
Kaptur	Reed	Wyden
Kennelly	Regula	Yates
Kolbe	Rhodes	Young (AK)
Kyl	Riggs	Young (FL)
LaFalce	Rinaldo	Zeliff
Lagomarsino	Ritter	
Lehman (CA)	Roberts	

NOT VOTING—25

Anthony	Heger	Pastor
AuCoin	Jones (GA)	Payne (NJ)
Boxer	Kolter	Quillen
Davis	Laughlin	Torres
Edwards (OK)	Leach	Traxler
Gaydos	Lehman (FL)	Whitten
Gibbons	Levine (CA)	Wylie
Grandy	Lowery (CA)	
Hamilton	Oakar	

So the amendment was not agreed to. After some further time,

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

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

§57.22 SUBMISSION OF CONFERENCE REPORT—H.R. 4990

Mr. MURTHA submitted a conference report (Rept. No. 102-530) on the bill (H.R. 4990) rescinding certain budget authority, and for other purposes; together with a statement thereon, for printing in the Record under the rule.

§57.23 ENERGY POLICY

The SPEAKER pro tempore, Mr. ROEMER, pursuant to House Resolution 459 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 776) to provide for improved energy efficiency.

Mr. SKAGGS, Chairman of the Committee of the Whole, resumed the

chair; and after some time spent therein,

§57.24 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. CLEMENT:

On page 719, strike line 20 and all that follows through Page 727, line 3, and insert the following (and redesignate the subsequent provisions, and conform the table of contents, accordingly):

Subtitle A—Combined Construction Permit and Operating License

SEC. 2801. COMBINED LICENSES.

Section 185 of the Atomic Energy Act of 1954 (42 U.S.C. 2235) is amended—

(1) in the heading for such section by adding "and Operating Licenses" after "Permits";

(2) by adding a subsection designator "a." before "All applicants for licenses"; and

(3) by adding at the end the following new subsection:

"b. After holding a public hearing under section 189 a. (1)(A), the Commission shall issue to the applicant a combined construction and operating license if the application contains sufficient information to support the issuance of a combined license and the Commission determines that there is reasonable assurance that the facility will be constructed and will operate in conformity with the license, the provisions of this Act, and the Commission's rules and regulations. The Commission shall identify within the combined license the inspections, tests, and analyses, including those applicable to emergency planning, that the licensee shall perform, and the acceptance criteria that, if met, are necessary and sufficient to provide reasonable assurance that the facility has been constructed and will be operated in conformity with the license, the provisions of this Act, and the Commission's rules and regulations. Following issuance of the combined license, the Commission shall ensure that the prescribed inspections, tests, and analyses are performed and, prior to operation of the facility, shall find that the prescribed acceptance criteria are met. Any finding made under this subsection shall not require a hearing except as provided in section 189 a. (1)(B)."

SEC. 2802. POST-CONSTRUCTION HEARINGS ON COMBINED LICENSES.

Section 189 a. (1) of the Atomic Energy Act of 1954 (42 U.S.C. 2239(a)(1)) is amended—

(1) by adding a subparagraph designator "(A)" before "In any proceeding under this Act."; and

(2) by adding after subparagraph (A) the following new subparagraph:

"(B)(i) Not less than 180 days before the date scheduled for initial loading of fuel into a plant by a licensee that has been issued a combined construction permit and operating license under section 185 b., the Commission shall publish in the Federal Register notice of intended operation. That notice shall provide that any person whose interest may be affected by operation of the plant, may within 60 days request the Commission to hold a hearing on whether the facility as constructed complies, or on completion will comply, with the acceptance criteria of the license.

"(ii) A request for hearing under clause (i) shall show, prima facie, that one or more of the acceptance criteria in the combined license have not been, or will not be met, and the specific operational consequences of non-conformance that would be contrary to providing reasonable assurance of adequate protection of the public health and safety.

"(iii) After receiving a request for a hearing under clause (i), the Commission expedi-

tiously shall either deny or grant the request. If the request is granted, the Commission shall determine, after considering petitioners' prima facie showing and any answers thereto, whether during a period of interim operation, there will be reasonable assurance of adequate protection of the public health and safety. If the Commission determines that there is such reasonable assurance, it shall allow operation during an interim period under the combined license.

"(iv) The Commission, in its discretion, shall determine appropriate hearing procedures, whether informal or formal adjudicatory, for any hearing under clause (i), and shall state its reasons therefor.

"(v) The Commission shall, to the maximum possible extent, render a decision on issues raised by the hearing request within 180 days of the publication of the notice provided by clause (i) or the anticipated date for initial loading of fuel into the reactor, whichever is later. Commencement of operation under a combined license is not subject to subparagraph (A)."

SEC. 2803. RULEMAKING.

The Nuclear Regulatory Commission shall propose regulations implementing sections 185 b. and 189 a. (1)(B) of the Atomic Energy Act of 1954, as added by sections 2801 and 2802 of this Act, not later than 1 year after the date of enactment of this Act.

SEC. 2804. AMENDMENT OF A COMBINED LICENSE PENDING A HEARING.

Section 189 a. (2) of the Atomic Energy Act of 1954 (42 U.S.C. 2239(a)(2)) is amended by inserting "or any amendment to a combined construction and operating license" after "any amendment to an operating license" each time it occurs.

SEC. 2805. JUDICIAL REVIEW.

Section 189 b. of the Atomic Energy Act of 1954 (42 U.S.C. 2239(b)) is amended by inserting "or any final order allowing or prohibiting a facility to begin operating under a combined construction and operating license" before "shall be subject to judicial review".

SEC. 2806. EFFECT ON PENDING PROCEEDINGS.

Section 185 b. and 189 a. (1)(B) of the Atomic Energy Act of 1954, as added by sections 2801 and 2802 of this Act, shall apply to all proceedings involving a combined license for which an application was filed after May 8, 1991, under such sections.

SEC. 2807. CONFORMING AMENDMENT.

The table of contents of the Atomic Energy Act of 1954 is amended by amending the item relating to section 185 to read as follows:

"Sec. 185. Construction Permits and Operating Licenses."

It was decided in the { Yeas 254 affirmative } Nays 160

57.25 [Roll No. 134] AYES—254

Table listing names of members voting in favor (Yeas) for section 185, including Alexander, Allard, Allen, Anderson, Andrews (NJ), Andrews (TX), Annunzio, Archer, Arney, Baker, Ballenger, Barnard, Barrett, Barton, Bateman, Bentley, Bereuter, Bevill, Bilirakis, Blackwell, Bliley, Boehner, Borski, Brewster, Brooks, Broomfield, Browder, Bunning, Burton, Bustamante, Byron, Callahan, Camp, Carper, Carr, Chandler, Chapman, Clement, Clinger, Coble, Coleman (MO), Coleman (TX), Collins (IL), Collins (MI), Combest, Condit, Cooper, Coughlin, Cox (CA), Cramer, Crane, Cunningham, Dannemeyer, Darden, Davis, de la Garza, DeLay, Derrick, Dickinson, Dicks, Dingell, Donnelly, Dooley, Eckart, Edwards (CA), Engel, Evans, Fazio, Feighan, Fish, Flake, Ford (TN), Frank (MA), Gajdenson, Gekas, Gephardt, Gilchrist, Gilman, Glickman, Gonzalez, Goodling, Green, Hayes (IL), Hertel, Hoagland, Hochbrueckner, Horn, Houghton, Jacobs, DeFazio, Johnson (SD), Johnston, Jontz, Kaptur, Kasich, Kennedy, Kennelly, Kildee, Kleczka, Kopetski, Kostmayer, LaFalce, Lantos, LaRocco, Lehman (FL), Levin (MI), Lewis (GA), Long, Lowey (NY), Luken, Machtley, Markey, Matsui, Mavroules, Mazzoli, McCloskey, McDermott, McHugh, Miller (CA), Mineta, Mink, Moakley, Mollohan, Moody, Mrazek, Neal (MA), Neal (NC), Nowak, Oberstar, Obey, Olver, Owens (NY), Owens (UT), Pallone, Panetta, Pease, Pelosi, Penny, Perkins, Peterson (MN), Pickle, Poshard, Rahall, Ramstad, Reed, Richardson, Riggs, Rogers, Ros-Lehtinen, Roybal, Sabo, Sanders, Savage, Sawyer, Scheuer, Schroeder, Schumer, Serrano, Sharp, Shays, Sikorski, Skaggs, Slattery, Slaughter, Smith (FL), Snowe, Solarz, Staggers, Stark, Stokes, Studts, Swett, Taylor (MS), Torres, Traficant, Unsoeld, Vento, Visclosky, Vucanovich, Washington, Waters, Waxman, Weiss, Wheat, Williams, Wise, Wolpe, Wyden, Yates, Anthony, AuCoin, Boxer, Edwards (OK), Ford (MI), Gaydos, Gibbons, Grandy, Jones (GA), Kolter, Levine (CA), Moran, Oakar, Payne (NJ), Quillen, Rangel, Roe, Traxler, Whitten, Wylie

Table listing names of members voting in favor (Yeas) for section 185, including Doolittle, Dornan (CA), Dreier, Duncan, Dwyer, Edwards (TX), Emerson, English, Erdreich, Espy, Ewing, Fascell, Fawell, Fields, Foglietta, Franks (CT), Frost, Gallegly, Gallo, Geren, Gillmor, Gingrich, Gordon, Goss, Gradison, Guarini, Gunderson, Hall (OH), Hall (TX), Hamilton, Hammerschmidt, Hancock, Hansen, Harris, Hastert, Hatcher, Hayes (LA), Hefley, Hefner, Henry, Herger, Hobson, Holloway, Hopkins, Horton, Hoyer, Hubbard, Huckaby, Hughes, Hunter, Hutto, Hyde, Inhofe, Ireland, James, Jefferson, Jenkins, Johnson (CT), Johnson (TX), Jones (NC), Kanjorski, Klug, Kolbe, Kyl, Lagomarsino, Lancaster, Laughlin, Leach, Lehman (CA), Lent, Lewis (CA), Lewis (FL), Lightfoot, Lipinski, Livingston, Lloyd, Lowery (CA), Manton, Marlenee, Martin, Martinez, McCandless, McCollum, McCrery, McCurdy, McDade, McEwen, McGrath, McMillan (NC), McMillen (MD), McNulty, Meyers, Mfume, Michel, Miller (OH), Miller (WA), Molinari, Montgomery, Moorhead, Morella, Morrison, Murphy, Murtha, Myers, Nagle, Natcher, Nichols, Nussle, Olin, Ortiz, Orton, Oxley, Packard, Parker, Pastor, Patterson, Paxon, Payne (VA), Peterson (FL), Petri, Pickett, Porter, Price, Pursell, Ravenel, Ray, Regula, Rhodes, Ridge, Rinaldo, Ritter, Roberts, Roemer, Rohrabacher, Rose, Rostenkowski, Roth, Roukema, Rowland, Russo, Sangmeister, Santorum, Sarpalius, Saxton, Schaefer, Schiff, Schulze, Sensenbrenner, Shaw, Shuster, Sisisky, Skeen, Skelton, Smith (IA), Smith (NJ), Smith (OR), Smith (TX), Solomon, Spence, Spratt, Stallings, Stearns, Stenholm, Stump, Sundquist, Swift, Tallon, Tanner, Tauzin, Taylor (NC), Thomas (CA), Thomas (GA), Thomas (WY), Thornton, Torricelli, Towns, Upton, Valentine, Vander Jagt, Volkmer, Walker, Walsh, Weber, Weldon, Wilson, Wolf, Yatron, Young (AK), Young (FL), Zeliff, Zimmer

NOES—160

Table listing names of members voting in opposition (Noes) for section 185, including Abercrombie, Ackerman, Andrews (ME), Applegate, Aspin, Atkins, Bacchus, Beilenson, Bennett, Berman, Bilbray, Boehlert, Bonior, Boucher, Brown, Bruce, Bryant, Campbell (CA), Campbell (CO), Cardin, Clay, Conyers, Costello, Cox (IL), Coyne, DeFazio, DeLauro, Dellums, Dixon, Dorgan (ND), Downey, Durbin, Dymally, Early, Eckart, Edwards (CA), Engel, Evans, Fazio, Feighan, Fish, Flake, Ford (TN), Frank (MA), Gajdenson, Gekas, Gephardt, Gilchrist, Gilman, Glickman, Gonzalez, Goodling, Green, Hayes (IL), Hertel, Hoagland, Hochbrueckner, Horn, Houghton, Jacobs, DeFazio, Johnson (SD), Johnston, Jontz, Kaptur, Kasich, Kennedy, Kennelly, Kildee, Kleczka, Kopetski, Kostmayer, LaFalce, Lantos, LaRocco, Lehman (FL), Levin (MI), Lewis (GA), Long, Lowey (NY), Luken, Machtley, Markey, Matsui, Mavroules, Mazzoli, McCloskey, McDermott, McHugh, Miller (CA), Mineta, Mink, Moakley, Mollohan, Moody, Mrazek, Neal (MA), Neal (NC), Nowak, Oberstar, Obey, Olver, Owens (NY), Owens (UT), Pallone, Panetta, Pease, Pelosi, Penny, Perkins, Peterson (MN), Pickle, Poshard, Rahall, Ramstad, Reed, Richardson, Riggs, Rogers, Ros-Lehtinen, Roybal, Sabo, Sanders, Savage, Sawyer, Scheuer, Schroeder, Schumer, Serrano, Sharp, Shays, Sikorski, Skaggs, Slattery, Slaughter, Smith (FL), Snowe, Solarz, Staggers, Stark, Stokes, Studts, Swett, Taylor (MS), Torres, Traficant, Unsoeld, Vento, Visclosky, Vucanovich, Washington, Waters, Waxman, Weiss, Wheat, Williams, Wise, Wolpe, Wyden, Yates, Anthony, AuCoin, Boxer, Edwards (OK), Ford (MI), Gaydos, Gibbons, Grandy, Jones (GA), Kolter, Levine (CA), Moran, Oakar, Payne (NJ), Quillen, Rangel, Roe, Traxler, Whitten, Wylie

Table listing names of members voting in opposition (Noes) for section 185, including Owens (UT), Pallone, Panetta, Pease, Pelosi, Penny, Perkins, Peterson (MN), Pickle, Poshard, Rahall, Ramstad, Reed, Richardson, Riggs, Rogers, Ros-Lehtinen, Roybal, Sabo, Sanders, Savage, Sawyer, Scheuer, Schroeder, Schumer, Serrano, Sharp, Shays, Sikorski, Skaggs, Slattery, Slaughter, Smith (FL), Snowe, Solarz, Staggers, Stark, Stokes, Studts, Swett, Taylor (MS), Torres, Traficant, Unsoeld, Vento, Visclosky, Vucanovich, Washington, Waters, Waxman, Weiss, Wheat, Williams, Wise, Wolpe, Wyden, Yates

NOT VOTING—20

Table listing names of members who did not vote for section 185, including Anthony, AuCoin, Boxer, Edwards (OK), Ford (MI), Gaydos, Gibbons, Grandy, Jones (GA), Kolter, Levine (CA), Moran, Oakar, Payne (NJ), Quillen, Rangel, Roe, Traxler, Whitten, Wylie

So the amendment was agreed to. After some further time,

57.26 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. MARKEY:

Page 200, after line 11, insert the following new section (and conform the table of contents accordingly):

SEC. 214. STATE REGULATION OF THE PRODUCTION OF NATURAL GAS.

Section 602 of the Natural Gas Policy Act of 1978 is amended by adding a new subsection (c), as follows:

"(c) STATE REGULATION OF THE PRODUCTION OF NATURAL GAS.—

"(1) CERTAIN STATE RESOURCE AND PROPERTY REGULATION AUTHORIZED.—State regulation of natural gas production, which has the substantial purpose or effect of furthering legitimate State interests in resource conservation, the prevention of physical waste and the protection of correlative rights of producers in a common reservoir, including—

"(A) oil and natural gas well spacing; "(B) prevention of flaring and physical waste;

"(C) prevention of undue drainage and protection of correlative rights of producers within, or probably within, a common reservoir;

"(D) flow restrictions against past over-producers within, or probably within, a common reservoir;

"(E) utilization of a reservoir; "(F) restrictions on production of natural gas caps in oil/gas reservoirs;

"(G) gas/oil ratios; and "(H) maximization of ultimate hydrocarbon production according to sound engineering practices,

is authorized, notwithstanding any incidental effect from such regulation of restricting production and increasing prices.

"(2) CERTAIN STATE PRICING REGULATION PROHIBITED.—A State may not engage in regulation of the production of natural gas which has the substantial purpose or effect of generally restricting natural gas production and raising the general price level of natural gas, including—

"(A) market demand prorationing; "(B) statewide prorationing;

"(C) prorationing between reservoirs not reasonably shown to be in geologic communication; and

"(D) other prorationing which unreasonably prevents buyers from purchasing lower-priced natural gas in preference to higher-priced natural gas.

“(3) COURT ENFORCEMENT.—Any natural gas pipeline, private or municipal local distribution company, natural gas marketer, consumer of natural gas, or State public utility regulatory commission may bring a civil action in the Federal district court for the District of Columbia to enjoin any State regulation, including any State or State agency rule, order, or law, on grounds it is prohibited under paragraph (2). Such court shall, after considering the purpose and effect of such regulation and all relevant information, set aside and enjoin such regulation to the extent it is prohibited under paragraph (2).

“(4) STATE-OWNED PRODUCTION.—This subsection shall not apply to the regulation of a natural gas well wholly owned by a State or the portion of a natural gas well’s production owned by a State.”

It was decided in the affirmative { Yeas 238 Nays 169

57.27 [Roll No. 135] AYES—238

- Abercrombie Goodling Moakley
- Ackerman Gordon Molinari
- Allen Goss Moody
- Andrews (ME) Green Moorhead
- Andrews (NJ) Guarini Morella
- Applegate Gunderson Mrazek
- Aspin Hall (OH) Nagle
- Atkins Hastert Neal (MA)
- Bacchus Hayes (IL) Neal (NC)
- Ballenger Hefner Nowak
- Beilenson Henry Oberstar
- Bennett Herger Obey
- Bentley Hertel Olver
- Bereuter Hobson Owens (NY)
- Berman Hochbrueckner Oxley
- Blackwell Horn Packard
- Boehlert Horton Pallone
- Borski Hoyer Paxon
- Boucher Hughes Pelosi
- Broomfield Hunter Penny
- Brown Hyde Perkins
- Byron Jacobs Peterson (MN)
- Camp James Petri
- Cardin Johnson (CT) Porter
- Carper Johnson (SD) Price
- Carr Johnston Ramstad
- Chandler Jontz Rangel
- Coble Kanjorski Reed
- Coleman (MO) Kaptur Regula
- Collins (IL) Kasich Ridge
- Conyers Kennedy Riggs
- Cooper Kennelly Rinaldo
- Coughlin Kildee Ritter
- Cox (IL) Kleczka Roemer
- Coyne Klug Rohrabacher
- Cunningham Kolbe Ros-Lehtinen
- Dannemeyer Kostmayer Rose
- DeFazio LaFalce Rostenkowski
- DeLauro Lagomarsino Roth
- Dellums Lantos Roukema
- Dixon Leach Roybal
- Donnelly Lehman (FL) Russo
- Dooley Lent Sabo
- Doolittle Levin (MI) Sanders
- Dornan (CA) Lewis (FL) Sangmeister
- Downey Lewis (GA) Santorum
- Dreier Lightfoot Savage
- Durbin Lipinski Sawyer
- Dwyer Long Saxton
- Early Lowery (CA) Scheuer
- Eckart Lowey (NY) Schulze
- Edwards (CA) Luken Schumer
- Engel Machtley Sensenbrenner
- Evans Manton Serrano
- Ewing Markey Shaw
- Fawell Martin Shays
- Feighan Mavroules Shuster
- Fish Mazzoli Sikorski
- Flake McCandless Slaughter
- Foglietta McCloskey Smith (FL)
- Ford (TN) McCollum Smith (NJ)
- Frank (MA) McDermott Snowe
- Franks (CT) McEwen Solarz
- Galleghy McGrath Solomon
- Gallo McHugh Spratt
- Gejdenson McMillen (MD) Stark
- Gekas McNulty Stearns
- Gibbons Mfume Stokes
- Gilchrist Michel Studds
- Gillmor Miller (CA) Swett
- Gilman Miller (WA) Swift
- Gingrich Mink Tallon

- Torres
- Torrice
- Towns
- Traficant
- Unsoeld
- Upton
- Viscosky
- Volkmer

- Walker
- Walsh
- Waters
- Waxman
- Weiss
- Weldon
- Wheat
- Wolf

- Wolpe
- Wyden
- Yates
- Young (FL)
- Zeliff
- Zimmer

NOES—169

- Alexander
- Allard
- Anderson
- Andrews (TX)
- Annunzio
- Archer
- Armey
- Baker
- Barnard
- Barrett
- Barton
- Bateman
- Bevill
- Bilbray
- Bilirakis
- Bliley
- Boehner
- Bonior
- Brewster
- Brooks
- Browder
- Bruce
- Bryant
- Bunning
- Burton
- Bustamante
- Callahan
- Campbell (CA)
- Campbell (CO)
- Chapman
- Clay
- Clement
- Clinger
- Coleman (TX)
- Collins (MI)
- Combest
- Condit
- Costello
- Cox (CA)
- Cramer
- Crane
- Darden
- Davis
- de la Garza
- DeLay
- Derrick
- Dicks
- Dingell
- Dorgan (ND)
- Duncan
- Edwards (TX)
- Emerson
- English
- Erdreich
- Espy
- Fascell
- Fazio

- Fields
- Frost
- Gephardt
- Geren
- Glickman
- Gonzalez
- Gradison
- Hall (TX)
- Hamilton
- Hammerschmidt
- Hancock
- Hansen
- Harris
- Hatcher
- Hayes (LA)
- Hefley
- Hoagland
- Holloway
- Hopkins
- Hubbard
- Huckaby
- Hutto
- Inhofe
- Ireland
- Jefferson
- Jenkins
- Johnson (TX)
- Jones (NC)
- Kopetski
- Kyl
- Lancaster
- LaRocco
- Laughlin
- Lehman (CA)
- Lewis (CA)
- Livingston
- Lloyd
- Marlenee
- Martinez
- Matsui
- McCrery
- McCurdy
- McMillan (NC)
- Meyers
- Miller (OH)
- Mineta
- Mollohan
- Montgomery
- Morrison
- Murtha
- Myers
- Natcher
- Nichols
- Nussle
- Ortiz
- Orton
- Owens (UT)

- Panetta
- Parker
- Pastor
- Patterson
- Payne (VA)
- Pease
- Peterson (FL)
- Pickett
- Pickle
- Poshard
- Rahall
- Ravenel
- Ray
- Rhodes
- Richardson
- Roberts
- Rogers
- Rowland
- Sarpalius
- Schaefer
- Schiff
- Schroeder
- Sharp
- Sisisky
- Skaggs
- Skeen
- Skelton
- Slattery
- Smith (IA)
- Smith (OR)
- Smith (TX)
- Spence
- Staggers
- Stallings
- Stenholm
- Stump
- Sundquist
- Synar
- Tanner
- Tauzin
- Taylor (MS)
- Taylor (NC)
- Thomas (CA)
- Thomas (GA)
- Thomas (WY)
- Thornton
- Valentine
- Vander Jagt
- Vento
- Vucanovich
- Washington
- Wilson
- Wise
- Yatron
- Young (AK)

NOT VOTING—27

- Anthony
- AuCoin
- Boxer
- Dickinson
- Dymally
- Edwards (OK)
- Ford (MI)
- Gaydos
- Grandy

- Houghton
- Jones (GA)
- Kolter
- Levine (CA)
- McDade
- Moran
- Murphy
- Oakar
- Olin

- Payne (NJ)
- Pursell
- Quillen
- Roe
- Traxler
- Weber
- Whitten
- Williams
- Wylie

So the amendment was agreed to.

After some further time, THE SPEAKER pro tempore, Mr. JEFFERSON, assumed the Chair.

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

57.28 MESSAGE FROM THE PRESIDENT—CHEMICAL AND BIOLOGICAL WEAPONS

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

To the Congress of the United States:

On November 16, 1990, in light of the dangers of the proliferation of chemical and biological weapons, I issued Executive Order No. 12735 and declared a national emergency under the International Emergency Economic Powers Act (50 U.S.C. 1701, et seq.).

The proliferation of chemical and biological weapons continues to pose an unusual and extraordinary threat to the national security and foreign policy of the United States.

Section 204 of the International Emergency Economic Powers Act and section 401(c) of the National Emergencies Act contain periodic reporting requirements regarding activities taken and money spent pursuant to an emergency declaration. The following report is made pursuant to these provisions.

The three export control regulations issued under the Enhanced Proliferation Control Initiative are fully in force and have been used to control the export of items with potential use in chemical or biological weapons or their delivery systems.

Over the last 6 months, the United States has continued to address actively the problem of the proliferation and use of chemical and biological weapons in its international diplomatic efforts.

The membership of the Australia Group of countries cooperating against chemical and biological weapons proliferation grew from 20 to 22 members when Finland and Sweden were welcomed into the Group in December 1991.

At the same December 1991 Australia Group meeting, all member countries confirmed that they had implemented or were implementing export controls on all 50 identified chemical weapons precursors. Almost all Australia Group members agreed at the meeting to impose controls on a common list of dual-use chemical equipment. In the first major Australia Group involvement in biological weapons nonproliferation, the December meeting also produced a draft list of biological organisms, toxins, and equipment to consider for export controls. This list was further refined by an Australia Group experts’ meeting in March 1992, the intersessional meeting held by the Australia Group, and will be considered for adoption by the June 1992 Australia Group plenary.

Encouraging progress can also be reported in the steps taken by countries outside the Australia Group, including several Eastern European countries and Argentina, to establish effective chemical and biological export controls comparable to those observed by Australia Group members.

Finally, the March 31, 1992, report regarding expenditures under the declaration of the national emergency to deal with the lapse of the Export Administration Act in Executive Order No. 12730 also includes measures related to the Enhanced Proliferation Control Initiative. Pursuant to section 401(c) of the National Emergencies Act,

there were no additional expenses directly attributable to the exercise of authorities conferred by the declaration of the national emergency.

GEORGE BUSH.

THE WHITE HOUSE, *May 20, 1992.*

By unanimous consent, the message was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 102-335).

¶57.29 MESSAGE FROM THE PRESIDENT—
MFN WITH RESPECT TO ALBANIA

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

To the Congress of the United States:

Pursuant to section 402(c)(2)(A) of the Trade Act of 1974, as amended (the "Act") (19 U.S.C. 2432(c)(2)(A)), I have determined that a waiver of the application of subsections (a) and (b) of section 402 with respect to Albania will substantially promote the objectives of section 402. A copy of that determination is enclosed. I have also received assurances with respect to the emigration practices of Albania required by section 402(c)(2)(B) of the Act. This message constitutes the report to the Congress required by section 402(c)(2).

Pursuant to section 402(c)(2), I shall waive by Executive order the application of subsections (a) and (b) of section 402 of the Act with respect to Albania.

GEORGE BUSH.

THE WHITE HOUSE, *May 20, 1992.*

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Ways and Means and ordered to be printed (H. Doc. 102-334).

¶57.30 WAIVING POINTS OF ORDER
AGAINST CONFERENCE REPORT ON
H.R. 4990

Mr. BONIOR, by direction of the Committee on Rules, reported (Rept. No. 102-531) the privileged resolution (H. Res. 462) waiving all points of order against the conference report on the bill (H.R. 4990) rescinding certain budget authority, and for other purposes, and against consideration of such conference report.

When said resolution and report were referred to the House Calendar and ordered printed.

¶57.31 WAIVING POINTS OF ORDER
AGAINST CONFERENCE REPORT ON
H. CON. RES. 287

Mr. BONIOR, by direction of the Committee on Rules, reported (Rept. No. 102-532) the privileged resolution (H. Res. 463) waiving all points of order against the conference report on the concurrent resolution (H. Con. Res. 287) setting forth the congressional budget for the United States Government for the fiscal years 1993, 1994, 1995, 1996 and 1997, and against consideration of such conference report.

When said resolution and report were referred to the House Calendar and ordered printed.

¶57.32 PERMISSION TO FILE REPORT

On motion of Mr. BONIOR, by unanimous consent, the Committee on Rules was granted permission until midnight tonight to file a report (Rept. No. 102-533) on a resolution (H. Res. 464) providing for the further consideration of the bill (H.R. 776) to provide for improved energy efficiency.

And then,

¶57.33 ADJOURNMENT

On motion of Mr. GINGRICH, at 11 o'clock and 45 minutes p.m., the House adjourned.

¶57.34 MOTION TO DISCHARGE A
COMMITTEE

To the CLERK OF THE HOUSE OF REPRESENTATIVES:

Pursuant to clause 4, rule XXVII, I, CHARLES W. STENHOLM, move to discharge the Committee on Rules from the consideration of the resolution (H. Res. 450) providing for the consideration of the joint resolution (H.J. Res. 290) proposing an amendment to the Constitution to provide for a balanced budget for the United States Government and for greater accountability in the enactment of tax legislation, which was referred to said committee May 6, 1992, in support of which motion the undersigned Members of the House of Representatives affix their signatures, to wit:

1. Charles W. Stenholm.
2. Robert F. (Bob) Smith.
3. Thomas R. Carper.
4. Jim Nussle.
5. Ralph M. Hall.
6. Jim Bunning.
7. J. Roy Rowland.
8. Richard Ray.
9. Sam Johnson.
10. John T. Doolittle.
11. Dick Swett.
12. Olympia J. Snowe.
13. C. Thomas McMillen.
14. Charles J. Luken.
15. Pete Geren.
16. Jim Saxton.
17. John J. Duncan, Jr.
18. Harold Rogers.
19. Frank D. Riggs.
20. Dick Nichols.
21. Tom DeLay.
22. Dick Zimmer.
23. Charles H. Taylor.
24. Earl Hutto.
25. Gary A. Condit.
26. H. Martin Lancaster.
27. Randy "Duke" Cunningham.
28. J. Alex McMillan.
29. Dan Schaefer.
30. Glenn English.
31. James A. Hayes.
32. Elizabeth J. Patterson.
33. Don Young.
34. Thomas J. Bliley, Jr.
35. Joel Hefley.
36. Duncan Hunter.
37. Richard H. Stallings.
38. Wayne Allard.
39. Wm. S. Broomfield.
40. Chalmers P. Wylie.
41. Sonny Callahan.
42. Dean A. Gallo.

43. Jon Kyl.
44. Bill Sarpalius.
45. Robert E. (Bud) Cramer.
46. Scott L. Klug.
47. Barbara F. Vucanovich.
48. Ben Erdreich.
49. Pat Roberts.
50. John A. Boehner.
51. Dave Camp.
52. Charles Wilson.
53. Thomas E. Petri.
54. Craig T. James.
55. Cliff Stearns.
56. Marilyn Lloyd.
57. Carroll Hubbard, Jr.
58. John S. Tanner.
59. Chet Edwards.
60. W. J. (Billy) Tauzin.
61. Jim Ramstad.
62. Elton Gallegly.
63. Jim Bacchus.
64. Ben Nighthorse Campbell.
65. Greg Laughlin.
66. Jill L. Long.
67. Richard K. Armev.
68. Jim Kolbe.
69. Joe Skeen.
70. Herbert Bateman.
71. Cass Ballenger.
72. J. Dennis Hastert.
73. Harris W. Fawell.
74. Don Sundquist.
75. William E. Dannemeyer.
76. Gene Taylor.
77. Tom Lewis.
78. Lamar S. Smith.
79. Bob Stump.
80. E. Thomas Coleman.
81. Bill Emerson.
82. Tim Valentine.
83. Dana Rohrabacher.
84. Steven Schiff.
85. Mel Hancock.
86. Rod Chandler.
87. Wally Herger.
88. Wayne Owens.
89. Clyde C. Holloway.
90. Don Ritter.
91. Wayne T. Gilchrest.
92. Nancy L. Johnson.
93. Jim McCrery.
94. Ron Packard.
95. Charles E. Bennett.
96. Carlos J. Moorhead.
97. Bill Barrett.
98. John W. Cox, Jr.
99. Larry LaRocco.
100. Douglas "Pete" Peterson.
101. Jim Lightfoot.
102. Alfred A. (Al) McCandless.
103. Joe Barton.
104. Bob Clement.
105. Susan Molinari.
106. John J. Rhodes III.
107. Rick Santorum.
108. David O'B. Martin.
109. Doug Barnard, Jr.
110. Robert J. Lagomarsino.
111. Richard H. Lehman.
112. William L. Dickinson.
113. C. Christopher Cox.
114. F. James Sensenbrenner, Jr.
115. Larry J. Hopkins.
116. Robert S. Walker.
117. Craig Thomas.
118. Dan Burton.
119. George (Buddy) Darden.
120. Peter A. DeFazio.
121. James M. Inhofe.

122. Lindsay Thomas.
 123. Porter J. Goss.
 124. L.F. Payne.
 125. John Miller.
 126. Claude Harris.
 127. Steve Gunderson.
 128. Glen Browder.
 129. Bill K. Brewster.
 130. George Allen.
 131. William O. Lipinski.
 132. Paul B. Henry.
 133. Sam Gibbons.
 134. Paul E. Gillmor.
 135. Frank Pallone, Jr.
 136. Arthur Ravenel, Jr.
 137. Glenn Poshard.
 138. James V. Hansen.
 139. Robert K. Dornan.
 140. E. Clay Shaw, Jr.
 141. Romano L. Mazzoli.
 142. Bill Paxon.
 143. Jerry Huckaby.
 144. Jerry F. Costello.
 145. James T. Walsh.
 146. Michael G. Oxley.
 147. Clarence E. Miller.
 148. Bill Orton.
 149. Ileana Ros-Lehtinen.
 150. Matthew J. Rinaldo.
 151. Norman F. Lent.
 152. Dave McCurdy.
 153. Beverly B. Bryon.
 154. David Dreier.
 155. Helen Delich Bentley.
 156. Glenn M. Anderson.
 157. W. G. (Bill) Hefner.
 158. Robert W. Davis.
 159. Jim Leach.
 160. James H. (Jimmy) Quillen.
 161. Gerald B. Solomon.
 162. David L. Hobson.
 163. Doug Bereuter.
 164. Bill Archer.
 165. Andy Ireland.
 166. Ed Jenkins.
 167. Jim Olin.
 168. Curt Weldon.
 169. Robin Tallon.
 170. Bill McCollum.
 171. Michael A. Andrews.
 172. Robert H. Michel.
 173. John Edward Porter.
 174. Toby Roth.
 175. William H. Zeliff, Jr.
 176. Sherwood L. Boehlert.
 177. Ronald K. Machtley.
 178. Gary A. Franks.
 179. Hamilton Fish, Jr.
 180. Andrew Jacobs, Jr.
 181. Bob McEwen.
 182. Sid Morrison.
 183. Richard H. Baker.
 184. Floyd Spence.
 185. Carl D. Pursell.
 186. William F. Goodling.
 187. Newt Gingrich.
 188. Thomas J. Ridge.
 189. George E. Sangmeister.
 190. John R. Kasich.
 191. C.W. Bill Young.
 192. Frank R. Wolf.
 193. James H. Bilbray.
 194. Calvin M. Dooley.
 195. Tom Campbell.
 196. Michael Bilirakis.
 197. Fred Upton.
 198. Solomon P. Ortiz.
 199. Larry Combest.
 200. Philip M. Crane.

201. Harold L. Volkmer.
 202. Guy Vander Jagt.
 203. Ike Skelton.
 204. George W. Gekas.
 205. Christopher H. Smith.
 206. Bill Richardson.
 207. Collin C. Peterson.
 208. Harry Johnston.
 209. Mike Parker.
 210. Jerry Lewis.
 211. Albert G. Bustamante.
 212. Bob Livingston.
 213. Jan Meyers.
 214. Tim Johnson.
 215. Howard Coble.
 216. Amo Houghton.
 217. Jim Chapman.
 218. Timothy J. Penny.

¶57.35 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

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

Mr. PANETTA: Committee of Conference. Conference report on House Concurrent Resolution 287 (Rept. No. 102-529). Ordered to be printed.

Mr. WHITTEN: Committee of Conference. Conference report on H.R. 4990 (Rept. No. 102-530). Ordered to be printed.

Mr. FROST: Committee on Rules. House Resolution 462. Resolution waiving all points of order against the conference report on H.R. 4990, a bill rescinding certain budget authority, and for other purposes, and against consideration of such conference report (Rept. No. 102-531).

Mr. BEILENSON: Committee on Rules. House Resolution 463. Resolution waiving all points of order against the conference report on the concurrent resolution House Concurrent Resolution 287, a resolution setting forth the congressional budget for the U.S. Government for the fiscal years 1993, 1994, 1995, 1996 and 1997, and against consideration of such conference report (Rept. No. 102-532).

Mr. DERRICK: Committee on Rules. House Resolution 464. Resolution providing for the further consideration of the bill H.R. 776, a bill to provide for improved energy efficiency (Rept. No. 102-533). Referred to the House Calendar.

¶57.36 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 Ms. KAPTUR:

H.R. 5211. A bill to amend the Stevenson-Wylder Technology Innovation Act of 1980 to provide for making Malcolm Baldrige National Quality Awards to units of Federal, State, or local government and nonprofit organizations; to the Committee on Science, Space, and Technology.

By Mr. MOODY:

H.R. 5212. A bill to suspend until January 1, 1995, the duty on DMAS; to the Committee on Ways and Means.

H.R. 5213. A bill to extend until January 1, 1995, the existing suspension of duty on 6-Hydroxy-2-naphthalenesulfonic acid, and its sodium, potassium, and ammonium salts; to the Committee on Ways and Means.

By Mr. NEAL of Massachusetts:

H.R. 5214. A bill to amend the Internal Revenue Code of 1986 to permit individuals who withdrew certain amounts from individual retirement accounts to recontribute such amounts; to the Committee on Ways and Means.

By Mrs. ROUKEMA:

H.R. 5215. A bill to eliminate automatic pay adjustments for Members of Congress; to the Committee on House Administration.

By Mr. TAYLOR of North Carolina (for himself, Mrs. PATTERSON, Mr. SMITH of New Jersey, Mr. GINGRICH, Mr. LANCASTER, Mr. EDWARDS of Texas, Mr. HAYES of Louisiana, Mr. SAVAGE, Mr. SISISKY, Mr. HATCHER, Mr. SMITH of Oregon, Mr. KOPETSKI, Mr. TAUZIN, Mr. MARTINEZ, Mr. DARDEN, Mr. BILIRAKIS, Mr. BALLENGER, Mr. LAGOMARSINO, Mr. RINALDO, Mr. RAVENEL, Mr. RIGGS, Mr. HAMMERSCHMIDT, Mr. DOOLITTLE, Mr. DUNCAN, Mrs. BENTLEY, Mr. COBLE, Mr. SAXTON, and Mr. SCHIFF):

H.R. 5216. A bill to establish research, development, and dissemination programs to assist State and local agencies in preventing crime against the elderly, and for other purposes; to the Committee on the Judiciary.

By Mr. ZIMMER (for himself, Mrs. MORELLA, Mr. MANTON, and Mr. GALLO):

H.R. 5217. A bill to provide for aviation noise management and reduction in residential areas; to the Committee on Public Works and Transportation.

By Mr. DANNEMEYER:

H.R. 5218. A bill to address the needs of families, women, and children; jointly, to the Committees on the Judiciary; Post Office and Civil Service; Agriculture; Banking, Finance and Urban Affairs; Energy and Commerce; Education and Labor; and Ways and Means.

By Mr. DOWNEY (for himself, Mr. HOCHBRUECKNER, Mr. MRAZEK, Mr. LAFALCE, Mr. PASTOR, Mr. MCNULTY, Mr. BERMAN, Mr. TOWNS, and Mr. BOEHLERT):

A bill to direct the Secretary of Defense to provide grants to States to provide technical and financial assistance to defense-dependent contractors; jointly, to the Committees on Armed Services; Banking, Finance and Urban Affairs; and Education and Labor.

By Mr. GOODLING (for himself, Mr. MICHEL, Mr. GUNDERSON, Mr. HENRY, Ms. SNOWE, Mr. CLINGER, Mr. DORNAN of California, Mr. LENT, Mr. BEREUTER, Mr. SCHAEFER, Mr. WALSH, and Mr. RHODES):

H.R. 5220. A bill to promote youth apprenticeship, and for other purposes; to the Committee on Education and Labor.

By Mr. PETERSON of Minnesota:

H.R. 5221. A bill to exempt certain financial institutions from the examination requirements of the Community Reinvestment Act of 1977; to the Committee on Banking, Finance and Urban Affairs.

By Mr. ROEMER (for himself, Mr. HAMILTON, Mr. VISCLOSKEY, Mr. SHARP, Mr. MYERS of Indiana, Mr. JACOBS, Mr. MCCLOSKEY, Mr. JONTZ, Ms. LONG, and Mr. BURTON of Indiana):

H.R. 5222. A bill to designate the Federal building and U.S. courthouse located at 204 South Main Street in South Bend, IN, as the "Robert A. Grant Federal Building and United States Courthouse"; to the Committee on Public Works and Transportation.

By Mr. STENHOLM (for himself, Mr. GUNDERSON, Mr. POSHARD, Mr. WEBER, Mr. THOMAS of Wyoming, Mr. ENGLISH, Mr. BEREUTER, Mr. ROWLAND, Mr. PAYNE of Virginia, Mr. ESPY, Mr. SYNAR, and Mr. WILLIAMS):

H.R. 5223. A bill to reauthorize for 5 additional years the rural health care transition grant program established under the Omnibus Budget Reconciliation Act of 1987 and to require the Administrator of the Health Care Financing Administration to give preference in awarding grants under such program to projects involving cooperative programs

with multiple providers; to the Committee on Energy and Commerce.

By Mr. UPTON:

H.R. 5224. A bill to amend title II of the Social Security Act to provide that a monthly insurance benefit thereunder shall be paid for the month in which the recipient dies and that such benefit shall be payable for such month only to the extent proportionate to the number of days in such month preceding the date of the recipient's death; to the Committee on Ways and Means.

By Mr. DREIER of California:

H.R. 5225. A bill to establish guidelines and goals for United States assistance to the independent states of the former Soviet Union, to provide certain tax incentives for United States business investment in those states, to provide for a privatized Business Information Management System for those states, to expand United States private sector initiatives for those states, and to coordinate and streamline United States Government programs for those states; jointly, to the Committees on Ways and Means, Foreign Affairs, Small Business, and Energy and Commerce.

By Mr. TRAFICANT:

H.J. Res. 488. Joint resolution designating August 2, 1992, as "National Family Day"; to the Committee on Post Office and Civil Service.

By Mr. THOMAS of Wyoming (for himself, Mr. WILLIAMS, Mr. BEREUTER, and Mr. POSHARD):

H. Con. Res. 321. Concurrent resolution expressing the support of the Congress for the 1992 reauthorization of the Indian Health Care Improvement Act; jointly, to the Committees on Interior and Insular Affairs and Energy and Commerce.

By Mr. COX of California:

H. Con. Res. 322. Concurrent resolution relating to debt collection from Members of Congress and congressional employees; jointly, to the Committees on the Judiciary and House Administration.

By Mr. SANTORUM:

H. Res. 460. Resolution providing for integrity in the financial management of the House; to the Committee on House Administration.

By Mr. YATRON (for himself and Mr. SOLARZ):

H. Res. 461. Resolution expressing the sense of the House of Representatives concerning the Chinese Government's harassment of foreign journalists; to the Committee on Foreign Affairs.

57.37 MEMORIALS

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

435. By the SPEAKER: Memorial of the General Assembly of the State of New Jersey, relative to the 50th Armored Division of the New Jersey Army National Guard and other vital Guard and Reserve units in the State; to the Committee on Armed Services.

436. Also, memorial of the Senate of the State of Colorado, relative to a comprehensive and effective solid waste management program; to the Committee on Energy and Commerce.

437. Also, memorial of the Senate of the State of Colorado, relative to madatory Federal programs and services maintained by the States; to the Committee on the Judiciary.

438. Also, memorial of the Senate of the State of Michigan, relative to a balanced Federal budget; to the Committee on the Judiciary.

439. Also, memorial of the Senate of the State of Colorado, relative to the States' constitutional authority to regulate traffic and motor vehicle safety within their respec-

tive boundaries; to the Committee on Public Works and Transportation.

440. Also, memorial of the Senate of the State of Colorado, relative to the adoption of any legislation which will result in increased taxation; to the Committee on Ways and Means.

441. Also, memorial of the Senate of the State of Colorado, relative to the Low-Income Housing Tax Credit, the Mortgage Revenue Bond Exemption, and the Federal Targeted Jobs Tax Credit Programs; to the Committee on Ways and Means.

442. Also, memorial of the House of Representatives of the State of Hawaii, relative to the Low-Income Housing Tax Credit and the Single-Family Mortgage Revenue Bond Programs; to the Committee on Ways and Means.

443. Also, memorial of the Senate of the State of Colorado, relative to the jobs program; jointly, to the Committees on Education and Labor and Ways and Means.

57.38 PRIVATE BILLS AND RESOLUTIONS

Under clause 1 of rule XXII, private bills and resolutions were introduced and severally referred as follows:

By Mr. ABERCROMBIE:

H.R. 5226. A bill to authorize a certificate of documentation for the vessel *Touch of Class*; to the Committee on Merchant Marine and Fisheries.

H.R. 5227. A bill to authorize a certificate of documentation for the vessel *Liquid Gold*; to the Committee on Merchant Marine and Fisheries.

H.R. 5228. A bill to authorize a certificate of documentation for the vessel *Delphinus II*; to the Committee on Merchant Marine and Fisheries.

57.39 ADDITIONAL SPONSORS

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

H.R. 53: Mr. BOUCHER, Mr. BLACKWELL, and Mr. WILSON.

H.R. 173: Mr. POSHARD, Mr. WALSH, Mr. LANCASTER, Ms. KAPTUR, and Mr. PAYNE of Virginia.

H.R. 288: Mr. PERKINS.

H.R. 766: Mrs. MORELLA and Mr. COX of Illinois.

H.R. 784: Mr. YOUNG of Alaska and Mr. CAMPBELL of California.

H.R. 815: Mr. PETERSON of Minnesota.

H.R. 840: Mr. BUNNING.

H.R. 1218: Mr. SPENCE and Mr. TALLON.

H.R. 1254: Ms. WATERS, Mr. WHEAT, and Mr. KILDEE.

H.R. 1445: Mr. HALL of Texas.

H.R. 1534: Mr. LAGOMARSINO.

H.R. 1536: Mr. PETERSON of Florida.

H.R. 1755: Mr. CUNNINGHAM and Mr. INHOFE.

H.R. 1771: Mr. CAMPBELL of Colorado, Mr. RAVENEL, and Mr. SCHUMER.

H.R. 1969: Mr. SMITH of Texas, Mr. FALEOMAVAEGA, and Mr. ANDREWS of New Jersey.

H.R. 2234: Mr. MARTIN and Mr. PRICE.

H.R. 2245: Mr. FROST.

H.R. 2286: Mr. COX of California.

H.R. 2540: Mr. JONES of Georgia.

H.R. 2797: Mr. COLEMAN of Texas, Mrs. COLLINS of Illinois, Mrs. COLLINS of Michigan, Mr. DERRICK, Mr. GALLO, Mr. HANSEN, Mr. LOWERY of California, Mr. ORTON, Mr. PAXON, Mr. SANGMEISTER, and Mr. THOMAS of Georgia.

H.R. 2966: Mr. DUNCAN and Mr. LEACH.

H.R. 3122: Mr. SANGMEISTER.

H.R. 3439: Mr. SAXTON.

H.R. 3477: Mr. ANDREWS of New Jersey, Mr. BARNARD, Mr. FISH, Mr. OXLEY, Mr. HUGHES, Mr. PERKINS, Mr. HAYES of Illinois, Mr. VENTO, Mr. GUARINI, and Mr. MAVROULES.

H.R. 3549: Ms. LONG, Mr. WILLIAMS, and Mr. PENNY.

H.R. 3561: Mr. INHOFE and Mr. ARCHER.

H.R. 3636: Mr. CAMPBELL of Colorado and Mr. MORRISON.

H.R. 3803: Mr. KOPETSKI.

H.R. 3836: Mr. MCCLOSKEY.

H.R. 3956: Mr. BRYANT and Mr. LIPINSKI.

H.R. 4008: Mr. WILSON, Mr. WAXMAN, Mr. LAFALCE, and Mrs. LOWEY of New York.

H.R. 4157: Mrs. LLOYD.

H.R. 4206: Mr. BACCHUS.

H.R. 4207: Mr. PETRI, Mr. YOUNG of Alaska, and Mr. LEWIS of California.

H.R. 4304: Mr. HUGHES, Mr. DARDEN, and Mr. ANDREWS of New Jersey.

H.R. 4366: Mr. SABO and Mr. PETERSON of Florida.

H.R. 4399: Mr. FISH and Mr. RAVENEL.

H.R. 4432: Mr. KANJORSKI and Mr. ESPY.

H.R. 4482: Mrs. JOHNSON of Connecticut.

H.R. 4498: Ms. NORTON, Mr. ECKART, and Mr. BURTON of Indiana.

H.R. 4530: Mr. FIELDS.

H.R. 4542: Mrs. COLLINS of Michigan, Mr. MCCOLLUM, Mr. SCHEUER, and Mr. LIPINSKI.

H.R. 4558: Mr. PETERSON of Minnesota, Mr. MCCLOSKEY, Mr. ATKINS, and Mr. LANCASTER.

H.R. 4585: Mr. JONES of Georgia, Mr. LIVINGSTON, Mr. EVANS, Mr. ATKINS, Mr. DELLUMS, Ms. NORTON, and Mr. LANCASTER.

H.R. 4690: Mr. HANCOCK, Mr. GALLEGLY, Mr. CLEMENT, Mr. SCHULZE, and Mr. ROBERTS.

H.R. 4895: Mr. RIDGE, Mr. MURTHA, Mr. SAWYER, Mr. THOMAS of Wyoming, and Mr. LIVINGSTON.

H.R. 4901: Mr. MILLER of California, Mr. LEWIS of Georgia, Mr. RAHALL, Mr. DARDEN, Mr. FALEOMAVAEGA, Mr. COLORADO, Mr. RICHARDSON, Mr. ABERCROMBIE, Mr. MURPHY, Mr. DOOLEY, Mr. TOWNS, Mr. RANGEL, Ms. NORTON, Mr. JEFFERSON, Mr. DIXON, Mr. PASTOR, Mr. ORTIZ, Mr. DELLUMS, Mr. OWENS of New York, Mr. STOKES, Mr. MARTINEZ, Mrs. COLLINS of Illinois, Mr. BLACKWELL, Mr. KOSTMAYER, Mrs. MINK, Mr. SERRANO, Mr. PAYNE of New Jersey, Mr. SAWYER, Mr. HAYES of Illinois, Mr. ANDREWS of New Jersey, Mr. ROEMER, Mr. ROYBAL, Mr. DE LA GARZA, Mr. BUSTAMANTE, Mr. TORRES, and Ms. ROSLEHTINEN.

H.R. 4902: Mr. RAHALL and Mrs. LOWEY of New York.

H.R. 4929: Mr. RHODES, Mr. BLAZ, Mrs. JOHNSON of Connecticut, and Mr. TOWNS.

H.R. 4961: Mr. DANNEMEYER.

H.R. 4991: Mr. SIKORSKI, Mr. HANSEN, Mr. WAXMAN, Ms. NORTON, Mr. GILMAN, Mr. HAYES of Illinois, Ms. OAKAR, and Mr. MATSUI.

H.R. 5010: Mr. ROE.

H.R. 5020: Mr. CHAPMAN, Mr. STARK, and Mrs. SCHROEDER.

H.R. 5039: Mr. SWIFT.

H.R. 5052: Mr. WEISS.

H.R. 5070: Ms. NORTON, Mr. TALLON, and Mr. FALEOMAVAEGA.

H.R. 5079: Mrs. KENNELLY and Mr. SANDERS.

H.R. 5108: Mr. RHODES and Mr. DOOLITTLE.

H.R. 5178: Mr. DORGAN of North Dakota.

H.J. Res. 271: Mrs. SCHROEDER.

H.J. Res. 411: Mr. GINGRICH, Mr. STARK, Mr. TAUZIN, Mr. VENTO, Mr. VALENTINE, Mr. THOMAS of Georgia, Mr. WAXMAN, and Mr. WILSON.

H.J. Res. 422: Mr. ANDREWS of Maine, Mr. ATKINS, Mr. BEVILL, Mr. BROOMFIELD, Mr. BROWDER, Mr. BUSTAMANTE, Mr. CLEMENT, Mr. COLEMAN of Texas, Mr. COLORADO, Mr. COOPER, Mr. COX of California, Mr. CRAMER, Mr. DARDEN, Mr. DAVIS, Mr. DE LUGO, Mr. DIXON, Mr. DONNELLY, Mr. DORNAN of California, Mr. DOWNEY, Mr. DUNCAN, Mr. DURBIN, Mr. DWYER of New Jersey, Mr. EMERSON, Mr. ERDREICH, Mr. FALEOMAVAEGA, Mr. FISH, Mr. GEJDENSON, Mr. GUARINI, Mr. HAMILTON, Mr. HANSEN, Mr. HAYES of Illinois, Mr. HERTEL, Mr. HUGHES, Mr. JACOBS, Mr. KENNEDY, Mr. LAFALCE, Mr. LEHMAN of Florida, Mr. LENT,

Mr. LEVIN of Michigan, Mr. LIVINGSTON, Ms. LONG, Mrs. LOWEY of New York, Mr. MCDADE, Mr. McDERMOTT, Mr. McGRATH, Mr. MCHUGH, Mr. McMILLEN of Maryland, Mr. McNULTY, Mr. MANTON, Mr. MARKEY, Mr. MARTIN, Mr. MARTINEZ, Mr. MATSUI, Mrs. MEYERS of Kansas, Mr. MOORHEAD, Mr. MURTHA, Mr. NATCHER, Mr. ORTON, Mr. PAYNE of New Jersey, Mr. PETERSON of Florida, Mr. PRICE, Mr. RAHALL, Mr. RANGEL, Mr. RHODES, Mrs. ROUKEMA, Mr. ROWLAND, Mr. SCHUMER, Mr. SERRANO, Mr. SHARP, Mr. SLATTERY, Ms. SLAUGHTER, Mr. SMITH of Florida, Mr. SOLARZ, Mr. SUNDRIST, Mr. TANNER, Mr. THOMAS of Georgia, Mr. TRAXLER, Mrs. UNSOELD, Mr. UPTON, Mr. VANDER JAGT, Mr. WALSH, Mr. WOLF, Mr. WYLIE, Mr. OWENS of New York, Mr. STALLINGS, Mr. BOEHNER, Mr. REED, Mr. SAVAGE, Mr. SPENCE, Mr. SARPALIUS, Mr. SPRATT, Mr. TALLON, Mr. TRAFICANT, and Mr. YATRON.

H.J. Res. 440: Mr. JACOBS, Mr. LEVINE of California, Mr. RIGGS, Mr. SLATTERY, Mr. SOLOMON, and Mr. SWIFT.

H.J. Res. 444: Mr. OBERSTAR, Ms. LONG, Mr. SYNAR, Mr. BONIOR, and Mr. WILSON.

H.J. Res. 474: Mr. KLECZKA.

H.J. Res. 475: Mr. CARPER.

H.J. Res. 483: Mr. LIGHTFOOT and Mr. MINETA.

H. Res. 388: Mr. SKEEN, Mr. FROST, Mr. McNULTY, Mr. HUGHES, and Mr. LAGOMARSINO.

H. Res. 415: Mr. FROST, Mr. GUARINI, Mr. ARCHER, Mr. PORTER, Mr. SCHEUER, Mr. VENTO, Mr. SMITH of Iowa, and Ms. ROSLEHTINEN.

H. Res. 417: Ms. NORTON, Mr. SCHEUER, Mr. ATKINS, Mr. HUGHES, Mr. BRUCE, and Mr. HOAGLAND.

¶57.40 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.J. Res. 442: Mr. MCMILLAN of North Carolina.

¶57.41 PETITIONS, ETC.

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

157. By the SPEAKER: Petition of the council of the city of New York, NY, relative to the establishment of a Federal youth development and delinquency prevention funding mechanism; to the Committee on Education and Labor.

158. Also, petition of the United Council on Welfare Fraud, Inc., relative to welfare fraud; to the Committee on Ways and Means.

THURSDAY, MAY 21, 1992 (58)

The House was called to order by the SPEAKER.

¶58.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, May 20, 1992.

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

¶58.2 COMMUNICATIONS

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

3555. Under Secretary of Defense, transmitting selected acquisition report [SARS] for the quarter ending March 31, 1992, pursuant to 10 U.S.C. 2432; to the Committee on Armed Services.

3556. Assistant Secretary of Defense, transmitting operations under the Strategic and Critical Materials Stock Piling Act during the period April 1991 through September 1991, pursuant to section 11(a) of the Strategic and Critical Materials Stock Piling Act, as amended; to the Committee on Armed Services.

3557. Office of General Counsel, Department of Defense, transmitting a draft of proposed legislation to authorize supplemental appropriations for the Department of Defense for fiscal year 1992, and for other purposes; to the Committee on Armed Services.

3558. President and Chairman, Export-Import Bank of the United States, transmitting the annual report on its operations for fiscal year 1991, pursuant to 12 U.S.C. 635g; to the Committee on Banking, Finance and Urban Affairs.

3559. Secretary of Education, transmitting Final Regulations—Eisenhower Mathematics and Science Education-State Grant Program, pursuant to 20 U.S.C. 1232(d)(1); to the Committee on Education and Labor.

3560. Secretary, Department of Health and Human Services, transmitting a report on the effectiveness of State programs and technical assistance relating to child abuse and neglect, pursuant to 42 U.S.C. 5106f; to the Committee on Education and Labor.

3561. Assistant Secretary of State for Legislative Affairs, transmitting copies of the original report of political contributions of William Arthur Rugh, of Maryland, Career Member of the Senior Foreign Service, Class of Career Minister, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the United Arab Emirates, and members of his family, pursuant to 22 U.S.C. 3944(b)(2); to the Committee on Foreign Affairs.

3562. Administrator, Environmental Protection Agency, transmitting a report of activities under the Freedom of Information Act for calendar year 1991, pursuant to 5 U.S.C. 552; to the Committee on Government Operations.

3563. Chairman, Federal Reserve System, transmitting a copy of the semiannual report on activities of the inspector general for the period October 1, 1991, through March 31, 1992, pursuant to Public Law 95-452, section 5(b) (102 Stat. 2526); to the Committee on Government Operations.

3564. Executive Director, American Chemical Society, transmitting the annual comprehensive report and audit for the year ending December 31, 1991, pursuant to 36 U.S.C. 1101(2), 1103; to the Committee on the Judiciary.

3565. Director, Office of Management and Budget, transmitting the 15th report on U.S. costs in the Persian Gulf conflict and foreign contributions to offset such costs, pursuant to Public Law 102-25, section 401 (105 Stat. 99); jointly, to the Committees on Armed Services and Foreign Affairs.

3566. Secretary, Department of the Interior, transmitting copies of the FMIC Land Classification Report dated September 1991, pursuant to Public Law 90-537 and Public Law 97-293; jointly, to the Committees on Interior and Insular Affairs and Appropriations.

¶58.3 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had agreed to the following resolution:

S. RES. 298

Whereas two-thirds of each House of the First Congress duly proposed in 1789 an article of amendment to the Constitution of the United States to provide that "No law, varying the compensation for the services of the

Senators and Representative, shall take effect, until an election of Representatives shall have intervened."

Whereas if duly ratified this proposed amendment on the effective date of laws varying the compensation of Members of Congress would be the Twenty-Seventh Amendment to the Constitution of the United States;

Whereas pursuant to Senate Resolution 295, One Hundred Second Congress, the Archivist of the United States has communicated to the Senate, with copies of all the resolution of ratification in his office, a list of States of the Union whose legislatures have ratified the proposed article of amendment on the effective date of laws varying the compensation of Members of Congress; and

Whereas the legislatures of the States, of Maryland, North Carolina, South Carolina, Delaware, Vermont, Virginia, Ohio, Wyoming, Maine, Colorado, South Dakota, New Hampshire, Arizona, Tennessee, Oklahoma, New Mexico, Indiana, Utah, Arkansas, Montana, Connecticut, Wisconsin, Georgia, West Virginia, Louisiana, Iowa, Idaho, Nevada, Alaska, Oregon, Minnesota, Texas, Kansas, Florida, North Dakota, Alabama, Missouri, Michigan, New Jersey, and Illinois, being three-fourths and more of the several States of the Union, have ratified the proposed article of amendment to the Constitution of the United States on the effective date of laws varying the compensation of Members of Congress; Now, therefore, be it

Resolved, That the article of amendment to the Constitution of the United States on the effective date of laws varying the compensation of Members of Congress, duly proposed by two-thirds of each House of the First Congress and ratified by three-fourths and more of the several States of the Union, has become valid, to all intents and purposes, as a part of the Constitution of the United States, and shall be known as the Twenty-Seventh Amendment.

SEC. 2. The Secretary of the Senate shall provide a copy of this resolution to the Archivist of the United States and to the House of Representatives.

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

S. 250. An act to establish national voter registration procedures for Federal elections, and for other purposes;

S. 2201. An act to authorize the admission to the United States of certain scientists of the Commonwealth of Independent States and the Baltic States as employment-based immigrants under the Immigration and Nationality Act, and for other purposes;

S. 2759. An act to amend the National School Lunch Act to improve the nutritional well-being of children under the age of 6 living in homeless shelters, and for other purposes;

S. 2760. An act to improve certain nutrition programs, to improve the nutritional health of children, and for other purposes;

S. 2761. An act to amend the Child Nutrition Act of 1966 to authorize grants to be made to State programs designed to provide resources to persons who are nutritionally at risk in the form of fresh nutritious unprepared food (such as fruit and vegetables) from farmers' markets, and for other purposes;

S. Con. Res. 107. Concurrent resolution condemning the involvement of the military regime in Burma, also known as the Union of Myanmar, in the ongoing, horrifying abuses of human rights, the trafficking of illicit drugs, and the mass buildup of military arms for domestic repression, and