

H.R. 1568: Ms. BROWN of Florida, Mr. ROMERO-BARCELO, Mrs. CHRISTENSEN, Mr. LEACH, Mr. SHOWS, Ms. MILLENDER-MCDONALD, Mr. SPENCE, Ms. WOOLSEY, Mr. EWING, Mrs. THURMAN, Mrs. EMERSON, Ms. CARSON, Mr. FROST, Ms. DANNER, Mr. ENGLISH, Mr. RAHALL, Mr. GUTIERREZ, Mr. STUPAK, Mr. LIPINSKI, Ms. BERKELY, Mr. COOK, Mrs. BONO, Mr. SWEENEY, Mr. LOBIONDO, Mr. SMITH of Washington, Mr. ENGEL, and Mr. COOKSEY.

H.R. 1584: Mrs. KELLY and Mr. BARRETT of Nebraska.

H.R. 1598: Mr. DAVIS of Virginia and Mr. FROST.

H.R. 1600: Mr. BARRETT of Wisconsin.

H.R. 1622: Mr. TIERNEY, Mr. EVANS, and Mr. SANDERS.

H.R. 1629: Mr. WATT of North Carolina, Mr. BURR of North Carolina, Mr. THOMPSON, of Mississippi, Mr. NEY, Mr. OBERSTAR, Mrs. CAPPS, and Mr. STEARNS.

H.R. 1631: Ms. ROS-LEHTINEN.

H.R. 1649: Mr. METCALF.

H.R. 1658: Mr. DEFAZIO, Ms. KILPATRICK, Mr. METCALF, Mr. MURTHA, Mr. NADLER, Mr. NETHERCUTT, and Mr. STUMP.

H.R. 1663: Mr. FROST, Mr. ENGLISH, Mr. PITTS, Ms. BERKLEY, and Mr. LAHOOD.

H.R. 1675: Mr. ROMERO-BARCELO, Mr. BONIOR, Mr. FILNER, and Ms. NORTON.

H.R. 1687: Mr. SCHAFER and Mr. STUMP.

H.R. 1693: Ms. SCHAKOWSKY, Mr. WU, Mr. CAMPBELL, and Mr. PAUL.

H.R. 1706: Mr. DEMINT.

H.R. 1710: Mr. DEMINT, Mr. GALLEGLY, and Mr. COBURN.

H.R. 1771: Mr. PETERSON of Minnesota, Mr. NEY, Mrs. WILSON, Mr. BACHUS, Mr. KANJORSKI, Mr. LANTOS, and Mrs. MYRICK.

H.R. 1772: Mr. LATOURETTE and Mr. LANTOS.

H.R. 1775: Mr. COOK, Mr. JOHN, Mr. ACKERMAN, and Mr. JONES of North Carolina.

H.R. 1777: Mr. GARY MILLER of California and Mr. FILNER.

H.R. 1786: Mr. HINCHEY, Mr. SAWYER, and Mr. WEYGAND.

H.R. 1791: Mr. TIERNEY.

H.R. 1796: Mr. BOUCHER, Mr. FROST, and Mr. LAFALCE.

H.R. 1839: Mr. MCGOVERN.

H.R. 1840: Mr. HASTINGS of Florida, Mr. CLYBURN, Mr. BLUNT, Mr. CHAMBLISS, and Mr. SALMON.

H.R. 1862: Mr. FROST, Mr. WEINER, Mr. COSTELLO, Mr. LANTOS, Mr. WYNN, Mr. MCGOVERN, Mr. CUMMINGS, Mr. WEYGAND, and Mr. LAFALCE.

H.R. 1880: Mr. GALLEGLY.

H.R. 1887: Mr. TOWNS and Mr. TIERNEY.

H.R. 1899: Mrs. JOHNSON of Connecticut, Mr. LANTOS, and Mrs. MCCARTHY of New York.

H.R. 1932: Mr. COYNE, Mr. HINCHEY, Mr. CROWLEY, Ms. STABENOW, Mr. PRICE of North Carolina, Mr. BOSWELL, Mr. DINGELL, Mr. WEXLER, Mr. DEUTSCH, Mr. BLUMENAUER, Mr. WEYGAND, Mr. KILDEE, Mr. MATSUI, Mr. LEVIN, Mr. EHLERS, Mr. TIAHRT, Mr. DICKEY, Mr. TAYLOR of North Carolina, Mr. BARCIA, Mr. ANDREWS, Mr. WEINER, Mr. UDALL of New Mexico, Ms. MILLENDER-MCDONALD, Ms. JACKSON-LEE of Texas, Mr. HOUGHTON, Mr. ENGLISH, Ms. SCHAKOWSKY, Mr. SAWYER, Mr. PHELPS, Mr. RAMSTAD, Mr. LEACH, Mrs. MALONEY of New York, Mr. BAIRD, Mr. LUTHER, Mr. DIAZ-BALART, Mr. ACKERMAN, Mr. JONES of North Carolina, Mrs. KELLY, Mrs. MYRICK, Mr. NEY, and Mr. FORD.

H.R. 1960: Ms. KILPATRICK, Mr. RAHALL, Mr. WAXMAN, Mr. MENENDEZ, Mrs. JONES of Ohio, Mr. BROWN of Ohio, Mrs. MEEK of Florida, Mr. HINCHEY, Mr. BORSKI, Mr. WYNN, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. SAWYER, Mr. LANTOS, Ms. LOFGREN, Mr. VENTO, and Mr. CUMMINGS.

H.R. 1973: Mr. EVANS, Mr. WELDON of Pennsylvania, Mr. SHUSTER, and Mr. GREENWOOD.

H.R. 1977: Ms. PELOSI, Mr. LANTOS, Mr. SHAYS, Ms. LOFGREN, Mr. MINGE, Mr. HALL of Ohio, and Mr. BERMAN.

H.R. 1998: Mr. MOAKLEY.

H.R. 1999: Mr. MINGE.

H.R. 2002: Mr. DINGELL.

H.R. 2030: Mr. MCINTOSH.

H.R. 2031: Mr. BARR of Georgia and Mr. GILMAN.

H.R. 2038: Mr. EWING.

H.J. Res. 48: Mr. KUCINICH, Mr. MARTINEZ, Mrs. MORELLA, Mr. LAMPSON, Mr. PORTER, Mr. BATEMAN, Mrs. NORTHUP, Mr. COBURN, Mr. HOLDEN, Mr. LAHOOD, and Mr. DEMINT.

H.J. Res. 55: Mrs. MYRICK.

H. Con. Res. 38: Mr. LAMPSON, Mr. FROST, Mr. HILLIARD, and Ms. EDDIE BERNICE JOHNSON of Texas.

H. Con. Res. 46: Mr. FARR of California.

H. Con. Res. 60: Mr. LANTOS, Mr. SMITH of Washington, and Mr. LATHAM.

H. Con. Res. 77: Mr. MCNULTY and Mr. STUMP.

H. Con. Res. 107: Mr. FLETCHER and Mr. COMBEST.

H. Con. Res. 113: Mr. FROST.

H. Con. Res. 121: Mr. PORTER.

THURSDAY, JUNE 10, 1999 (62)

The House was called to order by the SPEAKER.

¶62.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, June 9, 1999.

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

¶62.2 COMMUNICATIONS

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

2571. A letter from the Administrator, Agricultural Marketing Services, Department of Agriculture, transmitting the Department's final rule—Peanut Promotion, Research, and Information Order; Procedures [Docket No. FV-98-703-FR] received April 23, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2572. A letter from the Secretary of Defense, transmitting the approval of the retirement of General Johnnie E. Wilson, United States Army, and his advancement to the grade of general on the retired list; to the Committee on Armed Services.

2573. A letter from the Secretary of Defense, transmitting the approval of the retirement of General Richard E. Hawley, United States Air Force, and his advancement to the grade of general on the retired list; to the Committee on Armed Services.

2574. A letter from the Ambassador, Embajada De Bolivia, transmitting a report on counter-narcotics efforts; to the Committee on International Relations.

2575. A letter from the Comptroller General, transmitting a list of reports from the previous month; to the Committee on Government Reform.

¶62.3 CHANGE OF REFERENCE—H.R. 915

On motion of Mr. BRYANT, by unanimous consent, the Committee on Judiciary was discharged from further consideration of the bill (H.R. 915) to authorize a cost of living adjustment in the pay of administrative law judges.

When said bill was rereferred to the Committee on Government Reform.

¶62.4 USE OF CAPITOL ROTUNDA FOR ROSA PARKS COMMEMORATION

On motion of Mr. WATTS of Oklahoma, by unanimous consent, the Com-

mittee on House Administration was discharged from further consideration of the following concurrent resolution (H. Con. Res. 127):

Resolved by the House of Representatives (the Senate concurring), That the rotunda of the Capitol is authorized to be used on June 15, 1999, for a ceremony to present a gold medal on behalf of Congress to Rosa Parks. Physical preparations for the ceremony shall be carried out in accordance with such conditions as the Architect of the Capitol may prescribe.

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

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶62.5 DEFENSE AUTHORIZATION FY 2000 AND 2001

The SPEAKER pro tempore, Mr. KOLBE, pursuant to House Resolution 200 and rule XVIII, 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. 1401) to authorize appropriations for fiscal years 2000 and 2001 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal years 2000 and 2001, and for other purposes.

Mrs. EMERSON, Acting Chairman, assumed the chair; and after some time spent therein,

¶62.6 RECORDED VOTE

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

Page 207, after line 5, add the following new subtitle (and redesignate the succeeding subtitle accordingly):

Subtitle F—Eligibility to Participate in the Thrift Savings Plan

SEC. 661. AUTHORITY FOR MEMBERS OF THE UNIFORMED SERVICES TO CONTRIBUTE TO THE THRIFT SAVINGS FUND.

(a) AUTHORITY FOR MEMBERS OF THE UNIFORMED SERVICES TO CONTRIBUTE TO THE THRIFT SAVINGS FUND.—(1) Subchapter III of chapter 84 of title 5, United States Code, is amended by adding at the end the following:

“§ 8440e. Members of the uniformed services

“(a)(1) A member of the uniformed services performing active service may elect to contribute to the Thrift Savings Fund—

“(A) a portion of such individual's basic pay; or

“(B) a portion of any special or incentive pay payable to such individual under chapter 5 of title 37.

Any contribution under subparagraph (B) shall be made by direct transfer to the Thrift Savings Fund by the Secretary concerned.

“(2)(A) Except as provided in subparagraph (B), an election under paragraph (1) may be made only during a period provided under section 8432(b), subject to the same conditions as prescribed under paragraph (2)(A)–(D) thereof.

“(B)(i) Notwithstanding subparagraph (A), a member of the uniformed services performing active service on the effective date of this section may make the first such election during the 60-day period beginning on such effective date.

“(ii) An election made under this subparagraph shall take effect on the first day of the

first applicable pay period beginning after the close of the 60-day period referred to in clause (i).

(b)(1) Except as otherwise provided in this subsection, the provisions of this subchapter and subchapter VII shall apply with respect to members of the uniformed services making contributions to the Thrift Savings Fund.

(2)(A) The amount contributed by a member of the uniformed services under subsection (a)(1)(A) for any pay period shall not exceed 5 percent of such member's basic pay for such pay period.

(B) Nothing in this section or section 211 of title 37 shall be considered to waive any dollar limitation under the Internal Revenue Code of 1986 which otherwise applies with respect to the Thrift Savings Fund.

(3) No contributions under section 8432(c) shall be made for the benefit of a member of the uniformed services making contributions to the Thrift Savings Fund under subsection (a).

(4) In applying section 8433 to a member of the uniformed services who has an account balance in the Thrift Savings Fund, the reference in subsection (g)(1) or (h)(3) of section 8433 to contributions made under section 8432(a) shall be considered a reference to contributions made under any of sections 8351, 8432(a), 8432(b), or 8440a-8440e.

(c) For purposes of this section—

(1) the term 'basic pay' has the meaning given such term by section 204 of title 37;

(2) the term 'active service' means—

(A) active duty for a period of more than 30 days, as defined by section 101(d)(2) of title 10; and

(B) full-time National Guard duty, as defined by section 101(d)(5) of title 10;

(3) the term 'Secretary concerned' has the meaning given such term by section 101 of title 37; and

(4) any reference to 'separation from Government employment' shall be considered a reference to a release from active duty (not followed by a resumption of active duty, or an appointment to a position covered by chapter 83 or 84 of title 5 or an equivalent retirement system, as identified by the Executive Director in regulations) before the end of the 31-day period beginning on the day following the date of separation, a transfer to inactive status, or a transfer to a retired list pursuant to any provision of title 10."

(2) The table of sections at the beginning of chapter 84 of title 5, United States Code, is amended by adding after the item relating to section 8440d the following:

"8440e. Members of the uniformed services."

(b) AMENDMENTS RELATING TO THE EMPLOYEE THRIFT ADVISORY COUNCIL.—Section 8473 of title 5, United States Code, is amended—

(1) in subsections (a) and (b) by striking "14 members" and inserting "15 members"; and

(2) in subsection (b) by striking "and" at the end of paragraph (8), by striking the period at the end of paragraph (9) and inserting "; and", and by adding at the end the following:

"(10) 1 shall be appointed to represent participants who are members of the uniformed services (within the meaning of section 8440e)."

(c) TECHNICAL AND CONFORMING AMENDMENTS.—(1) Paragraph (1) of section 8351(b) of title 5, United States Code, is amended by redesignating such paragraph as paragraph (8).

(2) Subparagraph (B) of section 8432(b)(2) of title 5, United States Code, is amended by striking "section 8432(a)" and inserting "sections 8432(a) and 8440e, respectively."

(3)(A) Section 8439(a)(1) of title 5, United States Code, is amended—

(i) by inserting "or 8432b(d)" after "8432(c)(1)"; and

(ii) by striking "8351" and inserting "8351, 8432b(b), or 8440a-8440e".

(B) Section 8439(a)(2)(A)(i) of title 5, United States Code, is amended by striking "8432(a) or 8351" and inserting "8351, 8432(a), 8432b(b), or 8440a-8440e".

(C) Section 8439(a)(2)(A)(ii) of title 5, United States Code, is amended by striking "title;" and inserting "title (including subsection (c) or (d) of section 8432b);".

(D) Section 8439(a)(2)(A) of title 5, United States Code, is amended by striking "and" at the end of clause (ii), by striking ", over" at the end of clause (iii) and inserting "; and", and by adding after clause (iii) the following:

"(iv) any other amounts paid, allocated, or otherwise credited to such individual's account, over".

SEC. 662. CONTRIBUTIONS TO THRIFT SAVINGS FUND.

(a) IN GENERAL.—(1) Chapter 3 of title 37, United States Code, is amended by adding at the end the following:

"§ 211. Contributions to Thrift Savings Fund

"A member of the uniformed services who is performing active service may elect to contribute, in accordance with section 8440e of title 5, a portion of the basic pay of the member for that service (or of any special or incentive pay under chapter 5 of this title which relates to that service) to the Thrift Savings Fund established by section 8437 of title 5."

(2) The table of sections at the beginning of such chapter is amended by adding at the end the following:

"211. Contributions to Thrift Savings Fund."

SEC. 663. REGULATIONS.

Not later than 180 days after the date of the enactment of this Act, the Executive Director (appointed by the Federal Retirement Thrift Investment Board) shall issue regulations to implement sections 8351 and 8440e of title 5, United States Code (as amended by section 661) and section 211 of title 37, United States Code (as amended by section 662).

SEC. 664. EFFECTIVE DATE.

(a) IN GENERAL.—Except as otherwise provided in this section, the amendments made by this subtitle shall take effect one year after the date of the enactment of this Act, or on July 1, 2000, whichever is later.

(b) EXCEPTION.—Nothing in this subtitle (or any amendment made by this subtitle) shall be considered to permit the making of any contributions under section 8440e(a)(1)(B) of title 5, United States Code (as amended by section 661), before December 1, 2000.

(c) EFFECTIVENESS CONTINGENT ON OFFSETTING LEGISLATION.—(1) This subtitle shall be effective only if—

(A) the President, in the budget of the President for fiscal year 2001, proposes legislation which if enacted would be qualifying offsetting legislation; and

(B) there is enacted during the second session of the 106th Congress qualifying offsetting legislation.

(2) If the conditions in paragraph (1) are met, then, this section shall take effect on the date on which qualifying offsetting legislation is enacted or, if later, the effective date determined under subsection (a).

(3) For purposes of this subsection:

(A) The term "qualifying offsetting legislation" means legislation (other than an appropriations Act) that includes provisions that—

(i) offset fully the increased outlays for each of fiscal years 2000 through 2009 to be made by reason of the amendments made by this subtitle;

(ii) expressly state that they are enacted for the purpose of the offset described in clause (i); and

(iii) are included in full on the PayGo scorecard.

(B) The term "PayGo scorecard" means the estimates that are made with respect to fiscal years through fiscal year 2009 by the Director of the Congressional Budget Office and the Director of the Office of Management and Budget under section 252(d) of the Balanced Budget and Emergency Deficit Control Act of 1985.

It was decided in the { Yeas 425 affirmative } Nays 0

Table with 3 columns: Roll No. 185, AYES—425, and a list of names including Abercrombie, Ackerman, Aderholt, Allen, Andrews, Archer, Arney, Bachus, Baird, Baker, Baldacci, Baldwin, Ballenger, Barcia, Barr, Barrett (NE), Barrett (WI), Bartlett, Barton, Bass, Bateman, Becerra, Bentsen, Bereuter, Berkley, Berman, Berry, Biggart, Bilbray, Bilirakis, Bishop, Blagojevich, Bliley, Blumenauer, Blunt, Boehlert, Boehner, Bonilla, Bonior, Borski, Boswell, Boucher, Boyd, Brady (PA), Brady (TX), Brown (FL), Brown (OH), Bryant, Burr, Burton, Buyer, Callahan, Calvert, Camp, Campbell, Canady, Cannon, Capps, Capuano, Cardin, Carson, Castle, Chabot, Chambliss, Chenoweth, Clay, Clayton, Clement, Clyburn, Coble, Coburn, Collins, Combest, Condit, Conyers, Cook, Costello, Cox, Coyne, Cramer, Crane, Crowley, Cubin, Cummings, Cunningham, Danner, Davis (FL), Davis (IL), Davis (VA), Deal, DeFazio, DeGette, Delahunt, DeLauro, DeLay, DeMint, Deutsch, Diaz-Balart, Dickey, Dicks, Dingell, Dixon, Doggett, Dooley, Doolittle, Doyle, Dreier, Duncan, Dunn, Edwards, Ehlers, Ehrlich, Emerson, Engel, English, Eshoo, Etheridge, Evans, Everett, Ewing, Farr, Fattah, Filner, Fletcher, Foley, Forbes, Ford, Fossella, Fowler, Frank (MA), Franks (NJ), Frelinghuysen, Frost, Gallegly, Ganske, Gejdenson, Gekas, Gephardt, Gibbons, Gilchrest, Gillmor, Gilman, Gonzalez, Goode, Goodlatte, Gooding, Gordon, Goss, Graham, Granger, Green (TX), Green (WI), Greenwood, Gutierrez, Gutknecht, Hall (OH), Hall (TX), Hansen, Hastings (FL), Hastings (WA), Hayes, Hayworth, Hefley, Herger, Hill (IN), Hill (MT), Hilliard, Hinchey, Hinojosa, Hobson, Hoeffel, Hoekstra, Holden, Hooley, Horn, Hostettler, Houghton, Hoyer, Hulshof, Hunter, Hutchinson, Hyde, Inslee, Isakson, Istook, Jackson (IL), Jackson-Lee (TX), Jefferson, Jenkins, John, Johnson (CT), Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Kanjorski, Kaptur, Kelly, Kennedy, Kildee, Kilpatrick, Kind (WI), King (NY), Kingston, Kleczka, Klink, Knollenberg, Kolbe, Kucinich, Kuykendall, LaFalce, LaHood, Lampson, Lantos, Largent, Larson, Latham, LaTourette, Lazio, Leach, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, LoBiondo, Lowey, Lucas (KY), Lucas (OK), Luther, Maloney (CT), Maloney (NY), Manzullo, Markey, Martinez, Mascara, Matsui, McCarthy (MO), McCarthy (NY), McCollum, McCrery, McDermott, McGovern