

Tuesday, February 11, 1997

# Daily Digest

## HIGHLIGHTS

Senate confirmed Bill Richardson as U.S. Ambassador to the United Nations.

## Senate

### Chamber Action

*Routine Proceedings, pages S1203–S1249*

**Measures Introduced:** Eight bills and two resolutions were introduced, as follows: S. 296–303, and S. Res. 52–53. **Page S1226**

**Balanced Budget Constitutional Amendment:** Senate continued consideration of S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget, taking action on the following amendments proposed there-to: **Pages S1203–10, S1211–12, S1219–23**

Rejected:

Wellstone Amendment No. 3, to state the policy of the United States that, in achieving a balanced budget, Federal outlays should not be reduced in a manner that disproportionately affects outlays for education, nutrition, and health programs for poor children. (By 64 yeas to 36 nays (Vote No. 8), Senate tabled the amendment.) **Pages S1203–10**

Pending:

Dodd Amendment No. 4, to simplify the conditions for a declaration of an imminent and serious threat to national security. **Pages S1222–23**

A unanimous-consent time agreement was reached providing for the further consideration of the pending amendment beginning at 1:30 p.m., on Wednesday, February 12, 1997, with a vote to occur thereon at 5:30 p.m. **Page S1223**

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

Transmitting a report concerning the International Whaling Commission; referred to the Committee on Commerce, Science, and Transportation. (PM–13).

**Page S1224**

Transmitting the report of proposed rescissions of budgetary resources; which was referred jointly, pursuant to the order of January 30, 1975, to the Committee on the Budget, to the Committee on Appropriations, to the Committee on Agriculture, Nutrition, and Forestry, to the Committee on Armed Services, to the Committee on Energy and Natural Resources, to the Committee on Banking, Housing, and Urban Affairs, to the Committee on the Judiciary, to the Committee on Governmental Affairs, and to the Committee on Finance. (PM–14). **Page S1224**

**Nominations Confirmed:** Senate confirmed the following nominations:

By unanimous vote of 100 yeas (Vote No. 9 EX), Bill Richardson, of New Mexico, to be the Representative of the United States of America to the United Nations with the rank and status of Ambassador, and the Representative of the United States of America in the Security Council of the United Nations. **Pages S1213–19, S1249**

**Nominations Received:** Senate received the following nominations:

Tracey D. Conwell, of Texas, to be a Member of the National Museum Services Board for a term expiring December 6, 2001.

Joaquin L. G. Salas, of Guam, to be United States Marshal for the District of Guam and concurrently United States Marshal for the District of the Northern Mariana Islands for the term of four years.

Mary Ann Gooden Terrell, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Patricia A. Broderick, of the District of Columbia, to be an Associate Judge of the Superior Court of

the District of Columbia for the term of fifteen years.

7 Coast Guard nominations in the rank of admiral.

1 Marine Corps list. Pages S1247-49

Messages From the President: Page S1224

Messages From the House: Page S1225

Communications: Page S1225

Executive Reports of Committees: Pages S1225-26

Statements on Introduced Bills: Pages S1226-39

Additional Cosponsors: Pages S1239-40

Amendments Submitted: Page S1240

Authority for Committees: Page S1240

Additional Statements: Pages S1240-47

Record Votes: Two record votes were taken today. (Total—9) Pages S1210, 1219

**Adjournment:** Senate convened at 2:15 p.m. and adjourned at 5:57 p.m., until 9:30 a.m., on Wednesday, February 12, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S1247.)

## Committee Meetings

*(Committees not listed did not meet)*

### COMMODITY EXCHANGE ACT REFORM

*Committee on Agriculture, Nutrition, and Forestry:* Committee held hearings on S. 257, to amend the Commodity Exchange Act to improve the Act by streamlining U.S. futures trading law and conforming it to the changing competitive environment, receiving testimony from Brooksley Born, Chairperson, Commodity Futures Trading Commission; Roger L. Anderson, Deputy Assistant Secretary of the Treasury for Federal Finance; Patrick H. Arbor, Chicago Board of Trade, and Jack F. Sandner, Chicago Mercantile Exchange, both of Chicago, Illinois; and Daniel Rappaport, New York Mercantile Exchange, and Walter Hines, Coffee, Sugar, and Cocoa Exchange, both of New York, New York.

Hearings continue on Thursday, February 13.

### BOSNIA

*Committee on Armed Services:* Committee met in closed session to receive a briefing on the situation in Bosnia and the status of United States military forces participating in the Stabilization Force from John P.

White, Deputy Secretary of Defense; John Kornblum, Assistant Secretary of State for Canadian and European Affairs; and Gen. John M. Shalikashvili, USA, Chairman, Joint Chiefs of Staff.

### CONSUMER PRICE INDEX

*Committee on Finance:* Committee resumed hearings to examine the findings and recommendations of the Advisory Commission to Study the Consumer Price Index, receiving testimony from Katharine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor; Barry P. Bosworth, Brookings Institution, and Linda Chavez-Thompson, AFL-CIO, both of Washington, D.C.; Esther Canja, American Association of Retired Persons, Port Charlotte, Florida; Martin Feldstein, National Bureau of Economic Research, Cambridge, Massachusetts; Meredith Bagby, The Third Millennium, New York, New York; and James L. Martin, 60 Plus Association, Arlington, Virginia.

Committee will meet again tomorrow.

### NOMINATION/SUBCOMMITTEE MEMBERSHIP

*Committee on Foreign Relations:* Committee ordered favorably reported the nomination of Bill Richardson, of New Mexico, to be the Representative of the United States to the United Nations with the rank and status of Ambassador, and the Representative of the United States in the Security Council of the United Nations.

Also, committee announced the following subcommittee assignments:

*Subcommittee on African Affairs:* Senators Ashcroft (Chair), Grams, Frist, Feingold, and Sarbanes.

*Subcommittee on East Asian and Pacific Affairs:* Senators Thomas (Chair), Frist, Lugar, Coverdell, Hagel, Kerry, Robb, Feingold, and Feinstein.

*Subcommittee on European Affairs:* Senators Gordon Smith (Chair), Lugar, Ashcroft, Hagel, Thomas, Biden, Wellstone, Sarbanes, and Dodd.

*Subcommittee on International Economic Policy, Export and Trade Promotion:* Senators Hagel (Chair), Thomas, Frist, Coverdell, Sarbanes, Biden, and Wellstone.

*Subcommittee on International Operations:* Senators Grams (Chair), Helms, Brownback, Gordon Smith, Feinstein, Dodd, and Kerry.

*Subcommittee on Near Eastern and South Asian Affairs:* Senators Brownback (Chair), Gordon Smith, Grams, Helms, Ashcroft, Robb, Feinstein, Wellstone, and Sarbanes.

*Subcommittee on Western Hemisphere, Peace Corps, Narcotics and Terrorism:* Senators Coverdell (Chair), Helms, Lugar, Brownback, Dodd, Kerry, and Robb.

#### HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT

*Committee on Labor and Human Resources:* Committee concluded oversight hearings on the implementation of the Health Insurance Portability and Accountability Act (Public Law 104-191), focusing on the Federal and State regulatory process of implementing insurance reform provisions, after receiving testimony from Bruce C. Vladeck, Administrator, Health Care Financing Administration, Department of Health

and Human Services; Olena Berg, Assistant Secretary of Labor, Pension and Welfare Benefits Administration; J. Mark Iwry, Benefits Tax Counsel, Department of the Treasury; Joy Johnson Wilson, National Association of Insurance Commissioners, Chris Petersen, Health Insurance Association of America, Susan E. Nestor, Blue Cross-Blue Shield, and Gail Shearer, Consumers Union, all of Washington, D.C.; Josephine Musser, National Association of Insurance Commissioners, Madison, Wisconsin; and Terry Humo, Sedgwick Noble Lowndes, Roseland, New Jersey, on behalf of the Association of Private Pension and Welfare Plans.

# House of Representatives

## Chamber Action

**Bills Introduced:** 27 public bills, H.R. 666–692; and 8 resolutions, H.J. Res. 48–50, H. Con. Res. 18–19, and H. Res. 48–50 were introduced.

Pages H451–53

**Reports Filed:** Reports were filed as follows:

H. Res. 46, providing for consideration of H.R. 581, to amend Public Law 104–208 to provide that the President may make funds appropriated for population planning and other population assistance available on March 1, 1997, subject to restrictions on assistance to foreign organizations that perform or actively promote abortions (H. Rept. 105–3); and

H. Res. 47, providing for consideration of H.J. Res. 2, proposing an amendment to the Constitution of the United States with respect to the number of terms of office of Members of the Senate and the House of Representatives (H. Rept. 105–4).

Pages H435–36, H451

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designated Representative Miller of Florida to act as Speaker pro tempore for today.

Page H409

**Recess:** The House recessed at 12:49 p.m. and reconvened at 2 p.m.

Page H411

**Gallaudet University:** The Speaker announced his appointment of Representative LaHood as a member of the Board of Trustees of Gallaudet University.

Page H411

**Harry S Truman Scholarship Foundation:** The Speaker announced his appointment of Representatives Emerson and Skelton as members of the Board of Trustees of the Harry S Truman Scholarship Foundation.

Page H411

**Messages from the President:** Read the following messages from the President:

*Budget Rescissions and Deferrals:* Message wherein he transmits his report on proposed rescissions of budgetary resources and a revised deferral—referred to the Committee on Appropriations and ordered printed (H. Doc. 105–44); and

Page H421

*Canadian Whaling Activities:* Message wherein he transmits his report concerning Canadian whaling activities—referred to the Committees on International Relations and Resources and ordered printed (H. Doc. 105–45).

Pages H421–22

**Meeting Hour:** Agreed that when the House adjourns today, it adjourn to meet at 10 a.m. on Wednesday, February 12.

Page H445

**Amendments Ordered Printed:** Amendments ordered printed pursuant to the rule appear on pages H453.

**Quorum Calls—Votes:** No quorum calls or votes developed during the proceedings of the House today.

**Adjournment:** Met at 12:30 p.m. and adjourned at 6:30 p.m.

## Committee Meetings

### LABOR-HHS-EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education held a hearing on the Secretary of Health and Human Services, the Health Care Financing Administration and the Agency for Health Care Policy and Research. Testimony was heard from the following officials of the Department of Health and Human Services: Donna E. Shalala, Secretary; Bruce C. Vladeck, Administrator, Health Care Financing Administration; and Clifton R. Gaus, Administrator, Agency for Health Care Policy and Research.

### LEGISLATIVE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Legislative held a hearing on the CBO, the U.S. Capitol Police, the Office of Compliance, the Joint Committee on Printing, the GPO, and the GAO. Testimony was heard from Senator Warner; June E. O'Neill, Director, CBO; Gregory S. Casey, Sergeant At Arms, U.S. Senate; Wilson Livingood, Sergeant at Arms, U.S. House of Representatives; Alan M. Hantman, Architect of the Capitol; Gary L. Abrecht, Chief, U.S. Capitol Police; the following officials of the Office of Compliance: Virginia Seitz, member of the Board; R. Gaull Silberman, Executive Director; and Dennis Duffy, General Counsel; the following officials of the GPO: Michael F. DiMario, Public Printer; Wayne P. Kelley, Superintendent of Documents; William M. Guy, Budget Officer; and Charles C. Cook, Superintendent, Congressional Printing Management Division; and James F. Hinchman, Acting Comptroller General, GAO.

**FINANCIAL SERVICES MODERNIZATION**

*Committee on Banking and Financial Services:* Subcommittee on Financial Institutions and Consumer Credit held a hearing on Financial Services Modernization legislation including H.R. 268, Depository Institution Affiliation and Thrift Charter Conversion Act. Testimony was heard from public witnesses.

Hearings continue February 13.

**ADMINISTRATION'S BUDGET**

*Committee on the Budget:* Held a hearing on the Administration's Budget for Fiscal Year 1998. Testimony was heard from Franklin D. Raines, Director, OMB.

**DEPARTMENT OF ENERGY—PROPOSED BUDGET**

*Committee on Commerce:* Subcommittee on Energy and Power held a oversight hearing on the Department of Energy's proposed budget for fiscal year 1998. Testimony was heard from the following officials of the Department of Energy: Charles B. Curtis, Acting Secretary; Kyle Simpson, Assistant Deputy Secretary; and Alvin L. Alm, Assistant Secretary, Environmental Management.

**ARMORED CAR RECIPROCITY AMENDMENTS**

*Committee on Commerce:* Subcommittee on Telecommunications, Trade, and Consumer Protection approved for full Committee action H.R. 624, Armored Car Reciprocity Amendments of 1997.

Prior to this action, the subcommittee held a hearing on this measure. Testimony was heard from public witnesses.

**REFORM—MAJOR FEDERAL JOB TRAINING PROGRAMS**

*Committee on Education and the Workforce:* Subcommittee on Postsecondary Education, Training and Life-Long Learning held a hearing on Reform of the Major Federal Job Training Programs. Testimony was heard from John Engler, Governor, State of Michigan; and David Steele, Senator, State of Utah; William A. Johnson, Jr., Mayor, Rochester, New York; and public witnesses.

**MISCELLANEOUS MEASURE; OVERSIGHT PLAN; AND COMMITTEE BUDGET**

*Committee on House Oversight:* Ordered reported H. Con. Res. 11, permitting the use of the rotunda of

the Capitol for a ceremony as part of the commemoration of the days of remembrance of victims of the Holocaust.

The Committee also approved the following for the 105th Congress: oversight plan; and committee budget.

**ADMINISTRATION'S INTERNATIONAL AFFAIRS BUDGET REQUEST; OVERSIGHT PLAN**

*Committee on International Affairs:* Held a hearing on the Administration's International Affairs Budget request for fiscal year 1998. Testimony was heard from Madeleine K. Albright, Secretary of State.

Prior to the hearing, the Committee approved an oversight plan for the 105th Congress.

**OVERSIGHT—ILLEGAL IMMIGRATION AND IMMIGRANT RESPONSIBILITY ACT**

*Committee on the Judiciary:* Subcommittee on Immigration and Claims held an oversight hearing regarding Title III of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996. Testimony was heard from Paul W. Virtue, Acting Executive Associate Commissioner, Programs, Immigration and Naturalization Service, Department of Justice.

**PERSIAN GULF WAR ILLNESSES**

*Committee on National Security:* Subcommittee on Military Personnel held a hearing on the status of the investigation into Persian Gulf War illnesses. Testimony was heard from Elaine Larsen, member, Presidential Advisory Committee on Gulf War Veterans' Illnesses; and the following officials of the Department of Defense: Bernard Rostker, Assistant Secretary, Manpower and Reserve Affairs and Special Assistant for Gulf War Illnesses; and Stephen Joseph, M.D., Assistant Secretary, Health Affairs.

**TERM LIMITS CONSTITUTIONAL AMENDMENT; OVERSIGHT PLAN; COMMITTEE BUDGET**

*Committee on Rules:* Granted, by voice vote, a modified closed rule providing 2 hours of debate on H.J. Res. 2, proposing an amendment to the Constitution of the United States with respect to the Constitution of the United States with respect to the number of terms of office of Members of the Senate and the House of Representatives.

The rule makes in order only those amendments in the nature of a substitute printed in the report of the Committee on Rules. The rule provides that each amendment may be offered only in the order

specified in the report, may be offered only by the member specified, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, and shall not be subject to amendment.

The rule provides that if more than one amendment is adopted, then only the one receiving the most affirmative votes is considered as adopted; in the case of a tie, the last such amendment is adopted. The rule provides that the Chairman of the Committee of the Whole may postpone a request for a recorded vote on any amendment, and reduce to five minutes the voting time on the second and subsequent votes in a series. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Hyde, Representatives McCollum, Inglis, Hutchinson, Petri, Hefley, Fowler, Christensen, Graham, Sanford, Blunt, Gibbons, Frank of Massachusetts, Scott, Jackson-Lee of Texas, and Dingell.

Prior to this action, the Committee approved the following for the 105th Congress: oversight plan; and the committee budget.

#### FAMILY PLANNING FACILITATION AND ABORTION FUNDING RESTRICTION ACT

*Committee on Rules:* Granted, by voice vote, a closed rule providing 1 hour of debate on H.R. 581, Family Planning Facilitation and Abortion Funding Restriction Act of 1997, equally divided and controlled by Representative Smith of New Jersey or his designee and a Member opposed to the bill. The rule also provides one motion to recommit. Testimony was heard from Representatives Smith of New Jersey, Oberstar, Pelosi, and Lowey.

#### BRIEFING—SECURE COMMUNICATIONS

*Committee on Science:* Subcommittee on Technology held a briefing on Secure Communications. The Subcommittee was briefed by public witnesses.

#### FINDINGS AND RECOMMENDATIONS—PRESIDENTIAL ADVISORY COMMISSION ON GULF WAR ILLNESSES

*Committee on Veterans' Affairs:* Held a hearing to review the findings and recommendations of the Presidential Advisory Commission on Gulf War Veterans' illnesses. Testimony was heard from Maj. Marguerite Knox, committee member, Presidential Advisory Committee on Gulf War Veterans' Illnesses; Philip K. Russell, M.D., member, Committee to Review

the Health Consequences of Service During the Persian Gulf War, Institute of Medicine; Thomas Garthwaite, M.D., Deputy Under Secretary, Health, Department of Veterans' Affairs; the following officials of the Department of Defense: Stephen Joseph, M.D., Assistant Secretary, Health Affairs; and Bernard Rostker, Special Assistant to the Deputy Secretary for Gulf War Illnesses; Richard Jackson, M.D., Director, National Center for Environmental Health, Center for Disease Control and Prevention, Department of Health and Human Services; representatives of veterans organizations; and public witnesses.

#### ADMINISTRATION'S BUDGET

*Committee on Ways and Means:* Held a hearing on the Administration's fiscal year 1998 Budget. Testimony was heard from Robert E. Rubin, Secretary of the Treasury.

### Joint Meetings

#### VFW PROGRAMS

*Joint Hearing:* Senate Committee on Veterans' Affairs concluded joint hearings with the House Committee on Veterans' Affairs to review the legislative recommendations of the Veterans of Foreign Wars of the United States, after receiving testimony from James Nier, Veterans of Foreign Wars of the United States, Washington, D.C., who was accompanied by several of his associates.

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#### COMMITTEE MEETINGS FOR WEDNESDAY, FEBRUARY 12, 1997

*(Committee meetings are open unless otherwise indicated)*

#### Senate

*Committee on Armed Services,* to hold hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, 2:45 p.m., SH-216.

*Committee on Banking, Housing, and Urban Affairs,* business meeting, to consider the nomination of Janet L. Yellen, of California, to be a Member of the Council of Economic Advisers, 10:30 a.m., SD-538.

*Committee on the Budget,* to hold hearings on issues relating to public investment, 10 a.m., SD-608.

*Committee on Environment and Public Works,* to hold hearings on the ozone and particulate matter standards proposed by the Environmental Protection Agency, 9:30 a.m., SD-406.

*Committee on Finance*, to hold hearings on the Administration's budget and revenue proposals for fiscal year 1998, 10 a.m., SD-215.

Subcommittee on Health Care, to hold hearings to examine the financial crisis in the Medicare system, 2 p.m., SD-215.

*Committee on Governmental Affairs*, Subcommittee on International Security, Proliferation and Federal Services, to hold hearings on the future of nuclear deterrence, 9:30 a.m., SD-342.

*Committee on Labor and Human Resources*, to hold hearings on the implementation of the Teamwork for Employees and Managers Act (TEAM), 9:30 a.m., SD-430.

*Committee on Rules and Administration*, business meeting, to mark up proposed legislation authorizing biennial expenditures by standing, select, and special committees of the Senate, and to consider other pending legislative and administrative business, 9:30 a.m., SR-301.

*Committee on Small Business*, to hold hearings on the nomination of Aida Alvarez, of New York, to be Administrator of the Small Business Administration, 9:30 a.m., SR-428A.

### House

*Committee on Appropriations*, Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies, on Inspector General Overview, 12:30 p.m., 2362A Rayburn.

Subcommittee on Foreign Operations, Export Financing and Related Programs, on Secretary of State, 10 a.m. 2360 Rayburn.

Subcommittee on Labor, Health and Human Services, and Education, on Substance Abuse and Mental Health Services Administration and the Office of the Inspector General, 10 a.m., and on the Health Resources and Services Administration, 2 p.m., 2358 Rayburn.

Subcommittee on Legislative, on Joint Economic Committee and the Library of Congress, 9:30 a.m., on the Architect of the Capitol/Botanic Garden; Members of Congress; and public witnesses, 1 p.m., H-144 Capitol.

*Committee on Commerce*, Subcommittee on Health and Environment, oversight hearing on the Department of Health and Human Services' proposed budget for fiscal year 1998, 10 a.m., 2322 Rayburn.

Subcommittee on Telecommunications, Trade, and Consumer Protection, on Spectrum Management Policy, 10 a.m., 2123 Rayburn.

*Committee on Education and the Workforce*, Subcommittee on Employer-Employee Relations, hearing on Defusing the Retirement Timebomb: Encouraging Pension Savings, 10 a.m., 2175 Rayburn.

*Committee on Government Reform and Oversight*, hearing on the "Government Performance and Results Act: Sensible Government for the Next Century," 10 a.m., and to hold an organizational meeting, 3 p.m., 2154 Rayburn.

*Committee on International Relations*, Subcommittee on International Economic Policy and Trade, hearing on the Future of the Overseas Private Investment Corporation (OPIC), 10 a.m., 2172 Rayburn.

*Committee on the Judiciary*, Subcommittee on Crime, oversight hearing on the FBI investigation into the Khobar Towers bombing in Dhahran, Saudi Arabia and on Foreign FBI Investigations, 10 a.m., 2226 Rayburn.

*Committee on National Security*, hearing on the fiscal year 1998 national defense authorization request, 9:30 a.m., 2118 Rayburn.

*Committee on Science*, hearing on the Status of Russian Participation in the International Space Program, 1 p.m. 2318 Rayburn.

*Committee on Transportation and Infrastructure*, Subcommittee on Surface Transportation, hearing on ISTEA Comprehensive Reauthorization Proposals: ISTEA Integrity Restoration Act (STEP 21) Transportation Empowerment Act (Devolution) ISTEA Works, 9:30 a.m., 2167 Rayburn.

*Committee on Ways and Means*, to continue hearings on the Administration's fiscal year 1998 Budget, 9:30 a.m., to mark up the Airport and Airway Trust Fund Tax Reinstatement Act of 1997; and to consider an oversight plan for the 105th Congress, 3 p.m., 1100 Longworth.

*Next Meeting of the SENATE*

9:30 a.m., Wednesday, February 12

*Next Meeting of the HOUSE OF REPRESENTATIVES*

10 a.m., Wednesday, February 12

## Senate Chamber

**Program for Wednesday:** After the recognition of four Senators for speeches and the transaction of any routine morning business (not to extend beyond 11 a.m.), Senate will continue consideration of S.J. Res. 1, Balanced Budget Constitutional Amendment.

Senate may also consider any legislative and executive items cleared for consideration.

## House Chamber

**Program for Wednesday:** Consideration of H.J. Res. 2, proposing a Term Limits Amendment to the Constitution of the United States (modified closed rule, 2 hours of general debate).

## Extensions of Remarks, as inserted in this issue

## HOUSE

Andrews, Robert E., N.J., E204  
 Baker, Richard H., La., E217  
 Castle, Michael N., Del., E219  
 Coble, Howard, N.C., E201  
 Dickey, Jay, Ark., E212  
 Dunn, Jennifer, Wash., E214  
 Fazio, Vic, Calif., E205  
 Frelinghuysen, Rodney P., N.J., E215  
 Gallegly, Elton, Calif., E216  
 Gilman, Benjamin A., N.Y., E211, E218

Goss, Porter J., Fla., E211  
 Hamilton, Lee H., Ind., E204  
 Hilliard, Earl F., Ala., E217, E218, E220  
 Houghton, Amo, N.Y., E215  
 Kennelly, Barbara B., Conn., E205  
 Lantos, Tom, Calif., E213  
 Livingston, Bob, La., E202, E212  
 Murtha, John P., Pa., E211  
 Ortiz, Solomon P., Tex., E211, E218  
 Ramstad, Jim, Minn., E213  
 Richardson, Bill, N.M., E207, E220  
 Rogers, Harold, Ky., E202, E205

Ros-Lehtinen, Ileana, Fla., E214  
 Sabo, Martin Olav, Minn., E217  
 Skaggs, David E., Colo., E215  
 Slaughter, Louise McIntosh, N.Y., E210  
 Smith, Christopher H., N.J., E219  
 Stokes, Louis, Ohio, E206  
 Towns, Edolphus, N.Y., E216  
 Traficant, James A., Jr., Ohio, E201, E204, E209, E214  
 Visclosky, Peter J., Ind., E210, E217  
 Woolsey, Lynn C., Calif., E216, E219



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