

Tuesday, October 31, 1995

Daily Digest

HIGHLIGHTS

Senate agreed to Transportation and Energy and Water Appropriations Conference Reports.

House passed legislative branch appropriations bill and agreed to the conference report on foreign operations and energy and water appropriations.

House Committee ordered reported 9 sundry measures.

Senate

Chamber Action

Routine Proceedings, pages S16345–S16448

Measures Introduced: Five bills and two resolutions were introduced, as follows: S. 1368–1372, and S. Res. 189 and 190. **Pages S16421–22**

Measures Passed:

Journeyman Boxers: Senate passed S. 187, to provide for the safety of journeymen boxers, after agreeing to the following amendment proposed thereto:

Page S16435

Smith (for McCain) Amendment No. 3039, in the nature of a substitute. **Page S16435**

Printing Authority: Senate agreed to S. Res. 190, to authorize the printing of a revised edition of the Senate Election Law Guidebook.

Pages S16422, S16428, S16435

Native Americans: Senate passed S. 325, to make certain technical corrections in laws relating to Native Americans, after agreeing to the following amendment proposed thereto: **Pages S16435–40**

Smith (for McCain) Amendment No. 3040, in the nature of a substitute. **Pages S16435–37**

National Drug Awareness Day: Senate agreed to S. Res. 189, to designate Wednesday, November 1, 1995 as "National Drug Awareness Day."

Page S16422, S16428, S16440

Migrant Seasonal Workers Protection Act: Senate passed H.R. 1715, respecting the relationship between workers' compensation benefits and the benefits available under the Migrant and Seasonal Agricultural Worker Protection Act, clearing the measure for the President. **Page S16440**

Transportation Appropriations, 1996—Conference Report: By 87 yeas to 10 nays (Vote No. 557), Senate agreed to the conference report on H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996, clearing the measure for the President. **Pages S16350–53, S16359–64, S16369–71**

Energy and Water Appropriations, 1996—Conference Report: By 89 yeas to 6 nays (Vote No. 558), Senate agreed to the conference report on H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996, clearing the measure for the President. **Pages S16384–98**

Messages from the President: Senate received the following messages from the President of the United States:

Transmitting the report of the notice of the continuation of the Iran emergency; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–90) **Page S16419**

Nominations Confirmed: Senate confirmed the following nominations:

5 Air Force nominations in the rank of general.

33 Army nominations in the rank of general.

24 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy. **Pages S16441–42, S16448**

Nominations Received: Senate received the following nominations:

Patricia Wentworth McNeil, of Massachusetts, to be Assistant Secretary for Vocational and Adult Education, Department of Education.

1 Army nomination in the rank of general.

Routine lists in the Army, Foreign Service, Navy.	Pages S16442–48
Messages From the President:	Page S16419
Messages From the House:	Pages S16419–20
Measures Referred:	Page S16420
Measures Read First Time:	Page S16442
Communications:	Page S16420
Executive Reports of Committees:	Pages S16420–21
Statements on Introduced Bills:	Pages S16422–27
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Amendments Submitted:	Pages S16429–32
Notices of Hearings:	Page S16432
Authority for Committees:	Pages S16432–33
Additional Statements:	Pages S16433–35
Record Votes: Two record votes were taken today. (Total—558)	Pages S16371, S16398
Adjournment: Senate convened at 9:30 a.m., and adjourned at 9:43 p.m., until 9:30 a.m., on Wednesday, November 1, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S16442.)	

Committee Meetings

(Committees not listed did not meet)

NOMINATIONS

Committee on Armed Services: Committee approved for reporting 7,068 routine nominations in the Army, Navy, Air Force, and Marine Corps.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Robert E. Gribbin III, of Alabama, to be Ambassador to the Republic of Rwanda, David P. Rawson, of Michigan, to be Ambassador to the Republic of Mali, and Gerald Wesley Scott, of Oklahoma, to be Ambassador to the Republic of The Gambia, after the nominees testified and answered questions in their own behalf.

PROLIFERATION OF WEAPONS OF MASS DESTRUCTION

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings to examine the threat of global proliferation of chemical, biological and nuclear weapons and weapons-material, receiving testimony from John F. Sopko, Deputy Chief Counsel to the Minority, and Alan Edelman, Counsel to the Minority, both of the Permanent Subcommittee on Investigations; Lt. Edward Eitzen, Chief, Preventive and Operational Medicine Department (Fort Detrick, Maryland), U.S. Army Medical Research Institute of Infectious Diseases; James A. Genovese, Chief, Chemical/Biological Counterterrorism Team, Edgewood Research, Development and Engineering Center, U.S. Army Chemical and Biological Defense Command; Kyle B. Olson, TASC, Inc., Arlington, Virginia; and Yumiko Hiraoka, New York, New York.

Hearings continue tomorrow.

WACO INCIDENT

Committee on the Judiciary: Committee held hearings to examine changes in Federal law enforcement as a result of the incident in Waco, Texas, receiving testimony from Ronald K. Noble, Under Secretary of the Treasury for Enforcement; John W. Magaw, Director, Gerald T. Petrilli, Special Agent (Washington, D.C.), Jeff Brzozowski, Special Agent (Austin, Texas), and Roger J. Guthrie, Special Agent (Detroit, Michigan), all of the Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; James J. Fyfe, Temple University, Princeton, New Jersey; Nancy T. Ammerman, Hartford Seminary, Hartford, Connecticut; H. Geoffrey Moulton, Jr., Widener University School of Law, Wilmington, Delaware; and John A. Kolman, Whittier, California.

Hearings continue tomorrow.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 2561–2566 were introduced. **Page H11586**

Reports Filed: Reports were filed as follows:

Conference report on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–300);

H. Res. 251, providing for the consideration of H.R. 1833, Partial-Birth Abortion Ban Act of 1995 (H. Rept. 104–301); and

H. Res. 252, providing for the consideration of H.R. 2546, District of Columbia Appropriations Act for fiscal year 1996 (H. Rept. 104–302).

Pages H11541–61, H11586

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

Page H11459

Recess: House recessed at 9:48 a.m. and reconvened at 10:00 a.m. **Page H11464**

Legislative Branch Appropriations: By a ye-and-nay vote of 315 yeas to 106 nays, Roll No. 747, the House passed H.R. 2492, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996. **Pages H11483–H11501**

H. Res. 239, the rule under which the bill was considered, was agreed to earlier by voice vote. Agreed to order the previous question on the rule by a ye-and-nay vote of 235 yeas to 184 nays, Roll No. 746. **Pages H11468–83**

Energy and Water Appropriations: By a ye-and-nay vote of 402 yeas to 24 nays, Roll No. 748, the House agreed to the conference report on H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996—clearing the measure for Senate action.

Pages H11502–13

H. Res. 248, the rule which waived points of order against the conference report was considered, was agreed to earlier by voice vote. **Pages H11501–02**

Budget Reconciliation: The Speaker appointed the following Member as an additional conferee in the conference on the disagreeing votes of the two Houses on the Senate amendment to H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution of the budget for fiscal year 1996:

From the Committee on Agriculture for consideration of title I of the House bill, and subtitles A–C of title I of the Senate amendment, and modifications committed to conference: Representative Brown of California. **Page H11513**

Presidential Message—National Emergency in Iran: Read a message from the President wherein he transmits a message with respect to the national emergency with Iran—referred to the Committee on International Relations and ordered printed (H. Doc. 104–130). **Page H11521**

Foreign Operations Appropriations: By a ye-and-nay vote of 351 yeas to 71 nays, Roll No. 752, the House agreed to the conference report to H.R. 1868, mailing appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996. **Pages H11521–41**

House receded and concurred in the Senate amendment numbered 115, regarding prohibition on use of funds appropriated for abortion lobbying and on funding for abortions (agreed to by a recorded vote of 232 yeas to 187 noes, Roll No. 753)—clearing the measure for Senate action. **Pages H11538–41**

Rejected the Obey motion to recommit the bill back to the committee of conference with instructions that the Committee report the same back to the House forthwith containing an amendment that the House recede from its disagreement to the Senate amendment numbered 150, which places a prohibition in funding for abortions and insert language that provides for the termination of coercive population control methods (rejected by a ye-and-nay vote of 179 yeas to 245 nays, Roll No. 751).

Pages H11536–37

H. Res. 249, the rule which waived points of order against the conference report was considered, was agreed to earlier by a recorded vote of 257 yeas to 165 noes, Roll No. 750. Agreed to order the previous question on the rule by a ye-and-nay vote of 268 yeas to 155 nays, Roll No. 749. **Pages H11513–21**

Quorum Calls—Votes: Six ye-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages H11483, H11500–01, H11513, H11519–20, H11520–21, H11536–37, H11537–38, and H11541. There were no quorum calls.

Adjournment: Met at 9:00 a.m. and adjourned at 9:06 p.m.

Committee Meetings

DOE NUCLEAR FACILITIES— ENVIRONMENTAL REMEDIATION

Committee on Commerce: Subcommittee on Energy and Power held a hearing on the State of Environmental Remediation at Department of Energy Nuclear Facilities. Testimony was heard from Representatives Hastings of Washington and Wamp; Thomas Grumbly, Assistant Secretary, Environmental Management, Department of Energy; and public witnesses.

INVESTMENT COMPANY ACT AMENDMENTS

Committee on Commerce: Subcommittee on Telecommunications and Finance held a hearing on H.R. 1495, Investment Company Act Amendments of 1995. Testimony was heard from Barry Barbash, Director, Division of Investment Management, SEC; and public witnesses.

PHILANTHROPY PROTECTION ACT

Committee on Commerce: Subcommittee on Telecommunications and Finance approved for full Committee action H.R. 2519, Philanthropy Protection Act of 1995.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Barry Barbash, Director, Division of Investment Management, SEC; and public witnesses.

UNION CORPORATE CAMPAIGN TACTICS "SALTING"

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations held a hearing on Union Corporate Campaign Tactics "Salting." Testimony was heard from public witnesses.

CIVIL SERVICE REFORM

Committee on Government Reform and Oversight: Subcommittee on Civil Service continued hearings on Civil Service Reform III: Private Sector Compensation Practices. Testimony was heard from public witnesses.

INTERNATIONAL NARCOTICS CONTROL

Committee on International Relations: Held a hearing on International Narcotics Control. Testimony was heard from Lee Brown, Director, Office of National Drug Control Policy; Thomas Constantine, Administrator, DEA, Department of Justice; Robert Gelbard, Assistant Secretary, International Narcotics and Law Enforcement, Department of State; and George Weiss, Commissioner of Customs, U.S. Customs Service, Department of the Treasury.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported following bills: H.R. 234, Boating and Aviation Operation Safety Act of 1995; H.R. 394, amended, to amend title 4 of the United States Code to limit State taxation of certain pension income; H.R. 994, amended, Regulatory Sunset and Review Act of 1995; H.R. 2064, to grant the consent of Congress to an amendment of the Historic Chattahoochee Compact between the States of Alabama and Georgia, H.R. 2418, amended, DNA Identification Grants Improvement Act of 1995; H.R. 2525, Charitable Gift Annuity Antitrust Relief Act of 1995; H.R. 1533, to amend title 18, United States Code, to increase the penalty for escaping from a Federal prison; H.R. 2538, Criminal Law Technical Amendments Act of 1995; and H.J. Res. 78, amended, to grant the consent of the Congress to certain additional powers conferred upon the Bi-State Development Agency by the States of Missouri and Illinois.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands approved for full Committee action amended the following bills: H.R. 2081, Revised Statutes 2477 Rights-of-Way Settlement Act; and H.R. 2172, Vancouver National Historic Reserve Act of 1995.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a modified open rule providing 1 hour of debate on H.R. 2546, making appropriations for the Government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1996. The rule waives all points of order against consideration of the bill. Before the consideration of any other amendment, the rule provides for the consideration of an amendment printed in the report of the Committee on Rules to be offered by Rep. Walsh, debatable for 10 minutes equally divided and controlled, and shall not be subject to amendment. The rule provides that the bill shall be read through page 58, line 4.

The rule waives clause 2 (prohibiting unauthorized and legislative provisions), and clause 6 (prohibiting reappropriations) against provisions in the bill. Debate on amendments and amendments thereto is limited to 30 minutes. The rule makes in order amendments printed in the Congressional Record of October 30, 1995 numbered 1 (Bonilla), 2 (Gundersen), and 4 (Hostettler). The rule provides that the amendments are considered as read, not subject to amendment and shall be debatable for 30 minutes

each equally divided and controlled between a proponent and an opponent. All points of order are waived against said amendments.

The rule accords priority in recognition to Members who have prepared their amendments in the Congressional Record. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Walsh, Bonilla, Gunderson, Lazio, Davis, Hostettler, Dixon, Durbin and Norton.

PARTIAL-BIRTH ABORTION BAN

Committee on Rules: Granted, by a vote of 10 to 2, a closed rule providing 1 hour of debate on H.R. 1833, Partial-Birth Abortion Ban Act of 1995. The rule provides that the Judiciary Committee amendment in the nature of a substitute shall be considered as adopted in the House and in the Committee of the Whole. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Canady, Johnson of Connecticut, Conyers, Schroeder, Watt of North Carolina, Lofgren, Jackson-Lee and Farr.

HIGH PERFORMANCE COMPUTING AND COMMUNICATIONS PROGRAM

Committee on Science: Subcommittee on Basic Research held on hearing on the High Performance Computing and Communications Program. Testimony was heard from Anita Jones, Director, Research and Engineering, Department of Defense and Chair, Committee on Information and Communications, National Science and Technology Council; John Toole, Director, National Coordination Office for High Performance Computing and Communications; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

ICC TERMINATION ACT

Committee on Transportation and Infrastructure: Subcommittee on Railroad approved for full Committee action H.R. 2539, ICC Termination Act of 1995.

ICC TERMINATION ACT

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation approved for full Committee action H.R. 2539, ICC Termination Act of 1995.

AMES DAMAGE ASSESSMENT

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Ames Damage Assessment. Testimony was heard from the departmental witnesses.

Joint Meetings

COST OF FEDERAL REGULATIONS ON SMALL BUSINESS

Joint Hearing: Senate Committee on Small Business concluded joint hearings with the House Committee on Small Business to examine the aggregate costs of Federal regulation, paperwork, and tax compliance and their impact on small business, after receiving testimony from Jere W. Glover, Chief Counsel, Office of Advocacy, Small Business Administration.

APPROPRIATIONS—INTERIOR

Conferees agreed to file a conference report on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D1246)

S. 1254, to disapprove of amendments to the Federal Sentencing Guidelines relating to lowering of crack sentences and sentences for money laundering and transactions in property derived from unlawful activity. Signed October 30, 1995. (P.L. 104-38)

COMMITTEE MEETINGS FOR WEDNESDAY, NOVEMBER 1, 1995

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Commerce, Science, and Transportation, to hold hearings on S. 1356, to amend the Shipping Act of 1984 to provide for ocean shipping reform, 9:30 a.m., SR-253.

Committee on Environment and Public Works, Subcommittee on Clean Air, Wetlands, Private Property, and Nuclear Safety, to resume hearings on S. 851, to amend the Federal Water Pollution Control Act to reform the wetlands regulatory program, 9:30 a.m., SD-406.

Committee on Governmental Affairs, Permanent Subcommittee on Investigations, to continue hearings to examine global proliferation of weapons of mass destruction, 9:30 a.m., SD-342.

Committee on the Judiciary, to continue hearings to examine changes in Federal law enforcement as a result of the incident in Waco, Texas, 9 a.m., SH-216.

House

Committee on Commerce, to mark up the following bills: H.R. 2366, to repeal an unnecessary medical device reporting requirement; and H.R. 2519, Philanthropy Protection Act of 1995, 12 p.m., 2123 Rayburn.

Subcommittee on Commerce, Trade, and Hazardous Materials, to mark up H.R. 2500, Reform of Superfund Act of 1995, 3 p.m., 2123 Rayburn.

Committee on Economic and Educational Opportunities, Subcommittee on Early Childhood, Youth and Families, to continue hearings on English as the Common Language, 9:30 a.m., 2175 Rayburn.

Subcommittee on Workforce Protections, to continue oversight hearings on the Fair Labor Standards Act, 9:30 a.m., 2261 Rayburn.

Committee on International Relations, hearing on the Food For Peace Reauthorization Act of 1995, 10 a.m., 2172 Rayburn.

Committee on the Judiciary, Subcommittee on Courts and Intellectual Property, hearing on the following bills: H.R. 1733, Patent Application Publication Act of 1995; and H.R. 359, to restore the term of patents, 10 a.m., 2237 Rayburn.

Committee on Science, Subcommittee on Space and Aeronautics, hearing on the X-33 Reusable Launch Vehicle: A New Way of Doing Business? 10 a.m., 2318 Rayburn.

Committee on Standards of Official Conduct, executive, to consider pending business, 2:30 p.m., HT-2M Capitol.

Committee on Transportation and Infrastructure, to mark up the following bills: H.R. 2539, ICC Termination Act of 1995; and H.R. 2276, Federal Aviation Administration Revitalization Act of 1995, 10 a.m., 2167 Rayburn.

Committee on Ways and Means, to mark up H.R. 2494, Thrift Charter Conversion Tax Act of 1995, 10 a.m., 1100 Longworth.

Permanent Select Committee on Intelligence, executive, hearing on Haiti, 10 a.m., 2118 Rayburn.

Next Meeting of the SENATE

9:30 a.m., Wednesday, November 1

Senate Chamber

Program for Wednesday: After the transaction of any morning business (not to extend beyond 12 noon), Senate will consider the House message on H.R. 2491, Budget Reconciliation.

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Wednesday, November 1

House Chamber

Program for Wednesday and Thursday: Consideration of H.R. 1833, Partial-Birth Abortion Ban Act of 1995 (closed rule, 1 hour of general debate);

H.R. 2546, District of Columbia Appropriations Act (modified open rule, 1 hour of general debate);

Motion to go to conference of H.R. 956, Product Liability Reform Act;

Motion to go to conference on H.R. 2099, VA-HUD Appropriations for fiscal year 1996; and

Conference report on H.R. 1058, Securities Litigation Reform Act (subject to a rule being granted).

Extensions of Remarks, as inserted in this issue

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Congressional Record

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