

Tuesday, February 14, 1995

Daily Digest

HIGHLIGHTS

House passed local government law enforcement block grants bill.

Senate

Chamber Action

Routine Proceedings, pages S2583–S2675

Measures Introduced: Twenty bills and two resolutions were introduced, as follows: S. 399–418, S. Res. 78, and S. Con. Res. 6. **Pages S2647–48, S2663–64**

Measures Reported: Reports were made as follows: S. 244, to further the goals of the Paperwork Reduction Act to have Federal agencies become more responsible and publicly accountable for reducing the burden of Federal paperwork on the public, with amendments. (S. Rept. No. 104–8) **Page S2647**

Measures Passed:

Haleyville, Alabama, Emergency 911 Day: Senate agreed to S. Res. 78, to request the President to issue a proclamation designating February 16, 1995, as “Haleyville, Alabama, Emergency 911 Day”. **Pages S2645–46**

Balanced Budget Constitutional Amendment: Senate continued consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States, taking action on amendments proposed thereto: **Pages S2583–95, S2597–S2639**

Rejected:

(1) Reid Amendment No. 236, to protect the Social Security system by excluding the receipts and outlays of Social Security from balanced budget calculations. (By 57 yeas to 41 nays (Vote No. 65), Senate tabled the amendment.) **Pages S2583–92**

(2) Boxer Amendment No. 240, to provide Federal assistance to supplement State and local efforts to alleviate the damage, loss, hardship and suffering caused by disasters or emergencies by exempting spending that is designated emergency requirements by both the President and the Congress. (By 70 yeas to 28 nays (Vote No. 66), Senate tabled the amendment.) **Pages S2597–S2617**

(3) Hollings Amendment No. 241, proposing an amendment to the Constitution relative to contribu-

tions and expenditures intended to affect elections for Federal, State, and local office. (By 52 yeas to 45 nays (Vote No. 68), Senate tabled the amendment.) **Pages S2617, S2627–39**

(4) Feingold motion to refer H.J. Res. 1 to the Committee on the Budget with instructions to report back forthwith. (By 66 yeas to 32 nays (Vote No. 67), Senate tabled the motion.) **Pages S2617–27**

A unanimous-consent agreement was reached providing for further consideration of the resolution and certain amendments and motions to be proposed thereto, on Wednesday, February 15, 1995. **Page S2637**

A motion was entered to close further debate on the resolution and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, February 16, 1995. **Page S2592**

Senate will resume consideration of the resolution on Wednesday, February 15, 1995.

Petitions: **Page S2647**

Statements on Introduced Bills: **Pages S2648–62**

Additional Cosponsors: **Pages S2662–63**

Amendments Submitted: **Page S2664**

Notices of Hearings: **Pages S2664–65**

Authority for Committees: **Page S2665**

Additional Statements: **Pages S2665–69**

Record Votes: Four record votes were taken today. (Total—68) **Pages S2592, S2616–17, S2626–27, S2638–39**

Recess: Senate convened at 9:15 a.m., and recessed at 8:36 p.m., until 9:30 a.m., on Wednesday, February 15, 1995. (For Senate’s program, see the remarks of the Acting Majority Leader in today’s RECORD on page S2675.)

Committee Meetings

(Committees not listed did not meet)

AGRICULTURE REFORM

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings on proposed regulatory reforms to strengthen agriculture and agribusiness, receiving testimony from Senator Grams; Representative McIntosh; Lynn Goldman, Assistant Administrator, Office of Prevention, Pesticides, and Toxic Substances, Environmental Protection Agency; Bruce L. Gardner, University of Maryland, College Park; Keith W. Eckel, Pennsylvania Farm Bureau, Scranton, representing the American Farm Bureau Federation; Ross Hansen, National Association of Wheat Growers, Genoa, Colorado; Richard W. Kirchhoff, National Association of State Departments of Agriculture, and Juanita Duggan, National Food Processors Association, both of Washington, D.C.; Philip F. French, Countrymark Cooperative, Inc., Indianapolis, Indiana, representing the National Council of Farmer Cooperatives; Alec Poitevint, Southeastern Minerals Inc., Bainbridge, Georgia, representing the American Feed Industry Association; Kevin Dettler, Doland, South Dakota, representing the U.S. Custom Harvesters, Inc.; Terry L. Anderson, Political Economy Research Center, Bozeman, Montana; G. Waddy Garrett, Alliance Agronomics, Inc., Mechanicsville, Virginia, representing the Agricultural Retailers Association; Dale E. Aupperle, Decatur, Illinois, representing the American Society of Farm Managers and Rural Appraisers, Inc.; and Robert Carlson, North Dakota Farmers Union, Jamestown, representing the National Farmers Union.

Hearings were recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on the military strategies and operational requirements of the unified commands, receiving testimony from Gen. George A. Joulwan, USA, Commander in Chief, United States European Command; Gen. J.H. Binford Peay III, USA, Commander in Chief, United States Central Command; and Gen. John J. Sheehan, USMC, Commander in Chief, United States Atlantic Command.

Hearings continue on Thursday, February 16.

BUSINESS MEETING

Committee on the Budget: Committee ordered reported, without recommendation, the following bills:

S. 14, to provide for the expedited consideration of certain proposed cancellations of budget items, with an amendment in the nature of a substitute; and

S. 4, to grant the power to the President to reduce budget authority, with amendments.

Also, committee failed to order reported proposed legislation to create a legislative item veto by requiring separate enrollment of items in appropriations bills and targeted tax benefits in revenue bills.

AUTHORIZATION—WATER RESOURCES

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure concluded hearings on proposed legislation authorizing funds for programs of the Water Resources Development Act and to examine the President's budget request for fiscal year 1996 for the United States Army Corps of Engineers, after receiving testimony from John H. Zirschky, Acting Assistant Secretary of the Army (Civil Works); Maj. Gen. Stanley Genega, Director of Civil Works, United States Army; Brig. Gen. Gerald E. Galloway, Jr., USA, United States Military Academy, West Point, New York; Larry King, Acting Director, District of Columbia Department of Public Works; Mayor Jeffrey Tarbert, and Robert R. Perry, Falls Church City Council, both of Falls Church, Virginia; Mary Margaret Whipple, Arlington County Board of Supervisors, Arlington, Virginia; Doug Plasencia, Association of State Floodplain Managers Inc., Richmond, Virginia; and Christopher J. Brescia, Midwest Area River Coalition 2000, St. Louis, Missouri.

STATE DEPARTMENT BUDGET/FOREIGN POLICY

Committee on Foreign Relations: Committee concluded hearings on the President's proposed budget request for fiscal year 1996 for the Department of State, and to review foreign policy issues, after receiving testimony from Warren M. Christopher, Secretary of State.

CRIME CONTROL REFORM

Committee on the Judiciary: Committee concluded hearings on S. 3 and S. 38, measures to revise certain provisions of the Violent Crime Control and Law Enforcement Act (P.L. 103-322), focusing on the role of Federal law enforcement in addressing the nation's drug and violent crime problems, after receiving testimony from Louis J. Freeh, Director, Federal Bureau of Investigation, and Thomas A. Constantine, Administrator, Drug Enforcement Administration, both of the Department of Justice; James Q. Wilson, University of California, Los Angeles; John J. DiIulio, Jr., Princeton University, Princeton, New

Jersey; Patrick F. Fagan, Heritage Foundation, Stephen Moore, Cato Institute, and Donald L. Cahill, Fraternal Order of Police, all of Washington, D.C.; and Thomas C. Frazier, Baltimore Police Department, Baltimore, Maryland.

INDIAN PROGRAMS

Committee on Indian Affairs: Committee held hearings to examine the President's proposed budget request

for fiscal year 1996 for Indian programs, receiving testimony from Henry G. Cisneros, Secretary of Housing and Urban Development; Ada Deer, Assistant Secretary of the Interior for Indian Affairs; and Michael H. Trujillo, Director, Indian Health Service, Department of Health and Human Services.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 925–944; and 5 resolutions, H. Con. Res. 27–29, and H. Res. 84–85 were introduced. **Pages H1751–52**

Reports Filed: The following reports were filed as follows:

H.R. 256, to withdraw and reserve certain public lands and minerals within the State of Colorado for military uses (H. Rept. 104–28, Part II); and

H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, to repeal the provision permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission, amended (H. Rept. 104–32). **Page H1751**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Dickey to act as Speaker pro tempore for today. **Page H1691**

Recess: House recessed at 10:27 a.m. and reconvened at 11:00 a.m. **Page H1698**

Local Government Law Enforcement Block Grants: By a recorded vote of 238 ayes to 192 noes, Roll No. 129, the House passed H.R. 728, to control crime by providing law enforcement block grants. **Pages H1701–43**

Agreed to the committee amendment in the nature of a substitute (agreed by a recorded vote of 237 ayes to 193 noes, Roll No. 127). **Page H1738**

Rejected the Conyers motion to recommit the bill to the Committee on Judiciary with instructions to report it back forthwith containing amendments that set aside \$100 million for Urban Recreation grants, BATF Gang Prevention program and Community Youth Academies (residential educational programs for at-risk youth); and sets aside \$450 million each fiscal year to provide for drug enforcement, crime prevention, and legal assistance grants under the

Byrne Program (rejected by a recorded vote of 184 ayes to 247 noes, Roll No. 128). **Pages H1740–42**

Agreed To:

The McCollum technical amendment; and

Pages H1701–02

The McCollum en bloc amendment that permits local law enforcement block grant funding to be used by state police units to provide protection in rural areas that do not have their own local police force; establishes cooperative task forces between adjoining units of local government working cooperatively to prevent and combat criminal activity, particularly drug and gang-related involvement; establishes a multijurisdictional task force in rural areas where local and Federal law enforcement officials work to prevent and control crime; provides for a systematic evaluation on the impact of school security and crime prevention measures and report annually to the Bureau of Justice; provides for the investigation into possible inaccuracies of data relating to part 1 violent crimes; and provides that any funds remaining after 5 years be applied to the Federal deficit. **Pages H1736–38**

Rejected:

The Schumer amendment that sought to transfer \$7.5 billion from the block grant program to provide for the “cops on the beat” community policing program; and transfers the remaining \$2.5 billion to local crime prevention programs (rejected by a recorded vote of 196 ayes to 235 noes, Roll No. 124);

Pages H1702–23

The Schroeder amendment that sought to authorize the use of block grant funding to protect abortion clinics (rejected by a recorded vote of 164 ayes to 266 noes, Roll No. 125); and

Pages H1723–32

The Hoke amendment that sought to add language regarding the enhancement of security measures to include any facilities or surroundings where a threat to law and order exists (rejected by a recorded vote of 206 ayes to 225 noes, Roll No. 126). Earlier, a point of order was sustained against the

Volkmer substitute amendment that sought to prohibit funding for any police or security for abortion clinics.

Pages H1732–36

The Clerk was authorized to correct section numbers, cross-references, and punctuation, and to make such stylistic, clerical, technical, conforming, and other changes as may be necessary in the engrossment of the bill.

Page H1743

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages H1752–61.

Quorum Calls—Votes: Six recorded votes developed during the proceedings of the House today and appear on pages H1723, H1732, H1736, H1738, H1742, and H1742–43. There were no quorum calls.

Adjournment: Met at 9:30 a.m. and adjourned at 7:04 p.m.

Committee Meetings

OVERSIGHT PLANS

Committee on Agriculture: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

REFORMING PRESENT WELFARE SYSTEM

Committee on Agriculture: Subcommittee on Department Operations, Nutrition and Foreign Agriculture continued hearings on reforming the present welfare system. Testimony was heard from Representatives Hall of Ohio and Wyden; and public witnesses.

BUDGET REVIEW

Committee on Appropriations: Held a hearing on Fiscal Year 1996 Budget Overview. Testimony was heard from Robert E. Rubin, Secretary of the Treasury; Alice M. Rivlin, Director, OMB; and Laura D'Andrea Tyson, Chair, Counsel of Economic Advisors.

OVERSIGHT PLANS; CBO APPOINTMENT

Committee on the Budget: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

The Committee also approved a recommendation to the Speaker that June E. O'Neill be appointed Director of the CBO.

COMMON SENSE LEGAL REFORM ACT

Committee on Commerce: Subcommittee on Telecommunications and Finance approved for full Committee action amended Title II, Reform of Private

Securities Litigation, of H.R. 10, Common Sense Legal Reform Act.

HEALTH CARE

Committee on Economic and Educational Opportunities: Subcommittee on Employer-Employee Relations held a hearing on Health Care. Testimony was heard from Representative Williams; former Representative John N. Erlenborn of Illinois; and public witnesses.

OVERSIGHT PLANS

Committee on International Relations: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

OVERSIGHT PLANS

Committee on National Security: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

The Committee also approved other pending Committee business.

OVERSIGHT

Committee on Resources: Subcommittee on Energy and Mineral Resources held an oversight hearing on the Office of Surface Mining and Minerals Management Service Fiscal Year 1996 budget request. Testimony was heard from the following officials of the Department of the Interior: Robert J. Uram, Director, Office of Surface Mining Reclamation and Enforcement; Cynthia Quarterman, Acting Director, Minerals Management Service; and W. Hord Tipton, Assistant Director, Resource Use and Protection, Bureau of Land Management.

OVERSIGHT PLANS; BUDGET VIEWS AND ESTIMATES; COMMITTEE BUSINESS

Committee on Rules: Approved the following: Oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight; Budget recommendations for the report to the Committee on the Budget; and other pending Committee business.

DEPARTMENT OF ENERGY R&D PROGRAMS: AUTHORIZATION

Committee on Science: Subcommittee on Energy and Environment held a hearing on Department of Energy Research and Development Programs: Fiscal Year 1996 Authorization. Testimony was heard from the following officials of the Department of Energy: Christine A. Ervin, Assistant Secretary, Energy Efficiency and Renewable Energy; Patricia Fry Godley, Assistant Secretary, Fossil Energy; Tara J. O'Toole,

Assistant Secretary, Environment, Safety and Health; RAdm. Richard Guimond, USN, Principal Deputy Assistant Secretary, Environmental Management; and Ray A. Hunter, Acting Deputy Director, Office of Nuclear Energy; and public witnesses.

Hearings continue tomorrow.

GAO REPORT—CHOLESTEROL MEASUREMENT

Committee on Science: Subcommittee on Technology held a hearing on the GAO Report on Cholesterol Measurement Testing Standards and Accuracy. Testimony was heard from Kwai-Cheung Chan, Director, Program Evaluation in Physical Systems Areas, GAO; and Claude Lenfant, M.D., Director, National Heart, Lung, and Blood Institute, NIH, Department of Health and Human Services.

RESTRUCTURING AIR TRAFFIC CONTROL

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Restructuring Air Traffic Control as a Private or Government Corporation. Testimony was heard from the following officials of the Department of Transportation: Federico Peña, Secretary; and David Hinson, Administrator, FAA; and public witnesses.

Hearings continue tomorrow.

COAST GUARD BUDGET AUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Coast Guard and Maritime Transportation held a hearing on the Coast Guard Budget Authorization for Fiscal Year 1996. Testimony was heard from the following officials of the U.S. Coast Guard, Department of Transportation: Adm. Robert Kramek, Commandant; Eric A. Trent, Master Chief Petty Officer; and Peter W. Melera, National Commodore, U.S. Coast Guard Auxiliary.

Hearings continue tomorrow.

OVERSIGHT PLANS

Committee on Veterans' Affairs: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

WELFARE REFORM

Committee on Ways and Means: Subcommittee on Human Resources continued markup of welfare reform legislation.

Will continue tomorrow.

OVERSIGHT PLANS

Permanent Select Committee on Intelligence: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

COMMITTEE MEETINGS FOR WEDNESDAY, FEBRUARY 15, 1995

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Appropriations, Subcommittee on Defense, to hold hearings on proposed budget estimates for fiscal year 1996 for defense programs, focusing on Pacific issues, 10 a.m., SD-116.

Committee on Armed Services, to hold hearings on the nominations of Alton W. Cornelia, of South Dakota, Rebecca G. Cox, of California, Gen. James B. Davis, USAF (Ret.), of Florida, S. Lee Kling, of Maryland, Benjamin F. Montoya, of New Mexico, and Wendi Louise Steele, of Texas, each to be a Member of the Defense Base Closure and Realignment Commission, 9:30 a.m., SD-106.

Committee on the Budget, to hold hearings to examine the funding of international affairs in a balanced budget environment, 9:30 a.m., SD-608.

Committee on Energy and Natural Resources, to hold hearings on the President's proposed budget request for fiscal year 1996 for the Forest Service, 9:30 a.m., SD-366.

Committee on Environment and Public Works, to hold hearings on the President's proposed budget request for fiscal year 1996 for the Environmental Protection Agency, 2 p.m., SD-406.

Committee on Finance, to hold hearings to examine the tax treatment of capital gains and losses, focusing on the economic and tax implications of a capital gains tax cut, 9:30 a.m., SD-215.

Committee on Governmental Affairs, to resume hearings on proposed legislation to reform the Federal regulatory process, to make government more efficient and effective, 9:30 a.m., SD-342.

Committee on the Judiciary, Subcommittee on Antitrust, Business Rights, and Competition, to hold hearings to examine the court imposed major league baseball anti-trust exemption, 2 p.m., SD-226.

Committee on Labor and Human Resources, to hold hearings on S. 141, to repeal the Davis-Bacon Act of 1931 to provide new job opportunities, effect significant cost savings on federal construction contracts, promote small business participation in Federal contracting, and reduce unnecessary paperwork and reporting requirements, 9 a.m., SD-430.

House

Committee on Agriculture, Subcommittee on Resource Conservation, Research and Forestry, hearing to consider private property rights and related legislation, 9:30 a.m., 1300 Longworth.

Committee on Appropriations, Subcommittee on Interior and Related Agencies, on Secretary of the Interior, 10 a.m., and 1:30 p.m., B-308 Rayburn.

Subcommittee on Legislative, on the House of Representatives, 9:30 a.m., and 2 p.m., on Joint Economic Committee and Capitol Policy Board, 2 p.m., H-144 Capitol.

Subcommittee on Military Construction, executive, on Pacific Construction Program, 2 p.m., B-300 Rayburn.

Subcommittee on National Security, executive, on Commander-in-Chief, U.S. Central Command, 9:30 a.m., and executive, on Commander-in-Chief, U.S. Atlantic Command, 1:30 p.m., H-140 Capitol.

Subcommittee on Department of Transportation, and Related Agencies, on Federal Highway Administration, 10 a.m., 2358 Rayburn.

Subcommittee on Treasury, Postal Service, and General Government, on Bureau of Alcohol, Tobacco and Firearms, 10 a.m., and on Financial Crime Enforcement Network, Department Offices, Inspector General and on Financial Management Service, 2 p.m., H-163 Capitol.

Committee on Commerce, Subcommittee on Health and the Environment, oversight hearing on Medicare Select and related issues to Medicare Managed Care, 10 a.m., 2123 Rayburn.

Committee on Economic and Educational Opportunities, Subcommittee on Workforce Projections, hearing on the Davis-Bacon Act and the Service Contract Act, 9:30 a.m., 2175 Rayburn.

Committee on International Relations, Subcommittee on International Operations and Human Rights, hearing on Country Reports on Human Rights Practices, 10 a.m., 2172 Rayburn.

Committee on Resources, to consider the following bills: H.R. 531, to designate the Great Western Scenic Trail as a study trail under the National Trails System Act; H.R. 694, Minor Boundary Adjustments and Miscellaneous Park Amendments Act of 1995; H.R. 529, to authorize the exchange of National Forest System lands in the Targhee National Forest in Idaho for non-Federal lands within the forest in Wyoming; H.R. 536, to extend indefinitely the authority of the Secretary of the Interior to collect a commercial operation fee in the Delaware Water

Gap National Recreation Area; H.R. 562, to modify the boundaries of Walnut Canyon National Monument in the State of Arizona; H.R. 517, Chacoan Outliers Protection Act of 1995; and H.R. 606, to amend the Dayton Aviation Heritage Preservation Act of 1992, 11 a.m., 1324 Longworth.

Committee on Rules, to consider the following: H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995; and H.R. 845, rescinding certain budget authority, 11 a.m., H-313 Capitol.

Committee on Science, Subcommittee on Energy and Environment, to continue hearings on Department of Energy Research and Development Programs: Fiscal Year 1996 Authorization, 9:30 a.m., 2318 Rayburn.

Committee on Small Business, to mark up Title VI, (amendments to the Regulatory Flexibility Act), of H.R. 9, Job Creation and Wage Enhancement Act of 1995, 2 p.m., 2359 Rayburn.

Committee on Standards of Official Conduct, executive, to consider pending business, 3 p.m., HT-2M Capitol.

Committee on Transportation and Infrastructure, Subcommittee on Aviation, to continue hearings on Restructuring Air Traffic Control as a Private or Government Corporation, 9:30 a.m., 2167 Rayburn.

Subcommittee on Coast Guard and Maritime Transportation, to continue hearings on the Coast Guard Budget Authorization for Fiscal Year 1996, 1:30 p.m., 2167 Rayburn.

Committee on Ways and Means, Subcommittee on Human Resources, to continue markup of welfare reform legislation, 10 a.m., B-318 Rayburn.

Next Meeting of the SENATE

9:30 a.m., Wednesday, February 15

Senate Chamber

Program for Wednesday: Senate will continue consideration of H.J. Res. 1, Balanced Budget Constitutional Amendment.

Next Meeting of the HOUSE OF REPRESENTATIVES

11 a.m., Wednesday, February 15

House Chamber

Program for Wednesday: Consideration of H.R. 7, National Security Revitalization Act (modified rule, 2 hours of general debate).

Extensions of Remarks, as inserted in this issue

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