

BOROUGH, Ms. WOOLSEY, Mr. HOLDEN, Mr. HUNTER, Mr. SHOWS, Mr. COSTELLO, Mr. RAHALL, Mr. BOUCHER, Mrs. EMERSON, and Mr. JENKINS.

H.R. 306: Mr. BONIOR, Mr. BURTON of Indiana, Mr. CAPUANO, Mr. DOYLE, Mr. DUNCAN, Mr. EDWARDS, Mr. INSLEE, Mr. JEFFERSON, Mrs. KELLY, Mr. LAMPSON, Mr. LOBIONDO, Mr. LUTHER, Mr. MARKEY, Mr. MARTINEZ, Mr. MCGOVERN, Mr. MCHUGH, Mr. NEY, Mrs. ROUKEMA, Mr. SHOWS, Mr. STUPAK, Mr. WATT of North Carolina, and Mr. WOLF.

H.R. 315: Mr. CLAY, Mr. BRADY of Pennsylvania, Mr. LEWIS of Georgia, Mrs. LOWEY, Mr. MARKEY, Mr. ANDREWS, Mr. CARDIN, Ms. MILLENDER-MCDONALD, Mr. WYNN, Ms. KILPATRICK, Mr. KENNEDY, Mr. RUSH, Mr. LANTOS, Mr. ROMERO-BARCELO, Mr. ENGEL, Ms. DEGETTE, Ms. SCHAKOWSKY, Ms. JACKSON-LEE of Texas, Mr. DIXON, Mr. HASTINGS of Florida, Mr. OWENS, and Mrs. JONES of Ohio.

H.R. 316: Mr. HOEKSTRA, Mr. SANFORD, Mr. NETHERCUTT, Mr. BLUMENAUER, Mr. MORAN of Virginia, and Mr. SPRATT.

H.R. 325: Ms. CHRISTIAN-CHRISTENSEN, Mr. CROWLEY, Mr. DIXON, Mr. EVANS, Mr. FATTAH, Mr. HINOJOSA, Ms. HOOLEY of Oregon, Mr. INSLEE, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. KUCINICH, Mr. MEEKS of New York, Mr. MOAKLEY, Mr. SABO, Mr. SHOWS, Mr. STRICKLAND, Mr. TIERNEY, Mr. TRAFICANT, and Mr. WEYGAND.

H.R. 329: Mr. SHOWS, Mr. GREEN of Texas, and Mrs. MORELLA.

H.R. 332: Mr. ROYCE.

H.R. 346: Mr. ROHRBACHER, Mr. HILLEARY, Mr. TRAFICANT, Mr. HEFLEY, Mr. METCALF, Mr. SESSIONS, Mr. BACHUS, Mrs. EMERSON, Mr. PAUL, Mr. NEY, Mr. NORWOOD, Mr. SENBRENNER, Mr. PITTS, Mr. LEWIS of Kentucky, Mr. WELDON of Florida, Mr. DUNCAN, Mr. FOLEY, Mrs. MYRICK, Mr. SOUDER, Mr. BARTON of Texas, Mr. COLLINS, and Mr. HOSTETTTLER.

H.R. 350: Mr. BOYD, Mr. GIBBONS, Mr. BERRY, Mr. CHAMBLISS, Mr. SKELTON, Mr. SWEENEY, Mr. TOWNS, Mr. BARTON of Texas, Mr. SHOWS, Mr. COOKSEY, Mr. SISISKY, Mr. WELLER, Mr. BARCIA of Michigan, Mr. ENGLISH of Pennsylvania, Mr. KNOLLENBERG, Mr. BARTLETT of Maryland, Mr. STUMP, Mr. METCALF, Mr. NETHERCUTT, Mr. BRYANT, Mr. TALENT, Ms. MCCARTHY of Missouri, Mr. NEY, Mr. ADERHOLT, Mr. HOSTETTTLER, and Mr. MORAN of Kansas.

H.R. 351: Mr. VISLOSKEY, Mrs. MYRICK, Mr. WISE, Mr. CANADY of Florida, Mr. GOODE, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LUTHER, Ms. GRANGER, Mr. FROST, Mr. BRYANT, Mr. ENGLISH of Pennsylvania, Mr. DAVIS of Florida, Mr. SAM JOHNSON of Texas, Mr. FRELINGHUYSEN, Mr. SMITH of Texas, Mr. SCHAFFER, Mr. SHOWS, Mr. GILLMOR, Mr. BOYD, Mr. CUMMINGS, Mr. WELDON of Florida, Mr. SESSIONS, Mrs. THURMAN, and Mr. KOLBE.

H.R. 353: Mr. FILNER, Mr. BERMAN, Mr. KING of New York, Mr. WYNN, Mr. WALSH, Mrs. KELLY, Mr. FROST, Mr. THOMPSON of Mississippi, Mr. BONIOR, Mr. STUPAK, Mr. WAXMAN, Mr. MCGOVERN, Ms. MCCARTHY of Missouri, Mr. HILLIARD, Mr. GUTIERREZ, Mr. TIERNEY, Mr. UNDERWOOD, Mrs. MORELLA, Mr. GEORGE MILLER of California, Mr. DOYLE, Mr. RANGEL, Mr. SHOWS, Mr. NEY, and Mr. REGULA.

H.R. 357: Mr. TOWNS, Mr. MALONEY of Connecticut, Mr. BERMAN, Mr. RANGEL, Mr. OLVER, Mr. DICKS, Mr. FROST, Mr. CROWLEY, Mr. KIND of Wisconsin, Mr. TIERNEY, Mr. LATOURETTE, Mr. BENTSEN, Mr. BONIOR, Ms. SCHAKOWSKY, Mr. QUINN, Mr. BROWN of Ohio, Mr. HILLIARD, Ms. KAPTUR, Mr. DEFazio, and Mr. DAVIS of Illinois, Mr. BARCIA.

H.R. 380: Mr. LAZIO of New York, Mr. SMITH of New Jersey, Mr. PORTMAN, Mr. TRAFICANT, Mr. LATOURETTE, Mr. GEKAS, Mr. KIND of Wisconsin, Mr. FRELINGHUYSEN, Mr. MENENDEZ, Mr. ENGEL, Mr. DOYLE, Mr. BALDACCIO, Mr. KANJORSKI, and Mr. CASTLE.

H.R. 384: Mr. FATTAH, Ms. CHRISTIAN-CHRISTENSEN, Mr. CLAY, Mr. ENGLISH of Pennsylvania, Mr. FROST, Mr. PALLONE, Mr. ROMERO-BARCELO, Mrs. CLAYTON, Mr. WATT of North Carolina, Mr. KENNEDY, Ms. JACKSON-LEE of Texas, Mr. SHOWS, Mr. WATTS of Oklahoma, Mr. SKELTON, Mr. TOWNS, Mr. ABERCROMBIE, Mr. LANTOS, Mr. GORDON, Mrs. JONES of Ohio, Mr. HINCHEY, and Ms. NORTON.

H.R. 385: Mr. BONIOR, Ms. CHRISTIAN-CHRISTENSEN, Ms. DELAURO, Mr. DEFazio, Mr. ETHERIDGE, Mr. HALL of Texas, Mr. HILLIARD, Mr. HINOJOSA, Mr. JACKSON of Illinois, Mr. SHOWS, Mr. TOWNS, and Mr. UNDERWOOD.

H.R. 389: Mr. BARRETT of Wisconsin and Mr. WEYGAND.

H.R. 393: Mr. HINCHEY.

H.R. 394: Mr. STARK and Mr. HINCHEY.

H.R. 395: Mr. STARK and Mr. HINCHEY.

H.R. 397: Mr. STARK and Mr. HINCHEY.

H.R. 403: Mr. KILDEE and Mr. HAYWORTH.

H.R. 405: Mr. GOODE, Mr. BALDACCIO, Mr. FRANK of Massachusetts, Mr. ORTIZ, Mr. HOSTETTTLER, Mr. WALSH, Mr. BEREUTER, Mr. DEFazio, Mr. PETERSON of Pennsylvania, Mr. MCHUGH, Mrs. MCCARTHY of New York, Mr. ENGEL, Mr. FALCONI, Mr. HILL of Montana, Mr. KING of New York, Mr. PASCRELL, and Mr. LAZIO of New York.

H.R. 406: Mrs. THURMAN, Mr. MCGOVERN, Mr. MCDERMOTT, Mr. SMITH of Washington, Mrs. CAPPS, Mr. STUPAK, Mr. MCHUGH, and Mr. HILLIARD.

H.R. 412: Mr. QUINN, Ms. KAPTUR, Mr. MURTHA, Mr. CARDIN, Mr. PETERSON of Pennsylvania, Mr. GREENWOOD, Mr. GILLMOR, Mr. GEORGE MILLER of California, Mr. BROWN of Ohio, Mr. STUPAK, Mr. BACHUS, Mr. STRICKLAND, Mr. WELLER, Mr. EHRlich, Mr. CANNON, Mr. VISLOSKEY, Mr. DOYLE, Mr. OBERSTAR, Mr. CALLAHAN, Mr. HOLDEN, Mr. RAHALL, Mr. CRAMER, Mr. SOUDER, and Mr. EVANS.

H.R. 415: Mr. LEWIS of Georgia, Mr. PAUL, Mr. PAYNE, Ms. CHRISTIAN-CHRISTENSEN, Mr. FROST, Mr. KUCINICH, Mr. HINOJOSA, Mr. INSLEE, Mrs. CLAYTON, Mr. SHOWS, Ms. ROYBAL-ALLARD, and Mr. HILLIARD.

H.R. 417: Mr. BASS, Mrs. THURMAN, Mr. INSLEE, Mr. HINOJOSA, Mr. STRICKLAND, Mr. SHOWS, Mr. BROWN of California, Mr. CROWLEY, and Ms. ESHOO.

H.R. 423: Mr. COMBEST, Mr. MORAN of Kansas, and Mr. THORNBERRY.

H.R. 424: Mr. STUMP, Mr. COOKSEY, Ms. KILPATRICK, Mr. NEY, Ms. JACKSON-LEE of Texas, and Mr. GREEN of Texas.

H.J. Res. 1: Mr. HASTINGS of Washington, Mr. JENKINS, Mr. MCCREERY, Mr. WICKER, Mr. CAMP, Mr. HAYES, Mr. BATEMAN, Mr. TAUZIN, Mr. DEMINT, Mr. CLEMENT, Mr. WAMP, Mr. WELLER, Mr. BURR of North Carolina, Mrs. EMERSON, Mr. QUINN, Mr. GOODLATTE, Ms. BIGGERT, Mr. GRAHAM, Mr. DICKEY, and Mr. COOK.

H.J. Res. 2: Mr. HASTINGS of Washington, Mr. CAMP, Mr. FRANK of Massachusetts, Mr. BARCIA of Michigan, Mr. BURR of North Carolina, Mr. CHAMBLISS, and Mr. HORN.

H.J. Res. 7: Mr. DIAZ-BALART.

H.J. Res. 10: Mr. GOODLATTE.

H. Con. Res. 8: Mr. DEFazio.

H. Con. Res. 9: Mr. SESSIONS.

H. Con. Res. 12: Mr. LUTHER.

H. Con. Res. 16: Mr. GOSS, Mr. STUMP, Mr. BASS, Mr. METCALF, Mr. OXLEY, Ms. RIVERS, Mr. DINGELL, Mr. BOEHLERT, Mr. GALLEGLY, Mrs. CUBIN, Mr. NEY, Mr. SHOWS, Mr. CUNNINGHAM, Mr. HASTINGS of Washington, Mr. TRAFICANT, Mr. ENGLISH of Pennsylvania, Mr. WOLF, Mr. RAHALL, Mr. HERGER, Mr. LATHAM, Mrs. MYRICK, Mr. GOODE, Mr. HOSTETTTLER, and Mr. EHRlich.

H. Con. Res. 18: Mr. BLILEY, Mr. MCINNIS, Mr. HEFLEY, Mr. BOEHLERT, Mr. TRAFICANT, Mr. SESSIONS, Mr. HERGER, Mr. LATHAM, and Mr. BACHUS.

H. Res. 18: Mr. ROTHMAN.

## WEDNESDAY, FEBRUARY 3, 1999 (4)

The House was called to order by the SPEAKER.

### 4.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Tuesday, February 2, 1999.

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

The SPEAKER pursuant to clause 8, rule XX, announced that the vote would be postponed until later today.

The point of no quorum was considered as withdrawn.

### 4.2 COMMUNICATIONS

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

307. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Fenpropathrin; Pesticide Tolerances for Emergency Exemptions [OPP-300763; FRL 6047-3] (RIN: 2070-AB78) received January 20, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

308. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Imidacloprid; Pesticide Tolerances for Emergency Exemptions [OPP-300771; FRL 6051-6] (RIN: 2070-AB78) received January 20, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

309. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Propiconazole; Pesticide Tolerances for Emergency Exemptions [OPP-300770; FRL-6049-8] (RIN: 2070-AB78) received January 20, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

310. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule—Organization and Operations of Federal Credit Unions—received January 11, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

311. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—National Emission Standard for Hazardous Air Pollutants; National Emission Standards for Radon Emissions From Phosphogypsum Stacks [FRL-6229-4] (RIN: 2060-AF04) received January 28, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

312. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans Georgia: Approval of Revisions to Georgia State Implementation Plan; Vehicle Inspection/Maintenance Program [GA 34-2-9902a; FRL-6227-7] received January 28, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

313. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Waivers for PM10 Sampling Frequency—received January 28, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

314. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Plan for PM2.5 NAAQS Review [FRL-5913-4] received January 28, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

315. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Guidance for Network Design and Optimum Site Exposure for PM2.5 and PM10—received January 28, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

316. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Implementation Plan—PM2.5 Monitoring Program—received January 28, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

317. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Interim Implementation of New Source Review Requirements for PM2.5—received January 28, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

318. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Guidance for Implementing the 1-Hour Ozone and Pre-existing PM10 NAAQS—received January 28, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

319. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Guidance on Mitigation of Impact to Small Business While Implementing Air Quality Standards and Regulations—received January 28, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

320. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Early Planning Guidance for the Revised Ozone and Particulate Matter (PM) National Ambient Air Quality Standards (NAAQS)—received January 28, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

321. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Interim Air Quality Policy on Wildland and Prescribed Fires—received January 28, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

322. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Collection and Reporting of PM10 Data—received January 28, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

323. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Final Guidance on Data Handling Conventions for the 8-Hour National Ambient Air Quality Standards for Ozone—received January 28, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

324. A letter from the Director, Office of Regulatory Management and Information,

Environmental Protection Agency, transmitting the Agency's final rule—PM2.5 Site Types and Sampling Frequency During CY-99—received January 28, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

325. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Ambient Air Quality Surveillance for Lead [AD-FRL-6221-2] (RIN: 2060-AF71) received January 20, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

326. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; State of Utah; Salt Lake City Carbon Monoxide Redesignation to Attainment, Designation of Areas for Air Quality Planning Purposes, and Approval of Related Revisions [UT-001-0002a; FRL-6201-8] received January 20, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

327. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of State Implementation Plans; California State Implementation Plan Revision, Antelope Valley Air Pollution Control District [CA 211-0117a; FRL-6213-5] received January 20, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

328. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Confirmation of Approval and Technical Amendment to Update the EPA Listing of OMB Approval Numbers Under the Paperwork Reduction Act [OPPTS-66009D; FRL-6048-8] (RIN: 2070-AC01) received January 20, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

329. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule—"Consolidated Guidance about Materials Licenses: Program-Specific Guidance About Exempt Distribution Licenses," dated September 1998—received January 7, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

330. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule—"Consolidated Guidance about Materials Licenses: Program-Specific Guidance about Self-Shielded Irradiator Licenses," dated October 1998—received January 7, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

331. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule—"Consolidated Guidance about Materials Licenses: Program-Specific Guidance about Fixed Gauges Licenses," dated October 1998—received January 7, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

332. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule—Prevailing Rate Systems; Lead Agency Responsibility (RIN: 3206-A148) received January 7, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

333. A letter from the Chair of the Board of Directors, Office of Compliance, transmitting a report on the applicability to the legislative branch of federal law relating to terms and conditions of employment and access to public services and accommodations, pursuant to Public Law 104-1, section 102(b)(2) (109 Stat. 6); jointly to the Commit-

tees on Education and the Workforce and House Administration.

#### ¶4.3 JOINT ECONOMIC COMMITTEE

The SPEAKER pro tempore, Mrs. EMERSON, by unanimous consent, announced that the Speaker, pursuant to the provisions of 15 U.S.C. 1024(a), appointed Mr. SAXTON to the Joint Economic Committee on the part of the House.

*Ordered*, That the Clerk notify the Senate of the foregoing appointment.

#### ¶4.4 AVIATION WAR RISK INSURANCE PROGRAM

Mr. SHUSTER moved to suspend the rules and pass the bill (H.R. 98) to amend chapter 443 of title 49, United States Code, to extend the aviation war risk insurance program; as amended.

The SPEAKER pro tempore, Mrs. EMERSON, recognized Mr. SHUSTER and Mr. LIPINSKI, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

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

Mr. SHUSTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. EMERSON, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

#### ¶4.5 PROVIDING FOR THE CONSIDERATION OF H.R. 99

Mr. DREIER, by direction of the Committee on Rules, called up the following resolution (H. Res. 31):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 99) to amend title 49, United States Code, to extend Federal Aviation Administration programs through September 30, 1999, and for other purposes. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with clause 4(a) of rule XIII or section 302(f) or section 303(a) of the Congressional Budget Act of 1974 are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Transportation and Infrastructure. After general debate, the bill shall be considered for amendment under the five-minute rule. In lieu of the amendment recommended by the Committee on Transportation and Infrastructure now printed in the bill, it shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute printed in the Congressional Record and numbered 1 pursuant to clause 8 of rule XVIII. Each section of that amendment in the nature of a substitute shall be considered as read. Points of order against the amendment for failure to comply with clause 7 of rule XVI or section 302(f) or section 303(a) of