

Environmental Protection Agency, transmitting the Agency's final rule—Implementation Plan and Redesignation Request for the Muscogee County, Georgia Lead Nonattainment Area [GA-42-1-9908a; FRL-6321-1] received April 6, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

1545. 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: Washington [WA 68-7143-a; FRL-6322-5] received April 6, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

1546. A letter from the Administrator, Environmental Protection Agency, transmitting the Residual Risk Report to Congress; to the Committee on Commerce.

1547. 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: State of Iowa [IA 068-1068a; FRL-6322-1] received April 6, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

1548. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Acid Rain Program, Continuous Emission Monitoring Rule Revisions [FRL-6320-8] (RIN: 2060-AG46) Received April 6, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

1549. A letter from the Secretary of Energy, transmitting the Combined Thirty-Ninth through Forty-Third Quarterly Reports to Congress on the status of Exxon and Stripped Well Oil Overcharge Funds covering April 1, 1997, through June 30, 1998; to the Committee on Commerce.

1550. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the annual report required under the Support for East European Democracy Act of 1989, pursuant to 22 U.S.C. 5474; to the Committee on International Relations.

1551. A communication from the President of the United States, transmitting a report on the Strategic Concept of NATO; to the Committee on International Relations.

1552. A letter from the Chairman, Merit Systems Protection Board, transmitting the Twentieth Annual Report on the activities of the Board during Fiscal Year 1998, pursuant to 5 U.S.C. 1206; to the Committee on Government Reform.

1553. A letter from the Director, Office of Personnel Management, transmitting the Department's final rule—Retirement, Health, and Life Insurance Coverage For Certain Employees Of The District Of Columbia Under The District Of Columbia Courts And Justice Technical Corrections Act of 1998 (RIN: 3206-AI55) received April 7, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

1554. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule—Prevailing Rate Systems; Environmental Differential Pay for Working at High Altitudes (RIN: 3206-AI36) received April 7, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

1555. A letter from the Chairman, Federal Election Commission, transmitting three urgent recommendations for legislative action, pursuant to 2 U.S.C. 437d(d)(2); to the Committee on House Administration.

1556. A letter from the Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the 1998 Section 8 Report on National Natural Landmarks that have been damaged or are likely to be damaged; to the Committee on Resources.

1557. A letter from the Director, Fish and Wildlife Service, Department of the Interior,

transmitting the Department's final rule—Endangered and Threatened Wildlife and Plants: Final Rule to List the Flatwoods Salamander as a Threatened Species (RIN: 1018-AE38) received March 26, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

1558. A letter from the Interim Staff Director, United States Sentencing Commission, transmitting an annual report of the commission's findings, pursuant to 18 U.S.C. 3552 nt.; to the Committee on the Judiciary.

1559. A letter from the Regulations Officer, Department of Transportation, transmitting the Department's "Major" final rule—Parts and Accessories Necessary for Safe Operation; Lighting Devices, Reflectors, and Electrical Equipment [FHWA Docket No. MC-94-1; FHWA-1997-2222] (RIN: 2125-AD27) received March 6, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1560. A letter from the Under Secretary of Defense, transmitting a report on the actions taken to develop an integrated program to prevent and respond to terrorist incidents involving weapons of mass destruction; to the Committee on Transportation and Infrastructure.

¶33.3 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed without amendment concurrent resolutions of the House of the following titles:

H. Con. Res. 44. Concurrent resolution authorizing the use of the Capitol Grounds for the 18th annual National Peace Officers' Memorial Service.

H. Con. Res. 47. Concurrent resolution authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby.

H. Con. Res. 50. Concurrent resolution authorizing the 1999 District of Columbia Special Olympics Law Enforcement Torch Run to be run through the Capitol Grounds.

The message also announced that pursuant to the provisions of Senate Resolution 105, adopted April 13, 1989, as amended by Public Law 105-275, and further amended by Senate Resolution 75, adopted March 25, 1999, the Chair, on behalf of the Democratic Leader, announces the appointment of the following Senators to serve as members of the Senate National Security Working Group—

the Senator from West Virginia (Mr. BYRD), Minority Administrative Co-Chairman;

the Senator from Michigan (Mr. LEVIN), Minority Co-Chairman;

the Senator from Delaware (Mr. BIDEN), Minority Co-Chairman;

the Senator from Massachusetts (Mr. KENNEDY);

the Senator from Nebraska (Mr. KERREY);

the Senator from New York (Mr. MOYNIHAN);

the Senator from Maryland (Mr. SARBANES);

the Senator from Massachusetts (Mr. KERRY); and

the Senator from Illinois (Mr. DURBIN).

The message also announced that pursuant to the provisions of Public Law 94-304, as amended by Public Law 99-7, the Chair, on behalf of the Vice President, announces the appointment

of the following Senators as members of the Commission on Security and Cooperation in Europe—

the Senator from New Jersey (Mr. LAUTENBERG);

the Senator from Florida (Mr. GRAHAM);

the Senator from Wisconsin (Mr. FEINGOLD); and

the Senator from Connecticut (Mr. DODD).

The message also announced that pursuant to the provisions of Public Law 105-244, the Chair, on behalf of the Democratic Leader, announces the appointment of the Senator from New Mexico (Mr. BINGAMAN), to serve as a member of the Web-Based Education Commission, vice Dr. Richard J. Gowen, of South Dakota.

The message also announced that pursuant to the provisions of section 3(b) of Public Law 105-341, the Chair, on behalf of the Majority Leader, announces the appointment of the following individuals to the Women's Progress Commemoration Commission—

Elaine L. Chao, of Kentucky;

Amy M. Holmes, of Washington, D.C.; and

Patricia C. Lamar, of Mississippi.

The message also announced that pursuant to the provisions of Executive Order No. 12131, the Chair, on behalf of the Vice President and upon the recommendation of the Majority Leader, appoints the following Senators as members of the President's Export Council: the Senator from Montana (Mr. BURNS); the Senator from Missouri (Mr. ASHCROFT); and the Senator from Wyoming (Mr. ENZI).

The message also announced that pursuant to the provisions of Executive Order No. 12131, the Chair, on behalf of the Vice President and upon the recommendation of the Democratic Leader, appoints the following Senators as members of the President's Export Council: the Senator from Montana (Mr. BAUCUS); and the Senator from South Dakota (Mr. JOHNSON).

¶33.4 PROVIDING FOR THE

CONSIDERATION OF H.J. RES. 37

Mr. HASTINGS of Washington, by direction of the Committee on Rules, called up the following resolution (H. Res. 139):

Resolved, That upon adoption of this resolution it shall be in order to consider in the House the joint resolution (H.J. Res. 37) proposing an amendment to the Constitution of the United States with respect to tax limitations. The joint resolution shall be considered as read for amendment. The previous question shall be considered as ordered on the joint resolution and any amendment thereto to final passage without intervening motion except: (1) three hours of debate equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary; (2) one motion to amend, if offered by the Minority Leader or his designee, which shall be considered as read and shall be separately debatable for one hour equally divided and controlled by the proponent and an opponent; and (3) one motion to recommit with or without instructions.

When said resolution was considered. After debate, On motion of Mr. HASTINGS of Washington, 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.

133.5 CONSTITUTIONAL AMENDMENT RELATING TO TAX LIMITATIONS

On motion of Mr. SCARBOROUGH, pursuant to H. Res. 139, called up the joint resolution (H.J. Res. 37) proposing an amendment to the Constitution of the United States with respect to tax limitations.

When said joint resolution was considered and read twice.

After debate, Pursuant to House Resolution 139, the previous question was ordered. The joint resolution was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, *viva voce* Will the House now pass said joint resolution?

The SPEAKER pro tempore, Mr. BOEHNER, announced the yeas had it. Mr. WATT of North Carolina, 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 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas 229 Nays 199

133.6 [Roll No. 90] YEAS—229

| | | |
|--------------|---------------|---------------|
| Aderholt | Collins | Goode |
| Andrews | Combest | Goodlatte |
| Archer | Condit | Goodling |
| Armey | Cook | Gordon |
| Bachus | Cooksey | Goss |
| Baker | Cox | Graham |
| Ballenger | Cramer | Granger |
| Barcia | Crane | Green (TX) |
| Barr | Cubin | Green (WI) |
| Barrett (NE) | Cunningham | Greenwood |
| Bartlett | Davis (VA) | Gutknecht |
| Barton | Deal | Hall (TX) |
| Bass | DeLay | Hansen |
| Berry | DeMint | Hastert |
| Biggert | Diaz-Balart | Hastings (WA) |
| Blibray | Dickey | Hayes |
| Bilirakis | Doolittle | Hayworth |
| Bishop | Duncan | Hefley |
| Bliley | Dunn | Heger |
| Blunt | Ehlers | Hilleary |
| Boehner | Ehrlich | Hobson |
| Bonilla | Emerson | Hoekstra |
| Bono | English | Horn |
| Boswell | Etheridge | Hulshof |
| Brady (TX) | Everett | Hunter |
| Bryant | Ewing | Hutchinson |
| Burr | Fletcher | Isakson |
| Burton | Foley | Istook |
| Buyer | Forbes | Jenkins |
| Callahan | Fossella | John |
| Calvert | Fowler | Johnson, Sam |
| Camp | Franks (NJ) | Jones (NC) |
| Canady | Frelinghuysen | Kasich |
| Cannon | Galleghy | Kelly |
| Castle | Ganske | King (NY) |
| Chabot | Gekas | Kingston |
| Chambliss | Gibbons | Knollenberg |
| Chenoweth | Gilchrest | Kolbe |
| Coble | Gillmor | Kuykendall |
| Coburn | Gilman | LaHood |

| | | |
|---------------|---------------|-------------|
| Largent | Petri | Skelton |
| Latham | Pickering | Smith (MI) |
| LaTourette | Pitts | Smith (NJ) |
| Lazio | Pombo | Smith (TX) |
| Leach | Portman | Souder |
| Lewis (KY) | Pryce (OH) | Spence |
| LoBiondo | Quinn | Stearns |
| Lucas (KY) | Radanovich | Stump |
| Lucas (OK) | Ramstad | Sununu |
| Maloney (CT) | Regula | Sweeney |
| Manzullo | Reynolds | Talent |
| McCarthy (NY) | Riley | Tancredo |
| McCollum | Roemer | Tauzin |
| McCrery | Rogan | Taylor (MS) |
| McHugh | Rogers | Taylor (NC) |
| McInnis | Rohrabacher | Terry |
| McIntosh | Roukema | Thornberry |
| McIntyre | Royce | Thune |
| McKeon | Ryan (WI) | Tiahrt |
| Metcalf | Ryun (KS) | Toomey |
| Mica | Salmon | Traficant |
| Miller (FL) | Sanchez | Upton |
| Miller, Gary | Sandlin | Walden |
| Moran (KS) | Sanford | Wamp |
| Myrick | Saxton | Watkins |
| Nethercutt | Scarborough | Watts (OK) |
| Ney | Schaffer | Weldon (FL) |
| Northup | Sensenbrenner | Weldon (PA) |
| Norwood | Sessions | Weller |
| Nussle | Shadegg | Whitfield |
| Ose | Shays | Wicker |
| Oxley | Sherman | Wilson |
| Packard | Sherwood | Wolf |
| Pallone | Shimkus | Young (AK) |
| Paul | Shows | Young (FL) |
| Pease | Simpson | |
| Peterson (PA) | Skeen | |

NAYS—199

| | | |
|--------------|----------------|----------------|
| Abercrombie | Gejdenson | Menendez |
| Ackerman | Gephardt | Millender- |
| Allen | Gonzalez | McDonald |
| Baird | Gutierrez | Miller, George |
| Baldacci | Hall (OH) | Minge |
| Baldwin | Hill (IN) | Mink |
| Barrett (WI) | Hill (MT) | Moakley |
| Bateman | Hilliard | Mollohan |
| Becerra | Hinchev | Moore |
| Bentsen | Hinojosa | Moran (VA) |
| Bereuter | Hoeffel | Morella |
| Berkley | Holden | Murtha |
| Berman | Holt | Nadler |
| Blagojevich | Hooley | Napolitano |
| Blumenauer | Hostettler | Neal |
| Boehlert | Houghton | Oberstar |
| Bonior | Hoyer | Obey |
| Borski | Hyde | Oliver |
| Boucher | Inslee | Ortiz |
| Boyd | Jackson (IL) | Owens |
| Brady (PA) | Jackson-Lee | Pascrell |
| Brown (FL) | (TX) | Pastor |
| Brown (OH) | Jefferson | Payne |
| Campbell | Johnson (CT) | Pelosi |
| Capps | Johnson, E. B. | Petersen (MN) |
| Capuano | Jones (OH) | Phelps |
| Cardin | Kanjorski | Pickett |
| Carson | Kaptur | Pomeroy |
| Clay | Kennedy | Porter |
| Clayton | Kildee | Price (NC) |
| Clement | Kilpatrick | Rahall |
| Clyburn | Kind (WI) | Rangel |
| Conyers | Klecza | Reyes |
| Costello | Klink | Rivers |
| Coyne | Kucinich | Rodriguez |
| Crowley | LaFalce | Rothman |
| Cummings | Lampson | Roybal-Allard |
| Danner | Lantos | Rush |
| Davis (FL) | Larson | Sabo |
| Davis (IL) | Lee | Sanders |
| DeFazio | Levin | Sawyer |
| DeGette | Lewis (CA) | Schakowsky |
| DeLahunt | Lewis (GA) | Scott |
| DeLauro | Linder | Serrano |
| Deutsch | Lipinski | Shaw |
| Dingell | Lofgren | Sisisky |
| Dixon | Lowey | Slaughter |
| Doggett | Luther | Smith (WA) |
| Dooley | Maloney (NY) | Snyder |
| Doyle | Markey | Spratt |
| Dreier | Martinez | Stabenow |
| Edwards | Mascara | Stark |
| Engel | Matsui | Stenholm |
| Eshoo | McCarthy (MO) | Strickland |
| Evans | McDermott | Stupak |
| Farr | McGovern | Tanner |
| Fattah | McKinney | Tauscher |
| Filner | McNulty | Thomas |
| Ford | Meehan | Thompson (CA) |
| Frank (MA) | Meek (FL) | Thompson (MS) |
| Frost | Meeks (NY) | Thurman |

| | | |
|------------|-----------|---------|
| Tierney | Vento | Wexler |
| Towns | Visclosky | Weygand |
| Turner | Walsh | Wise |
| Udall (CO) | Waters | Woolsey |
| Udall (NM) | Watt (NC) | Wu |
| Velazquez | Weiner | Wynn |

NOT VOTING—6

| | | |
|------------|---------------|---------|
| Brown (CA) | Hastings (FL) | Shuster |
| Dicks | Ros-Lehtinen | Waxman |

So, two-thirds of the Members present not having voted in favor thereof, said joint resolution was not passed.

A motion to reconsider the vote whereby said joint resolution was not passed was, by unanimous consent, laid on the table.

133.7 ORDER OF BUSINESS— CONSIDERATION OF H.R. 1376

On motion of Mr. ARCHER, by unanimous consent,

Ordered, That it may be in order at any time on Thursday, April 15, 1999, without intervention of any point of order to consider in the House the bill (H. R. 1376) to extend the tax benefits available with respect to services performed in a combat zone to services performed in the Federal Republic of Yugoslavia (Serbia/Montenegro) and certain other areas, and for other purposes; that the bill be considered as read for amendment; that the amendment recommended by the Committee on Ways and Means now printed in the bill be considered as adopted; that the previous question be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate on the bill, as amended, equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means, (2) one motion to recommend with or without instructions, and (3) that House Resolution 140 be laid on the table.

Pursuant to the foregoing order of the House, H. Res. 140 was laid on the table.

133.8 COMBAT ZONE TAX BENEFITS EXPANSION

Mr. ARCHER, pursuant to the foregoing order of the House, called up the bill (H.R. 1376) to extend the tax benefits available with respect to services performed in a combat zone to services performed in the Federal Republic of Yugoslavia (Serbia/Montenegro) and certain other areas, and for other purposes.

When said bill was considered and read twice.

Pursuant to the order of the House, the following amendment recommended by the Committee on Ways and Means, was considered as adopted:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. AVAILABILITY OF CERTAIN TAX BENEFITS FOR SERVICES AS PART OF OPERATION ALLIED FORCE.

(a) GENERAL RULE.—For purposes of the following provisions of the Internal Revenue Code of 1986, a qualified hazardous duty area shall be treated in the same manner as if it were a combat zone (as determined under section 112 of such Code):