

(h) JUDGES OF THE UNITED STATES COURT OF VETERANS APPEALS.—Section 8440d(b)(5) of title 5, United States Code, is amended by striking “A transfer shall be made as provided in section 8433(d) of this title” and inserting “Section 8433(b) of this title applies”.

(i) TECHNICAL AND CONFORMING AMENDMENTS.—Title 5, United States Code, is amended—

(1) in section 8351(b)(5)(B) (as so redesignated by subsection (a)(3) of this section) by striking “section 8433(i)” and inserting “section 8433(g)”;

(2) in section 8351(b)(5)(D) (as so redesignated by subsection (a)(3) of this section) by striking “section 8433(i)” and inserting “section 8433(g)”;

(3) in section 8433(b)(4) by striking “subsection (e)” and inserting “subsection (c)”;

(4) in section 8433(d)(1) (as so redesignated by subsection (b)(2) of this section) by striking “(d) of section 8435” and inserting “(c) of section 8435”;

(5) in section 8433(d)(2) (as so redesignated by subsection (b)(2) of this section) by striking “section 8435(d)” and inserting “section 8435(c)”;

(6) in section 8433(e) (as so redesignated by subsection (b)(2) of this section) by striking “section 8435(d)(2)” and inserting “section 8435(c)(2)”;

(7) in section 8433(g)(5) (as so redesignated by subsection (b)(2) of this section) by striking “section 8435(f)” and inserting “section 8435(e)”;

(8) in section 8434(b) by striking “section 8435(c)” and inserting “section 8435(b)”;

(9) in section 8435(a)(1)(B) by striking “subsection (c)” and inserting “subsection (b)”;

(10) in section 8435(d)(1)(B) (as so redesignated by subsection (d)(3) of this section) by striking “subsection (d)(2)” and inserting “subsection (c)(2)”;

(11) in section 8435(d)(3)(A) (as so redesignated by subsection (d)(3) of this section) by striking “subsection (c)(1)” and inserting “subsection (b)(1)”;

(12) in section 8435(d)(6) (as so redesignated by subsection (d)(3) of this section) by striking “or (c)(2)” and inserting “or (b)(2)”;

(13) in section 8435(e)(1)(A) (as so redesignated by subsection (d)(3) of this section) by striking “section 8433(i)” and inserting “section 8433(g)”;

(14) in section 8435(e)(2) (as so redesignated by subsection (d)(3) of this section) by striking “section 8433(i) of this title shall not be approved if approval would have the result described in subsection (d)(1)” and inserting “section 8433(g) of this title shall not be approved if approval would have the result described under subsection (c)(1)”;

(15) in section 8435(g) (as so redesignated by subsection (d)(3) of this section) by striking “section 8433(i)” and inserting “section 8433(g)”;

(16) in section 8437(c)(5) by striking “section 8433(i)” and inserting “section 8433(g)”;

(17) in section 8440a(b)(6) by striking “section 8351(b)(7)” and inserting “section 8351(b)(5)”.

(j) EFFECTIVE DATE.—This section shall take effect 1 year after the date of the enactment of this Act or on such earlier date as the Executive Director of the Federal Retirement Thrift Investment Board shall provide in regulation.

#### SEC. 8. AMENDMENTS TO ALASKA RAILROAD TRANSFER ACT OF 1982 REGARDING FORMER FEDERAL EMPLOYEES.

(a) APPLICABILITY OF VOLUNTARY SEPARATION INCENTIVES TO CERTAIN FORMER FEDERAL EMPLOYEES.—Section 607(a) of the Alaska Railroad Transfer Act of 1982 (45 U.S.C. 1206(a)) is amended by adding at the end the following:

“(4)(A) The State-owned railroad shall be included in the definition of ‘agency’ for pur-

poses of section 3 (a), (b), (c), and (e) of the Federal Workforce Restructuring Act of 1994 and may elect to participate in the voluntary separation incentive program established under such Act. Any employee of the State-owned railroad who meets the qualifications as described under the first sentence of paragraph (1) shall be deemed an employee under such Act.

“(B) An employee who has received a voluntary separation incentive payment under this paragraph and accepts employment with the State-owned railroad within 5 years after the date of separation on which payment of the incentive is based shall be required to repay the entire amount of the incentive payment unless the head of the State-owned railroad determines that the individual involved possesses unique abilities and is the only qualified applicant available for the position.”.

(b) LIFE AND HEALTH INSURANCE BENEFITS.—Section 607 of the Alaska Railroad Transfer Act of 1982 (45 U.S.C. 1206) is amended by striking subsection (e) and inserting the following:

“(e)(1) Any person described under the provisions of paragraph (2) may elect life insurance coverage under chapter 87 of title 5, United States Code, and enroll in a health benefits plan under chapter 89 of title 5, United States Code, in accordance with the provisions of this subsection.

“(2) The provisions of paragraph (1) shall apply to any person who—

“(A) on the date of the enactment of the Federal Workforce Restructuring Act of 1994, is an employee of the State-owned railroad;

“(B) has 20 years or more of service (in the civil service as a Federal employee or as an employee of the State-owned railroad, combined) on the date of retirement from the State-owned railroad; and

“(C)(i) was covered under a life insurance policy pursuant to chapter 87 of title 5, United States Code, on January 4, 1985, for the purpose of electing life insurance coverage under the provisions of paragraph (1); or

“(ii) was enrolled in a health benefits plan pursuant to chapter 89 of title 5, United States Code, on January 4, 1985, for the purpose of enrolling in a health benefits plan under the provisions of paragraph (1).

“(3) For purposes of this section, any person described under the provisions of paragraph (2) shall be deemed to have been covered under a life insurance policy under chapter 87 of title 5, United States Code, and to have been enrolled in a health benefits plan under chapter 89 of title 5, United States Code, during the period beginning on January 5, 1985, through the date of retirement of any such person.

“(4) The provisions of paragraph (1) shall not apply to any person described under paragraph (2) until the date such person retires from the State-owned railroad.”.

The SPEAKER pro tempore, Mr. KLINK, recognized Mr. CLAY and Mr. MYERS, each for 20 minutes.

After debate,

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

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

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

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

*Ordered*, That the Clerk request the concurrence of the Senate in said amendment.

#### ¶19.8 MESSAGE FROM THE PRESIDENT—1994 TRADE POLICY

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

##### *To the Congress of the United States:*

As required by section 163 of the Trade Act of 1974, as amended (19 U.S.C. 2213), I transmit herewith the 1994 Trade Policy Agenda and 1993 Annual Report on the Trade Agreements Program.

WILLIAM J. CLINTON.

THE WHITE HOUSE, *March 8, 1994.*

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

#### ¶19.9 MESSAGE FROM THE PRESIDENT—CORPORATION FOR PUBLIC BROADCASTING

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

##### *To the Congress of the United States:*

As required by section 19(3) of Public Telecommunications Act of 1992 (Public Law 102-356), I transmit herewith the report of the Corporation for Public Broadcasting.

WILLIAM J. CLINTON.

THE WHITE HOUSE, *March 8, 1994.*

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

#### ¶19.10 RECESS—12:43 P.M.

The SPEAKER pro tempore, Mr. KLINK, pursuant to clause 12 of rule I, declared the House in recess until 5:00 p.m.

#### ¶19.11 AFTER RECESS—5:03 P.M.

The SPEAKER pro tempore, Mr. FIELDS of Louisiana, called the House to order.

#### ¶19.12 UNFINISHED BUSINESS—APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. FIELDS of Louisiana, pursuant to clause 5, rule I, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Monday, March 7, 1994.

The question being put, *viva voce*, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. FIELDS of Louisiana, announced that the yeas had it.

Mr. ALLARD 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 ..... 211  
 Nays ..... 132

¶19.13

[Roll No. 42]

YEAS—211

Abercrombie	Hamburg	Owens
Ackerman	Hamilton	Oxley
Andrews (NJ)	Harman	Pallone
Applegate	Hayes	Parker
Baesler	Hefner	Pastor
Barca	Hinchey	Payne (VA)
Barcia	Hoagland	Pelosi
Barlow	Hochbrueckner	Penny
Barrett (WI)	Holden	Peterson (FL)
Bateman	Hoyer	Peterson (MN)
Beilenson	Hughes	Pickett
Bevill	Hutto	Pickle
Bilbray	Inglis	Pombo
Bishop	Inslee	Pomero
Bonior	Jefferson	Poshard
Borski	Johnson (GA)	Price (NC)
Boucher	Johnson (SD)	Rahall
Brewster	Johnston	Rangel
Browder	Kanjorski	Reed
Brown (FL)	Kaptur	Richardson
Brown (OH)	Kasich	Roemer
Byrne	Kennedy	Rose
Callahan	Kennelly	Rowland
Cantwell	Kildee	Roybal-Allard
Cardin	Kingston	Sabo
Carr	Kleczka	Sanders
Chapman	Klink	Sangmeister
Clayton	Kopetski	Sarpalius
Clement	Kreidler	Sawyer
Clinger	LaFalce	Schenk
Clyburn	Lambert	Scott
Collins (IL)	Lancaster	Serrano
Collins (MI)	Lantos	Shepherd
Combust	LaRocco	Sisisky
Condit	Laughlin	Skaggs
Cooper	Lehman	Skelton
Coppersmith	Levin	Slattery
Costello	Lewis (GA)	Slaughter
Coyne	Livingston	Smith (IA)
Danner	Long	Snower
Darden	Lowey	Spratt
Deal	Maloney	Stark
DeLauro	Mann	Stenholm
Deutsch	Manton	Stokes
Dixon	Margolies-	Strickland
Dooley	Mezvinsky	Studds
Durbin	Markey	Stupak
Edwards (TX)	Martinez	Swift
Engel	Matsui	Synar
Eshoo	Mazzoli	Tauzin
Evans	McCurdy	Thompson
Everett	McDermott	Thornton
Farr	McHale	Thurman
Fazio	McInnis	Torres
Fields (LA)	McKinney	Towns
Filner	McNulty	Trafficant
Fingerhut	Meek	Tucker
Fish	Menendez	Unsoeld
Frank (MA)	Mfume	Velazquez
Frost	Mineta	Vento
Furse	Minge	Volkmer
Gejdenson	Mink	Waters
Gephardt	Mollohan	Waxman
Gillmor	Montgomery	Wheat
Gilman	Moran	Williams
Glickman	Myers	Wise
Gonzalez	Neal (NC)	Woolsey
Gordon	Nussle	Wyden
Greenwood	Oberstar	Wynn
Gutierrez	Olver	Yates
Hall (OH)	Orton	

NAYS—132

Allard	Crapo	Goodling
Bachus (AL)	Cunningham	Goss
Baker (CA)	DeLay	Grams
Ballenger	Diaz-Balart	Gunderson
Barrett (NE)	Dickey	Hancock
Bartlett	Doolittle	Hansen
Bentley	Dreier	Hastert
Bereuter	Duncan	Hefley
Bliley	Dunn	Herger
Blute	Ehlers	Hobson
Boehlert	Emerson	Hoekstra
Boehner	Ewing	Hoke
Bonilla	Fawell	Horn
Bunning	Fowler	Hutchinson
Buyer	Franks (CT)	Hyde
Calvert	Franks (NJ)	Inhofe
Camp	Gallely	Istook
Canady	Gekas	Johnson (CT)
Castle	Gilchrest	Kim
Coble	Gingrich	King
Collins (GA)	Goodlatte	Klug

Knollenberg	Moorhead	Shays
Kolbe	Murphy	Skeen
Kyl	Packard	Smith (MI)
Lazio	Paxon	Smith (NJ)
Leach	Petri	Smith (OR)
Levy	Porter	Solomon
Lewis (CA)	Portman	Spence
Lewis (FL)	Pryce (OH)	Stearns
Lightfoot	Ramstad	Stump
Linder	Ravenel	Sundquist
Manzullo	Regula	Talent
McCandless	Ridge	Taylor (MS)
McColum	Roberts	Taylor (NC)
McDade	Rogers	Thomas (CA)
McHugh	Rohrabacher	Thomas (WY)
McKeon	Ros-Lehtinen	Torkildsen
McMillan	Roth	Upton
Meyers	Royce	Walker
Mica	Saxton	Walsh
Michel	Schaefer	Wolf
Miller (CA)	Schiff	Young (AK)
Miller (FL)	Schroeder	Zeliff
Molinari	Sensenbrenner	Zimmer

NOT VOTING—90

Andrews (ME)	Fields (TX)	Natcher
Andrews (TX)	Flake	Neal (MA)
Archer	Foglietta	Obey
Armey	Ford (MI)	Ortiz
Bacchus (FL)	Ford (TN)	Payne (NJ)
Baker (LA)	Gallo	Quillen
Barton	Geren	Quinn
Becerra	Gibbons	Reynolds
Berman	Grandy	Rostenkowski
Bilirakis	Green	Roukema
Blackwell	Hall (TX)	Rush
Brooks	Hastings	Santorum
Brown (CA)	Hilliard	Schumer
Bryant	Houghton	Sharp
Burton	Huffington	Shaw
Clay	Hunter	Shuster
Coleman	Jacobs	Smith (TX)
Conyers	Johnson, E. B.	Sweet
Cox	Johnson, Sam	Tanner
Cramer	Klein	Tejeda
Crane	Lipinski	Torricelli
de la Garza	Lloyd	Valentine
DeFazio	Machtley	Visclosky
Dellums	McCloskey	Vucanovich
Derrick	McCrery	Washington
Dicks	Meehan	Watt
Dingell	Moakley	Weldon
Dornan	Morella	Whitten
Edwards (CA)	Murtha	Wilson
English	Nadler	Young (FL)

So the Journal was approved.

¶19.14 HOUR OF MEETING

On motion of Mr. GEPHARDT, by unanimous consent,  
*Ordered*, That when the House adjourns today, it adjourn to meet at 12 o'clock noon on Wednesday, March 9, 1994.

¶19.15 PERMISSION TO FILE REPORT

On motion of Mr. SABO, by unanimous consent, the Committee on the Budget was granted permission until midnight tonight to file a report (Rept. No. 103-428) on the budget resolution for fiscal year 1995.  
 And then,

¶19.16 ADJOURNMENT

On motion of Mr. MFUME, pursuant to the special order heretofore agreed to, at 5 o'clock and 36 minutes p.m., the House adjourned until 12 o'clock noon on Wednesday, March 9, 1994.

¶19.17 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

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

Mr. SABO: Committee on the Budget. House Concurrent Resolution 218. Resolution setting forth the congressional budget for the U.S. Government for fiscal years 1995,

1996, 1997, 1998, and 1999 (Rept. No. 103-428). Referred to the Committee of the Whole House on the State of the Union.

¶19.18 PUBLIC BILLS AND RESOLUTIONS

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

By Mr. LEHMAN (for himself, Mrs. VUCANOVICH, and Mr. MILLER of California):

H.R. 3967. A bill to amend the Helium Act to prohibit the Bureau of Mines from refining helium and selling refined helium, to dispose of the U.S. helium reserve, and for other purposes; to the Committee on Natural Resources.

By Mr. HUGHES:

H.R. 3968. A bill to provide grants to States to assist in the incarceration of violent repeat offenders and to manage the problems associated with overcapacity in correctional facilities and programs and to support comprehensive programs that will reduce the rate of recidivism; to the Committee on the Judiciary.

By Mr. BOEHNER (for himself, Mr. ROBERTS, Mr. STENHOLM, Mr. SMITH of Oregon, Mr. COMBEST, Mr. DARDEN, Mr. KINGSTON, Mr. EMERSON, Mr. BISHOP, Mr. DELAY, Mr. TEJEDA, Mr. MCCRERY, Mr. LIVINGSTON, Mr. BARLOW, Mr. LINDER, Mr. TAYLOR of North Carolina, Mr. PARKER, Mr. BAESLER, Mr. HANSEN, Ms. DANNER, Mr. POSHARD, Mr. LANCASTER, Mr. BONILLA, Mr. CRAPO, Mr. BUNNING, Mr. WILSON, Mr. DOOLITTLE, Mr. MINGE, Mr. EWING, Mr. HAYES, Mr. HOAGLAND, Mr. BAKER of Louisiana, Mr. OXLEY, and Ms. KAPTUR):

H.R. 3969. A bill to amend the Federal Insecticide, Fungicide, and Rodenticide Act to provide State, Federal, and Tribal agencies with sufficient time to implement certain pesticide safety training programs; to the Committee on Agriculture.

By Mr. CARDIN:

H.R. 3970. A bill to amend the Internal Revenue Code of 1986 to clarify provisions relating to church pension benefit plans, to modify certain provisions relating to participants in such plans, to reduce the complexity of and to bring workable consistency to the applicable rules, to promote retirement savings and benefits, and for other purposes; to the Committee on Ways and Means.

By Mr. COX:

H.R. 3971. A bill to amend title 18, United States Code, to exempt qualified former agents of the Federal Bureau of Investigation from State laws prohibiting the carrying of concealed firearms; to the Committee on the Judiciary.

By Mr. HAMBURG:

H.R. 3972. A bill to designate the visitors center at Warm Springs Dam, CA, as the "Milt Brandt Visitors Center"; to the Committee on Public Works and Transportation.

By Mr. HOYER (for himself and Mr. MORAN):

H.R. 3973. A bill to expand the boundaries of the Piscataway National Park, and for other purposes; to the Committee on Natural Resources.

By Mr. LEACH:

H.R. 3974. A bill to provide for fair trade in insurance services, and for other purposes; jointly, to the Committees on Energy and Commerce and Ways and Means.

By Mr. MCCLOSKEY:

H.R. 3975. A bill to establish temporary measures to facilitate the reemployment of Federal employees who are involuntarily separated from teaching positions abroad; to amend title 5, United States Code, with respect to continuing health benefits for such