

“(B) whether such savings and benefits will continue to be realized if the contract remains bundled, and whether such savings and benefits would be greater if the procurement requirements were divided into separate solicitations suitable for award to small business concerns.”

“(4) ANNUAL REPORT ON CONTRACT BUNDLING.—

“(A) IN GENERAL.—Not later than 1 year after the date of the enactment of this paragraph, and annually in March thereafter, the Administration shall transmit a report on contract bundling to the Committees on Small Business of the House of Representatives and the Senate.

“(B) CONTENTS.—Each report transmitted under subparagraph (A) shall include—

“(i) data on the number, arranged by industrial classification, of small business concerns displaced as prime contractors as a result of the award of bundled contracts by Federal agencies; and

“(ii) a description of the activities with respect to previously bundled contracts of each Federal agency during the preceding year, including—

“(I) data on the number and total dollar amount of all contract requirements that were bundled; and

“(II) with respect to each bundled contract, data or information on—

“(aa) the justification for the bundling of contract requirements;

“(bb) the cost savings realized by bundling the contract requirements over the life of the contract;

“(cc) the extent to which maintaining the bundled status of contract requirements is projected to result in continued cost savings;

“(dd) the extent to which the bundling of contract requirements complied with the contracting agency's small business subcontracting plan, including the total dollar value awarded to small business concerns as subcontractors and the total dollar value previously awarded to small business concerns as prime contractors; and

“(ee) the impact of the bundling of contract requirements on small business concerns unable to compete as prime contractors for the consolidated requirements and on the industries of such small business concerns, including a description of any changes to the proportion of any such industry that is composed of small business concerns.

“(5) ACCESS TO DATA.—

“(A) FEDERAL PROCUREMENT DATA SYSTEM.—To assist in the implementation of this section, the Administration shall have access to information collected through the Federal Procurement Data System.

“(B) AGENCY PROCUREMENT DATA SOURCES.—To assist in the implementation of this section, the head of each contracting agency shall provide, upon request of the Administration, procurement information collected through existing agency data collection sources.”

**SEC. 811. PROCUREMENT PROGRAM FOR WOMEN-OWNED SMALL BUSINESS CONCERNS.**

Section 8 of the Small Business Act (15 U.S.C. 637) is amended by adding at the end the following:

“(m) PROCUREMENT PROGRAM FOR WOMEN-OWNED SMALL BUSINESS CONCERNS.—

“(1) DEFINITIONS.—In this subsection, the following definitions apply:

“(A) CONTRACTING OFFICER.—The term ‘contracting officer’ has the meaning given such term in section 27(f)(5) of the Office of Federal Procurement Policy Act (41 U.S.C. 423(f)(5)).

“(B) SMALL BUSINESS CONCERN OWNED AND CONTROLLED BY WOMEN.—The term ‘small business concern owned and controlled by women’ has the meaning given such term in section 3(m),

except that ownership shall be determined without regard to any community property law.

“(2) AUTHORITY TO RESTRICT COMPETITION.—In accordance with this subsection, a contracting officer may restrict competition for any contract for the procurement of goods or services by the Federal Government to small business concerns owned and controlled by women, if—

“(A) each of the concerns is not less than 51 percent owned by 1 or more women who are economically disadvantaged (and such ownership is determined without regard to any community property law);

“(B) the contracting officer has a reasonable expectation that 2 or more small business concerns owned and controlled by women will submit offers for the contract;

“(C) the contract is for the procurement of goods or services with respect to an industry identified by the Administrator pursuant to paragraph (3);

“(D) the anticipated award price of the contract (including options) does not exceed—

“(i) \$5,000,000, in the case of a contract assigned an industrial classification code for manufacturing; or

“(ii) \$3,000,000, in the case of all other contracts;

“(E) in the estimation of the contracting officer, the contract award can be made at a fair and reasonable price; and

“(F) each of the concerns—

“(i) is certified by a Federal agency, a State government, or a national certifying entity approved by the Administrator, as a small business concern owned and controlled by women; or

“(ii) certifies to the contracting officer that it is a small business concern owned and controlled by women and provides adequate documentation, in accordance with standards established by the Administration, to support such certification.

“(3) WAIVER.—With respect to a small business concern owned and controlled by women, the Administrator may waive subparagraph (2)(A) if the Administrator determines that the concern is in an industry in which small business concerns owned and controlled by women are substantially underrepresented.

“(4) IDENTIFICATION OF INDUSTRIES.—The Administrator shall conduct a study to identify industries in which small business concerns owned and controlled by women are underrepresented with respect to Federal procurement contracting.

“(5) ENFORCEMENT; PENALTIES.—

“(A) VERIFICATION OF ELIGIBILITY.—In carrying out this subsection, the Administrator shall establish procedures relating to—

“(i) the filing, investigation, and disposition by the Administration of any challenge to the eligibility of a small business concern to receive assistance under this subsection (including a challenge, filed by an interested party, relating to the veracity of a certification made or information provided to the Administration by a small business concern under paragraph (2)(F)); and

“(ii) verification by the Administrator of the accuracy of any certification made or information provided to the Administration by a small business concern under paragraph (2)(F).

“(B) EXAMINATIONS.—The procedures established under subparagraph (A) may provide for program examinations (including random program examinations) by the Administrator of any small business concern making a certification or providing information to the Administrator under paragraph (2)(F).

“(C) PENALTIES.—In addition to the penalties described in section 16(d), any small business concern that is determined by the Administrator to have misrepresented the status of that concern as a small business concern owned and

controlled by women for purposes of this subsection, shall be subject to—

“(i) section 1001 of title 18, United States Code; and

“(ii) sections 3729 through 3733 of title 31, United States Code.

“(6) PROVISION OF DATA.—Upon the request of the Administrator, the head of any Federal department or agency shall promptly provide to the Administrator such information as the Administrator determines to be necessary to carry out this subsection.”

JOHN EDWARD PORTER,  
C.W. BILL YOUNG,  
HENRY BONILLA,  
ERNEST J. ISTOOK, Jr.,  
DAN MILLER,  
JAY DICKEY,  
ROGER F. WICKER,  
ANNE M. NORTHUP,  
RANDY “DUKE”  
CUNNINGHAM,  
DAVID R. OBEY,  
STENY H. HOYER,  
NANCY PELOSI,  
NITA M. LOWEY,  
ROSA L. DELAURO,  
JESSE L. JACKSON, Jr.,

(Except elimination of LIHEAP and CCDBG advanced funding; immigration and charitable choice provisions),

Managers on the Part of the House.

ARLEN SPECTER,  
THAD COCHRAN,  
SLADE GORTON,  
JUDD GREGG,  
KAY BAILEY HUTCHISON,  
TED STEVENS,  
PETE V. DOMENICI,  
TOM HARKIN,  
ERNEST F. HOLLINGS,  
DANIEL K. INOUE,  
HARRY REID,  
HERB KOHL,  
PATTY MURRAY,  
DIANNE FEINSTEIN,  
ROBERT C. BYRD

Managers on the Part of the Senate.

PROVIDING FOR ADJOURNMENT SINE DIE ON DECEMBER 15, 2000; DECEMBER 16, 2000; OR DECEMBER 17, 2000

Mr. YOUNG of Florida. Mr. Speaker, I offer a privileged concurrent resolution (H. Con. Res. 446) and ask for its immediate consideration.

The Clerk read the concurrent resolution, as follows:

H. CON. RES. 446

Resolved by the House of Representatives (the Senate concurring),

That when the House adjourns on the legislative day of Friday, December 15, 2000, Saturday, December 16, 2000, or Sunday, December 17, 2000, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it shall stand adjourned sine die, or until noon on the second day after Members are notified to reassemble pursuant to section 2 of this concurrent resolution; and that when the Senate adjourns on Friday, December 15, 2000, Saturday, December 16, 2000, or Sunday, December 17, 2000, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it shall stand adjourned sine die, or

until noon on the second day after Members are notified to reassemble pursuant to section 2 of this concurrent resolution.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and Senate, respectively, to reassemble whenever, in their opinion, the public interest shall warrant it.

The concurrent resolution was agreed to.

A motion to reconsider was laid on the table.

#### FURTHER CONTINUING APPROPRIATIONS, FISCAL YEAR 2001

Mr. YOUNG of Florida. Mr. Speaker, I ask unanimous consent that the Committee on Appropriations be discharged from further consideration of the joint resolution (H.J. Res. 133) making further continuing appropriations for the fiscal year 2001, and for other purposes, to the end that the joint resolution be hereby passed; and that a motion to reconsider be hereby laid on the table.

The Clerk read the title of the joint resolution.

The text of House Joint Resolution 133 is as follows:

#### H. J. RES. 133

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Law 106-275 is further amended by striking the date specified in section 106(c) and inserting "December 21, 2000" and by adding the following before the period in section 113: ", and in addition, from within the amount provided by section 101, \$217,000,000: Provided, That of these funds, \$100,000,000 may be made available only pursuant to a certification by the Secretary of State that the United Nations has taken no action in calendar year 2000 prior to the date of enactment of this Act to increase funding for any United Nations program without identifying an offsetting decrease elsewhere in the United Nations budget and cause the United Nations to exceed the budget for the biennium 2000-2001 of \$2,535,700,000".*

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Florida?

There was no objection.

#### MAKING IN ORDER AT ANY TIME CONSIDERATION OF CONFERENCE REPORT ON H.R. 4577, DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2001

Mr. YOUNG of Florida. Mr. Speaker, I ask unanimous consent that it be in order at any time on the legislative day of December 15, 2000, to consider the conference report to accompany the bill (H.R. 4577) making appropriations for the Departments of Labor, Health and Human Services, and Education, and Related Agencies for the

fiscal year ending September 30, 2001, and for other purposes; that the conference report be considered as read; that all points of order against the conference report and against its consideration be waived; and that the conference report be debatable for 90 minutes, equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations or their designees.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Florida?

Mr. TOOMEY. Mr. Speaker, reserving the right to object, I am concerned about what we are doing here today. We are being asked to vote on a huge package of bills that we have not seen, we have not read, and we certainly do not know what is in them. We are being asked to agree to dispense with the regular order of the House and simply vote "yes" on a combination of bills, despite the fact that we do not know for sure what bills they are, we do not know how they may or may not have been changed if we did know them, and we do not know what private dealings were struck and may have been inserted into those bills as recently as this afternoon.

Now, many of us support some of the elements that we think are in this package, such as the Medicare add-backs, which our hospitals badly need and which I support; but we do not support other elements of this package. Nevertheless, we are going to be forced to vote on the whole package up or down.

I know this certainly is not the first time we have been asked to vote on a package of bills that we have not seen, but that does not make it right. And I know we all want to go home. We all want to be with our families for the holidays. I certainly also want to do that. But do we not have a responsibility to our constituents to at least know what we are voting on when we vote on the largest nondefense appropriation bill in the Federal Government?

We are going to vote on one element of this package which alone is \$109 billion of taxpayer money. I think it is disturbing that we are going to vote on that without knowing the details. But what is almost as disturbing as what we do not know is the things that we do know, or at least I think we know, about what is in this package. Mr. Speaker, we know that the spending on the Labor-HHS portion of that appropriation bill is, frankly, out of control. Using the Committee on Appropriations' own numbers, the budget deal that we are going to vote on today increases spending by \$12 billion, or nearly 12 percent or nearly 5 times the rate of inflation. And if we take into account all the funding gimmicks, like advanced funding, and we look on an apples-to-apples basis, the actual

money that will be spent is \$23 billion more than in this previous year, an over-26 percent increase, nine times the rate of inflation. Frankly, we are squandering too much of the budget surplus that could be used for other purposes.

The bill apparently is going to create untold new programs, and I do not know how many earmarks. It is \$7 billion higher than what the House approved; it is \$4 billion more than what the Senate approved; it is even \$3 billion higher than the President's request. And of course, we are not sure exactly how all that money has been spent.

Now, despite all of these big spending increases, some are probably going to come to this floor and say this is a cut of \$3.6 billion from previously agreed-upon levels. Let me remind my colleagues that the so-called agreement was to an arbitrary number by a handful of Members under the duress of a threatened veto which never was agreed to by either Chamber.

If I went ahead and objected, Mr. Speaker, I am afraid that would not accomplish much. I know a rule could be brought up, it would be debated, it would be passed, and we would only be delaying the inevitable. But I will urge my colleagues to vote against final passage on this bill. Vote against the huge spending increase that is in this bill; vote against joining all these unrelated bills in one package; vote against a package the contents of which are a mystery to most of us.

Mr. Speaker, I withdraw my reservation of objection.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Florida?

There was no objection.

#### COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,

Washington, DC, December 15, 2000.

Hon. J. DENNIS HASTERT,  
The Speaker, House of Representatives,  
Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted to Clause 2(h) of Rule II of the Rules of the House of Representatives, the Clerk received the following message from the Secretary of the Senate on December 15, 2000 at 4:09 p.m.

That the Senate agreed to Conference Report H.R. 4942.

With best wishes, I am.

Sincerely,

JEFF TRANDAHLL,  
Clerk of the House.

#### GENERAL LEAVE

Mr. YOUNG of Florida. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within