Daily Digest

Tuesday, January 7, 1997

Senate

Chamber Action

Routine Proceedings, pages 1–113

Measures Introduced: Eleven resolutions were introduced, as follows: S. Res. 1–8, and S. Con. Res. 1–3. **Page 104**

Administration of Oath of Office: The Senators-elect were administered the oath of office by the Vice President. **Page 5**

Measures Passed:

Notification to the House of Representatives: Senate agreed to S. Res. 1, informing the House of Representatives that a quorum of the Senate is assembled and that the Senate is ready to proceed to business. **Page 6**

Notification to the President: Senate agreed to S. Res. 2, providing that a committee consisting of two Senators be appointed by the Vice President to join such committee as may be appointed by the House of Representatives to inform the President of the United States that a quorum of each House is assembled. Subsequently, Senators Lott and Daschle were appointed by the Vice President. **Page 6**

Hour of Daily Meeting: Senate agreed to S. Res. 3, fixing the hour of daily meeting of the Senate at 12 o'clock meridian unless otherwise provided. **Page 7**

Certification of Electoral Votes: Senate agreed to S. Con. Res. 1, providing for the counting on January 9, 1997, of electoral votes for President and Vice President of the United States. **Page 7**

Electing President pro tempore: Senate agreed to S. Res. 4, electing the Honorable Strom Thurmond, of South Carolina, as President pro tempore of the Senate. **Page 7**

Notifying President of the Election of President pro tempore: Senate agreed to S. Res. 5, notifying the President of the United States of the election of Senator Thurmond as President pro tempore of the Senate. **Page 8**

Notifying House of Representatives of the Election of President pro tempore: Senate agreed to S. Res. 6, notifying the House of Representatives of the election of Senator Thurmond as President pro tempore of the Senate. **Page 8**

Joint Congressional Committee on Inaugural Ceremonies: Senate agreed to S. Con. Res. 2, extending the life of the Joint Congressional Committee on Inaugural Ceremonies and the provisions of S. Con. Res. 48, of the 104th Congress. **Page 8**

Adjournment Resolution: Senate agreed to S. Con. Res. 3, providing for a recess or adjournment of the Senate from January 9, 1997 to January 21, 1997, and an adjournment of the House of Representatives from January 9, 1997, to January 20, 1997, from January 20, 1997 to January 21, 1997, and from January 21, 1997 to February 4, 1997. **Page 11**

Commending Senator Byrd: Senate agreed to S. Res. 7, commending Senator Robert C. Byrd, of West Virginia, for 50 years of public service. **Page 15**

Staff Privileges: Senate agreed to S. Res. 8, with respect to the granting of floor privileges for a designated employee of Senator Cleland. **Page 17**

Unanimous-Consent Agreements:

Select Committee on Ethics: Senate agreed that, for the duration of the 105th Congress, the Select Committee on Ethics be authorized to meet during the session of the Senate. **Page 8**

Time for Rollcall Votes: Senate agreed that, for the duration of the 105th Congress, there be a limitation of 15 minutes each upon any rollcall vote, with the warning signal to be sounded at the midway point, beginning at the last 7½ minutes, and when rollcall votes are of 10 minute duration, the warning signal be sounded at the beginning of the last 7½ minutes. **Page 9**

Authority to Receive Reports: Senate agreed that, during the 105th Congress, it be in order for the Secretary of the Senate to receive reports at the desk when presented by a Senator at any time during the day of the session of the Senate. **Page 9**

Recognition of Leadership: Senate agreed that the majority and minority leaders may daily have up to 10 minutes on each calendar day following the prayer and disposition of the reading, or the approval of, the Journal. **Page 9**

AUTHENTICATED U.S. GOVERNMENT INFORMATION GPO

House Parliamentarian Floor Privileges: Senate agreed that the Parliamentarian of the House of Representatives and his three assistants be given the privilege of the floor during the 105th Congress. **Page 9**

Printing of Conference Reports: Senate agreed that, notwithstanding the provisions of rule XXVIII, conference reports and statements accompanying them not be printed as Senate reports when such conference reports and statements have been printed as a House report unless specific request is made in the Senate in each instance to have such a report printed. **Page 9**

Authority for Appropriations Committee: Senate agreed that the Committee on Appropriations be authorized during the 105th Congress to file reports during adjournments or recesses of the Senate on appropriation bills, including joint resolutions, together with any accompanying notices of motions to suspend Rule XVI, pursuant to Rule V, for the purpose of offering certain amendments to such bills or joint resolutions, which proposed amendment shall be printed. **Page 9**

Authority for Corrections in Engrossment: Senate agreed that, for the duration of the 105th Congress, the Secretary of the Senate be authorized to make technical and clerical corrections in the engrossment of all Senate-passed bills and resolutions, Senate amendments to House bills and resolutions, Senate amendments to House amendments to Senate bills and resolutions, and Senate amendments to House amendments to Senate amendments to House bills or resolutions. **Page 9**

Authority to Receive Messages and Sign Enrolled Measures: Senate agreed that, for the duration of the 105th Congress, when the Senate is in recess or adjournment, the Secretary of the Senate be authorized to receive messages from the President of the United States and, with the exception of House bills, joint resolutions, and concurrent resolutions-messages from the House of Representatives, that they be appropriately, and that the President of the Senate, the President pro tempore, and the Acting President pro tempore be authorized sign duly enrolled bills and joint resolutions. **Page 9**

Privileges of the Floor: Senate agreed that, for the duration of the 105th Congress, Senators be allowed to leave at the desk with the Journal Clerk the names of two staff members who will be granted the privilege of the floor during the consideration of the specific matter noted, and that the Sergeant-at-Arms be instructed to rotate such staff members as space allows. **Page 9**

Referral of Treaties and Nominations: Senate agreed that for the duration of the 105th Congress, it be in order to refer treaties and nominations on the day when they are received from the President, even when the Senate has no executive session that day. **Page 9**

Authority to Introduce Measures: Senate agreed that no bills or further resolutions, or Committee-reported legislation, other than those whose introduction and consideration have been agreed to by the Majority Leader, following consultation with the Democratic Leader, be in order prior to January 21, 1997, and that, beginning January 21, 1997, and for the remainder of the 105th Congress, Senators be allow to bring to the desk bills, joint resolutions, concurrent resolution, and simple resolutions, for referral to appropriate committees. **Page 11**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Protocols to the 1980 Conventional Weapons Convention (Treaty Doc. 105–1).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 107**

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

A communication from the President of the United States, transmitting, the annual report of the Department of Housing and Urban Development for calendar year 1995; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–1). **Page 84**

A communication from the President of the United States, transmitting, the annual report of the Department of Energy for calendar years 1994 and 1995; referred to the Committee on Energy and Natural Resources. (PM–2). **Page 84**

A communication from the President of the United States, transmitting, the report on hazardous materials transportation for calendar years 1994 and 1995; referred to the Committee on Commerce, Science, and Transportation. (PM–3). **Page 84**

Transmitting, the report of proposed legislation to provide for the waiver from certain provisions relating to the appointment of the United States Trade Representative; to the Committee on Governmental Affairs. (PM–4). **Page 84**

Nominations Received: Senate received the following nominations:

Madeleine Korbel Albright, of the District of Columbia, to be Secretary of State.

William S. Cohen, of Maine, to be Secretary of Defense.

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.

Alan M. Hantman, of New Jersey, to be Architect of the Capitol for the term of ten years.

Eric L. Clay, of Michigan, to be United States Circuit Judge for the Sixth Circuit.

Merrick B. Garland, of Maryland, to be United States Circuit Judge for the District of Columbia Circuit.

William A. Fletcher, of California, to be United States Circuit Judge for the Ninth Circuit.

Richard A. Paez, of California, to be United States Circuit Judge for the Ninth Circuit.

M. Margaret McKeown, of Washington, to be United States Circuit Judge for the Ninth Circuit.

Arthur Gajarsa, of Maryland, to be United States Circuit Judge for the Federal Circuit.

James A. Beaty, Jr., of North Carolina, to be United States Circuit Judge for the Fourth Circuit.

Ann L. Aiken, of Oregon, to be United States District Judge for the District of Oregon.

Lawrence Baskir, of Maryland, to be a Judge of the United States Court of Federal Claims for a term of fifteen years.

Joseph F. Bataillon, of Nebraska, to be United States District Judge for the District of Nebraska.

Colleen Kollar-Kotelly, of the District of Columbia, to be United States District Judge for the District of Columbia.

Richard A. Lazzara, of Florida, to be United States District Judge for the Middle District of Florida.

Donald M. Middlebrooks, of Florida, to be United States District Judge for the Southern District of Florida.

Jeffrey T. Miller, of California, to be United States District Judge for the Southern District of California.

Susan Oki Mollway, of Hawaii, to be United States District Judge for the District of Hawaii.

Margaret M. Morrow, of California, to be United States District Judge for the Central District of California.

Robert W. Pratt, of Iowa, to be United States District Judge for the Southern District of Iowa.

Christina A. Snyder, of California, to be United States District Judge for the Central District of California.

Clarence J. Sundram, of New York, to be United States District Judge for the Northern District of New York.

Thomas W. Thrash, Jr., of Georgia, to be United States District Judge for the Northern District of Georgia.

Marjorie O. Rendell, of Pennsylvania, to be United States Circuit Judge for the Third Circuit.

Helene N. White, of Michigan, to be United States Circuit Judge for the Sixth Circuit.

Donna Holt Cunninghame, of Maryland, to be Chief Financial Officer, Corporation for National and Community Service, (New Position), to which position she was appointed during the last recess of the Senate.

Jose-Marie Griffiths, of Tennessee, to be a Member of the National Commission on Libraries and Information Science for a term expiring July 19, 2001.

Madeleine May Kunin, of Vermont, to serve concurrently and without additional compensation as Ambassador to the Principality of Liechtenstein.

John Warren McGarry, of Massachusetts, to be a Member of the Federal Election Commission for a term expiring April 30, 2001.

Donald Rappaport, of the District of Columbia, to be Chief Financial Officer, Department of Education.

Karen Shepherd, of Utah, to be United States Director of the European Bank for Reconstruction and Development.

Arthur I. Blaustein, of California, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Dave Nolan Brown, of Washington, to be a Member of the National Council on Disability for a term expiring September 17, 1998.

Lorraine Weiss Frank, of Arizona, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Hans M. Mark, of Texas, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring April 17, 2002. (Reappointment)

Susan Ford Wiltshire, of Tennessee, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Charlene Barshefsky, of the District of Columbia, to be United States Trade Representative, with the rank of Ambassador.

Aida Alvarez, of New York, to be Administrator of the Small Business Administration.

Andrew M. Cuomo, of New York, to be Secretary of Housing and Urban Development.

William M. Delay, of Illinois, to be Secretary of Commerce.

Alexis M. Herman, of Alabama, to be Secretary of Labor.

Rodney E. Slater, of Arkansas, to be Secretary of Transportation.

Janet L. Yellen, of California, to be a Member of the Council of Economic Advisers.

5 Coast Guard Admirals.

72 Air Force Generals.

19 Army Generals.

9 Marine Corps Generals.

Routine lists in the Coast Guard, Air Force, Army, Navy, and Marine Corps. Page 108

Messages From the President: Page 84

Messages From the House: Page 84

Communications: Page 85

Petitions: Page 101

Authority for Committees: Page 105

Additional Statements: Page 105

Notice of Proposed Rulemaking: Page 26

Quorum Calls: One quorum call was taken today. (Total—1) Page 6

Recess: Senate convened at 12 noon, and recessed at 5:07 p.m., until 12:30 p.m., on Thursday, January 9, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 11.)

Committee Meetings

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to consider pending committee business.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 100 public bills, H.R. 1–100, and 14 resolutions, H. Res. 1–14, were introduced. **Page 182**

Reports Filed: The following reports were filed subsequent to the sine die adjournment of the One Hundred Fourth Congress:

Survey of Activities of the House Committee on Rules, 104th Congress (H. Rept. 104–868, filed on November 26, 1996);

Activities of the Committee on Veterans' Affairs for the 104th Congress (H. Rept. 104–869, filed on December 18, 1996);

Activities of the Committee on Appropriations during the 104th Congress (H. Rept. 104–870, filed on December 19, 1996);

Summary of Legislative and Oversight Activities of the Committee on Transportation and Infrastructure for the 104th Congress (H. Rept. 104–871 filed on December 20, 1996);

Legislative and Oversight Activity of the Committee on Ways and Means during the 104th Congress (H. Rept. 104–872 filed on December 20, 1996);

Summary of Activities of the Committee on Small Business During the 104th Congress (H. Rept. 104–873 filed on December 31, 1996);

Activities of the Committee on Government Reform and Oversight during the 104th Congress (H. Rept. 104–874 filed on January 2, 1997);

Activities of the Committee on Economic and Educational Opportunities during the 104th Congress (H. Rept. 104–875 filed on January 2, 1997);

Matter of Representative Barbara-Rose Collins (H. Rept. 104–876 filed on January 2, 1997);

Activities of the Committee on Banking and Financial Services during the 104th Congress (H. Rept. 104–877 filed on January 2, 1997);

Legislative and Oversight Activities of the Committee on Resources during the 104th Congress (H. Rept. 104–878 filed on January 2, 1997);

Activities of the Committee on the Judiciary during the 104th Congress (H. Rept. 104–879 filed on January 2, 1997);

Activities and Summary Report of the Committee on the Budget during the 104th Congress (H. Rept. 104–880 filed on January 2, 1997);

Activities of the Committee on Agriculture during the 104th Congress (H. Rept. 104–881 filed on January 2, 1997);

Activity of the Committee on Commerce during the 104th Congress (H. Rept. 104–882 filed on January 2, 1997);

Legislative review activities report of the Committee on International Relations during the 104th Congress (H. Rept. 104–883 filed on January 2, 1997);

Activities of the Committee on National Security during the 104th Congress (H. Rept. 104–884 filed on January 2, 1997);

Activities of the Committee on House Oversight during the 104th Congress (H. Rept. 104–885 filed on January 2, 1997);

Activities of the Committee on Standards of Official Conduct during the 104th Congress (H. Rept. 104–886 filed on January 2, 1997); and

Activities of the Committee on Science during the 104th Congress (H. Rept. 104–887 filed on January 2, 1997). **Page 182**

Election of Speaker: By a yea-and-nay vote of 216 yeas to 209 nays with 6 voting "present", Roll No. 3, Newt Gingrich of the State of Georgia was elected Speaker of the House of Representatives. Representatives Thomas of California, Gejdenson, Roukema, and Kennelly acted as tellers. The Speaker was escorted to the Chair by Representatives Gephardt, Armey, DeLay, Boehner, Fazio, Collins of Georgia, Bishop, Deal of Georgia, Kingston, Linder, McKinney, Barr, Chambliss, and Norwood. **Page 115**

Representative Dingell, Dean of the House, administered the oath of office to the Speaker, who subsequently administered the oath to Members-elect present en bloc. **Page 119**

Earlier, the Clerk ruled that the Fazio resolution relating to privileges of the House was not in order. By a yea-and-nay vote of 222 yeas to 210 nays, Roll No. 2, agreed to the Boehner motion to table the motion to appeal the ruling of the Clerk. **Page 115**

Party Leaders: It was announced that Representatives Armey and Gephardt had been elected majority and minority leaders, respectively, and that Representatives DeLay and Bonior had been elected majority and minority whips, respectively. **Page 120**

House Officers: House agreed to H. Res. 1, electing the following officers of the House of Representatives: Robin H. Carle, Clerk; Wilson S. Livingood, Sergeant at Arms; and Reverend James David Ford, Chaplain. **Page 120**

On division of the question, rejected the Fazio amendment that sought to name certain minority employees to the position of Clerk, Sergeant at Arms, and Chief Administrative Officer. **Page 120**

Notify Senate: House agreed to H. Res. 2, to inform the Senate that a quorum of the House has assembled and elected Newt Gingrich, a Representative from the State of Georgia, Speaker; and Robin H. Carle, a citizen of the Commonwealth of Virginia, Clerk of the House of Representatives. **Page 121**

Notify President: House agreed to H. Res. 3, authorizing the Speaker to appoint a committee of two members to join with a like committee of the Senate to notify the President that a quorum of each House has assembled and that the Congress is ready to receive any communication that he may be pleased to make. Subsequently, the Speaker appointed Representatives Armey and Gephardt to the committee. **Page 121**

Inform President: House agreed to H. Res. 4, authorizing the Clerk of the House to inform the President that the House of Representatives has elected Newt Gingrich, a Representative from the State of Georgia, Speaker; and Robin H. Carle, a citizen of the Commonwealth of Virginia, Clerk of the House of Representatives. **Page 121**

House Rules: By a yea-and-nay vote of 226 yeas to 202 nays, Roll No. 6, the House agreed to H. Res. 5, adopting the Rules of the House of Representatives for the One Hundred Fifth Congress. **Page 120**

By a yea-and-nay vote of 205 yeas to 223 nays, Roll No. 5, rejected the McDermott motion to commit the resolution to a select committee comprised of the Majority Leader and the Minority Leader with instructions to report back to the House forthwith with an amendment that strikes "or at the expiration of January 21, 1997, whichever is earlier" in the last sentence of section 25. **Page 132**

Earlier, agreed to order the previous questions by a yea-and-nay vote of 221 yeas to 202 nays, Roll No. 4. **Page 139**

Minority Employees: House agreed to H. Res. 6, providing for the designation of certain minority employees. **Page 141**

Corrections Calendar Office: House agreed to H. Res. 7, providing for the establishment of the Corrections Calendar Office. **Page 141**

Adjournment of Both Houses: By a yea-and-nay vote of 222 yeas to 198 nays, Roll No. 7, the House agreed to S. Con. Res. 3, providing for the adjournment of both Houses of Congress. **Page 142**

Counting of Electoral Votes: House agreed to S. Con. Res. 1, providing for the counting of the electoral votes for President and Vice President of the United States on January 9, 1997. **Page 142**

Congressional Committee on Inaugural Ceremonies: House agreed to S. Con. Res. 2, providing for the extension of the Joint Congressional Committee on Inaugural Ceremonies. Subsequently, the Chair announced the Speaker's appointment as members of the joint committee to make the necessary arrangements for the inauguration of the President-elect and the Vice President-elect of the United States on the 20th day of January 1997, the following members of the House: Representatives Gephardt, Gingrich, and Armey. **Page 143**

Inaugural Ceremonies: House agreed to H. Res. 8, providing that the House proceed to the West Front of the Capitol on Monday, January 20, 1997 at 10:30 a.m. for the purpose of attending the inaugural ceremonies. **Page 143**

Meeting Hour for the 105th Congress: House agreed to H. Res. 9 , fixing the daily hour of meeting for the 105th Congress. **Page 143**

Oath of Office: House agreed to H. Res. 10, providing for the authority to administer the oath of office to the Honorable Frank Tejeda at San Antonio, Texas. Subsequently, the Chair appointed the Honorable Orlando Garcia, Federal District Court Judge to administer the oath of Office. **Page 143**

Oath of Office: House agreed to H. Res. 11, providing for the authority to administer the oath of office to the Honorable Julia Carson at Indianapolis, Indiana. Subsequently, the Chair appointed the Honorable Hugh Dillin, Federal District Court Judge to administer the oath of Office. **Page 143**

Committee Elections: House agreed to the following resolutions to designate committee memberships: H. Res. 12, designating majority membership on certain standing committees of the House; H. Res. 13, designating minority membership on certain standing committees of the House; and H. Res. 14, electing Representative Sanders to certain standing committees of the House. **Page 144**

Meeting Hour: It was made in order that when the House adjourns today it adjourn to meet at noon on Thursday, January 9, 1997. **Page 146**

Resignations-Appointments: It was made in order that notwithstanding any adjournment of the House until Tuesday, February 4, 1997, the Speaker and the minority Leader be authorized to accept resignations and to make appointments authorized by law or by the House. **Page 146**

Calendar Wednesday: It was made in order that the calendar Wednesday rule be dispensed with on Wednesday, February 5, 1997. **Page 146**

House Office Building Commission: The Chair announced the Speaker's appointment of Representatives Armey and Gephardt as members of the House Office Building Commission. **Page 148**

Inspector General: The Chair announced that the Speaker, Majority Leader, and Minority Leader jointly appoint Mr. John W. Lainhart, IV, to the position of Inspector General for the House of Representatives for the 105th Congress. **Page 148**

Presidential Messages: Read the following messages from the President:

Hazardous Materials: Read a message wherein he transmits his Biennial Report on Hazardous materials transportation for Calendar Years 1994–1995—referred to the Committee on Transportation and Infrastructure; **Page 149**

Housing and Urban Development: Message wherein he transmits his 31st Annual Report of the Department of Housing and Urban Development which covers calendar year 1995—referred to the Committee on Banking and Financial Services; **Page 149**

Department of Energy: Message wherein he transmits his Annual Report of the Department of Energy which covers the years 1994 and 1995—referred to the Committee on Commerce; and **Page 149**

United States Trade Representative: Message wherein he transmits his proposed legislation relating to the appointment of the United States Trade Representative—referred to the Committee on Ways and Means and ordered printed (H. Doc. 105–22) **Page 149**

Senate Messages: Message received from the Senate today appears on page 141.

Quorum Calls—Votes: One quorum call (Roll No. 1) and 6 yea-and-nay votes developed during the proceedings of the House today and appear on pages 114, 115, 116, 139, 140, and 141.

Adjournment: Met at noon and adjourned at 6:20 p.m.

Committee Meetings

No Committee meetings were held.

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Thursday, January 9, 1997

Senate

Chamber Action

Routine Proceedings, pages 269–277

Measures Introduced: Six resolutions were introduced, as follows: S. Res. 9–14. **Page 272**

Electoral Ballot Count: Senate met in Joint Session with the House of Representatives to count the electoral ballots of the several States cast in the election of the President and Vice President of the United States. **Page 273**

Measures Passed:

Amending Senate Rules: Senate agreed to S. Res. 9, amending paragraphs 2 and 3 of rule XXV of the Standing Rules of the Senate. **Page 269**

Majority Party Committee Appointments: Senate agreed to S. Res. 10, making majority party appointments to certain Senate committees for the 105th Congress. **Page 269**

Minority Party Committee Appointments: Senate agreed to S. Res. 11, making minority party appointments to Senate committees for the 105th Congress. **Page 270**

Minority Party Committee Appointments: Senate agreed to S. Res. 12, making minority party appointments to Senate committees in paragraphs 3(a), (b), and (c) of rule XXV. **Page 270**

Majority Party Committee Appointments: Senate agreed to S. Res. 13, making majority party appointments to the Senate Committee on the Judiciary for the 105th Congress. **Page 270**

Majority Party Committee Appointments: Senate agreed to S. Res. 14, making majority party appointments to Senate committees for the 105th Congress. **Page 270**

Nominations Received: Senate received the following nominations:

Anthony Lake, of Massachusetts, to be Director of Central Intelligence.

Genta Hawkins Holmes, of California, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, as Ambassador to Australia.

Anne W. Patterson, of Virginia, to be Ambassador to the Republic of El Salvador.

Arma Jane Karaer, of Virginia, to be Ambassador to Papua New Guinea, and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to Solomon Islands, and as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Vanuatu.

Dennis K. Hays, of Florida, to be Ambassador to the Republic of Suriname.

John Francis Maisto, of Pennsylvania, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Venezuela.

Pete Peterson, of Florida, to be Ambassador to the Socialist Republic of Vietnam.

John Stern Wolf, of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as U.S. Coordinator for Asia Pacific Economic Cooperation (APEC).

Richard W. Bogosian, of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor,

for the rank of Ambassador during his tenure of service as Special Coordinator for Rwanda/Burundi.

Madeleine Korbel Albright, of the District of Columbia, to be a Representative of the United States of America to the 51st Session of the General Assembly of the United Nations.

Edward William Gnehm, Jr., of Georgia, to be a Representative of the United States of America to the 51st Session of the General Assembly of the United Nations.

Karl Frederick Inderfurth, of North Carolina, to be an Alternate Representative of the United States of America to the 51st Session of the General Assembly of the United Nations.

Victor Marrero, of New York, to be an Alternate Representative of the United States of America to the 51st Session of the General Assembly of the United Nations.

Lowell Lee Junkins, of Iowa, to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation.

Keith R. Hall, of Maryland, to be an Assistant Secretary of the Air Force.

Susan R. Baron, of Maryland, to be a Member of the National Corporation for Housing Partnerships for the term expiring October 27, 1997.

Charles A. Gueli, of Maryland, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 1999.

Niranjan S. Shah, of Illinois, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 1998.

Yolanda Townsend Wheat, of Missouri, to be a Member of the National Credit Union Administration Board for the term of six years expiring August 2, 2001.

Sheila Foster Anthony, of Arkansas, to be a Federal Trade Commissioner for the term of seven years from September 26, 1995.

Triruvarur R. Lakshmanan, of New Hampshire, to be Director of the Bureau of Transportation Statistics, Department of Transportation, for the term of four years.

Jerry M. Melillo, of Massachusetts, to be an Associate Director of the Office of Science and Technology Policy.

Kerri-Ann Jones, of Maryland, to be an Associate Director of the Office of Science and Technology Policy.

Heidi H. Schulman, of California, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2002.

Ronald Kent Burton, of Virginia, to be a Member of the Board of Trustees of the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation for a term expiring October 6, 2002.

D. Michael Rappoport, of Arizona, to be a Member of the Board of Trustees of the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation for a term expiring October 6, 2002.

Judith M. Espinosa, of New Mexico, to be a Member of the Board of Trustees of the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation for a term of four years.

Johnny H. Hayes, of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority for a term expiring May 18, 2005.

Brigadier General Robert Bernard Flowers, United States Army, to be a Member and President of the Mississippi River Commission, under the provisions of Section 2 of an Act of Congress, approved June 1879 (21 Stat. 37) (33 U.S.C. 642).

Kevin L. Thurm, of New York, to be Deputy Secretary of Health and Human Services.

David J. Barram, of California, to be Administrator of General Services.

Denis J. Hauptly, of Minnesota, to be Chairman of the Special Panel on Appeals for a term of six years.

Leo K. Goto, of Colorado, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of two years.

Don T. Nakanishi, of California, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of two years.

Peggy A. Nagae, of Oregon, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of three years.

Dale Minami, of California, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of three years.

Yeiichi Kuwayama, of the District of Columbia, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of three years.

Elsa H. Kudo, of Hawaii, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of two years.

Robert F. Drinan, of Massachusetts, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of three years.

Susan Hayase, of California, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of three years.

Michael A. Naranjo, of New Mexico, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring May 19, 2002.

Jeanne Givens, of Idaho, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring October 18, 2002.

Barbara Blum, of the District of Columbia, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring May 19, 2002.

Letitia Chambers, of Oklahoma, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring May 19, 2000.

Sophia H. Hall, of Illinois, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1997.

Sophia H. Hall, of Illinois, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 2002.

Rose Ochi, of California, to be Director, Community Relations Service, for a term of four years.

Daniel Guttman, of the District of Columbia, to be a Member of the Occupational Safety and Health Review Commission for a term expiring April 27, 2001.

Gerald N. Tirozzi, of Connecticut, to be Assistant Secretary for Elementary and Secondary Education, Department of Education.

Hulett Hall Askew, of Georgia, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 1998.

Ernestine P. Watlington, of Pennsylvania, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 1999.

Mary Lucille Jordan, of Maryland, to be a Member of the Federal Mine Safety and Health Review Commission for a term of six years expiring August 30, 2002.

Nathan Leventhal, of New York, to be a Member of the National Council on the Arts for a term expiring September 3, 2002.

Joseph Lane Kirkland, of the District of Columbia, to be a Member of the Board of Directors of the United States Institute of Peace for a term expiring January 19, 2001.

A. E. Dick Howard, of Virginia, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term of six years.

Jon Deveaux, of New York, to be a Member of the National Institute for Literacy Advisory Board for a term expiring October 12, 1998.

Anthony R. Sarmiento, of Maryland, to be a Member of the National Institute for Literacy Advisory Board for a term expiring September 22, 1998.

Sarah McCracken Fox, of New York, to be a Member of the National Labor Relations Board for the term of five years expiring August 27, 2000.

Magdalena G. Jacobsen, of Oregon, to be a Member of the National Mediation Board for a term expiring July 1, 1999.

Patricia M. McMahon, of New Hampshire, to be Deputy Director for Demand Reduction, Office of National Drug Control Policy.

M. R. C. Greenwood, of California, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

John A. Armstrong, of Massachusetts, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

Stanley Vincent Jaskolski, of Ohio, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

Jane Lubchenco, of Oregon, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

Richard A. Tapia, of Texas, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

Mary K. Gaillard, of California, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

Bob H. Suzuki, of California, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

Eamon M. Kelly, of Louisiana, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

Vera C. Rubin, of the District of Columbia, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

Routine lists in the Army. Page 275

Messages From the House: Page 271

Recess: Senate convened at 12:31 p.m. and, in accordance with S. Con. Res. 3, recessed at 1:24 p.m., until 12 noon, on Tuesday, January 21, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 275.)

Committee Meetings

AIR BAG SAFETY

Committee on Commerce, Science, and Transportation: Committee held hearings to examine air bag safety, receiving testimony from Senator Kempthorne; Ricardo Martinez, Administrator, National Highway Traffic Safety Administration; James Hall, Chairman, and Elaine B. Weinstein, Chief, Safety Studies Division, both of the National Transportation Safety Board; Joan Claybrook, Public Citizen, Andrew Card, Susan M. Cischke, Chrysler Corporation, Lou Camp, Ford Motor Company, and Bob Lange, General Motors Corporation, all on behalf of the American Automobile Manufacturers Association, and Janet Dewey, Air Bag Safety Campaign, all of Washington, D.C.; Philip Hutchison, Association of International Automobile Manufacturers, and Brian O'Neill, Insurance Institute for Highway Safety, both of Arlington, Virginia; Charles H. Pulley, Automotive Occupant Restraints Council, Lexington, Kentucky; Kathleen Jones, Blacksburg, Virginia; and Robert Sanders, Parents Coalition for Air Bag Warnings, Baltimore, Maryland.

Hearings were recessed subject to call.

GULF WAR ILLNESSES

Committee on Veterans' Affairs: Committee held hearings to examine Persian Gulf War illnesses, receiving testimony

from Jesse Brown, Secretary of Veterans Affairs, Kenneth Kizer, Under Secretary for Health, and Stephen L. Lemons, Acting Under Secretary for Benefits, all of the Department of Veterans Affairs; George J. Tenet, Acting Director, Nora Slatkin, Executive Director, and Sylvia Copeland, Executive Officer, Office of Weapons, Technology, and Proliferation, all of the Central Intelligence Agency; and Joyce C. Lashof, Chair, and Philip J. Landrigan, Member, both of The Presidential Advisory Committee on Persian Gulf War Veterans' Illnesses.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 67 public bills, H.R. 382–448; 7 private bills, H.R. 375–381; and 16 resolutions, H.J. Res. 25–31, H. Con. Res. 6–8, and H. Res. 25–30, were introduced. **Page 337**

Reports Filed: There were no reports filed today.

Committee Resignation: Read a letter from Representative Bunning wherein he resigns from the Select Committee on Ethics. Subsequently, the Speaker announced the appointment of Representative Lamar Smith of Texas to fill the vacancy. **Page 278**

Public Law Technical Correction: House passed H.J. Res. 25, making technical corrections to the Omnibus Consolidated Appropriations Act, 1997 (Public Law 104–208). **Page 278**

Committee Chairman Election: House agreed to H. Res. 25, electing Representative Sensenbrenner, Chairman, Committee on Science; Representative Talent, Chairman, Committee on Small Business; and Representative Stump, Chairman, Committee on Veterans' Affairs. **Page 279**

Chief Administrative Officer: The Speaker appointed Jeff Trandahl of Virginia to act as, and to exercise temporarily the duties of Chief Administrative Officer of the House of Representatives. Subsequently, the Speaker administered the Oath of Office to Mr. Trandahl. **Page 279**

Deputy Clerk: Read a letter from the Clerk wherein she designates Ms. Linda Nave, Deputy Clerk, to sign papers and do all other acts under the name of the Clerk of the House of Representatives in the Clerk's temporary absence or disability. **Page 279**

Electoral Vote Tellers: The Speaker appointed Representatives Thomas of California and Gejdenson as Tellers on the Part of the House for count of the Electoral Votes. **Page 279**

Recess: House recessed at 12:09 p.m. and reconvened at 12:59 p.m. **Page 279**

Electoral Ballot Count: Pursuant to the provisions of S. Con. Res. 1, the House and Senate met in joint session and counted the votes cast by the electors for President and Vice-President of the United States of America. The count disclosed the following votes cast for President: Bill Clinton of Arkansas, 379; and Bob Dole of Kansas, 159. The count disclosed the following votes for Vice President: Al Gore of Tennessee, 379; and Jack Kemp of Maryland, 159. Representatives Thomas of California and Gejdenson, on the part of the House, and Senators Warner and Ford, on the part of the Senate, served as tellers. **Page 279**

Recess: House recessed at 1:28 p.m. and reconvened at 1:45 p.m. **Page 280**

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

Adjournment: Met at noon and, pursuant to the provisions of S. Con. Res. 3, adjourned at 2:11 p.m. until 10 a.m. on Monday, January 20, 1997.

Committee Meetings

COMMITTEE ORGANIZATION

Committee on Agriculture: On January 8, the Committee met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on House Oversight: On January 8, the Committee met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Rules: On January 8, the Committee met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Transportation: On January 8, the Committee met for organizational purposes.

IN THE MATTER OF REPRESENTATIVE NEWT GINGRICH

Select Committee on Ethics: On January 8, the Committee met in executive session to consider scheduling of sanction hearings in the matter of Representative Gingrich.

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Monday, January 20, 1997

Senate

Chamber Action

The Senate was not in session today. It will next meet on Tuesday, January 21, 1997, at 12 noon.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 449–451 were introduced. **Page 391**

Reports Filed: Pursuant to H. Res. 5, the Select Committee on Ethics filed a report in the matter of Representative Newt Gingrich on January 17, 1997 (H. Rept. 105–1). **Page 391**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Dreier to act as Speaker pro tempore for today. **Page 381**

Committee Appointment: The Chair announced the Speaker's appointment on January 9 of Representative Saxton to the Joint Economic Committee. **Page 381**

Recess: House recessed at 10:05 a.m. and reconvened at 10:17 a.m. **Page 381**

Inauguration Ceremonies: Pursuant to the provisions of H. Res. 8, the House proceeded in a body led by the Dean of the House to the Inauguration Ceremonies. **Page 381**

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

Adjournment: Met at 10:00 a.m. and, pursuant to the provisions of H. Res. 8, adjourned at 12:48 p.m. until 12:00 noon on Tuesday, January 21, 1997.

Committee Meetings

IN THE MATTER OF REPRESENTATIVE GINGRICH

Committee on Standards of Official Conduct: On January 17, the Committee met in executive session and, by a vote of 7–1, recommended the following in the matter of Representative Gingrich: a reprimand for violating a rule of the House; and a $300,000 cost assessment to reimburse the committee for the investigation.

Prior to this action, the Committee held a hearing on this matter. Testimony was heard from James M. Cole, Special Counsel to the Committee and J. Randolph Evans, Counsel to Representative Gingrich.

Tuesday, January 21, 1997

Senate

Chamber Action

Routine Proceedings, pages 498–944

Measures Introduced: One hundred seventy-eight bills and fourteen resolutions were introduced, as follows: S. 1–178, S.J. Res. 1–9, and S. Res. 15–19. **Page 508**

Measures Passed:

Technical Correction: Senate passed H. J. Res. 25, making technical corrections to the Omnibus Consolidated Appropriations Act, 1997 (Public Law 104–208). **Page 941**

Nomination—Time Agreement: A unanimous-consent agreement was reached providing for the consideration of the nomination of Madeleine Korbel Albright, of the District of Columbia, to be Secretary of State on Wednesday, January 22, with a vote to occur thereon. **Page 940**

Appointments:

Senate Arms Control Observer Group: The Chair, on behalf of the Minority Leader, pursuant to S. Res. 105, adopted April 13, 1989, as amended by S. Res. 280, adopted October 8, 1994, announced the appointment of the following Senators as members of the Senate Arms Control Observer Group: Senators Biden, Byrd (designated to serve as Minority Administrative Co-Chairman), Bumpers, Daschle, Glenn, Kennedy, Kerrey, Levin (designated to serve as Co-Chairman for the Minority), Moynihan, and Sarbanes. **Page 940**

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

Transmitting, a report concerning biological and chemical weapons; to the Committee on Armed Services. (PM–5). **Page 500**

Transmitting, a report on the continuation of the emergency regarding terrorists; to the Committee on Banking, Housing, and Urban Affairs. (PM–6). **Page 500**

Nominations Received: Senate received the following nominations:

Ayse Manyas Kenmore, of Florida, to be a Member of the National Museum Services Board for a term expiring December 6, 2000.

John T. Broderick, Jr., of New Hampshire, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 1999.

Susan E. Trees, of Massachusetts, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Jeffrey Davidow, of Virginia, to be a Member of the Board of Directors of the Inter-American Foundation, for a term expiring September 20, 2002.

Routine lists in the Foreign Service. Page 944

Messages From the President: Page 500

Messages From the House: Page 500

Communications: Page 501

Executive Reports of Committees: Page 507

Statements on Introduced Bills: Page 513

Amendments Submitted: Page 935

Notices of Hearings: Page 935

Additional Statements: Page 935

Adjournment: Senate convened at 12 noon and adjourned at 7:19 p.m., until 10 a.m., on Wednesday, January 22, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 941.)

Committee Meetings

ECONOMIC OUTLOOK

Committee on the Budget: Committee held hearings to examine the state of the United States economy and economic outlook, receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System.

Committee will meet again tomorrow.

NOMINATION

Committee on Foreign Relations: On Monday, January 20, committee ordered favorably reported the nomination of Madeleine Korbel Albright, of the District of Columbia, to be Secretary of State.

House of Representatives

Chamber Action

Bills Introduced: 45 public bills, H.R. 452–496; and 11 resolutions, H.J. Res. 32–35, H. Con. Res. 9–11, and H. Res. 31–34, were introduced. Page 467

Reports Filed: No reports were filed today.

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Bereuter to act as Speaker pro tempore for today. Page 393

Select Committee on Ethics Report: By a recorded vote of 395 ayes to 28 noes with 5 voting "present", Roll No. 8, the House agreed to H. Res. 31, in the matter of Representative Newt Gingrich. Page 393

Committee Leave of Absence: Read a letter from Representative Barr wherein he requests a leave of absence from the Committee on Veterans' Affairs. Page 459

Committee Elections: Agreed to H. Res. 32 and H. Res. 33, electing Members to certain standing committees of the House of Representatives. Page 459

Morning Hour Debate: It was made in order that on Mondays and Tuesdays of each week through the second session of the 105th Congress, the House shall convene 90 minutes earlier than the time otherwise established by order of the House for the purpose of conducting morning-hour debate. Page 460

State of the Union Address: The House agreed to H. Con. Res. 9, providing for the State of the Union address by the President on Tuesday, February 4, 1997. Page 460

Presidential Messages: Read the following messages from the President:

National Emergency re Middle East Peace Process: Message wherein he transmits his notice concerning the emergency declared with respect to the Middle East peace process—referred to the Committee on International Relations and ordered printed (H. Doc. 105–28); and Page 460

Threat of Biological and Chemical Weapons: Message wherein he transmits his report describing the policy functions and operational roles of Federal agencies in countering the threat posed by biological and chemical weapons of mass destruction—referred to the Committee on National Security and ordered printed (H. Doc. 105–29). Page 460

Quorum Calls—Votes: One recorded vote developed during the proceedings of the House today and appears on page 458. There were no quorum calls.

Adjournment: Met at 12 noon and, pursuant to the provisions of S. Con. Res. 3, adjourned at 2:24 p.m. until 12:30 p.m. on Tuesday, February 4, 1997.

Committee Meetings

COMMITTEE ORGANIZATION

Committee on Commerce: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Education and the Workforce: Met for organizational purposes.

OVERSIGHT—STATUS OF EFFORTS TO IDENTIFY PERSIAN GULF WAR SYNDROME

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on the status of efforts to identify the Persian Gulf War syndrome. Testimony was heard from Donald Curtis, M.D., member, Presidential Advisory Committee on PGW Veterans' Illnesses; Kenneth Kizer, M.D., Under Secretary, Health, Department of Veterans Affairs; Bernard Rostker, Special Assistant, PGW Illnesses, Department of Defense; and public witnesses.

COMMITTEE ORGANIZATION

Committee on the Judiciary: Met for organizational purposes.

The Committee also approved oversight reports.

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Wednesday, January 22, 1997

Senate

Chamber Action

Routine Proceedings, pages 961–1056

Measures Introduced: Twenty-one bills and five resolutions were introduced, as follows: S. 179–199, S.J. Res. 10, S. Con. Res. 4, and S. Res. 20–22. **Page 1017**

Measures Reported: Reports were made as follows:

S. Res. 20, authorizing expenditures by the Committee on Agriculture, Nutrition and Forestry.

Special Report on Committee Activities of the Select Committee on Intelligence, January 4, 1995 to October 3, 1996. (S. Rept. No. 105–1)

Special Report of the Joint Economic Committee Congress of the United States of the 1996 Economic Report of the President. (S. Rept. No. 105–2) **Page 1017**

Measures Passed:

Directing Senate Legal Counsel: Senate agreed to S. Res. 21, to direct the Senate Legal Counsel to appear as amicus curiae in the name of the Senate in *Sen. Robert C. Byrd, et al.* v *Franklin D. Raines, et al.* **Page 1002**

Commending Warren Christopher: Senate agreed to S. Con. Res. 4, commending and thanking the Honorable Warren Christopher for his exemplary service as Secretary of State. **Page 1054**

State of the Union Address: Senate agreed to H. Con. Res. 9, providing for a joint session of Congress to receive a message from the President on the state of the Union. **Page 1055**

Death of Former Senator Tsongas: Senate agreed to S. Res. 22, relative to the death of the Honorable Paul Tsongas, formerly a Senator from the Commonwealth of Massachusetts. **Page 1055**

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 99 yeas (Vote No. 1 EX), Madeleine Korbel Albright, of the District of Columbia, to be Secretary of State. **Pages 972, 1055**

By unanimous vote of 99 yeas (Vote No. 2 EX), William S. Cohen, of Maine, to be Secretary of Defense. **Pages 1002, 1055**

Nominations Received: Senate received the following nominations:

Susan Bass Levin, of New Jersey, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 1999.

1 Army nomination in the rank of general.

2 Marine Corps nominations in the rank of general.

A routine list in the Navy. **Page 1055**

Messages From the House: **Page 1017**

Executive Reports of Committees: **Page 1017**

Statements on Introduced Bills: **Page 1018**

Additional Cosponsors: **Page 1036**

Authority for Committees: **Page 1038**

Additional Statements: **Page 1038**

Record Votes: Two record votes were taken today. (Total–2) **Pages 1000, 1010**

Adjournment: Senate convened at 10 a.m. and adjourned at 5:30 p.m., until 11 a.m., on Thursday, January 23, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 1055.)

Committee Meetings

ORGANIZATIONAL MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported an original resolution (S. Res. 20) requesting $1,747,544 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $1,792,747 for operating expenses for the period from March 1, 1998 through February 28, 1999.

Also, committee adopted its rules of procedure for the 105th Congress, and announced the following subcommittee assignments:

Subcommittee on Production and Price Competitiveness: Senators Cochran (Chairman), Roberts, Helms, Grassley, Gramm, Kerrey, Daschle, Johnson, and Landrieu.

Subcommittee on Marketing, Inspection, and Product Promotion: Senators Coverdell (Chairman), Helms, Cochran, McConnell, Baucus, Kerrey, Landrieu.

Subcommittee on Forestry, Conservation, and Rural Revitalization: Senators Santorum (Chairman), Grassley, Coverdell, Roberts, Craig, Conrad, Leahy, Daschle, and Baucus.

Subcommittee on Research, Nutrition, and General Legislation: Senators McConnell (Chairman), Gramm, Craig, Santorum, Leahy, Conrad, and Johnson.

NOMINATION

Committee on Armed Services: Committee ordered favorably reported the nomination of William S. Cohen, of Maine, to be Secretary of Defense.

Prior to this action, committee concluded hearings on the nomination of Mr. Cohen, after the nominee, who was introduced by Senators McCain, Snowe, and Collins, testified and answered questions in his own behalf.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Andrew M. Cuomo, of New York, to be Secretary of Housing and Urban Development, after the nominee, who was introduced by Senators D'Amato and Moynihan and Henry G. Cisneros, Secretary of Housing and Urban Development, testified and answered questions in his own behalf.

ORGANIZATIONAL MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported an original resolution requesting $3,448,034 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $3,539,227 for operating expenses for the period from March 1, 1998 through February 28, 1999.

Also, committee adopted its rules of procedure for the 105th Congress, and approved subcommittee chairmen and the creation of the following new subcommittee: Subcommittee on Manufacturing and Competitiveness.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of William M. Daley, of Illinois, to be Secretary of Commerce, after the nominee, who was introduced by Senators Moseley-Braun and Durbin and Representative Hyde, testified and answered questions in his own behalf. Testimony was also received from Donald Rumsfeld, Chicago, Illinois.

BALANCED BUDGET AMENDMENT

Committee on the Judiciary: Committee concluded hearings on S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget, after receiving testimony from Senators Craig, Lautenberg, Graham, Conrad, Bryan, and Dorgan; former Senator Paul Simon; Stuart M. Gerson, former Assistant and Acting Attorney General, Department of Justice; David R. Malpass, Bear, Stearns Company, Inc., New York, New York; Alan B. Morrison, Public Citizen, Washington, D.C.; and Eugene Lehrmann, American Association of Retired Persons, Madison, Wisconsin.

ORGANIZATIONAL MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported an original resolution requesting $4,113,888 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $4,223,533 for the period from March 1, 1998 through February 28, 1999.

Also, committee adopted its rules of procedure for the 105th Congress, and announced the following subcommittee assignments:

Subcommittee on Children and Families: Senators Coats (Chairman), Gregg, Frist, Hutchinson, Collins, McConnell, Jeffords, Dodd, Bingaman, Wellstone, Murray, Reed, and Kennedy.

Subcommittee on Aging: Senators Gregg (Chairman), Hutchinson, Warner, Jeffords, Mikulski, Murray, and Kennedy.

Subcommittee on Public Health and Safety: Senators Frist (Chairman), Jeffords, Coats, DeWine, Enzi, Collins, Kennedy, Harkin, Mikulski, Bingaman, and Reed.

Subcommittee on Employment and Training: Senators DeWine (Chairman), Jeffords, Enzi, Warner, McConnell, Wellstone, Kennedy, Dodd, and Harkin.

House of Representatives

Chamber Action

The House was not in session today. The House will next meet on Tuesday, February 4, 1997.

Committee Meetings

TERM LIMITS—MEMBERS OF CONGRESS

Committee on the Judiciary: Subcommittee on the Constitution held a hearing regarding limiting terms of office for Members of the U.S. Senate and the U.S. House of Representatives. Testimony was heard from Senator Thompson; Representatives McCollum, Dingell, Fowler, and Barton of Texas; and public witnesses.

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Thursday, January 23, 1997

Senate

Chamber Action

Routine Proceedings, pages 1058–1076

Measures Introduced: Four bills and four resolutions were introduced, as follows: S. 200–203, S.J. Res. 11, and S. Res. 23–25. **Page 1063**

Measures Passed:

Parliamentarian Emeritus: Senate agreed to S. Res. 23, designating Alan Scott Frumin as a Parliamentarian Emeritus. **Page 1058**

Communications: **Page 1063**

Statements on Introduced Bills: **Page 1063**

Additional Cosponsors: **Page 1069**

Additional Statements: **Page 1071**

Adjournment: Senate convened at 11 a.m. and adjourned at 1:44 p.m., until 10 a.m., on Monday, January 27, 1997, for a pro forma session. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 1076.)

Committee Meetings

EDUCATION ACHIEVEMENT

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education and Related Agencies concluded hearings to examine the role of the Federal Government in assisting certain students improve their academic standing, focusing on approaches to improving English language skills and the use of ebonics, after receiving testimony from Representative Waters; Carolyn M. Getridge, Oakland Unified School District, and Toni Cook and Michael Lampkins, both of the Oakland Board of Education, all of Oakland, California; Amos C. Brown, National Baptist Convention, USA, Inc., San Francisco, California; Orlando L. Taylor, Howard University Graduate School of Arts and Sciences, and Michael Casserly, Council of the Great City Schools, both of Washington, D.C.; Robert L. Williams, Washington University, St. Louis, Missouri; William Labov, University of Pennsylvania, Philadelphia; and Armstrong Williams, Los Angeles, California.

MEDICARE REFORM

Committee on the Budget: Committee held hearings on proposals to reform the Medicare system and budget implications of Medicare policy, receiving testimony from Jacob J. Lew, Deputy Director, Office of Management and Budget; Gail R. Wilensky, Project HOPE, Bethesda, Maryland, former Administrator, Health Care Financing Administration; H. Edward Frech III, University of California, Santa Barbara; and Karen Davis, Commonwealth Fund, New York, New York.

Committee will meet again on Tuesday, January 28.

ORGANIZATIONAL MEETING

Committee on the Judiciary: Committee ordered favorably reported an original resolution requesting $4,362,646 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $4,480,028 for operating expenses for the period from March 1, 1998 through February 28, 1999.

Also, committee adopted its rules of procedure for the 105th Congress.

House of Representatives

Chamber Action

The House was not in session today. The House will next meet on Tuesday, February 4, 1997.

Committee Meetings

No Committee meetings were held.

Monday, January 27, 1997

Senate

Chamber Action

Senate met at 9:59:15 a.m. in pro forma session, and adjourned at 9:59:30 a.m. until 10 a.m. on Tuesday, January 28, 1997. Page 1077

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. The House will next meet on Tuesday, February 4.

Committee Meetings

No Committee meetings were held.

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Tuesday, January 28, 1997

Senate

Chamber Action

Routine Proceedings, pages 1080–1167

Measures Introduced: Twenty-four bills and nine resolutions were introduced, as follows: S. 204–227, S.J. Res. 12 and 13, and S. Res. 26–32. Page 1113

Measures Reported: Reports were made as follows:

S. Res. 26, authorizing expenditures by the Committee on Environment and Public Works.

S. Res. 27, authorizing expenditures by the Committee on Finance.

S. Res. 28, authorizing expenditures by the Committee on Banking, Housing and Urban Affairs.

S. Res. 29, authorizing expenditures by the Committee on Commerce, Science, and Transportation.

S. Res. 30, authorizing expenditures by the Select Committee on Intelligence.

S. Res. 31, providing for members on the part of the Senate of the Joint Committee on Printing and the Joint Committee of Congress on the Library.

S. Res. 32, to authorize the printing of a collection of the rules of the committees of the Senate. Page 1113

Nomination—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of the nomination of Andrew M. Cuomo, of New York, to be Secretary of Housing and Urban Development, on Wednesday, January 29, 1997, with a vote to occur thereon. **Page 1110**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Taxation Treaty with Thailand (Treaty Doc. 105–2).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 1110**

Nominations Received: Senate received the following nominations:

Federico Pẽna, of Colorado, to be Secretary of Energy.

Routine lists in the Army, Air Force, and Foreign Service. **Page 1165**

Communications: **Page 1111**

Executive Reports of Committees: **Page 1113**

Statements on Introduced Bills: **Page 1114**

Additional Cosponsors: **Page 1157**

Notices of Hearings: **Page 1160**

Authority for Committees: **Page 1161**

Additional Statements: **Page 1161**

Adjournment: Senate convened at 10 a.m. and adjourned at 5:59 p.m., until 9:30 a.m., on Wednesday, January 29, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 1165.)

Committee Meetings

ORGANIZATIONAL MEETING

Committee on Appropriations: Committee ordered favorably reported an original resolution requesting $4,953,132 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $5,082,521 for operating expenses for the period from March 1, 1998 through February 28, 1999.

Also, committee adopted its rules of procedure for the 105th Congress, and announced the following subcommittee assignments:

Subcommittee on Agriculture, Rural Development, and Related Agencies: Senators Cochran (Chairman), Specter, Bond, Gorton, McConnell, Burns, Bumpers, Harkin, Kohl, Byrd, and Leahy.

Subcommittee on Commerce, Justice, State, and Judiciary: Senators Gregg (Chairman), Stevens, Domenici, McConnell, Hutchison, Campbell, Hollings, Inouye, Bumpers, Lautenberg, and Mikulski.

Subcommittee on Defense: Senators Stevens (Chairman), Cochran, Specter, Domenici, Bond, McConnell, Shelby, Gregg, Hutchison, Inouye, Hollings, Byrd, Leahy, Bumpers, Lautenberg, Harkin, and Dorgan.

Subcommittee on District of Columbia: Senators Faircloth (Chairman), Hutchison, and Boxer.

Subcommittee on Energy and Water Development: Senators Domenici (Chairman), Cochran, Gorton, McConnell, Bennett, Burns, Craig, Reid, Byrd, Hollings, Murray, Kohl, and Dorgan.

Subcommittee on Foreign Operations: Senators McConnell (Chairman), Specter, Gregg, Shelby, Bennett, Campbell, Stevens, Leahy, Inouye, Lautenberg, Harkin, Mikulski, and Murray.

Subcommittee on Interior: Senators Gorton (Chairman), Stevens, Cochran, Domenici, Burns, Bennett, Gregg, Campbell, Byrd, Leahy, Bumpers, Hollings, Reid, Dorgan, and Boxer.

Subcommittee on Labor, Health and Human Services, and Education: Senators Specter (Chairman), Cochran, Gorton, Bond, Gregg, Faircloth, Craig, Hutchison, Harkin, Hollings, Inouye, Bumpers, Reid, Kohl, and Murray.

Subcommittee on Legislative Branch: Senators Bennett (Chairman), Stevens, Craig, Dorgan, and Boxer.

Subcommittee on Military Construction: Senators Burns (Chairman), Hutchison, Faircloth, Craig, Murray, Reid, and Inouye.

Subcommittee on Transportation: Senators Shelby (Chairman), Domenici, Specter, Bond, Gorton, Bennett, Faircloth, Lautenberg, Byrd, Mikulski, Reid, Kohl, and Murray.

Subcommittee on Treasury, General Government, and Civil Service: Senators Campbell (Chairman), Shelby, Faircloth, Kohl, and Mikulski.

Subcommittee on VA–HUD and Independent Agencies: Senators Bond (Chairman), Burns, Stevens, Shelby, Campbell, Craig, Mikulski, Leahy, Lautenberg, Harkin, and Boxer.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the following business items:

The nomination of Andrew M. Cuomo, of New York, to be Secretary of Housing and Urban Development; and

An original resolution (S. Res. 28) requesting $2,853,725 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $2,928,278 for operating expenses for the period from March 1, 1998 through February 28, 1999.

Also, committee adopted its rules of procedures for the 105th Congress, and announced the following subcommittee assignments:

Subcommittee on Securities: Senators Gramm (Chairman), Shelby, Allard, Bennett, Faircloth, Dodd, Johnson, Kerry, and Bryan.

Subcommittee on Financial Institutions and Regulatory Relief: Senators Faircloth (Chairman), Allard, Enzi, Shelby,

Mack, Grams, Gramm, Bryan, Johnson, Boxer, Moseley-Braun, and Reed.

Subcommittee on International Finance: Senators Grams (Chairman), Hagel, Gramm, Bennett, Moseley-Braun, Boxer, and Reed.

Subcommittee on Housing Opportunity and Community Development: Senators Mack (Chairman), Faircloth, Enzi, Shelby, Allard, Hagel, Kerry, Reed, Dodd, Bryan, and Moseley-Braun.

Subcommittee on Financial Services and Technology: Senators Bennett (Chairman), Hagel, Mack, Grams, Enzi, Boxer, Kerry, Dodd, and Johnson.

ECONOMIC OUTLOOK

Committee on the Budget: Committee held hearings on the Congressional Budget Office assessment of the United States economy and budget for fiscal years 1998–2007, receiving testimony from June E. O'Neill, Director, Congressional Budget Office.

Committee will meet again tomorrow.

ORGANIZATIONAL MEETING

Committee on Environment and Public Works: Committee ordered favorably reported an original resolution (S. Res. 26) requesting $2,431,871 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $2,494,014 for operating expenses for the period from March 1, 1998 through February 28, 1999.

Also, committee adopted its rules of procedure for the 105th Congress, and announced the following subcommittee assignments:

Subcommittee on Transportation and Infrastructure: Senators Warner (Chairman), Robert Smith, Kempthorne, Bond, Inhofe, Thomas, Baucus, Moynihan, Reid, Graham, and Boxer.

Subcommittee on Superfund, Waste Control, and Risk Assessment: Senators Robert Smith (Chairman), Warner, Inhofe, Allard, Sessions, Lautenberg, Moynihan, Boxer, and Graham.

Subcommittee on Drinking Water, Fisheries and Wildlife: Senators Kempthorne (Chairman), Thomas, Bond, Warner, Hutchinson, Reid, Lautenberg, Lieberman, and Wyden.

Subcommittee on Clean Air, Wetlands, Private Property, and Nuclear Safety: Senators Inhofe (Chairman), Hutchinson, Allard, Sessions, Graham, Lieberman, and Boxer.

ORGANIZATIONAL MEETING

Committee on Finance: Committee ordered favorably reported an original resolution (S. Res. 27) requesting $3,329,727 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $3,416,328 for operating expenses for the period from March 1, 1998 through February 28, 1999.

Committee designated the following committee members to serve on the Joint Committee on Taxation: Senators Roth, Chafee, Grassley, Moynihan, and Baucus; and the following committee members to serve as congressional advisers on trade policy and negotiations: Senators Roth, Chafee, Grassley, Moynihan, and Baucus.

Also, committee adopted its rules of procedure for the 105th Congress, and made the following subcommittee assignments:

Subcommittee on Health Care: Senators Gramm (Chairman), Roth, Chafee, Grassley, Hatch, D'Amato, Nickles, Jeffords, Rockefeller, Baucus, Conrad, Graham, Moseley-Braun, Bryan, and Kerrey.

Subcommittee on International Trade: Senators Grassley (Chairman), Roth, Chafee, Hatch, D'Amato, Murkowski, Gramm, Lott, Mack, Moynihan, Baucus, Rockefeller, Breaux, Conrad, Graham, Moseley-Braun, and Kerrey.

Subcommittee on Long-Term Growth, Debt and Deficit Reduction: Senators Mack (Chairman), Murkowski, Lott, Graham, and Bryan.

Subcommittee on Social Security and Family Policy: Senators Chafee (Chairman), Nickles, Gramm, Jeffords, Breaux, Moynihan, Rockefeller, and Moseley-Braun.

Subcommittee on Taxation and IRS Oversight: Senators Nickles (Chairman), Roth, Grassley, Hatch, D'Amato, Murkowski, Lott, Jeffords, Mack, Baucus, Moynihan, Breaux, Conrad, Bryan, and Kerrey.

CONSUMER PRICE INDEX

Committee on Finance: Committee held hearings to examine the findings and recommendations of the Advisory Commission to Study the Consumer Price Index, receiving testimony from Michael J. Boskin, Stanford University, Stanford, California, Ellen R. Dulberger, IBM Personal Computer Company, Somers, New York, Robert J. Gordon, Northwestern University, Evanston, Illinois, and Zvi Griliches and Dale Jorgenson, both of Harvard University, Cambridge, Massachusetts, all on behalf of the Advisory Commission to Study the Consumer Price Index.

Hearings will continue on Thursday, January 30.

NOMINATION/ORGANIZATIONAL MEETING

Committee on Rules and Administration: Committee ordered favorably reported the following business items:

The nomination of Alan M. Hantman, of New Jersey, to be Architect of the Capitol;

An original resolution requesting $1,339,106 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $1,375,472 for operating expenses for the period from March 1, 1998 through February 28, 1999;

An original resolution (S. Res. 31) providing for members on the part of the Senate of the Joint Committee on Printing (Senators Warner, Cochran, McConnell, Ford, and Inouye), and the Joint Committee of Congress on the Library (Senators Stevens, Warner, Cochran, Moynihan, and Feinstein); and

An original resolution (S. Res. 32) to authorize the printing of a collection of the rules of the committees of the Senate.

Also, committee adopted its rules of procedure for the 105th Congress.

Prior to this action, committee concluded hearings on the nomination of Mr. Hantman (listed above), after the nominee testified and answered questions in his own behalf.

COMMITTEE BUDGET

Select Committee on Intelligence: Committee met in closed session and ordered favorably reported an original resolution (S. Res. 30) requesting $2,506,182 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $2,574,036 for operating expenses for the period from March 1, 1998 through February 28, 1999.

House of Representatives

Chamber Action

The House was not in session today. The House will next meet on Tuesday, February 4, 1997.

Committee Meetings

No Committee meetings were held.

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Wednesday, January 29, 1997

Senate

Chamber Action

Routine Proceedings, pages 1168–1212

Measures Introduced: Seven bills and three resolutions were introduced, as follows: S. 228–234, and S. Res. 33–35. **Page 1193**

Measures Reported: Reports were made as follows:

S. Res. 33, authorizing expenditures by the Committee on Appropriations.

S. Res. 34, authorizing expenditures by the Committee on Energy and Natural Resources.

S. Res. 35, authorizing expenditures by the Committee on Labor and Human Resources. **Page 1192**

Nomination—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of the nomination of William M. Daley, of Illinois, to be Secretary of Commerce, on Thursday, January 30, 1997, with a vote to occur thereon. **Page 1212**

Nomination Confirmed: Senate confirmed the following nomination:

By 99 yeas to 0 nays (Vote No. 3 EX), Andrew M. Cuomo, of New York, to be Secretary of Housing and Urban Development. **Page 1173**

Communications: **Page 1191**

Petitions: **Page 1192**

Executive Reports of Committees: **Page 1192**

Statements on Introduced Bills: **Page 1193**

Additional Cosponsors: **Page 1208**

Authority for Committees: **Page 1209**

Additional Statements: **Page 1210**

Record Votes: One record vote was taken today. (Total—3) **Page 1173**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 2:57 p.m., until 9:30 a.m., on Thursday, January 30, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 1212.)

Committee Meetings

SOCIAL SECURITY REFORM

Committee on the Budget: Committee concluded hearings on proposals for long-term reform of the Social Security system, after receiving testimony from Edward M. Gramlich, University of Michigan, Ann Arbor; Thomas W. Jones, TIAA–CREF, New Canaan, Connecticut; Carolyn L. Weaver, American Enterprise Institute, Alexandria, Virginia; C. Eugene Steuerle, Urban Institute, Washington, D.C.; and Theodore R. Marmor, Yale University, New Haven, Connecticut.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the nomination of William M. Daley, of Illinois, to be Secretary of Commerce, and a routine list in the U.S. Coast Guard.

Also, committee concluded hearings on the nomination of Rodney E. Slater, of Arkansas, to be Secretary of Transportation, after the nominee, who was introduced by Senators Warner, Bumpers, and Hutchinson and Representatives Berry and Hutchinson, testified and answered questions in his own behalf.

ORGANIZATIONAL MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported an original resolution (S. Res. 34) requesting $2,637,966 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $2,707,696 for operating expenses for the period from March 1, 1998 through February 28, 1999.

Also, committee announced the following subcommittee assignments:

Subcommittee on Energy Research, Development, Production and Regulation: Senators Nickles (Chairman), Domenici (Vice Chairman), Craig, Grams, Gorton, Campbell, Gor-

don Smith, Ford, Bingaman, Graham, Wyden, Johnson, and Landrieu.

Subcommittee on Forests and Public Land Management: Senators Craig (Chairman), Burns (Vice Chairman), Domenici, Thomas, Kyl, Gordon Smith, Dorgan, Graham, Wyden, Johnson, and Landrieu.

Subcommittee on National Parks, Historic Preservation, and Recreation: Senators Thomas (Chairman), Campbell (Vice Chairman), Grams, Nickles, Burns, Bingaman, Akaka, Graham, and Landrieu.

Subcommittee on Water and Power: Senators Kyl (Chairman), Gordon Smith (Vice Chairman), Gorton, Campbell, Craig, Akaka, Ford, Dorgan, and Wyden.

NOMINATION

Committee on Finance: Committee ordered favorably reported S.J. Res. 5, waiving certain provisions of the Trade Act of 1974 relating to the appointment of the United States Trade Representative.

Prior to this action, committee concluded hearings on the nomination of Charlene Barshefsky, of the District of Columbia, to be United States Trade Representative, after the nominee, who was introduced by Senators Moseley-Braun and Breaux and Representative Crane, testified and answered questions in her own behalf.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Bill Richardson, of New Mexico, to be the Representative of the United States to the United Nations with the rank of Ambassador, and the Representative of the United States in the Security Council of the United Nations, after the nominee, who was introduced by Senators Domenici, Hatch, and Bingaman and Representatives Gilman, Hamilton, and Menendez, testified and answered questions in his own behalf.

ORGANIZATIONAL MEETING

Committee on Governmental Affairs: Committee met and adopted its rules of procedure for the 105th Congress.

Committee will meet again tomorrow.

AUTHORIZATION—INDIVIDUALS WITH DISABILITIES EDUCATION

Committee on Labor and Human Resources: Committee concluded hearings on S. 216, authorizing funds for fiscal years 1998 through 2002 for programs of the Individuals with Disabilities Education Act, after receiving testimony from Judith E. Heumann, Assistant Secretary of Education for Special Education and Rehabilitative Services; Madeleine Will, Chevy Chase, Maryland, former Assistant Secretary of Education for Special Education and Rehabilitative Services; Michael Remus, Kansas Board of Education, Topeka, on behalf of the National Association of State Directors of Special Education; Elisabeth T. Healey, Pittsburgh School Board, Pittsburgh, Pennsylvania; Daniel Sullivan, New Hampshire School Board, Nashua; Anne Bryant, National School Boards Association, Alexandria, Virginia; David Wolk, Rutland City School District, Rutland, Vermont, on behalf of the American Association of School Administrators; Stanley S. Herr, University of Maryland, Baltimore; Michael Brown, Hope High School, Hope, Arizona, on behalf of the National Association of Secondary School Principals; Marcia Reback, Rhode Island Federation of Teachers, Providence; Robert Chase, National Education Association, Washington, D.C.; and Gerald Hime, Council for Exceptional Children, Reston, Virginia.

ORGANIZATIONAL MEETING

Committee on Small Business: Committee ordered favorably reported an original resolution requesting $1,084,471 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $1,112,732 for operating expenses for the period from March 1, 1998 through February 28, 1999.

Also, committee adopted its rules of procedure for the 105th Congress.

GULF WAR ILLNESSES

Committee on Veterans' Affairs: Committee resumed hearings to examine the status of Persian Gulf War veterans' illnesses, receiving testimony from Gen. H. Norman Schwarzkopf, USA (Ret.); and Bernard D. Rostker, Special Assistant to the Deputy Secretary of Defense for Gulf War Illnesses.

INTELLIGENCE

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

Committee will meet again on Wednesday, February 5.

ORGANIZATIONAL MEETING

Special Committee on Aging: Committee ordered favorably reported an original resolution requesting $1,133,674 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $1,162,865 for operating expenses for the period from March 1, 1998 through February 28, 1999.

Also, committee adopted its rules of procedure for the 105th Congress.

House of Representatives

Chamber Action

The House was not in session today. The House will next meet on Tuesday, February 4, 1997.

Committee Meetings

OVERSIGHT—HEALTH THREAT POSED BY TRANSMISSIBLE SPONGIFORM ENCEPHALOPATHIES

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on recent steps by the FDA and other federal agencies to address the health threat posed by transmissible spongiform encephalopathies (TSEs), including so-called "Mad Cow Disease." Testimony was heard from the following officials of the Department of Health and Human Services: Michael Friedman, M.D., Deputy Commissioner, FDA; Lawrence B. Schonberger, M.D., Assistant Director, Public Health, Division of Viral and Rickettsial Diseases, National Center for Infectious Diseases, Centers for Disease Control and Prevention; and Clarence J. Gibbs, Jr., Acting Chief, Laboratory of Central Nervous System Studies, National Institute of Neurological Disorders and Stroke, NIH; Linda Detwiler, Chair, TSE Working Group, Animal and Plant Health Inspection Service, USDA; and public witnesses.

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Thursday, January 30, 1997

Senate

Chamber Action

Routine Proceedings, pages 1215–1312

Measures Introduced: Twenty bills and six resolutions were introduced, as follows: S. 235–254, and S. Res. 36–41. **Page 1248**

Measures Reported: Reports were made as follows:

S. Res. 37, authorizing expenditures by the Committee on Foreign Relations.

S. Res. 38, authorizing expenditures by the Committee on Armed Services.

S. Res. 39, authorizing expenditures by the Committee on Governmental Affairs.

S. Res. 40, authorizing expenditures by the Committee on Small Business.

S. Res. 41, authorizing expenditures by the Special Committee on Aging. **Page 1245**

Measures Passed:

Congratulating Senate Employees: Senate agreed to S. Res. 36, relative to the retirements of Arthur Curran, Donn Larson and Richard Gibbons. **Page 1302**

Membership on Joint Committee on Printing/Library of Congress: Senate agreed to S. Res. 31, providing for members on the part of the Senate of the Joint Committee on Printing and the Joint Committee of Congress on the Library. **Page 1304**

Printing Authority: Senate agreed to S. Res. 32, to authorize the printing of a collection of the rules of the committees of the Senate. **Page 1304**

Authority for Committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Monday, February 3, 1997, from 12 noon to 7 p.m. **Page 1307**

Nominations Confirmed: Senate confirmed the following nominations:

By 95 yeas to 2 nays (Vote No. 4 EX), William M. Daley, of Illinois, to be Secretary of Commerce. **Page 1215**

Alan M. Hantman, of New Jersey, to be Architect of the Capitol for the term of ten years.

25 Air Force nominations in the rank of general.

2 Army nominations in the rank of general.

2 Marine Corps nominations in the rank of general.

Routine lists in the Air Force, Army, Coast Guard, Marine Corps, Navy. **Page 1304**

Nominations Received: Senate received the following nominations:

Richard J. Tarplin, of New York, to be an Assistant Secretary of Health and Human Services.

Stanley A. Riveles, of Virginia, for the rank of Ambassador during his tenure of service as U.S. Commissioner to the Standing Consultative Commission.

George W. Black, Jr., of Georgia, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2001.

Ann Jorgenson, of Iowa, to be a Member of the Farm Credit Administration Board, Farm Credit Administration for a term expiring May 21, 2002.

Routine lists in the Army and Public Health Service. **Page 1308**

Petitions: **Page 1245**

Executive Reports of Committees: **Page 1245**

Statements on Introduced Bills: **Page 1249**

Additional Cosponsors: **Page 1293**

Notices of Hearings: **Page 1296**

Authority for Committees: **Page 1296**

Additional Statements: **Page 1297**

Record Votes: One record vote was taken today. (Total–4) **Page 1221**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 5:28 p.m., until 9:30 a.m., on Monday, February 3, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 1308.)

Committee Meetings

NOMINATIONS/ORGANIZATIONAL MEETING

Committee on Armed Services: Committee ordered favorably reported the following business items:

An original resolution (S. Res. 38) requesting $2,704,397 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $2,776,389 for operating expenses for the period from March 1, 1998 through February 28, 1999; and

591 military nominations in the Army, Navy, Marine Corps, and Air Force.

Also, committee adopted its rules of procedure for the 105th Congress, and announced the following subcommittee assignments:

Subcommittee on Acquisition and Technology: Senators Santorum (Chairman), Bob Smith, Snowe, Roberts, Lieberman, Kennedy, and Bingaman.

Subcommittee on Airland Forces: Senators Coats (Chairman), Warner, Kempthorne, Inhofe, Santorum, Roberts, Glenn, Bingaman, Byrd, Lieberman, and Cleland.

Subcommittee on Personnel: Senators Kempthorne (Chairman), McCain, Coats, Snowe, Cleland, Kennedy, and Robb.

Subcommittee on Readiness: Senators Inhofe (Chairman), McCain, Coats, Roberts, Robb, Glenn, and Cleland.

Subcommittee on Seapower: Senators Warner (Chairman), McCain, Bob Smith, Santorum, Snowe, Kennedy, Byrd, Robb, and Lieberman.

Subcommittee on Strategic Forces: Senators Bob Smith (Chairman), Warner, Kempthorne, Inhofe, Bingaman, Glenn, and Byrd.

CONSUMER PRICE INDEX

Committee on the Budget: Committee concluded hearings to examine the findings and recommendations of the Advisory Commission to Study the Consumer Price Index with regard to a more accurate measure of the cost of living, after receiving testimony from Katharine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor; and Michael J. Boskin, Stanford University, Stanford, California.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Federico Peña, of Colorado, to be Secretary of Energy, after the nominee, who was introduced by Senator Campbell and Representative Skaggs, testified and answered questions in his own behalf.

NOMINATION/ECONOMIC OUTLOOK

Committee on Finance: Committee ordered favorably reported the nomination of Charlene Barshefsky, of the District of Columbia, to be United States Trade Representative, with the rank of Ambassador.

Also, committee held hearings to examine the fiscal health of the nation and the welfare of the American population, focusing on the accuracy of the consumer price index, receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System.

Hearings were recessed subject to call.

NOMINATIONS/ORGANIZATIONAL MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The nominations of Dennis K. Hays, of Florida, to be Ambassador to the Republic of Suriname, Genta Hawkins Holmes, of California, to be Ambassador to Australia, Arma Jane Karaer, of Virginia, to be Ambassador to Papua New Guinea, and to serve concurrently and without additional compensation as Ambassador to the Solomon Islands, and as Ambassador to the Republic of Vanuatu, Madeleine May Kunin, of Vermont, to serve concurrently and without additional compensation as Ambassador to the Principality of Liechtenstein, John Francis Maisto, of Pennsylvania, to be Ambassador to the Republic of Venezuela, Anne W. Patterson, of Virginia, to be Ambassador to the Republic of El Salvador, John Stern Wolf, of Maryland, for the rank of Ambassador during his tenure of service as United States Coordinator for Asia Pacific Economic Cooperation, Madeleine K. Albright, of the District of Columbia, and Edward W. Gnehm, Jr., of Georgia, both to be U.S. Representatives to the 51st Session of the United Nations General Assembly, Karl F. Inderfurth, of North Carolina, and Victor Marrero, of New York, both to be Alternate U.S. Representatives to the 51st Session of the United Nations General Assembly, and 3 Foreign Service Officer Promotion lists received in the Senate on January 21, 1997 and a Foreign Service Officer Promotion list received in the Senate on January 28, 1997; and

An original resolution (S. Res. 37) requesting $2,710,573 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $2,782,749 for operating expenses for the period from March 1, 1998 through February 28, 1999.

Also, committee adopted its rules of procedure for the 105th Congress.

COMMITTEE BUDGET

Committee on Governmental Affairs: Committee ordered favorably reported an original resolution (S. Res. 39) requesting $11,050,721 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $4,653,386 for operating expenses for the period from March 1, 1998 through February 28, 1999.

BALANCED BUDGET AMENDMENT/ SUBCOMMITTEE MEMBERSHIP

Committee on the Judiciary: Committee ordered favorably reported S.J. Res. 1, proposing an amendment to the

Constitution of the United States to require a balanced budget.

Also, committee announced the following subcommittee assignments:

Subcommittee on Administrative Oversight and the Courts: Senators Grassley (Chairman), Thurmond, Sessions, Kyl, Durbin, Feingold, and Kohl.

Subcommittee on Technology, Terrorism and Government Information: Senators Kyl (Chairman), Hatch, Specter, Thompson, Feinstein, Biden, and Durbin.

Subcommittee on Antitrust, Business Rights, and Competition: Senators DeWine (Chairman), Hatch, Thurmond, Specter, Kohl, Torricelli, and Leahy.

Subcommittee on Constitution, Federalism, and Property Rights: Senators Ashcroft (Chairman), Hatch, Abraham, Thurmond, Thompson, Feingold, Kennedy, and Torricelli.

Subcommittee on Immigration: Senators Abraham (Chairman), Grassley, Kyl, Specter, Kennedy, Feinstein, and Durbin.

Subcommittee on Youth Violence: Senators Sessions (Chairman), Thompson, DeWine, Ashcroft, Grassley, Biden, Torricelli, Kohl, and Feinstein.

FEC AUTHORIZATION/CAMPAIGN FINANCE REFORM

Committee on Rules and Administration: Committee held hearings on proposed legislation authorizing funds for fiscal year 1998 for the Federal Election Commission and on campaign finance reform proposals, receiving testimony from John Warren McGarry, Chairman, and Joan D. Aikens and Scott Thomas, both Commissioners, all of the Federal Election Commission; James Bopp, Jr., Bopp, Coleson, and Bostrom, Terre Haute, Indiana; and Becky Cain, League of Women Voters of the United States, Lisa Rosenberg, Center for Responsive Politics, and Brent Thompson, Fair Government Foundation, all of Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE BUDGET

Committee on Indian Affairs: Committee ordered favorably reported an original resolution requesting $1,143,036 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $1,143,036 for operating expenses for the period from March 1, 1998 through February 28, 1999.

House of Representatives

Chamber Action

The House was not in session today. The House will next meet on Tuesday, February 4, 1997.

Committee Meetings

No Committee meetings were held.

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Monday, February 3, 1997

Senate

Chamber Action

Routine Proceedings, page 1313

Senate met at 9:30 a.m. in pro forma session, and adjourned at 9:30:28 a.m. until 11 a.m. on Tuesday, February 4, 1997.

Committee Meetings

NOMINATION

Committee on Environment and Public Works: On Friday, January 31, committee concluded hearings on the nomination of Rodney E. Slater, of Arkansas, to be Secretary of Transportation, after the nominee, who was introduced by Senator Hutchinson, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

The House was not in session today. The House will next meet on Tuesday, February 4, 1997.

Committee Meetings

HUMAN RIGHTS PRACTICES

Committee on International Relations: On January 31, the Committee held a hearing on Country Reports on Human Rights Practices for 1996. Testimony was heard from John Shattuck, Assistant Secretary, Bureau of Democracy, Human Rights and Labor, Department of State; and public witnesses.

PROPOSED BALANCED BUDGET CONSTITUTIONAL AMENDMENTS

Committee on the Judiciary: Held a hearing on proposed Balanced Budget Constitutional Amendments. Testimony was heard from Representatives Stenholm, Cox of California, Sabo, and Wise; Robert E. Rubin, Secretary of the Treasury; and public witnesses.

Tuesday, February 4, 1997

Senate

Chamber Action

Routine Proceedings, pages 1316–1377

Measures Introduced: Eight bills and six resolutions were introduced, as follows: S. 255–262, S.J. Res. 14, and S. Res. 45–49. **Page 1341**

Measures Reported: Reports were made as follows:

Reported on Monday, February 3, during the adjournment:

S. Res. 42, authorizing expenditures by the Committee on Rules and Administration.

S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget. (S. Rept. No. 105–3)

S. Res. 43, authorizing expenditures by the Committee on the Judiciary.

S. Res. 44, authorizing expenditures by the Committee on the Budget.

S.J. Res. 5, waiving certain provisions of the Trade Act of 1974 relating to the appointment of the United States Trade Representative. **Page 1340**

Reported today:

S. Res. 45, authorizing expenditures by the Committee on Veterans' Affairs.

S. Res. 46, authorizing expenditures by the Committee on Indian Affairs. **Page 1341**

Measures Passed:

Breast Cancer Screening: By a unanimous vote of 98 yeas (Vote No. 5), Senate agreed to S. Res. 47, expressing the sense of the Senate concerning the need for accurate guidelines for breast cancer screening for women between the ages of 40 and 49. **Page 1324**

Temporary and Intermittent Service: Senate agreed to S. Res. 48, providing for service on a temporary and intermittent basis by the Director of the Office of Senate Fair Employment Practices. **Page 1376**

Death of Representative Tejeda: Senate agreed to S. Res. 49, expressing the condolences of the Senate on the death of Representative Frank Tejeda. **Page 1376**

Balanced Budget Constitutional Amendment—Agreement: A unanimous-consent agreement was reached providing for the consideration of S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget, on Wednesday, February 5, 1997. **Page 1316**

Appointments:

Board of Regents/Smithsonian: The Chair, on behalf of the Vice President, pursuant to the provisions of 20 U.S.C., sections 42 and 43, appointed Senators Cochran and Frist as members of the Board of Regents of the Smithsonian Institution. **Page 1317**

Board of Trustees/JFK Center: The Chair, on behalf of the President of the Senate, pursuant to Public Law 85–874, as amended, appointed Senators Lott and Stevens to the Board of Trustees of the John F. Kennedy Center for the Performing Arts. **Page 1317**

Stennis Center for Public Service Training and Development: The Chair, on behalf of the Majority Leader, pursuant to Public Law 100–458, appointed William E. Cresswell, of Mississippi, to a term on the Board of Trustees of the John C. Stennis Center for Public Service Training and Development, effective October 11, 1996. **Page 1317**

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

Transmitting a report on an agreement between the United States and Lithuania; which was referred jointly, pursuant to Public Law 94–265, 16 U.S.C. 1823(b), to the Committee on Commerce, Science, and Transportation, and to the Committee on Foreign Relations. (PM–7). **Page 1334**

Transmitting a report on an agreement between the United States and Estonia; which was referred jointly, pursuant to Public Law 94–265, 16 U.S.C. 1823(b), to the Committee on Commerce, Science, and Transportation, and to the Committee on Foreign Relations. (PM–8). **Page 1334**

Nominations received: Senate received the following nomination:

Jeffrey A. Frankel, of California, to be a Member of the Council of Economic Advisers, vice Martin Neil Baily, resigned. **Page 1377**

Messages From the President: **Page 1334**

Messages From the House: **Page 1339**

Communications: **Page 1339**

Statements on Introduced Bills: **Page 1341**

Additional Cosponsors: **Page 1363**

Notices of Hearings: **Page 1368**

Authority for Committees: **Page 1368**

Additional Statements: **Page 1368**

Record Votes: One record vote was taken today. (Total–5) **Page 1332**

Adjournment: Senate convened at 11 a.m., and as a further mark of respect to the memory of the late Representative Frank Tejeda, of Texas, in accordance with S. Res. 49, adjourned at 10:28 p.m., until 11 a.m., on Wednesday, February 5, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 1377.)

Committee Meetings

DOD SEXUAL HARASSMENT POLICIES

Committee on Armed Services: Committee concluded hearings to examine the Army sexual harassment incidents at Aberdeen Proving Ground and sexual harassment policies within the Department of Defense, after receiving testimony from Togo D. West, Jr., Secretary, Gen. Dennis J. Reimer, Chief of Staff, Lt. Gen. Jared L. Bates, Inspector General, and Brig. Gen. Daniel L. Doherty, Commanding General, Criminal Investigation Command, each of the Department of the Army, Edwin Dorn, Under Secretary (Personnel and Readiness), John H. Dalton, Secretary of the Navy, and Sheila E. Widnall, Secretary of the Air Force, all of the Department of Defense.

ORGANIZATIONAL MEETING

Committee on the Budget: On Thursday, January 30, committee approved for reporting an original resolution (S. Res. 44) requesting $3,105,190 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $3,188,897 for operating expenses for the period from March 1, 1998 through February 28, 1999.

Also, committee adopted its rules of procedure for the 105th Congress.

AIRPORT AND AIRWAY TRUST FUND TAXES

Committee on Finance: Committee held hearings to examine the current operation of the Airport and Airway Trust Fund, focusing on excise taxes and proposals to modify the domestic passenger ticket tax or substitute an alternative funding system, receiving testimony from Senator McCain; Donald C. Lubick, Assistant Secretary of the Treasury for Tax Policy; Louise Frankel Stoll, Assistant Secretary for Budget and Programs and Chief Financial Officer, Department of Transportation; John H. Anderson, Jr., Director, Transportation Issues, Resources, Community, and Economic Development Division, General Accounting Office; Stephen A. Alterman, Air Freight Association, and Edward M. Bolen, General Aviation Manufacturers Association, both of Washington, D.C.; Geoffrey T. Crowley, Wisconsin Airlines Corporation, Appleton; Herbert D. Kelleher, Southwest Airlines Company, Dallas, Texas; and Michael E. Levine, Northwest Airlines, Incorporated, Eagan, Minnesota.

Hearings were recessed subject to call.

FLEXIBLE WORKPLACE OPTIONS

Committee on Labor and Human Resources: Subcommittee on Employment and Training held hearings to examine proposals to reform the Fair Labor Standards Act, focusing on recent changes in the American workforce and the need for flexible work schedules, and on S. 4, to provide to private sector employees the same opportunities for time-and-a-half compensatory time off, biweekly work programs, and flexible credit hour programs as Federal employees currently enjoy to help balance the demands and needs of work and family, to clarify the provisions relating to exemptions of certain professionals from the minimum wage and overtime requirements of the Fair Labor Standards Act of 1938, receiving testimony from Senator Hutchison; Sandra J. Boyd, Flexible Employment Compensation and Scheduling Coalition, Mark Wilson, The Heritage Foundation, William J. Kilberg, Fair Labor Standards Act Reform Coalition, Karen Nussbaum, AFL–CIO, and Edith Rasell, Economic Policy Institute, all of Washington, D.C.; Michael R. Losey, Society for Human Resource Management, Alexandria, Virginia; and Sallie Larsen and Christine Korzendorfer, both of TRW Systems Integration Group, Fairfax, Virginia.

Hearings continue on Thursday, February 13.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee held hearings to receive testimony from Senators, as indicated, in support of resolutions requesting funds for operating expenses of their respective committees for periods from March 1, 1997 through February 28, 1998, and from March 1, 1998 through February 28, 1999, as follows:

Special Committee on Aging: (S. Res. 41), Senators Grassley and Breaux;

Committee on the Budget: (S. Res. 44), Senators Domenici and Lautenberg;

Committee on Commerce, Science, and Transportation: (S. Res. 29), Senators McCain and Hollings;

Committee on Indian Affairs: (S. Res. 46), Senators Campbell and Inouye;

Committee on Banking, Housing, and Urban Affairs: (S. Res. 28), Senators D'Amato and Sarbanes; and

Committee on Labor and Human Resources: (S. Res. 35), Senators Jeffords and Kennedy.

Hearings continue tomorrow.

ORGANIZATIONAL MEETING

Committee on Veterans' Affairs: On Monday, February 3, committee approved for reporting an original resolution (S. Res. 45) requesting $2,776,450 for operating expenses for the period from March 1, 1997 through February 28, 1998, and $1,153,263 for operating expenses for the period from March 1, 1998 through February 28, 1999.

House of Representatives

Chamber Action

Bills Introduced: 85 public bills, H.R. 497–543, 545–582; 3 private bills, H.R. 544, 583–584; and 9 resolutions, H.J. Res. 36–41, H. Con. Res. 12–13, and H. Res. 35 were introduced. **Page 1414**

Reports Filed: No reports were filed today.

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Gutknecht to act as Speaker pro tempore for today. **Page 1378**

Recess: The House recessed at 12:49 p.m. and reconvened at 2 p.m. **Page 1380**

Messages from the Senate: Read letters from the Clerk wherein she transmitted messages received from the Senate on January 22 and January 23. **Page 1380**

National Commission on Restructuring the Internal Revenue Service: The Speaker announced the reappointment of Representative Portman to the National Commission on Restructuring the Internal Revenue Service. Subsequently, read a letter from the Democratic Leader wherein he appointed Representative Coyne to the commission. **Page 1381**

Permanent Select Committee on Intelligence: The Speaker announced the appointment of Representative Goss as Chairman of the Permanent Select Committee on Intelligence. **Page 1381**

Oath of Office: Pursuant to H. Res. 11, read a letter from the Honorable S. Hugh Dillin wherein he reported that he administered the oath of office to Representative Carson on January 9 at Indianapolis, Indiana. **Page 1381**

Oath of Office: Pursuant to H. Res. 10, read a letter from the Honorable Orlando L. Garcia wherein he reported that he administered the oath of office to Representative Tejeda on January 8 at San Antonio, Texas. **Page 1381**

Condolence Resolution: The House agreed to H. Res. 35, expressing the condolences of the House on the death of Representative Frank Tejeda. **Page 1383**

Funeral Committee: The Chair announced the Speaker's appointment on Monday, February 3 of the following members to attend the funeral of the late Honorable Frank Tejeda: Representatives Gonzalez, Armey, Gephardt, DeLay, Bonior, Fazio of California, Kennelly, Archer, Frost, Stenholm, Hall of Texas, Ortiz, Barton of Texas, Combest, Smith of Texas, Edwards, Sam Johnson of Texas, Bonilla, Green, Eddie Bernice Johnson of Texas, Bentsen, Doggett, Jackson-Lee of Texas, Thornberry, Paul, Brady, Granger, Hinojosa, Lampson, Reyes, Sandlin, Sessions, Turner, Martinez, Kleczka, Becerra, Bishop, Diaz-Balart, McHale, Menendez, Velázquez, Jackson of Illinois, Resident Commissioner Romero-Barceló of Puerto Rico, and Delegate Underwood of Guam. **Page 1390**

Relating to the Late Honorable Frank Tejeda: It was made in order that the Speaker entertain a motion on Wednesday, February 5 to suspend the rules and pass a bill or resolution relating to the late Honorable Frank Tejeda of Texas. **Page 1390**

Presidential Messages: Read the following messages from the President:

Fisheries off the Coasts of the United States: Message wherein he transmits his agreement between the United States and the Republic of Estonia—referred to the Committee on Resources and ordered printed (H. Doc. 105–39); and **Page 1390**

Fisheries off the Coasts of the United States: Message wherein he transmits his agreement between the United States and the Republic of Lithuania—referred to the Committee on Resources and ordered printed (H. Doc. 105–40). **Page 1390**

Recess: The House recessed at 4:22 p.m. and reconvened at 8:40 p.m. **Page 1404**

State of the Union Address: President Clinton delivered his State of the Union address before a joint session of Congress. He was escorted into the House Chamber by a committee composed of Senators Lott, Nickles, Mack, Coverdell, Craig, McConnell, Hutchinson, Daschle, Ford, Mikulski, Breaux, Kerry of Massachusetts, Reid, Rockefeller, Dorgan, Torricelli, and Representatives Armey, DeLay, Boehner, Cox of California, Dickey, Hutchinson, Gephardt, Bonior, Fazio of California, Kennelly, Berry, and Snyder. The President's message was referred to the Committee of the Whole House on the State of the Union and ordered printed as a House Document (H. Doc. 105–1). **Page 1405**

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

Adjournment: Met at 12:30 p.m. and, pursuant to the provisions of H. Res. 35, adjourned at 10:30 p.m. as a further mark of respect to the memory of the Honorable Frank Tejeda.

Committee Meetings

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on the U.S. House of Representatives. Testimony was heard from the following officials of the House of Representatives: Jeff Trandahl, Acting Chief Administrative Officer; Robin H. Carle, Clerk; Wilson S. Livingood, Sergeant at Arms; John W. Lainhart IV, Inspector General; John R. Miller, Acting Law Revision Counsel; David E. Meade, Legislative Counsel; and John F. Eisold, M.D., Attending Physician.

COMMITTEE ORGANIZATION

Committee on the Budget: Met for organizational purposes.

The Committee also approved an oversight plan for the 105th Congress.

DISABILITIES EDUCATION ACT AMENDMENTS

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth and Families held a hearing on H.R. 5, to amend the Individuals with Disabilities Education Act, to reauthorize and make improvements to that act. Testimony was heard from the following officials

of the Department of Education: Judy Heumann, Assistant Secretary, Office of Special Education and Rehabilitative Services; and Thomas Bloom, Inspector General; and public witnesses.

Hearings continue February 6.

TERM LIMITS—MEMBERS OF CONGRESS

Committee on the Judiciary: Ordered reported, without recommendation, 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.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommittee on Health met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommittee on Oversight met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommittee on Trade met for organizational purposes.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 3 through January 31, 1997

	Senate	*House*	*Total*
Days in session	8	4	..
Time in session	41 hrs., 19′	11 hrs., 52′	..
Congressional Record:			
Pages of proceedings	917	245	..
Extensions of Remarks	..	112	..
Public bills enacted into law	0	0	..
Private bills enacted into law	0	0	..
Bills in conference	0	0	..
Measures passed, total	26	23	..
Senate bills	0	0	..
House bills	0	0	..
Senate joint resolutions	0	0	..
House joint resolutions	1	1	..
Senate concurrent resolutions	4	3	..
House concurrent resolutions	1	1	..
Simple resolutions	20	18	..
Measures reported, total	*18	*0	..
Senate bills	0	0	..
House bills	0	0	..
Senate joint resolutions	1	0	..
House joint resolutions	0	0	..
Senate concurrent resolutions	0	0	..
House concurrent resolutions	0	0	..
Simple resolutions	17	0	..
Special reports	2	1	..
Conference reports	0	0	..
Measures pending on calendar	8	0	..
Measures introduced, total	313	576	..
Bills	254	496	..
Joint resolutions	13	35	..
Concurrent resolutions	4	11	..
Simple resolutions	42	34	..
Quorum calls	1	1	..
Yea-and-nay votes	4	6	..
Recorded votes	..	1	..
Bills vetoed	0	0	..
Vetoes overridden	0	0	..

These figures include all measures reported, even if there was no accompanying report. A total of 6 reports has been filed in the Senate, a total of 6 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 7 through January 31, 1997

Civilian nominations, totaling 123, disposed of as follows:	
Confirmed	5
Unconfirmed	118
Civilian nominations (FS, PHS, CG, NOAA), totaling 1,149, disposed of as follows:	
Confirmed	373
Unconfirmed	776
Air Force nominations, totaling 770, disposed of as follows:	
Confirmed	37
Unconfirmed	733
Army nominations, totaling 1,445, disposed of as follows:	
Confirmed	72
Unconfirmed	1,373
Navy nominations, totaling 491, disposed of as follows:	
Confirmed	474
Unconfirmed	17
Marine Corps nominations, totaling 17, disposed of as follows:	
Confirmed	8
Unconfirmed	9

Summary

Total nominations received this session	3,995
Total confirmed	969
Total unconfirmed	3,026

Wednesday, February 5, 1997

Senate

Chamber Action

Routine Proceedings, pages 1461–1530

Measures Introduced: Eighteen bills and two resolutions were introduced, as follows: S. 263–280, S. Res. 50, and S. Con. Res. 5. **Page 1498**

Measures Reported: Reports were made as follows:

S. 279, to amend the Internal Revenue Code of 1986 to reinstate the Airport and Airway Trust Fund excise taxes. (S. Rept. No. 105–4) **Page 1498**

Balanced Budget Constitutional Amendment: Senate began consideration of S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget. **Page 1475**

Senate will continue consideration of the resolution on Thursday, February 6, 1997.

Nomination—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of the nomination of Rodney E. Slater, of Arkansas, to be Secretary of Transportation. **Page 1527**

Nominations Received: Senate received the following nominations: Sophia H. Hall, of Illinois, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 2000.

Lyle Weir Swenson, of South Dakota, to be United States Marshal for the District of South Dakota for the term of four years.

Marsha Mason, of New Mexico, to be a Member of the National Council on the Arts for a term expiring September 3, 2002.

Theodore Francis Verheggen, of the District of Columbia, to be a Member of the Federal Safety and Health Review Commission for a term expiring August 30, 2002.

2 Air Force nominations in the rank of general.

2 Marine Corps nominations in the rank of general.

Routine lists in the Air Force, Army, Navy, and Coast Guard. **Page 1529**

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

Sophia H. Hall, of Illinois, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 2002. **Page 1529**

Measures Referred: **Page 1498**

Communications: **Page 1498**

Executive Reports of Committees: **Page 1498**

Statements on Introduced Bills: **Page 1499**

Additional Cosponsors: **Page 1509**

Authority for Committees: **Page 1517**

Additional Statements: **Page 1518**

Adjournment: Senate convened at 11 a.m., and adjourned at 7:13 p.m., until 11 a.m., on Thursday, February 6, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 1529.)

Committee Meetings

BREAST CANCER SCREENING

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education and Related Agencies held hearings to examine the recommendation of the National Institutes of Health Consensus Development Conference on Breast Cancer Screening in Women Ages 40–49, receiving testimony from Richard D. Klausner, Director, National Cancer Institute, and Susan J. Blumenthal, Deputy Assistant Secretary for Health/Assistant Surgeon General, both of the Department of Health and Human Services; David G. Hoel, Medical University of South Carolina, Charleston; Marilyn Leitch, University of Texas Southwestern Medical School, on behalf of the American Cancer Society, and Susan Braun and Diana Rowden, both of the Susan G. Komen Breast Cancer Foundation, all of Dallas, Texas; Frances M. Visco, National Breast Cancer Coalition, Philadelphia, Pennsylvania; and Barbara Monsees, Washington University School of Medicine, St. Louis, Missouri.

Hearings were recessed subject to call.

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Federico Peña, of Colorado, to be Secretary of Energy, after the nominee testified and answered questions in his own behalf.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Janet L. Yellen, of California, to be a Member of the Council of Economic Advisers, after the nominee, who was introduced by Senator Boxer, testified and answered questions in her own behalf.

EDUCATION REFORM AND ECONOMIC GROWTH

Committee on the Budget: Committee held hearings on the President's budget request for education for fiscal year 1998 and to examine the Federal role in educational reform, receiving testimony from Marshall S. Smith, Under Secretary of Education; Eric A. Hanushek, University of Rochester, Rochester, New York; and Caroline Minter Hoxby, Harvard University, Westborough, Massachusetts.

Committee will meet again on Friday, February 7.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the nomination of Rodney E. Slater, of Arkansas, to be Secretary of Transportation.

Also, committee announced the following subcommittee assignments:

Subcommittee on Aviation: Senators Gorton (Chairman), Stevens, Burns, Lott, Hutchison, Ashcroft, Frist, Snowe, Brownback, Ford, Hollings, Inouye, Bryan, Rockefeller, Breaux, Dorgan, and Wyden.

Subcommittee on Communications: Senators Burns (Chairman), Stevens, Gorton, Lott, Ashcroft, Hutchison, Abraham, Frist, Brownback, Hollings, Inouye, Ford, Kerry, Breaux, Rockefeller, Dorgan, and Wyden.

Subcommittee on Consumer Affairs, Foreign Commerce and Tourism: Senators Ashcroft (Chairman), Gorton, Abraham, Burns, Brownback, Breaux, Ford, and Bryan.

Subcommittee on Manufacturing and Competitiveness: Senators Abraham (Chairman), Snowe, Ashcroft, Frist, Brownback, Bryan, Hollings, Dorgan, and Rockefeller.

Subcommittee on Oceans and Fisheries: Senators Snowe (Chairman), Stevens, Gorton, Hutchison, Kerry, Inouye, and Breaux.

Subcommittee on Science, Technology, and Space: Senators Frist (Chairman), Burns, Hutchison, Stevens, Abraham, Rockefeller, Kerry, Bryan, and Dorgan.

Subcommittee on Surface Transportation and Merchant Marine: Senators Hutchison (Chairman), Stevens, Burns, Snowe, Frist, Abraham, Ashcroft, Inouye, Breaux, Dorgan, Bryan, and Wyden.

NUCLEAR WASTE POLICY ACT

Committee on Energy and Natural Resources: Committee concluded hearings on S. 104, to reform United States policy with regard to the management and disposal of spent nuclear fuel and high-level radioactive waste, after receiving testimony from Thomas P. Grumbly, Under Secretary of Energy; Jared L. Cohon, Yale University, New Haven, Connecticut, on behalf of the Nuclear Waste Technical Review Board; Emmit J. George, Jr., Iowa Utilities Board, Des Moines, on behalf of the National Association of Regulatory Utility Commissioners; Susan F. Clark, Florida Public Service Commission, Tallahassee, on behalf of the Nuclear Waste Strategy Coalition; Michael Mariotte, Nuclear Information Resource Service, Washington, D.C.; and James T. Rhodes, Virginia Power, Richmond.

CLEAN AIR—OZONE EXPOSURE

Committee on Environment and Public Works: Subcommittee on Clean Air, Wetlands, Private Property and Nuclear Safety held oversight hearings on science issues with regard to the Environmental Protection Agency proposed revisions to the ozone and particulate matter national ambient air quality standards, receiving testimony from George T. Wolff, General Motors Company, Detroit, Michigan, on behalf of EPA's Clean Air Scientific Advisory Committee's Panels on Ozone and Particulate Matter; Morton Lippman, New York University Medical Center, and George D. Thurston, New York University School of Medicine, both of New York, New York; Daniel B. Menzel, University of California, Irvine; Roger O. McClellan, Chemical Industry Institute of Toxicology, Research Triangle Park, North Carolina; Anne E. Smith, Decision Focus Incorporated, Mountain View, California; Joel Schwartz, Harvard University Medical School, Cambridge, Massachusetts; and Ronald E. Wyzga, Electric Power Research Institute, Palo Alto, California.

Hearings will continue on Wednesday, February 12.

AIRPORT AND AIRWAY TRUST FUND TAX REINSTATEMENT ACT

Committee on Finance: Committee ordered favorably reported an original bill (S. 279) to reinstate the Airport and Airway Trust Fund excise taxes.

JUDGESHIP ALLOCATION

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded hearings to examine the appropriate allocation of judgeships in the United States Court of Appeals for the Fourth Circuit, after receiving testimony from J. Harvie Wilkinson III, Chief Judge, and Sam J. Ervin, III, Circuit Judge, both of the United States Court of Appeals for the Fourth Circuit; Gerald Bard Tjoflat, Circuit Judge, United States Court of Appeals for the Eleventh Circuit; and Julia Smith Gibbons, Chief Judge, United States District Court for the Western District of Tennessee, on behalf of the Committee on Judicial Resources of the Judicial Conference of the United States.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee continued hearings to receive testimony from Senators, as indicated, in support of resolutions requesting funds for operating expenses of their respective committees for periods from March 1, 1997 through February 28, 1998, and from March 1, 1998 through February 28, 1999, as follows:

Committee on Appropriations: (S. Res. 33), Senator Stevens;

Committee on Small Business: (S. Res. 40), Senators Bond and Kerry;

Committee on the Judiciary: (S. Res. 43), Senators Hatch and Leahy;

Committee on Agriculture, Nutrition, and Forestry: (S. Res. 20), Senators Lugar and Harkin;

Committee on Armed Services: (S. Res. 38), Senators Warner and Levin; and

Committee on Veterans' Affairs: (S. Res. 45), Senators Specter and Rockefeller.

Hearings continue tomorrow.

NATIONAL SECURITY THREATS

Select Committee on Intelligence: Committee held open and closed hearings to examine current and projected national security threats to the United States, receiving testimony from Toby T. Gati, Assistant Secretary of State for Intelligence and Research; Lt. Gen. Patrick M. Hughes, USA, Director, Defense Intelligence Agency; and George J. Tenet, Acting Director of Central Intelligence.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 39 public bills, H.R. 585–623; and 12 resolutions, H.J. Res. 42–45, H. Con. Res. 14–15, and H. Res. 36–41, were introduced. **Page 1589**

Reports Filed: No reports were filed today.

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative LaHood to act as Speaker pro tempore for today. **Page 1531**

Guest Chaplain: The prayer was offered by the guest chaplain, Dr. Ronald Christian of Washington, D.C. **Page 1531**

Journal Vote: By a recorded vote of 376 ayes to 28 noes, Roll No. 10, the House agreed to the Speaker's approval of the Journal of Tuesday, February 4. **Page 1540**

Committee Resignation: Read a letter from Representative Brady wherein he resigned from the Committee on Government Reform and Oversight. **Page 1531**

Frank M. Tejeda Post Office Building: By a yea-and-nay vote of 400 yeas, Roll No. 9, the House voted to suspend the rules and pass H.R. 499, to designate the facility of the United States Postal Service under construction at 7411 Barlite Boulevard in San Antonio, Texas, as the "Frank M. Tejeda Post Office Building." **Page 1534**

Committee Resignations: Read a letter from Representative Gejdenson wherein he resigned from the Committee on Resources and read a letter from Representative Peterson of Minnesota wherein he resigned from the Committee on Government Reform and Oversight. **Page 1540**

Committee Election: The House agreed to H. Res. 36, designating minority membership on certain standing committees of the House. **Page 1541**

Referrals: One Senate-passed measure was referred to the appropriate House committee. **Page 1580**

Senate Messages: Message received from the Senate today appears on page 1531.

Quorum Calls—Votes: One yea-and-nay vote and one recorded vote developed during the proceedings of the House today and appear on pages 1539 and 1540. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 4:52 p.m.

Committee Meetings

COMMITTEE ORGANIZATION

Committee on Appropriations: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Banking and Financial Services: Met for organizational purposes.

"WHY THE BALANCED BUDGET AMENDMENT IS GOOD FOR AMERICANS"

Committee on the Budget: Held a hearing on "Why the Balanced Budget Amendment is Good for Americans." Testimony was heard from public witnesses.

"CELLULAR PRIVACY: IS ANYONE LISTENING? YOU BETCHA!"

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection held a hearing on "Cellular Privacy: Is Anyone Listening? You Betcha!" Testimony was heard from the following officials of the Department of Justice: James K. Kallstrom, Assistant Director in Charge, New York Division, FBI; and Robert S. Litt, Deputy Assistant Attorney General, Criminal Division; William Kennard, General Counsel, FCC; and public witnesses.

WORKING FAMILIES FLEXIBILITY ACT

Committee on Education and the Workforce: Subcommittee on Workforce Protections held a hearing on H.R. 1, Working Families Flexibility Act of 1997. Testimony was heard from Representatives Granger, Myrick and Fowler; and public witnesses.

MISCELLANEOUS MEASURES; COMMITTEE ORGANIZATION

Committee on International Relations: By unanimous consent adopted a motion urging the Chairman to request that S. Con. Res. 4, commending and thanking Honorable Warren Christopher for his exemplary service as Secretary of State, be considered on the Suspension Calendar.

The Committee also approved a resolution to be introduced in appreciation of the late Pamela Harriman, Ambassador to France.

The Committee also met for organizational purposes.

BALANCED BUDGET AMENDMENT

Committee on the Judiciary: Began markup of H.J. Res. 1, proposing an amendment to the Constitution to provide for a balanced budget for the U.S. Government and for greater accountability in the enactment of tax legislation.

Will continue February 11.

COMMITTEE ORGANIZATION

Committee on National Security: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Resources: Met for organizational purposes.

TRUTH IN BUDGETING ACT; OVERSIGHT PLAN

Committee on Transportation and Infrastructure: Ordered reported H.R. 4, Truth in Budgeting Act.

The Committee also approved an oversight plan for the 105th Congress.

USER FEES FOR FAA SERVICES

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Airlines' Proposals to Establish User Fees for FAA Services. Testimony was heard from John H. Anderson, Jr., Director, Transportation Issues, Resources, Community and Economic Development Division, GAO; and public witnesses.

Hearings continue February 13.

COMMITTEE ORGANIZATION

Committee on Veterans' Affairs: Met for organizational purposes.

AIRPORT AND AIRWAY TRUST FUND SOLVENCY; COMMITTEE ORGANIZATION

Committee on Ways and Means: Held a hearing on the solvency of the Airport and Airway Trust Fund. Testimony was heard from Donald C. Lubick, Assistant Secretary, Tax Policy, Department of the Treasury; and Louise F. Stoll, Assistant Secretary, Budget and Programs, Department of Transportation.

The Committee also met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommitte on Human Resources met for organizational purposes.

♦♦♦♦♦♦♦♦♦♦♦

Thursday, February 6, 1997

Senate

Chamber Action

Routine Proceedings, pages 1614–1686

Measures Introduced: Ten bills and one resolution were introduced, as follows: S. 281–290, and S.J. Res. 15. **Page 1668**

Balanced Budget Constitutional Amendment: Senate began consideration of S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget, with the following amendment proposed thereto: **Page 1622**

Pending:

Durbin Amendment No. 2, to allow for the waiver of the article in the event of an economic recession or serious economic emergency with a majority in both houses of Congress. **Page 1649**

A unanimous-consent time-agreement was reached providing for further consideration of the pending amendment on Monday, February 10, 1997, with a vote to occur thereon. **Page 1665**

Senate will continue consideration of the resolution on Friday, February 6, 1997.

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

Transmitting the Budget of the United States Government for Fiscal Year 1998; pursuant to the order of January 30, 1975; which was referred jointly to the Committee on Appropriations and the Committee on the Budget. (PM–10). **Page 1665**

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 98 yeas (Vote No. 6 EX), Rodney E. Slater, of Arkansas, to be Secretary of Transportation. **Page 1638**

Madeleine May Kunin, of Vermont, to serve concurrently and without additional compensation as Ambassador to the Principality of Liechtenstein.

Genta Hawkins Holmes, of California, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, as Ambassador to Australia.

Anne W. Patterson, of Virginia, to be Ambassador to the Republic of El Salvador.

Arma Jane Karaer, of Virginia, to be Ambassador to Papua, New Guinea, and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to Solomon Islands, and as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Vanuatu.

Dennis K. Hays, of Florida, to be Ambassador to the Republic of Suriname.

John Francis Maisto, of Pennsylvania, to be Ambassador extraordinary and Plenipotentiary of the United States of America to the Republic of Venezuela.

John Stern Wolf, of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as U.S. Coordinator for Asia Pacific Economic Cooperation (APEC).

Madeleine Korbel Albright, of the District of Columbia, to be a Representative of the United States of America to the 51st Session of the General Assembly of the United Nations.

Edward William Gnehm, Jr., of Georgia, to be a Representative of the United States of America to the 51st Session of the General Assembly of the United Nations.

Karl Frederick Inderfurth, of North Carolina, to be an Alternate Representative of the United States of America to the 51st Session of the General Assembly of the United Nations.

Victor Marrero, of New York, to be an Alternate Representative of the United States of America to the 51st Session of the General Assembly of the United Nations.

Routine lists in the Foreign Service. **Page 1684**

Nominations Received: Senate received the following nominations:

Ellen Seidman, of the District of Columbia, to be Director of the Office of Thrift Supervision for a term of five years.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force. **Page 1684**

Messages From the President: **Page 1665**

Messages From the House: **Page 1668**

Measures Referred: **Page 1668**

Petitions: **Page 1668**

Statements on Introduced Bills: **Page 1669**

Additional Cosponsors: **Page 1678**

Amendments Submitted: **Page 1678**

Notices of Hearings: **Page 1678**

Authority for Committees: **Page 1678**

Additional Statements: **Page 1679**

Record Votes: One record vote was taken today. (Total—6) **Page 1644**

Adjournment: Senate convened at 11 a.m., and adjourned at 6:43 p.m., until 11 a.m., on Friday, February 7, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 1685.)

Committee Meetings

NATIONAL SECURITY

Committee on Armed Services: Committee concluded open and closed hearings to examine current and projected national security threats to the United States, after receiving testimony from George J. Tenet, Acting Director of Central Intelligence; and Lt. Gen. Patrick M. Hughes, Director, Defense Intelligence Agency.

U.S. TERRITORIES AND FREELY ASSOCIATED STATES

Committee on Energy and Natural Resources: Committee concluded hearings on S. 210, to make technical and other changes to the Organic Act of Guam, the Revised Organic Act of the Virgin Islands, and the Compact of Free Association Act, and to return excess Federal land to the people of Guam, after receiving testimony from Allen P. Stayman, Director, Office of Insular Affairs, Department of the Interior; Governor Roy L. Schneider, and Delegate Donna M. Christian-Green, both of the Virgin Islands; and Governor Carl T.C. Gutierrez, and Delegate Robert A. Underwood, both of Guam.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee concluded hearings to receive testimony from Senators, as indicated, in support of resolutions requesting funds for operating expenses of their respective committees for periods from March 1, 1997 through February 28, 1998, and from March 1, 1998 through February 28, 1999, as follows:

Committee on Environment and Public Works: (S. Res. 26), Senators Chafee and Baucus;

Committee on Governmental Affairs: (S. Res. 39), Senators Thompson and Glenn;

Select Committee on Intelligence: (S. Res. 30), Senators Shelby and Kerrey;

Committee on Energy and Natural Resources: (S. Res. 34), Senators Murkowski and Bumpers;

Committee on Finance: (S. Res. 27), Senators Roth and Moynihan; and

Committee on Foreign Relations: (S. Res. 37), Senators Helms and Biden.

HOME-BASED BUSINESSES

Committee on Small Business: Committee held hearings to examine certain home-based business issues, focusing on independent contractors, home-office deductions, deductibility of health-care costs, and the experience of women business owners in seeking investment capital and federal procurement contracts, receiving testimony from Carolyn A. Stradley, C & S Paving, Inc., Marietta, Georgia; Susan Peterson, Susan Peterson Productions Inc., Washington, D.C., on behalf of the National Foundation for Women Business Owners; Phyllis Hill Slater, Hill Slater, Inc., Great Neck, Long Island, New York, on behalf of the National Association of Women Business Owners and the Women Business Owners Corporation; Andrea C. Silbert, Center for Women and Enterprise, Boston, Massachusetts; Bill D. Trembly, Trembly Associates, Inc., Albuquerque, New Mexico, on behalf of the Manufacturers' Agents National Association and the Small Business Legislative Council on Independent Contractor Classification Issues; Bonny Filandrinos, Staffing Solutions, Inc., Clayton, Missouri; Sal Risalvato, Riverdale Texaco and Precision Alignment Center, Riverdale, New Jersey; and Carole Wiedorfer, Carole Wiedorfer CPA, Baltimore, Maryland, on behalf of the National Association for the Self-Employed.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 624–653; 1 private bill, H.R. 654; and 3 resolutions, H. Con. Res. 16, and H. Res. 42–43 were introduced. **Page 1729**

Reports Filed: One report was filed as follows: 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. 105–2). **Page 1729**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Ewing to act as Speaker pro tempore for today. **Page 1687**

Guest Chaplain: The prayer was offered by the guest chaplain, the Reverend Larry C. Christenson of Northome, Minnesota. **Page 1687**

Order of Business: Agreed that it may not be in order before Thursday, February 13, 1997, for the House to consider a motion to proceed under section 518A(e)(6)(A) of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1997, as contained in section 101(c) of the Omnibus Consolidated Appropriations Act, 1997. **Page 1687**

Committee Resignation: Read a letter from Representative Slaughter wherein she resigned from the Committee on the Budget. **Page 1687**

Committee Election: The House agreed to H. Res. 42, designating minority membership on certain standing committees of the House. **Page 1687**

Committee Election: The House agreed to H. Res. 43, electing Representative LaHood to the Committee on Veterans' Affairs. **Page 1687**

Presidential Message—Fiscal Year 1998 Budget: Read a message from the President wherein he transmits his Budget of the United States Government for fiscal year 1998—referred to the Committee on Appropriations and ordered printed (H. Doc. 105–3). **Page 1688**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 2 p.m. on Monday, February 10. Agreed that when the House adjourns on Monday, it adjourn to meet at 12:30 p.m. on Tuesday, February 11 for Morning Hour Debate. **Page 1691**

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of February 12. **Page 1691**

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

Adjournment: Met at 10 a.m. and adjourned at 11:28 a.m.

Committee Meetings

COMMITTEE ORGANIZATION

Committee on Agriculture: Met for organizational purposes.

The Committee also approved an oversight plan for the 105th Congress.

FDA POLICY ON HOME DRUG TESTING KITS

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on FDA Policy on Home Drug Testing Kits. Testimony was heard from the following officials of the FDA, Department of Health and Human Services: William B. Schultz, Deputy Commissioner, Policy; Mary Pendergast, Deputy Commissioner/Senior Advisor to the Commissioner; Margaret Jane Porter, Chief Counsel; Joseph A. Levitt, Deputy Director, Regulatory and Policy, and Bruce Burlington, Director, both with the Center for Device and Radiological Health.

DISABILITIES EDUCATION ACT AMENDMENTS

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth and Families concluded hearings on H.R. 5, to amend the Individuals with Disabilities Education Act, to reauthorize and make improvements to that act. Testimony was heard from Stephen Streruer, Office of Correctional Education, Department of Education, State of Maryland; and public witnesses.

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Friday, February 7, 1997

Senate

Chamber Action

Routine Proceedings, pages 1744–1769

Measures Introduced: One bill and two resolutions were introduced, as follows: S. 291, S. Con. Res. 6, and S. Res. 51. **Page 1758**

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, with the following amendment proposed thereto: **Pages 1744, 1751, 1766**

Pending:

Durbin Amendment No. 2, to allow for the waiver of the article in the event of an economic recession or serious economic emergency with a majority in both houses of Congress. **Pages 1744, 1750, 1765**

Senate will continue consideration of the resolution on Monday, February 10, 1997.

Communications: **Page 1757**

Statements on Introduced Bills: **Page 1758**

Additional Cosponsors: **Page 1761**

Notices of Hearings: Page 1764

Adjournment: Senate convened at 11 a.m., and adjourned at 2:14 p.m., until 12 Noon, on Monday, February 10, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 1769.)

Committee Meetings

1998 BUDGET

Committee on the Budget: Committee held hearings to examine the President's proposed budget for fiscal year 1998, receiving testimony from Franklin D. Raines, Director, Office of Management and Budget.

Hearings continue on Monday, February 10.

House of Representatives

Chamber Action

The House was not in session today. The House will next meet at 2 p.m. on Monday, February 10.

Committee Meetings

No Committee meetings were held.

Joint Meetings

EMPLOYMENT-UNEMPLOYMENT

Joint Economic Committee: Committee held hearings to examine the employment-unemployment situation for January and the consumer price index, receiving testimony from Katharine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Monday, February 10, 1997

Senate

Chamber Action

Routine Proceedings, pages 1784–1842

Measures Introduced: Four bills were introduced, as follows: S. 292–295. Page 1831

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 thereto: Page 1791

Rejected:

Durbin Amendment No. 2, to allow for the waiver of the article in the event of an economic recession or serious economic emergency with a majority in both houses of Congress. (By 64 yeas to 35 nays (Vote No. 7), Senate tabled the amendment.) Page 1822

Pending:

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. Pages 1795, 1822

A unanimous-consent-time agreement was reached providing for the further consideration of the pending amendment on Tuesday, February 11, 1997, with a vote to occur thereon. Page 1842

Appointments:

British-American Interparliamentary Group: The Chair, on behalf of the President pro tempore, and upon the recommendation of the Majority Leader, pursuant to Public Law 102–138, appointed Senator Stevens as Chairman of the Senate Delegation to the British-American Interparliamentary Group during the 105th Congress. Page 1842

North Atlantic Assembly: The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, as amended, appointed Senator Roth as Chairman of the Senate Delegation to the North Atlantic Assembly during the 105th Congress. Page 1842

Canada-U.S. Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276d–276g, as amended, appointed Senator Murkowski as Chairman of the Senate Delegation to the Canada-U.S. Interparliamentary Group during the 105th Congress. Page 1842

Mexico-U.S. Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276h–276k, as amended, appointed Senator Hutchison as Chairman of the Senate Delegation to the Mexico-U.S. Interparliamentary Group during the 105th Congress. Page 1842

Washington's Farewell Address: A unanimous-consent agreement was reached providing for the reading of Washington's Farewell Address on Monday, February 24, 1997. Page 1842

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

Transmitting a report concerning the national emergency with respect to Iraq; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–11). Page 1828

Transmitting the economic report of the President; to the Joint Economic Committee. (PM–12). Page 1830

Messages From the President: Page 1828

Measures Placed on Calendar: Page 1830

Communications: Page 1831

Statements on Introduced Bills: Page 1831

Additional Cosponsors: Page 1835

Amendments Submitted: Page 1836

Notices of Hearings: Page 1836

Additional Statements: Page 1836

Record Votes: One record vote was taken today. (Total—7) Page 1822

Adjournment: Senate convened at 12 Noon, and adjourned at 7:19 p.m., until 2:15 p.m., on Tuesday, February 11, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 1842.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 655–665; and 5 resolutions, H.J. Res. 46–47, H. Con. Res. 17, and H. Res. 44–45, were introduced. Page 1782

Reports Filed: No reports were filed today.

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Collins to act as Speaker pro tempore for today. Page 1770

Committee Resignation: Read a letter from Representative Hunter wherein he resigned from the Committee on Veterans' Affairs. Page 1770

Committee on Ways and Means Recommendations for Designations Required by Law for the 105th Congress: Read a letter from Chairman Archer wherein he reported that the Committee designated Representatives Archer, Crane, Thomas, Rangel, and Stark to serve on the Joint Committee on Taxation for the 105th Congress; and that the Committee recommended the following members to serve as official advisors for international conference meetings and negotiating sessions on trade agreements: Representatives Archer, Crane, Thomas, Rangel, and Matsui. Page 1770

Subsequently, pursuant to the Trade Act of 1974 and the recommendation of the Chairman of the Committee on Ways and Means, the Chair announced the Speaker's selection of the following members to be accredited by the President as Official Advisors to the United States Delegations to international conferences, meetings, and negotiation sessions relating to trade agreements during the First Session of the 105th Congress: Representatives Archer, Crane, Thomas, Rangel, and Matsui. Page 1770

Permanent Select Committee on Intelligence: The Chair announced the Speaker's appointment of the following members to the Permanent Select Committee on Intelligence: Representatives Young of Florida, Lewis of California, Shuster, McCollum, Castle, Boehlert, Bass, Gibbons, Dicks, Dixon, Skaggs, Pelosi, and Harman. Page 1770

Committee Election: The House agreed to H. Res. 44, electing Representative Berman to the Committee on Standards of Official Conduct. Page

Clerk Designation: Read a letter from the Clerk wherein she designates Ms. Julie Perrier, to sign papers and do all other acts under the name of the Clerk of the House of Representatives in the Clerk's temporary absence or disability. Page 1771

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

Economic Report of the President: Message wherein he transmitted his economic report together with the 1997 annual report of the Council of Economic Advisors—referred to the Joint Economic Committee and ordered printed (H. Doc. 105–2); and Page 1771

National Emergency re Iraq: Message wherein he transmitted his report concerning the national emergency with respect to Iraq—referred to the Committee on International Relations and ordered printed (H. Doc. 105–41). Page 1772

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

Adjournment: Met at 2 p.m. and adjourned at 3:01 p.m.

Committee Meetings

No Committee meetings were held.

Joint Meetings

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee held hearings to examine the United States economic situation, focusing on the 1997 Economic Report of the President, receiving testimony from Joseph E. Stiglitz, Chairman, Council of Economic Advisers.

Hearings will continue on Wednesday, February 26.

Tuesday, February 11, 1997

Senate

Chamber Action

Routine Proceedings, pages 1851–1899

Measures Introduced: Eight bills and two resolutions were introduced, as follows: S. 296–303, and S. Res. 52–53. **Page 1875**

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 thereto: **Page 1851**

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.) **Page 1851**

Pending:

Dodd Amendment No. 4, to simplify the conditions for a declaration of an imminent and serious threat to national security. **Page 1871**

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 1871**

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 1872**

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 1873**

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. **Page 1861**

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. **Page 1897**

Messages From the President: **Page 1873**

Messages From the House: **Page 1873**

Communications: **Page 1873**

Executive Reports of Committees: **Page 1874**

Statements on Introduced Bills: **Page 1875**

Additional Cosponsors: **Page 1889**

Amendments Submitted: **Page 1889**

Authority for Committees: **Page 1889**

Additional Statements: **Page 1890**

Record Votes: Two record votes were taken today. (Total—9) **Page 1858**

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 1897.)

Committee Meetings

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. **Page 1944**

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). **Page 1927**

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 1900**

Recess: The House recessed at 12:49 p.m. and reconvened at 2 p.m. **Page 1902**

Gallaudet University: The Speaker announced his appointment of Representative LaHood as a member of the Board of Trustees of Gallaudet University. **Page 1902**

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 1902**

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 1912**

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). **Page 1912**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 10 a.m. on Wednesday, February 12. **Page 1937**

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 1946.

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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Wednesday, February 12, 1997

Senate

Chamber Action

Routine Proceedings, pages 1968–2057

Measures Introduced: Fifteen bills and two resolutions were introduced, as follows: S. 304–318, S.J. Res. 16, and S. Res. 54. **Page 2018**

Measures Reported: Reports were made as follows:

S. Res. 54, authorizing biennial expenditures by committees of the Senate. **Page 2018**

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 thereto: **Page 1972, 1985**

Rejected:

Dodd Modified Amendment No. 4, to simplify the conditions for a declaration of an imminent and serious threat to national security. (By 64 yeas to 36 nays (Vote No. 10), Senate tabled the amendment.) **Pages 1972, 1989**

Pending:

Byrd Amendment No. 6, to strike the reliance on estimates and receipts. **Pages 1979, 2044**

A unanimous-consent time-agreement was reached providing for further consideration of the pending amendment beginning at 3:30 p.m., on Monday, February 24, 1997, with a vote to occur thereon. **Page 2015**

Appointments:

Commission on Security and Cooperation in Europe: The Chair, on behalf of the Vice President, pursuant to Public Law 94–304, as amended by Public Law 99–7, appointed Senator D'Amato as Chairman of the Commission on Security and Cooperation in Europe. **Page 2056**

Washington's Farewell Address: The Chair, on behalf of the Vice President, pursuant to the order of the Senate of January 24, 1901, as modified by the order of February 10, 1997, appointed Senator Frist to read Washington's Farewell Address on Monday, February 24, 1997. **Page 2056**

Nominations Received: Senate received the following nominations:

Alan S. Gold, of Florida, to be United States District Judge for the Southern District of Florida.

Anthony W. Ishii, of California, to be United States District Judge for the Eastern District of California.

Lynne R. Lasry, of California, to be United States District Judge for the Southern District of California.

Ivan L. R. Lemelle, of Louisiana, to be United States District Judge for the Eastern District of Louisiana.

2 Air Force nominations in the rank of general. **Page 2057**

Messages From the House: **Page 2017**

Communications: **Page 2017**

Petitions: **Page 2018**

Executive Reports of Committees: **Page 2018**

Statements on Introduced Bills: **Page 2019**

Additional Cosponsors: **Page 2038**

Amendments Submitted: **Page 2043**

Notices of Hearings: **Page 2044**

Authority for Committees: **Page 2045**

Additional Statements: **Page 2045**

Record Votes: One record vote was taken today. (Total—10) **Page 2014**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 6:54 p.m., until 11 a.m., on Thursday, February 13, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 2057.)

Committee Meetings

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee held hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, receiving testimony from William S. Cohen, Secretary of Defense; John J. Hamre, Comptroller, Department of Defense; and Gen. John M. Shalikashvili, USA, Chairman, Joint Chiefs of Staff.

Hearings were recessed subject to call.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nomination of Janet L. Yellen, of California, to be a Member of the Council of Economic Advisers.

INVESTMENT AND INFRASTRUCTURE

Committee on the Budget: Committee held hearings to examine the role of government investment in overall Federal budget policy, receiving testimony from Robert B. Reich, Brandeis University, Waltham, Massachusetts, former Secretary of Labor; and Douglas Holtz-Eakin, Syracuse University, Syracuse, New York, on behalf of the National Bureau of Economic Research.

Committee will meet again tomorrow.

CLEAN AIR STANDARDS

Committee on Environment and Public Works: Committee held oversight hearings to examine the national ambient air quality standards for ozone and particulate matter recently proposed by the Environmental Protection Agency, receiving testimony from Carol M. Browner, Administrator, Environmental Protection Agency; and Sally Katzen, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget.

Hearings were recessed subject to call.

ADMINISTRATION'S BUDGET

Committee on Finance: Committee held hearings on the Administration's budget and revenue proposals for fiscal year 1998, receiving testimony from Robert E. Rubin, Secretary of the Treasury.

Committee will meet again tomorrow.

MEDICARE

Committee on Finance: Subcommittee on Health Care held hearings to examine the financial soundness of the Medicare program, receiving testimony from Bruce C. Vladeck, Administrator, Health Care Financing Administration, Department of Health and Human Services; Joseph R. Antos, Assistant Director for Health and Human Resources, Linda Bilheimer, Deputy Assistant Director for Health, and Sandra Christensen, Principal Analyst, all of the Congressional Budget Office; and Gail R. Wilensky, Project Hope, former Administrator, Health Care Financing Administration, and Marilyn Moon, Urban Institute, both of Washington, D.C.

Hearings were recessed subject to call.

NUCLEAR DETERRENCE

Committee on Governmental Affairs: Subcommittee on International Security, Proliferation and Federal Services concluded hearings to examine the future of nuclear deterrence and U.S. policy toward non-proliferation efforts, after receiving testimony from Walter B. Slocombe, Under Secretary of Defense for Policy; Gen. Andrew J. Goodpaster, USA (Ret.), Atlantic Council of the United States; and Richard Perle, American Enterprise Institute, Washington, D.C.

TEAM ACT

Committee on Labor and Human Resources: Committee concluded hearings on S. 295, to promote cooperation and teamwork among worker-management relations in the American labor force, after receiving testimony from William D. Budinger, Rodel, Inc., Newark, Delaware; J. Thomas Bouchard, Armonk, New York, and Robert Von Bruns, Melinda Weide, and Michael Scarano, all of Essex Junction, Vermont, all on behalf of the International Business Machines Corporation; Charles I. Cohen, Morgan, Lewis & Bockius, former Member, National Labor Relations Board, Jonathan P. Hiatt, AFL–CIO, and Robert Muehlenkamp, International Brotherhood of Teamsters/AFL–CIO, all of Washington, D.C.; Robert Sebris, Jr., Sebris Busto, Bellevue, Washington; Samuel Estreicher, New York University, New York, New York; Michael H. LeRoy, Institute of Labor and Industrial Relations/University of Illinois, Champaign; and Thomas C. Kohler, Boston College Law School, Newton, Massachusetts.

BUSINESS MEETING

Committee on Rules and Administration: Committee ordered favorably reported an original resolution (S. Res. 54) authorizing biennial expenditures by committees of the Senate, in lieu of S. Res. 20, S. Res. 26, S. Res. 27, S. Res. 28, S. Res. 29, S. Res. 30, S. Res. 33, S. Res. 34, S. Res. 35, S. Res. 37, S. Res. 38, S. Res. 39, S. Res. 40, S. Res. 41, S. Res. 43, S. Res. 44, S. Res. 45, and S. Res. 46.

NOMINATION

Committee on Small Business: Committee ordered favorably reported the nomination of Aida Alvarez, of New York, to be Administrator of the Small Business Administration.

Prior to this action, the committee concluded hearings on the nomination of Ms. Alvarez, after the nominee, who was introduced by Senators D'Amato and Abraham, testified and answered questions in her own behalf.

House of Representatives

Chamber Action

Bills Introduced: 49 public bills, H.R. 693–741; 2 private bills, H.R. 742–743; and 9 resolutions, H.J. Res. 51–53, H. Con. Res. 20, and H. Res. 51–55, were introduced. **Page 2126**

Reports Filed: No reports were filed today.

Guest Chaplain: The prayer was offered by the guest chaplain, the Rev. Richard Anderson, of Aurora, Illinois. **Page 2058**

Bipartisan Task Force on Reform of the Ethics Process: The Majority Leader, with the concurrence of the Minority Leader, announced the establishment of a Bipartisan Task Force on Reform of the Ethics Process. The Majority Leader named as task force members: Represent-

atives Livingston, Co-chairman; Goss; Castle; Thomas; Solomon; and Hanson, ex-officio, in his capacity as Chairman of the Committee on Standards of Official Conduct. The Minority Leader named as members: Representatives Cardin, Co-chairman; Frost; Moakley; Pelosi; Stokes; and Berman, ex-officio, in his capacity as Ranking Minority Member of the Committee on Standards of Official Conduct. **Page 2058**

In furtherance of this understanding concerning the establishment of the task force, it was made in order that during the period beginning immediately and ending on April 11, 1997: (1) The Committee on Standards of Official Conduct may not receive, renew, initiate, or investigate a complaint against the official conduct of a member, officer, or employee of the House; (2) The Committee on Standards of Official Conduct may issue advisory opinions and perform other non-investigative functions; and (3) A resolution addressing the official conduct of a member, officer, or employee of the House that is proposed to be offered from the floor by a member other than the Majority Leader or the Minority Leader as a question of the privileges of the House shall, once noticed pursuant to clause 2(a)(1) of Rule IX, have precedence of all other questions except motions to adjourn only at a time or place designated by the chair in the legislative schedule within two legislative days after April 11, 1997. **Page 2059**

Congressional Term Limits: By a yea-and-nay vote of 217 yeas to 211 nays with two-thirds required for passage, Roll No. 21, the House failed to pass 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. **Page 2071**

Amendments Rejected:

The Hutchinson amendment in the nature of a substitute that sought to limit service of House Members to 3 two-year terms and Senators to 2 six-year terms and provides that upon ratification incumbents and others who have served in the House are limited to 2 additional terms and those who have served in the Senate are limited to 1 additional term. The amendment was identical to the ballot initiative approved by the voters of Arkansas (rejected by a recorded vote of 85 ayes to 341 noes, Roll No. 11); **Pages 2090, 2095**

The McInnis amendment in the nature of a substitute that sought to limit service of House Members to 3 two-year terms and Senators to 2 six-year terms and provides that upon ratification incumbents and others who have served in the House are limited to 2 additional terms and those who have served in the Senate are limited to 1 additional term. The amendment was identical to the ballot initiative approved by the voters of Colorado (rejected by a recorded vote of 87 ayes to 339 noes, Roll No. 12); **Pages 2092, 2096**

The Crapo amendment in the nature of a substitute that sought to limit service of House Members to 3 two-year terms and Senators to 2 six-year terms and provides that upon ratification incumbents and others who have served in the House are limited to 2 additional terms and those who have served in the Senate are limited to 1 additional term. The amendment was identical to the ballot initiative approved by the voters of Idaho (rejected by a recorded vote of 85 ayes to 339 noes, Roll No. 13); **Page 2094**

The Blunt amendment in the nature of a substitute that sought to limit service of House Members to 3 two-year terms and Senators to 2 six-year terms, provides that upon ratification incumbents and others who have served in the House are limited to 2 additional terms and those who have served in the Senate are limited to 1 additional term, and allows any state to enact by state constitutional amendment longer or shorter term limits. The amendment was identical to the ballot initiative approved by the voters of Missouri (rejected by a recorded vote of 72 ayes to 353 noes, Roll No. 14); **Pages 2097, 2101**

The Christensen amendment in the nature of a substitute that sought to limit service of House Members to 3 two-year terms and Senators to 2 six-year terms and provides that upon ratification incumbents and others who have served in the House are limited to 2 additional terms and those who have served in the Senate are limited to 1 additional term. The amendment was identical to the ballot initiative approved by the voters of Nebraska (rejected by a recorded vote of 83 ayes to 342 noes, Roll No. 15); **Pages 2099, 2102**

The Ensign amendment in the nature of a substitute that sought to limit service of House Members to 3 two-year terms and Senators to 2 six-year terms and provides that upon ratification incumbents and others who have served in the House are limited to 2 additional terms and those who have served in the Senate are limited to 1 additional term. The amendment was identical to the ballot initiative approved by the voters of Nevada (rejected by a recorded vote of 85 ayes to 339 noes, Roll No. 16); **Pages 2100, 2102**

The Thune amendment in the nature of a substitute that sought to limit service of House Members to 3 two-year terms and Senators to 2 six-year terms and provides that upon ratification incumbents and others who have served in the House are limited to 2 additional terms and those who have served in the Senate are limited to 1 additional term. The amendment was identical to the ballot initiative approved by the voters of South Dakota (rejected by a recorded vote of 83 ayes to 342 noes, Roll No. 17); **Pages 2103, 2106**

The Fowler amendment in the nature of a substitute that sought to limit service of House Members to 4 consecutive two-year terms and Senators to 2 consecutive six-year terms, not counting any term that began before the

adoption of the amendment (rejected by a recorded vote of 91 ayes to 335 noes, Roll No. 18); **Pages 2105, 2107**

The Scott amendment in the nature of a substitute that sought to limit the election of House Members to 6 two-year terms and Senators to 2 six-year terms, provide that no person who has served in the House for more than 1 year shall be eligible for election more than five times and no person who has served in the Senate more than 3 years be eligible for election more than once, and allow any state to enact shorter term limits (rejected by a recorded vote of 97 ayes to 329 noes, Roll No. 19); **Pages 2105, 2107**

The Barton of Texas amendment in the nature of a substitute that sought to limit the election of House Members to 6 two-year terms and Senators to 2 six-year terms, retroactively counting the elections of Representatives or Senators before the ratification of the amendment (rejected by a recorded vote of 152 ayes to 274 noes, Roll No. 20). **Page 2108**

Earlier, agreed to H. Res. 47, the rule under which the joint resolution was considered. **Page 2061**

Committee Election: The House agreed to H. Res. 52, electing Representatives Hill and Sununu to the Committee on Small Business. **Page 2117**

Quorum Calls—Votes: One yea-and-any vote and ten recorded votes developed during the proceedings of the House today and appear on pages 2095, 2096, 2097, 2101, 2102, 2106, 2107, 2114, and 2116. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 7:42 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on Inspector General Overview. Testimony was heard from Roger C. Viadero, Inspector General, USDA.

FOREIGN OPERATIONS, EXPORT FINANCING APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs hearing on Secretary of State. Testimony was heard from Madeleine K. Albright, Secretary of State.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on Substance Abuse and Mental Health Services Administration, the Office of the Inspector General, and on the Health Resources and Services Administration. Testimony was heard from the following officials of the Department of Health and Human Services: Nelba Chavez, Administrator, Substance Abuse and Mental Health Services Administration; June Gibbs Brown, Inspector General; and Ciro V. Sumaya, M.D., Administrator, Health Resources and Services Administration.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on Joint Economic Committee, the Library of Congress, the Architect of the Capitol/Botanic Garden. Testimony was heard from Representative Saxton; the following officials of the Library of Congress: James H. Billington, Librarian; Donald L. Scott, Deputy Librarian; Winston Tabb, Associate Librarian for Library Services; Reuben Medina, Law Librarian; Daniel Mulhollan, Director, CRS; and Frank Kurt Cylke, Director, National Library Service for the Blind and Physically Handicapped; Alan M. Hantman, Architect of the Capitol; Members of Congress; and public witnesses.

OVERSIGHT—DEPARTMENT OF HEALTH AND HUMAN SERVICES PROPOSED BUDGET

Committee on Commerce: Subcommittee on Health and Environment held an oversight hearing on the Department of Health and Human Services' proposed budget for fiscal year 1998. Testimony was heard from Bruce C. Vladeck, Administrator, Health Care Financing Administration, Department of Health and Human Services; and Paul N. Van de Water, Assistant Director, Budget Analysis, CBO.

SPECTRUM MANAGEMENT POLICY

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection held a hearing on Spectrum Management Policy. Testimony was heard from Reed E. Hundt, Chairman, FCC; Larry Irving, Assistant Secretary, Communications and Information, Department of Commerce; Michael Amarosa, Deputy Commissioner, Police Department, City of New York; and public witnesses.

ENCOURAGING PENSION SAVINGS

Committee on Education and the Workforce: Subcommittee on Employer-Employee Relations held a hearing on Defusing the Retirement Timebomb: Encouraging Pension Savings. Testimony was heard from public witnesses.

GOVERNMENT RESULTS AND PERFORMANCE ACT; ORGANIZATIONAL MEETING

Committee on Government Reform and Oversight: Held a hearing on the "Government Performance and Results Act: Sensible Government for the Next Century". Testimony was heard from Representative Armey; John Koskinen, Deputy Director, Management, OMB; and James Hinchman, Acting Comptroller General, GAO.

The committee also met for organizational purposes.

OVERSEAS PRIVATE INVESTMENT CORPORATION

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on the Future of the Overseas Private Investment Corporation (OPIC). Testimony was heard from Representatives Kolbe and Andrews; and public witnesses.

OVERSIGHT—FBI INVESTIGATION INTO BOMBING IN SAUDI ARABIA

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on the FBI investigation into the Khobar Towers bombing in Dhahran, Saudi Arabia and on Foreign FBI Investigations. Testimony was heard from Robert M. Bryant, Assistant Director, National Security Division, FBI, Department of Justice.

NATIONAL DEFENSE AUTHORIZATION

Committee on National Security: Held a hearing on the fiscal year 1998 national defense authorization request. Testimony was heard from the following officials of the Department of Defense: William S. Cohen, Secretary; and Gen. John M. Shalikashvili, USA, Chairman, Joint Chiefs of Staff.

INTERNATIONAL SPACE PROGRAM

Committee on Science: Held a hearing on the Status of Russian Participation in the International Space Program. Testimony was heard from John H. Gibbons, Director, Office of Science and Technology Policy; Daniel S. Goldin, Administrator, NASA; and Marcia S. Smith, Specialist in Aerospace and Telecommunications Policy, CRS, Library of Congress.

ISTEA REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation held a hearing on ISTEA Comprehensive Reauthorization Proposals: ISTEA Integrity Restoration Act (STEP 21), Transportation Empowerment Act (Devolution), ISTEA Works. Testimony was heard from Senator Mack; Representatives Kasich, Smith of Michigan, DeLay, and Condit; Paul E. Patton, Governor, State of Kentucky; and Christine Todd Whitman, Governor, State of New Jersey.

Hearings continue February 27.

ADMINISTRATION'S BUDGET

Committee on Ways and Means: Continued hearings on the Administration's fiscal year 1998 Budget. Testimony was heard from Donna E. Shalala, Secretary of Health and Human Services.

AIRPORT AND AIRWAY TRUST FUND TAX REINSTATEMENT ACT; OVERSIGHT PLAN

Committee on Ways and Means: Ordered reported H.R. 668, Airport and Airway Trust Fund Tax Reinstatement Act of 1997.

The Committee also approved an oversight plan for the 105th Congress.

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Thursday, February 13, 1997

Senate

Chamber Action

Routine Proceedings, pages 2226–2314

Measures Introduced: Twenty-two bills and four resolutions were introduced, as follows: S. 320–341, and S. Res. 55–58. **Page 2270**

Measures Passed:

Modifying Milk Prices: By 83 yeas to 15 nays (Vote No. 11), Senate agreed to S. Res. 55, expressing the Sense of the Senate regarding the need to address immediately the decline in milk prices. **Page 2254**

Congressional Adjournment: Senate agreed to H. Con. Res. 21, providing for an adjournment of the House until Tuesday, February 25, 1997, and an adjournment of the Senate until Monday, February 24, 1997. **Page 2306**

Committee Funding: Senate agreed to S. Res. 54, authorizing biennial expenditures by committees of the Senate. **Page 2308**

Population Planning—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.J. Res. 36, approving the Presidential finding that the limitation on obligations imposed by section 518A(a) of the Foreign Operations Export Financing, and Related Programs Appropriations Act of 1997, is having a negative impact on the proper functioning of the population planning program, on Monday, February 24, 1997. **Page 2308**

Balanced Budget Constitutional Amendment—Agreement: A unanimous-consent agreement was reached providing for the consideration of certain amendments to be proposed to S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget. **Page 2308**

Measures Indefinitely Postponed: Senate indefinitely postponed further consideration of the following measures:

Modifying Milk Prices: S. Res. 52, expressing the Sense of the Senate regarding the need to address immediately the current milk crisis. **Page 2313**

Authority for Committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Tuesday, February 18, 1997, from 10 a.m. until 2 p.m. **Page 2313**

Appointments:

Barry Goldwater Scholarship and Excellence in Education Foundation: The Chair, on behalf of the Vice President, pursuant to the provision of P.L. 99–661, appointed Senator Levin as a member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation. **Page 2313**

U.S. Holocaust Memorial Council: The Chair, on behalf of the President pro tempore, pursuant to Public Law 96–388, as amended by Public Law 97–84, re-appointed the following Senators to the United States Holocaust Memorial Council: Senators Hatch, Grassley, and Murkowski. **Page 2313**

Mexico-U.S. Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276h–276k, as amended, appointed Senator Dodd as Vice Chairman of the Senate Delegation to the Mexico-U.S. Interparliamentary Group during the 105th Congress. **Page 2313**

U.S. Holocaust Memorial Council: The Chair, on behalf of the President pro tempore, pursuant to Public Law 96–388, as amended by Public Law 97–84, appointed the following Senators to the United States Holocaust Memorial Council: Senators Boxer and Lautenberg. **Page 2313**

Nominations Confirmed: Senate confirmed the following nominations:

Aida Alvarez, of New York, to be Administrator of the Small Business Administration.

Janet L. Yellen, of California, to be a Member of the Council of Economic Advisers. **Page 2313**

Nominations Received: Senate received the following nominations:

1 Air Force nomination in the rank of general.

Routine lists in the Foreign Service. **Page 2314**

Messages From the House: **Page 2269**

Measures Read First Time: **Page 2269**

Communications: **Page 2270**

Petitions: **Page 2270**

Statements on Introduced Bills: **Page 2271**

Additional Cosponsors: **Page 2296**

Notices of Hearings: **Page 2299**

Authority for Committees: **Page 2299**

Additional Statements: **Page 2300**

Record Votes: One record vote was taken today. (Total—11) **Page 2255**

Adjournment: Senate convened at 11 a.m. and, in accordance with H. Con. Res. 21, adjourned at 6:11 p.m., until 11:30 a.m., on Monday, February 24, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 2313.)

Committee Meetings

COMMODITY EXCHANGE ACT REFORM

Committee on Agriculture, Nutrition, and Forestry: Committee resumed 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 Jerry L. Osborne, ConAgra, Omaha, Nebraska, on behalf of the National Grain Trade Council; Ron Warfield, Illinois Farm Bureau, Bloomington, on behalf of the American Farm Bureau Federation; Larry Quandt, Illinois Farmers Union, Mason, on behalf of the National Farmers Union; Kendell W. Keith, National Grain and Feed Association, Micah S. Green, Public Securities Association, on behalf of the Bond Market Trade Association, and Ed Rosen, Cleary, Gottlieb, Steen and Hamilton, on behalf of a coalition of investment and commercial banks, all of Washington, DC; Daniel J. Roth, National Futures Association, Laurence E. Mollner, Dean Witter Reynolds, Inc., on behalf of the Futures Industry Association, and Alger B. Chapman, Chicago Board Options Exchange, on behalf of certain securities self-regulatory organizations, all of Chicago, Illinois; Robert G. Easton, Commodities Corporation Limited, Princeton, New Jersey, on behalf of the Managed Futures Association; and Gay H. Evans, Bankers Trust International, on behalf of the International Swaps and Derivatives Association, Inc., and John J. Finigan Jr., Foreign Exchange Committee, both of New York, New York.

Hearings were recessed subject to call.

BIENNIAL BUDGETING

Committee on the Budget: Committee concluded hearings on S. 261, to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and the performance of the Federal Government, after receiving testimony from Senators Ford and Thomas; Louis Fisher, Senior Specialist, Separation of Powers, Congressional Research Service; John P. McTague, Ford Motor Company, Dearborn, Michigan; and Ronald K. Snell, Denver, Colorado, on behalf of the National Conference of State Legislatures.

AUTHORIZATION—INTERMODAL SURFACE TRANSPORTATION

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure held hearings on proposed legislation authorizing funds for programs of the Intermodal Surface Transportation Efficiency Act of 1991, receiving testimony from Mortimer L. Downey, Deputy Secretary of Transportation; Andrew H. Card, Jr., American Automobile Manufacturers Association, Washington, D.C.; Darrel Rensink, Iowa Department of Transportation, Des Moines, on behalf of the American Association of State Highway and Transportation Officials; Damian J. Kulash, Eno Transportation Foundation, Inc.,

Lansdowne, Virginia; and Alan E. Pisarki, Falls Church, Virginia.

Hearings were recessed subject to call.

ADMINISTRATION'S BUDGET

Committee on Finance: Committee continued hearings to examine the Administration's proposed budget request for fiscal year 1998, focusing on spending proposals relating to Medicare, Medicaid and welfare, receiving testimony from Donna E. Shalala, Secretary of Health and Human Services.

Committee recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Pete Peterson, of Florida, to be Ambassador to the Socialist Republic of Vietnam, after the nominee, who was introduced by Senators Graham and McCain, testified and answered questions in his own behalf.

BUSINESS MEETING

Committee on Governmental Affairs: Committee met and agreed to authorize the issuance of subpoenas on matters relating to the committee's investigation of illegal or improper fund raising and spending practices during the 1996 Federal election campaigns.

CORPORATE SUBSIDY REFORM

Committee on Governmental Affairs: Committee held hearings on S. 207, to review, reform, and terminate unnecessary and inequitable corporate spending subsidies in the federal budget, receiving testimony from Senators McCain, Kerry, and Feingold; and Thomas A. Schatz, Citizens Against Government Waste, Grover G. Norquist, Americans for Tax Reform, Courtney Cuff, Friends of the Earth, and Dean Stansel, Cato Institute, all of Washington, DC.

Hearings were recessed subject to call.

FLEXIBLE WORKPLACE OPTIONS

Committee on Labor and Human Resources: Subcommittee on Employment and Training concluded hearings on S. 4, to provide private sector employees the same opportunities for time-and-a-half compensatory time off, biweekly work programs, and flexible credit hour programs to help balance the demands and needs of work and family, and to clarify the provisions relating to exemptions of certain professionals from the minimum wage and overtime requirements of the Fair Labor Standards Act of 1938, after receiving testimony from Senator Ashcroft; Mayor Paul F. Jadin, Green Bay, Wisconsin, on behalf of the United States Conference of Mayors, and Marilyn Richter, Corporation Counsel of the City of New York, New York, both on behalf of the Public Sector FLSA Coalition; James A. Willms, Unicover Corporation, Cheyenne, Wyoming; Donna R. Lenhoff, Women's Legal Defense Fund, Susan M. Eckerly, National Federation of Independent Business, and David M. Silberman, Bredhoff and Kaiser, all of Washington, DC; Sandie Moneypenny and Kathleen Fairall, both of the Timken Company, Randleman, North Carolina; William A. Stone, Louisville Plate Glass Company, Louisville, Kentucky, on behalf of the U.S. Chamber of Commerce; and Diana Thompson, Puyallup, Washington.

House of Representatives

Chamber Action

Bills Introduced: 64 public bills, H.R.744–807; 2 private bills, H.R. 808–809; and 23 resolutions, H.J. Res. 54–55, H. Con. Res. 21–23, and H. Res. 56–73, were introduced. **Page 2220**

Reports Filed: One report was filed as follows:

H.R. 668, to amend the Internal Revenue Code of 1986 to reinstate the Airport and Airway Trust Fund excise taxes (H. Rept. 105–5). **Page 2220**

Guest Chaplain: The prayer was offered by the guest chaplain, the Rev. Michael Osborne of Ocala, Florida. **Page 2160**

Page Board: The Speaker appointed Representatives Fowler and Kolbe to the House of Representatives Page Board. **Page 2160**

Kennedy Center for the Performing Arts: The Speaker appointed Representatives Gingrich and McDade as members of the Board of Trustees of the John F. Kennedy Center for the Performing Arts. **Page 2160**

Smithsonian Institution: The Speaker appointed Representatives Livingston and Sam Johnson of Texas as members of the Board of Regents of the Smithsonian Institution. **Page 2160**

Holocaust Memorial Council: The Speaker appointed Representatives Gilman, Regula, LaTourette, and Fox of Pennsylvania to the United States Holocaust Memorial Council. **Page 2160**

United States Air Force Academy: The Speaker appointed Representatives Hefley and Young of Florida as members of the Board of Visitors to the United States Air Force Academy. **Page 2160**

United States Coast Guard Academy: The Speaker appointed Representative Johnson of Connecticut as a member of the Board of Visitors to the United States Coast Guard Academy. **Page 2160**

United States Merchant Marine Academy: The Speaker appointed Representative King as a member of the Board of Visitors to the United States Merchant Marine Academy. **Page 2160**

United States Military Academy: The Speaker appointed Representatives Kelly and Taylor of North Carolina as members of the Board of Visitors to the United States Military Academy. **Page 2160**

United States Naval Academy: The Speaker appointed Representatives Gilchrest and Skeen as members of the Board of Visitors to the United States Naval Academy. **Page 2160**

American Indian and Alaska Native Culture and Arts: The Speaker appointed Representative Young of Alaska to the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development. **Page 2160**

Resignation from the House: Read a letter from Representative Richardson wherein he resigns from the House of Representatives to become Ambassador to the United Nations. **Page 2162**

Presidential Finding on the Population Planning Program: By a yea-and-nay vote of 220 yeas to 209 nays, Roll No. 22, the House passed H.J. Res. 36, approving the Presidential finding that the limitation on obligations imposed by section 518A(a) of the Foreign Operations Export Financing, and Related Programs Appropriations Act of 1997, is having a negative impact on the proper functioning of the population planning program. **Page 2163**

District Work Period: House agreed to H. Con. Res. 21, providing for the adjournment of the two Houses. **Page 2185**

Family Planning Facilitation and Abortion Funding Restriction: By a yea-and-nay vote of 231 yeas to 194 nays, Roll No. 23, the House passed 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. **Page 2188**

Earlier, agreed to H. Res. 46, the rule under which the bill was considered. **Page 2185**

Life and Service of Ambassador Pamela C. Harriman: The House agreed to H. Res. 49, expressing appreciation for the life and service of the late Ambassador Pamela C. Harriman. **Page 2198**

Committee Election: The House agreed to H. Res. 58, designating minority membership on certain standing committees of the House. **Page 2199**

Calendar Wednesday: Agreed that business in order under the calendar Wednesday rule be dispensed with on Wednesday, February 26, 1997. **Page 2199**

Address By The President of Chile: Agreed that it may be in order at any time on Thursday, February 27, 1997 for the Speaker to declare a recess, subject to the call of the chair, for the purpose of receiving in joint meeting His Excellency Eduardo Frei, President of the Republic of Chile. **Page 2199**

Meeting Hour: Agreed that when the House adjourns on Wednesday, February 26, 1997, it adjourn to meet at 9 a.m. on Thursday, February 27. **Page 2199**

Extension of Remarks: Agreed that for today all members be permitted to extend their remarks and to include extraneous material in that section of the record entitled "Extension of Remarks". **Page 2200**

Resignations and Appointments: Agreed that notwithstanding any adjournment of the House until Tuesday, February 25, 1997, the Speaker, Majority Leader, and Minority Leader be authorized to accept resignations and to make appointments authorized by law or by the House. **Page 2200**

George Washington Birthday Observance: Agreed that it be in order for the Speaker to appoint two members of the House, one upon the recommendation of the Minority Leader, to represent the House of Representatives at appropriate ceremonies for the observance of George Washington's birthday to be held on Thursday, February 20, 1997. **Page 2200**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Morella to act as Speaker pro tempore to sign enrolled bills and joint resolutions through February 25, 1997. **Page 2200**

Recess: The House recessed at 4:43 p.m. and reconvened at 5 p.m. **Page 2214**

Recess: The House recessed at 5:19 p.m. and reconvened at 6:06 p.m. **Page 2216**

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 2184 and 2197. There were no quorum calls.

Adjournment: Met at 10 a.m. and pursuant to the provisions of H. Con. Res. 21, adjourned at 6:07 p.m., until 12:30 p.m. on Tuesday, February 25, 1997.

Committee Meetings

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on the Centers for Disease Control and Prevention, the Administration for Children and Families and the Administration on Aging, Testimony was heard from the following officials of the Department of Health and Human Services: David Satcher, M.D., Director, Centers for Disease Control and Prevention; Olivia Golden, Administrator, Children, Youth and Families; and Robyn I. Stone, Acting Assistant Secretary for Aging.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on the Joint Committee on Taxation. Testimony was heard from Representative Archer.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session to hold a briefing on the World Situation Update. The subcommittee was briefed by George Tenet, Acting Director, CIA; and Lt. Gen. Patrick M. Hughes, USA, Director, DIA, Department of Defense.

FINANCIAL SERVICES MODERNIZATION

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit continued hearings on Financial Services Modernization legislation including H.R. 268, Depository Institution Affiliation and Thrift Charter Conversion Act. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; the following officials of the Department of the Treasury: Eugene A. Ludwig, Comptroller of the Currency; and John F. Downey, Executive Director, Supervision, Office of Thrift Supervision; Ricki Helfer, Chairman, FDIC; and Arthur Levitt, Jr., Chairman, SEC.

CBO BUDGET OUTLOOK AND ANALYSIS

Committee on the Budget: Held a hearing on CBO Budget Outlook and Analysis of the Administration's Budget Proposal. Testimony was heard from June E. O'Neill, Director, CBO.

ARMORED CAR RECIPROCITY AMENDMENTS; COMMITTEE BUDGET AND OVERSIGHT PLAN

Committee on Commerce: Ordered reported H.R. 624, Armored Car Reciprocity Amendments of 1997.

The Committee also approved the Committee budget and an oversight plan for the 105th Congress.

OVERSIGHT PLAN; COMMITTEE BUDGET

Committee on Education and the Workforce: Approved an oversight plan and the committee budget for the 105th Congress.

ADMINISTRATION'S BUDGET: CIVIL SERVICE IMPACTS

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on the Administration's fiscal year 1998 budget: Civil Service Impacts. Testimony was heard from public witnesses.

OVERSIGHT—GAO HIGH-RISK SERIES

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information and Technology held a hearing on "Oversight of the GAO's High-Risk Series." Testimony was heard from Gene L. Dodaro, Assistant Comptroller General, Accounting and Information Management Division, GAO.

RURAL HEALTH CLINIC PROGRAM

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on the Need for Better Focus in the Rural Health Clinic Program. Testimony was heard from the following officials of the GAO: Bernice Steinhardt, Director, Health Service Quality and Public Health; and Frank Pasquier, Assistant Director—Health Issues, Seattle; the following officials of the Department of Health and Human Services: Kathy Buto, Associate Administrator, Policy, Health Care Financing Administration; Marilyn H. Gaston, M.D., Director, Bureau of Primary Health Care, Health Resources and Services Administration; and George Grob, Deputy, Office of Inspector General; and public witnesses.

SUPERFUND CLEAN-UP

Committee on Government Reform and Oversight: Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs held a hearing on Superfund Clean-Up. Testimony was heard from Representatives Pallone and Mica; the following officials of the GAO: Peter Guerrero, Director, Environmental Protection Issues; Stanley Czerwinski, Associate Director and Jim Donagahy, Assistant Director, both with the Resources, Community and Economic Development Division; and Mitchell Karpman, Mathematical Statistician; Elliot Laws, Assistant Administrator, Solid Waste and Emergency Response, EPA; and public witnesses.

HONG KONG'S REVERSION TO PEOPLE'S REPUBLIC OF CHINA

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on Hong Kong's Reversion to the People's Republic of China. Testimony was heard from Jeffrey Bader, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of State; and public witnesses.

THREATS TO U.S. NATIONAL SECURITY

Committee on National Security: Held a hearing on threats to U.S. National Security. Testimony was heard from the following former Directors of the CIA: James Woolsey, William Webster, and James Schlesinger.

COMMITTEE ORGANIZATION; OVERSIGHT PLAN

Committee on Small Business: Met for organizational purposes.

The Committee also approved an oversight plan for the 105th Congress.

COMMITTEE ORGANIZATION

Committee on Transportation and Infrastructure: Met for organizational purposes.

USER FEES FOR FAA SERVICES

Committee on Transportation and Infrastructure: Subcommittee on Aviation continued hearings on Airlines' Proposals to Establish User Fees for FAA Services. Testimony was heard from public witnesses.

ADMINISTRATION'S BUDGET; OVERSIGHT PLAN

Committee on Veterans' Affairs: Held a hearing on the Administration's fiscal year 1998 budget. Testimony was heard from Jesse Brown, Secretary of Veterans Affairs; Frank Q. Nebeker, Chief Judge, U.S. Court of Veterans Appeals; Preston M. Taylor, Jr., Assistant Secretary, Veterans' Employment and Training, Department of Labor; Maj. Gen. John P. Herrling, USA (Ret.), Secretary, American Battle Monuments Commission; and H. Martin Lancasater, Assistant Secretary of the Army (Civil Works).

The Committee also approved an oversight plan for the 105th Congress.

MEDICARE PROVISIONS OF ADMINISTRATION'S BUDGET

Committee on Ways and Means: Subcommittee on Health held a hearing on Medicare provisions in the Administration's budget. Testimony was heard from Bruce C. Vladeck, Administrator, Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

ADMINISTRATION'S BUDGET—HUMAN RESOURCES PROVISIONS

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on the Human Resource provisions of the fiscal year 1998 Administration's budget. Testimony was heard from Representative Smith of Texas; Olivia A. Golden, Acting Assistant Secretary, Children and Families, Department of Health and Human Services; Carolyn W. Colvin, Deputy Commissioner, Programs and Policy, SSA; and public witnesses.

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Monday, February 24, 1997

Senate

Chamber Action

Routine Proceedings, pages 2359–2430

Measures Introduced: Six bills were introduced, as follows: S. 342–347. **Page 2405**

Measures Reported: Reports were made as follows:

Special Report entitled "Report on Legislative Activities of the Committee on Labor and Human Resources During the 104th Congress." (S. Rept. No. 105–5) **Page 2405**

Population Planning: Senate began consideration of H.J. Res. 36, approving the Presidential finding that the limitation on obligations imposed by section 518A(a) of the Foreign Operations Export Financing, and Related Programs Appropriations Act of 1997, is having a negative impact on the proper functioning of the population planning program. **Page 2367**

Senate will resume consideration of the resolution on Tuesday, February 25, 1997, with a vote to occur thereon at 2:15 p.m.

Balanced Budget Constitutional Amendment: Senate resumed consideration of S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget, taking action on amendments proposed thereto, as follows: **Page 2383**

Rejected:

Byrd Modified Amendment No. 6, to strike the reliance on estimates and receipts. (By 61 yeas to 34 nays (Vote No. 12), Senate tabled the amendment.) **Page 2383**

Pending:

Reid Amendment No. 8, to require that the outlay and receipt totals of the Federal Old-Age and Survivors Insurance and the Federal Disability Insurance Trust Funds not be included as a part of the budget totals. **Page 2394**

Senate will continue consideration of the resolution on Tuesday, February 25, 1997.

Reading of Washington's Farewell Address: Senator Frist read Washington's Farewell Address. **Page 2359**

Measures Placed on Calendar: **Page 2404**

Communications: **Page 2404**

Statements on Introduced Bills: **Page 2406**

Additional Cosponsors: **Page 2415**

Amendments Submitted: **Page 2416**

Notices of Hearings: **Page 2416**

Additional Statements: **Page 2417**

Record Votes: One record vote was taken today. (Total—12) **Page 1459**

Adjournment: Senate convened at 11:30 a.m. and adjourned at 7:39 p.m., until 9 a.m., on Tuesday, February 25, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 2430.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. It will meet at 12:30 p.m., on Tuesday, February 25.

Committee Meetings

NATIONAL CAPITAL REVITALIZATION AND SELF-GOVERNMENT IMPROVEMENT PLAN

Committee on Government Reform and Oversight: On February 20, the Subcommittee on the District of Columbia held a hearing on the Administration's National Capital Revitalization and Self-Government Improvement Plan. Testimony was heard from Franklin D. Raines, Director, OMB.

GOVERNMENT COMPUTERS IN THE YEAR 2000

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on "Will Federal Government Computers be Ready for the Year 2000?" Testimony was heard from Joel C. Willemssen, Director, Accounting and Management Division, GAO; Liza McClenaghan, Chief Information Officer, Department of State; Emmett Paige, Assistant Secretary, Command, Control, Communications, Computers and Intelligence, Department of Defense; Patricia Lattimore, Chief Information Officer, Department of Labor; John J. Callahan, Chief Information Officer, Department of Health and Human Services; Michael Huerta, Associate Deputy Secretary, Acting Chief Information Officer, Department of Transportation; and Mark D. Catlett, Chief Information Officer, Department of Veterans Affairs.

U.S. COUNTERNARCOTICS ASSISTANCE TO COLOMBIA

Committee on Government Reform and Oversight: On February 14, the Subcommittee on National Security, International Affairs, and Criminal Justice held a hearing on U.S. Counternarcotics Assistance to Colombia. Testimony was heard from Robert S. Gelbard, Assistant Secretary, Bureau of International Narcotics and Law Enforcement Affairs, Department of State; and public witnesses.

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Tuesday, February 25, 1997

Senate

Chamber Action

Routine Proceedings, pages 2474–2513

Measures Introduced: Ten bills and one resolution were introduced, as follows: S. 348–357, and S. Res. 59. **Page 2534**

Measures Passed:

Population Planning: By 53 yeas to 46 nays (Vote No. 13), Senate agreed to H.J. Res. 36, approving the Presidential finding that the limitation on obligations imposed by section 518A(a) of the Foreign Operations Export Financing, and Related Programs Appropriations Act of 1997, is having a negative impact on the proper functioning of the population planning program. **Page 2498**

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 amendments proposed thereto, as follows: **Page 2474**

Rejected:

Reid Amendment No. 8, to require that the outlay and receipt totals of the Federal Old-Age and Survivors Insurance and the Federal Disability Insurance Trust Funds not be included as a part of the budget totals. (By 55 yeas to 44 nays (Vote No. 14), Senate tabled the amendment.) **Page 2474**

Pending:

Hollings/Specter/Bryan Amendment No. 9, to add a provision proposing an amendment to the Constitution of the United States relating to contributions and expenditures intended to affect elections. **Page 2497**

Leahy (for Kennedy) Amendment No. 10, to provide that only Congress shall have authority to enforce the provisions of the balanced budget constitutional amendment, unless Congress passes legislation specifically granting enforcement authority to the President or State or Federal courts. **Page 2517**

Graham/Robb Amendment No. 7, to strike the limitation on debt held by the public. **Page 2528**

A unanimous-consent agreement was reached providing for consideration of certain further amendments to be proposed to the resolution. **Page 2495**

Senate will continue consideration of the resolution on Wednesday, February 26, 1997.

Appointments:

U.S. Naval Academy Board of Visitors: The Chair, on behalf of the Vice President, pursuant to 10 U.S.C. 6968(a), appointed Senator McCain, from the Committee on Armed Services, to the Board of Visitors of the U.S. Naval Academy. **Page 2571**

U.S. Air Force Academy Board of Visitors: The Chair, on behalf of the Vice President, pursuant to 10 U.S.C. 9355(a), appointed Senator Kempthorne, from the Committee on Armed Services, to the Board of Visitors of the U.S. Air Force Academy. **Page 2571**

U.S. Military Academy Board of Visitors: The Chair, on behalf of the Vice President, pursuant to 10 U.S.C. 4355(a), appointed Senator Coats, from the Committee on Armed Services, to the Board of Visitors of the U.S. Military Academy. **Page 2571**

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

Transmitting a report of the supplementary agreement between the U.S. and Great Britain; referred to the Committee on Finance. (PM–15). **Page 2530**

Transmitting the report of the 1997 national drug control strategy; referred to the Committee on the Judiciary. (PM–16). **Page 2531**

Nominations Received: Senate received the following nominations:

Wyche Fowler, Jr., of Georgia, to be Ambassador to the Kingdom of Saudi Arabia.

Princeton Nathan Lyman, of Maryland, to be an Assistant Secretary of State.

Routine lists in the Army, Air Force, and Navy. **Page 2574**

Messages From the President: **Page 2530**

Messages From the House: **Page 2532**

Communications: **Page 2532**

Statements on Introduced Bills: **Page 2534**

Additional Cosponsors: **Page 2555**

Amendments Submitted: **Page 2555**

Authority for Committees: **Page 2557**

Additional Statements: **Page 2557**

Record Votes: Two record votes were taken today. (Total—14) **Pages 2504, 2527**

Adjournment: Senate convened at 9 a.m. and adjourned at 7:13 p.m., until 9 a.m., on Wednesday, February 26, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 2571.)

Committee Meetings

FARM TAX POLICY

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings to examine certain taxes affecting American farmers, focusing on estate and capital gains taxes and their impact on United States agricultural producers, receiving testimony from Senators Kyl and Hagel; Keith Collins, Chief Economist, Department of Agriculture; William W. Beach, Heritage Foundation, and Larry W. Mitchell, National Farmers Union, both of Washington, D.C.; Clark Willingham, Dallas, Texas, on behalf of the National Cattlemen's Beef Association and the Family Business Estate Tax Coalition; William Sprague, Kentucky Farm Bureau Federation, Sturgis, on behalf of the American Farm Bureau Federation; Ralph Grossi, Novato, California, on behalf of the American Farmland Trust; and Cynthia Cruea, Pierre, South Dakota, on behalf of Women Involved in Farm Economics.

Hearings continue tomorrow.

APPROPRIATIONS—TREASURY/INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on VA/HUD and Independent Agencies held hearings on proposed budget estimates for fiscal year 1998, receiving testimony in behalf of funds for their respective activities from Kathleen A. McGinty, Chair, Council on Environmental Quality; John H. Hawke, Jr., Under Secretary for Domestic Affairs, and Kirsten S. Moy, Director, Community Development Financial Institutions Fund, both of the Department of the Treasury; Norman E. D'Amours, Chairman, National Credit Union Administration; and George Knight, Executive Director, Neighborhood Reinvestment Corporation.

Subcommittee will meet again on Tuesday, March 4.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, receiving testimony from Sheila E. Widnall, Secretary, and Gen. Ronald R. Fogleman, Chief of Staff, both of the United States Air Force.

Hearings continue tomorrow.

HOMEOWNERS PROTECTION ACT

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on S. 318, to amend the Truth in Lending Act to require automatic cancellation and notice of cancellation rights with respect to private mortgage insurance which is required by a creditor as a condition for entering into a residential mortgage transaction, receiving testimony from Representative Hansen; Michele Meier, Consumers Union, Washington, D.C.; R. Layne Morrill, Shepherd of the Hills Realtors, Kimberling City, Missouri, on behalf of the National Association of Realtors; Kenneth L. Nicholson, Overland Park, Kansas, on behalf of the Appraisal Institute; Brian L. McDonnell, Navy Federal Credit Union, Vienna, Virginia, on behalf of the National Association of Federal Credit Unions and the Credit Union National Association; Ron McCord, American Mortgage and Investment Company, Oklahoma City, Oklahoma, on behalf of the Mortgage Bankers Association of America; Frank J. Sutkowski, Liberty Bank, Middletown, Connecticut, on behalf of the America's Community Bankers; and William H. Lacy, Mortgage Guaranty Insurance Corporation, Milwaukee, Wisconsin, on behalf of the Mortgage Insurance Companies of America.

Hearings were recessed subject to call.

INTERIOR AND FOREST SERVICE BUDGET

Committee on Energy and Natural Resources: Committee concluded hearings on the President's proposed budget request for fiscal year 1998 for the Department of the Interior and the Forest Service, after receiving testimony from Bruce Babbitt, Secretary of the Interior; James R. Lyons, Under Secretary for Natural Resources and Environment, and Michael Dombeck, Chief, Forest Service, both of the Department of Agriculture; and David Sunding, Senior Economist, Council of Economic Advisers.

FOREST LAND MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management held hearings on proposed legislation to provide the Forest Service and the Bureau of Land Management with the authority and ability to manage their lands in accordance with the principles of multiple use and sustained yield, receiving testimony from Barry T. Hill, Associate Director, Energy, Resources, and Science Issues, Resources, Community, and Economic Development Division, General Accounting Office; and K. Norman Johnson, Oregon State University, Corvallis.

Hearings were recessed subject to call.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of David J. Barram, of California, to be Administrator of the General Services Administration, after the nominee, who was introduced by Senator Boxer, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 26 public bills, H.R. 810–835; and 6 resolutions, H. Con. Res. 24–26, and H. Res. 74–76, were introduced. **Page 2471**

Reports Filed: One report was filed as follows:

H.R. 624, to amend the Armored Car Industry Reciprocity Act of 1993 to clarify certain requirements and to improve the flow of interstate commerce (H. Rept. 105–6). **Page 2471**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Chambliss to act as Speaker pro tempore for today. **Page 2434**

Recess: The House recessed at 1:09 p.m. and reconvened at 2 p.m. **Page 2438**

Committee Resignation: Read a letter from Representative LoBiondo wherein he resigned from the Committee on Banking and Finance. **Page 2439**

Review Panel of the Office of Fair Employment Practices: The Speaker announced that, without objection and with the concurrence of each appointing authority, the Review Panel of the Office of Fair Employment Practices is reconstituted in the 105th Congress in the same form as at the end of the 104th Congress. The clerk read the names of the appointees. By the Speaker: Mr. Randy Johnson and Mr. Alan F. Coffey, Jr. By the Minority Leader: Ms. Karen Johnson and Ms. Marda Robillard. By the Chairman of the Committee on House Oversight: Representative Diaz-Balart, Chairman, and Representative Ney. By the Ranking Minority Member of the Committee on House Oversight: Representatives Jefferson and Pastor. **Page 2439**

Resignations and Appointments: Pursuant to the order of the House of Thursday, February 13, 1997 authorizing the Speaker, Majority Leader, and Minority Leader to accept resignations and to make appointments authorized by law or by the House, and upon consultation with the Minority Leader, the Speaker appointed Mr. John Wilhelm of Washington, D.C. to the National Gambling Impact and Policy Commission on the Part of the House. **Page 2439**

United States Air Force Academy: The Speaker appointed Representatives Dicks and Tanner as members of the Board of Visitors to the United States Air Force Academy. **Page 2439**

United States Coast Guard Academy: The Speaker appointed Representative Gejdenson as a member of the Board of Visitors to the United States Coast Guard Academy. **Page 2439**

United States Merchant Marine Academy: The Speaker appointed Representative Manton as a member of the Board of Visitors to the United States Merchant Marine Academy. **Page 2439**

United States Military Academy: The Speaker appointed Representatives Hefner and Skelton as members of the Board of Visitors to the United States Military Academy. **Page 2439**

United States Naval Academy: The Speaker appointed Representatives Hoyer and McHale as members of the Board of Visitors to the United States Naval Academy. **Page 2439**

Smithsonian Institution: The Speaker appointed Representative Torres as a member of the Board of Regents of the Smithsonian Institution. **Page 2439**

Gallaudet University: The Speaker appointed Representative Bonior as a member of the Board of Trustees of Gallaudet University. **Page 2439**

Kennedy Center for the Performing Arts: The Speaker appointed Representative Yates as a member of the Board of Trustees of the John F. Kennedy Center for the Performing Arts. **Page 2439**

Page Board: Read a letter from the Democratic Leader wherein he appointed Representative Kildee to the House of Representatives Page Board. **Page 2440**

Suspension—Airport and Airway Trust Fund: The House completed all debate on the motion to suspend the rules and pass H.R. 668, to amend the Internal Revenue Code of 1986 to reinstate the Airport and Airway Trust Fund excise taxes. The vote was postponed until, Wednesday, February 26. **Page 2441**

Order of Business: It was made in order that on Wednesday, February 26, the Speaker be authorized to entertain motions to suspend the rules and pass the following two bills: H.R. 624, the Armored Car Reciprocity Amendments of 1997; and H.R. 497, to Repeal the Federal Charter of Group Hospitalization and Medical Services Inc. **Page 2448**

George Washington Birthday Observance: It was made in order that the program and the remarks of Representative Morella, the member representing the House of Representatives at the wreath-laying ceremony at the Washington Monument for the observance of George Washington's birthday on Thursday, February 20, 1997 be inserted in today's congressional record. **Page 2448**

Presidential Messages: Read the following messages from the President:

Social Security Agreement: Message wherein he transmits his Supplementary Social Security Agreement between the United States and the Government of the United Kingdom of Great Britain and Northern Ireland—referred to the Committee on Ways and Means and ordered printed (H. Doc. 105–47); and **Page 2462**

National Drug Control Strategy: Message wherein he transmits his 1997 National Drug Control Strategy—referred to the Committees on the Judiciary, Agriculture, Banking and Financial Services, Commerce, Education and the Workforce, Government Reform and Oversight, International Relations, National Security, Resources, Transportation and Infrastructure, Veterans' Affairs, and Ways and Means. **Page 2463**

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 5:45 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary held a hearing on Inspectors General for the Department of State and Department of Commerce. Testimony was heard from Jacqueline L. Williams-Bridger, Inspector General, Department of State; and Frank DeGeorge. Inspector General, Department of Commerce.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government, on the Customs Service held a hearing on the U.S. Customs Service. Testimony was heard from the following officials of the Department of the Treasury: Ray Kelly, Under Secretary, Enforcement; and George Weise, Commissioner of Customs, U.S. Customs Service.

FINANCIAL SERVICES MODERNIZATION

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

HOUSING AND OPPORTUNITY RESPONSIBILITY ACT

Committee on Banking and Financial Services: Subcommittee on Housing and Community Development held a hearing on H.R. 2, Housing and Opportunity Responsibility Act of 1997, and on Personal Responsibility and Accountability in Communities. Testimony was heard from public witnesses.

ADULT EDUCATION ACT

Committee on Education and the Workforce: Subcommittee on Postsecondary Education, Training and Life-Long Learning held a hearing on Adult Education Act. Testimony was heard from Representative Smith of Texas; Patricia McNeil, Assistant Secretary, Office of Vocational and Adult Education, Department of Education; Andy Hartman, Director, National Institute for Literacy, Department of Health and Human Services; Sam Drew, Director, Office of Communications, Department of Education, State of South Carolina; and public witnesses.

COUNTERNARCOTICS EFFORTS IN MEXICO AND ALONG THE SOUTHWEST BORDER

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice held a hearing on "Counternarcotics Efforts in Mexico and Along the Southwest Border". Testimony was heard from Representative Bonilla; Robert S. Gelbard, Assistant Secretary, Bureau of International Narcotics and Law Enforcement Affairs, Department of State; from the following officials of the Department of Justice: Mary Lee Warren, Deputy Assistant Attorney General,

Criminal Division; Thomas A. Constantine, Administrator, DEA; and Douglas M. Kruhm, Assistant Commissioner, U.S. Border Patrol, Immigration and Naturalization Service; and Tony Castaneda, Chief of Police, Eagle Pass, Texas.

ADMINISTRATION'S FOREIGN ASSISTANCE BUDGET REQUEST

Committee on International Relations: Held a hearing on the Administration's fiscal year 1998 Foreign Assistance Budget Request. Testimony was heard from J. Brian Atwood, Administrator, AID, United States International Development Cooperation Agency.

BRIEFING—INTELLIGENCE ASSESSMENTS BY THE CIA

Committee on National Security: Subcommittee on Military Procurement and the Subcommittee on Research and Development met in executive session to receive a joint briefing on intelligence assessments by the CIA. The Subcommittees were briefed by representatives of the CIA.

MEDICARE HMO PAYMENT POLICIES

Committee on Ways and Means: Subcommittee on Health held a hearing on Medicare HMO Payment Policies. Testimony was heard from Paul N. Van de Water, Assistant Director, Budget Analysis, CBO; Gail R. Wilensky, Chair, Physician Payment Review Commission; Joseph Newhouse, Chairman, Prospective Payment Assessment Commission; William J. Scanlon, Director, Health Systems Issues, GAO; and public witnesses.

ANNUAL REPORT—IRS TAXPAYER ADVOCATE

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the Annual Report of the IRS Taxpayer Advocate. Testimony was heard from the following officials of the IRS, Department of the Treasury: Lee R. Monks, Taxpayer Advocate; Fran Romano, Connecticut/Rhode Island District, Tom George, South Texas District, Louis Romito, Pennsylvania District-Pittsburg, Elayne M. Goldstein, Midwest District, and Jeanne Williams, North Florida District, all District Taxpayer Advocates.

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Wednesday, February 26, 1997

Senate

Chamber Action

Routine Proceedings, pages 2636–2734

Measures Introduced: Ten bills and one resolution were introduced, as follows: S. 358–367, and S.J. Res. 17. **Page 2704**

Measures Reported: Reports were made as follows:

Special Report entitled "Report on the Activities of the Committee on Armed Services of the United States During the 104th Congress First and Second Sessions." (S. Rept. No. 105–6) **Page 2704**

Measures Passed:

Frank M. Tejeda Post Office Building: Committee on Governmental Affairs was discharged from the further consideration of H.R. 499, to designate the facility of the United States Postal Service under construction at 7411 Barlite Boulevard in San Antonio, Texas, as the "Frank M. Tejeda Post Office Building", and the bill was then passed, clearing the measure for the President. **Page 2695**

Recognizing Frank Sinatra: Committee on Banking, Housing, and Urban Affairs was discharged from the further consideration of S. 305, to authorize the President to award a gold medal on behalf of the Congress to Francis Albert "Frank" Sinatra in recognition of his outstanding and enduring contributions through his entertainment career and humanitarian activities, and the bill was then passed. **Page 2733**

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 amendments proposed thereto, as follows: **Page 2636**

Rejected:

Feinstein Amendment No. 11, in the nature of a substitute. (By 67 yeas to 33 nays (Vote No. 15), Senate tabled the amendment.) **Page 2636**

By 37 yeas to 63 nays (Vote No. 16), Torricelli Amendment No. 15, to permit limited waiver when a declaration of war is in effect, national security is threatened, during economic emergencies, and allow a capital budget. **Page 2650**

Dorgan Amendment No. 17, in the nature of a substitute. (By 59 yeas to 41 nays (Vote No. 17), Senate tabled the amendment. **Page 2673**

Boxer Amendment No. 16, 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 60 yeas to 40 nays (Vote No. 18), Senate tabled the amendment.) **Page 2689**

Pending:

Hollings/Specter/Bryan Amendment No. 9, to add a provision proposing an amendment to the Constitution of the United States relating to contributions and expenditures intended to affect elections. **Page 2636**

Leahy (for Kennedy) Amendment No. 10, to provide that only Congress shall have authority to enforce the provisions of the balanced budget constitutional amendment, unless Congress passes legislation specifically granting enforcement authority to the President or State or Federal courts. **Page 2636**

Graham/Robb Amendment No. 7, to strike the limitation on debt held by the public. **Page 2636**

Bumpers motion to refer the joint resolution to the Committee on the Budget with instructions to report back forthwith with Bumpers/Feingold Amendment No. 12, in the nature of a substitute. **Page 2649**

Feingold Amendment No. 13, to require approval of the amendment to the Constitution within 3 years after the date of its submission to the States for ratification. **Page 2649**

Feingold Amendment No. 14, to permit the use of an accumulated surplus to balance the budget during any fiscal year. **Page 2649**

Conrad (for Rockefeller) Amendment No. 18, to establish that Medicare outlays shall not be reduced in excess of the amount necessary to preserve the solvency of the Medicare Health Insurance Trust Fund. **Page 2681**

A unanimous-consent time-agreement was reached providing for consideration of certain of the pending amendments, with votes to occur thereon. **Page 2673**

Senate will continue consideration of the resolution on Thursday, February 27, 1997.

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

Transmitting the report on the response to threats of terrorist use of weapons of mass destruction; referred to the Committee on Armed Services. (PM–17). **Page 2703**

Nominations Received: Senate received the following nominations:

1 Air Force nomination in the rank of general. **Page 2743**

Messages From the President: **Page 2703**

Communications: **Page 2704**

Statements on Introduced Bills: **Page 2705**

Additional Cosponsors: **Page 2727**

Amendments Submitted: **Page 2728**

Notices of Hearings: **Page 2729**

Authority for Committees: **Page 2729**

Additional Statements: **Page 2730**

Record Votes: Four record votes were taken today. (Total–18) **Pages 2649, 2672, 2689, 2694**

Adjournment: Senate convened at 9 a.m. and adjourned at 7:05 p.m., until 11 a.m., on Thursday, February 27, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 2734.)

Committee Meetings

FARM TAX POLICY

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings to examine certain taxes affecting American farmers, focusing on estate and capital gains taxes and their impact on United States agricultural producers, after receiving testimony from Jack Kemp, Empower America, and Diana Furchtgott-Roth, American Enterprise Institute, both of Washington, D.C.; Neil E. Harl, Iowa State University, Ames; Bob Ruggles, National Pork Producers Council, McCook, Nebraska; William W. Barton, Indiana Forestry and Woodland Owners Association, Poland, on behalf of the American Tree Farm System, American Forest and Paper Association, and the Forest Industries Council on Taxation; Otis H. Molz, Farmland Industries, Inc., Kansas City, Missouri, on behalf of the National Council of Farmer Cooperatives; John Dean, Glenwood State Bank, Glenwood, Iowa, on behalf of the Independent Bankers Association of America; Tom Bayliss, Eldon C. Stutsman, Inc., Hills, Iowa, on behalf of the Agricultural Retailers Association; and Paula A. Calimafde, Small Business Council of America, Bethesda, Maryland.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee continued hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, receiving testimony from John H. Dalton, Secretary of the Navy; Adm. Jay L. Johnson, Chief of Naval Operations; and Gen. Charles C. Krulak, Commandant of the Marine Corps.

Hearings continue on Tuesday, March 4.

MONETARY POLICY

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to examine the Federal Reserve's semiannual report on monetary policy, after receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System.

PUBLIC LAND MANAGEMENT WORKSHOP: APPEALS AND LITIGATION

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management met to receive testimony on the impact of the proposed Public Land Management Responsibility and Accountability Restoration Act on the administrative and judicial appeals of land management decisions of the Forest Service and the Bureau of Land Management from Pamela Baldwin, Legislative Attorney American Law Division, Congressional Research Service, Library of Congress; Lawrence W. Hill, Society of American Foresters, Washington, D.C.; Kevin Kirschner, Sierra Club Legal Defense Fund, and Bill Meyers, National Cattlemen's Association, both of Washington, D.C.; Wade Schaefer, Sierra Club, Bismarck, North Dakota; Tim Coleman, Kettle Range Conservation Group, Republic, Washington; Mark Rentz, California Forestry Association, Sacramento; Dan Dessecker, Ruffed Grouse Society, Rice Lake, Wisconsin; and Clark Collins, Blue Ribbon Coalition, Pocatello, Idaho.

Hearings continue on Wednesday, March 5.

AUTHORIZATION—SURFACE TRANSPORTATION

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure resumed hearings on proposed legislation authorizing funds for programs of the Intermodal Surface Transportation Efficiency Act, receiving testimony from Rodney E. Slater, Secretary of Transportation; and William D. Fay, American Highway Users Alliance, and Hank Dittmar, Surface Transportation Policy Project, both of Washington, D.C.

Hearings continue on Thursday, March 6.

1998 AID BUDGET

Committee on Foreign Relations: Subcommittee on International Economic Policy, Export and Trade Promotion concluded hearings on the President's proposed budget request for fiscal year 1998 for development and humanitarian assistance programs of the Agency for International Development (AID), after receiving testimony from J. Brian Atwood, Administrator, Agency for International Development.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee began consideration of S. 295, to promote cooperation and teamwork among worker-management relations in the American labor force, but did not complete action thereon, and will meet again on Friday, February 28.

1998 SBA BUDGET

Committee on Small Business: Committee held hearings to examine the President's proposed budget request for fiscal year 1998 for the Small Business Administration, receiving testimony from Aida Alvarez, Administrator, Small Business Administration.

Hearings were recessed subject to call.

1998 VA BUDGET

Committee on Veterans' Affairs: Committee concluded hearings on the President's proposed budget request for fiscal year 1998 for the Department of Veterans Affairs, after receiving testimony from Jesse Brown, Secretary of Veterans Affairs; Kenneth W. Kizer, Under Secretary of Veterans Affairs for Health; John R. Vitikacs, American Legion, Robert E. Wallace, Veterans of Foreign Wars of the United States, David W. Gorman, Disabled American Veterans, and John C. Bollinger, Paralyzed Veterans of America, all of Washington, D.C.; and Michael E. Naylon, AMVETS, Lanham, Maryland.

1998 INDIAN AFFAIRS AND HEALTH BUDGET

Committee on Indian Affairs: Committee concluded hearings to examine the President's proposed budget request for fiscal year 1998 for the Bureau of Indian Affairs and the Indian Health Service, after receiving testimony from Ada E. Deer, Assistant Secretary of the Interior for Indian Affairs; Michael H. Trujillo, Assistant Surgeon General/Director, Indian Health Service, Department of Health and Human Services; and W. Ron Allen, National Congress of American Indians, Washington, D.C.

INTELLIGENCE

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

Committee will meet again on Wednesday, March 5.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 836–855; and 5 resolutions, H.J. Res. 56, and H. Res. 77–80 were introduced. **Page 2633**

Reports Filed: No reports were filed today.

Journal: By a yea-and-nay vote of 378 yeas to 36 nays, Roll No. 24, the House agreed to the Speaker's approval of the Journal of Tuesday, February 25. **Pages 2595, 2603**

Suspensions: The House voted to suspend the rules and pass the following bills:

Armored Car Industry Reciprocity: H.R. 624, to amend the Armored Car Industry Reciprocity Act of 1993 to clarify certain requirements and to improve the flow of interstate commerce (passed by a yea-and-nay vote of 416 yeas, Roll No. 25); **Pages 2598, 2604**

Group Hospitalization and Medical Services, Inc: H.R. 497, to repeal the Federal Charter of Group Hospitalization and Medical Services, Inc. (passed by a yea-and-nay vote of 417 yeas, Roll No. 26); and **Pages 2600, 2604**

Airport and Airway Trust Fund: H.R. 668, to amend the Internal Revenue Code of 1986 to reinstate the Airport and Airway Trust Fund excise taxes (passed by a yea-and-nay vote of 347 yeas to 73 nays, Roll No. 27; the bill was debated on Tuesday, February 25). **Page 2605**

Committee Election: The House agreed to H. Res. 78, electing Representatives Fox of Pennsylvania, Davis, LoBiondo, and Watts of Oklahoma to the Committee on Transportation and Infrastructure. **Page 2606**

Review Panel of the Office of Fair Employment Practices: The order of the House of Tuesday, February 25, 1997, providing for the reconstitution of the Review Panel of the Office of Fair Employment Practices is modified as follows: Appointed by the Chairman of the Committee on House Oversight (as originally made on May 3, 1995): Representative Ehlers, Chairman, vice Representative Diaz-Balart. **Page 2615**

Presidential Message—Terrorism: Read a message from the President wherein he transmits his report concerning the prevention of terrorist incidents involving weapons of mass destruction—referred to the Committee on National Security. **Page 2616**

Senate Messages: Message received from the Senate today appears on page 2597.

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 2603, 2604, and 2605. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 3:02 p.m.

Committee Meetings

CONSERVATION RESERVE PROGRAM—USDA'S FINAL REGULATION

Committee on Agriculture: Subcommittee on Forestry, Resource Conservation, and Research held a hearing to review the USDA's final regulation on the Conservation Reserve Program. Testimony was heard from Dallas Smith, Acting Under Secretary, Farm and Foreign Agriculture Services, USDA; and public witnesses.

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on the Secretary of Agriculture. Testimony was heard from Dan Glickman, Secretary of Agriculture.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary held a hearing on the Inspector General for the Department of Justice and on the Legal Services Corporation. Testimony was heard from Michael Bromwich, Inspector General, Department of Justice; and Douglas S. Eakeley, Chairman, Board of Directors, Legal Services Corporation.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Secretary of the Interior. Testimony was heard from Bruce Babbitt, Secretary of the Interior.

LABOR, HHS, EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on the Director, NIH, on the National Cancer Institute and the National Eye Institute. Testimony was heard from the following officials of the Department of Health and Human Services: Harold Varmus, M.D., Director, NIH; Richard D. Klausner, M.D., Director, National Cancer Institute; and Carl Kupfer, M.D., Director, National Eye Institute.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on the fiscal year 1998 Defense Budget. Testimony was heard from the following officials of the Department of Defense: William S. Cohen, Secretary; and Gen. John M. Shalikashvili, USA, Chairman, Joint Chiefs of Staff.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the Office of Inspector General, Department of the Treasury and on the Secret Service. Testimony was heard from the following officials of the Department of the Treasury: Valerie Lau, Inspector General; and Eljay B. Bowron, Director, U.S. Secret Service.

VETERANS' AFFAIRS, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies held a hearing on NASA. Testimony was heard from Daniel S. Goldin, Administrator, NASA.

CREDIT UNION INDUSTRY

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit held a hearing on issues currently facing the Credit Union Industry. Testimony was heard from Representative Frost; Norman E. D'Amours, Chairman, National Credit Union Administration; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Commerce: Subcommittee on Energy and Power approved for full Committee action the following bills: H.R. 649, Department of Energy Standardization Act of 1997; and H.R. 363, amended, to amend section 2118 of the Energy Policy Act of 1992 to extend the Electric and Magnetic Fields Research and Public Information Dissemination Program; H.R. 651, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington; and H.R. 652, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington.

Prior to this action, the Subcommittee held a hearing on H.R. 649 and H.R. 363. Testimony was heard from Eric Fygi, Deputy General Counsel, Department of Energy; and a public witness.

VETERANS' EMPLOYMENT OPPORTUNITY ACT

Committee on Government Reform and Oversight: Subcommittee on Civil Service approved for full Committee action H.R. 240, Veterans' Employment Opportunity Act of 1997.

Prior to this action, the Subcommittee held a hearing on this measure. Testimony was heard from James B. King, Director, OPM; and public witnesses.

CIVIC VOLUNTEERS, YOUTH SERVICE ORGANIZATIONS, AND WAR ON DRUGS

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice held a hearing on Civic Volunteers, Youth Service Organizations, and the War on Drugs. Testimony was heard from public witnesses.

DORNAN V. SANCHEZ

Committee on House Oversight: Task Force on the Contested Election assigned to the Forty-sixth District of California; adopted a motion postponing the disposition of Representative Sanchez's motion to dismiss until a hearing on the merits.

NEW THINKING ON FOREIGN ASSISTANCE

Committee on International Relations: Held a hearing on New Thinking on Foreign Assistance. Testimony was heard from public witnesses.

U.S. POLICY TOWARD NORTH KOREA

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on Engaging the Hermit Kingdom: U.S. Policy Toward North Korea. Testimony was heard from Charles Kartman, Assistant Secretary, East Asian and Pacific Affairs (Acting), Department of State; Kurt Campbell, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of Defense; and public witnesses.

MANAGEMENT INITIATIVES—DEPARTMENT OF STATE

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on Department of State Management Initiatives. Testimony was heard from Patrick Kennedy, Acting Under Secretary, Management, Department of State.

PATENT LEGISLATION

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on the following: H.R. 400, 21st Century Patent System Improvement Act; H.R. 673, Patent and Trademark Office Surcharge Extension Act of 1997; and H.R. 811, Patent Term Restoration Act. Testimony was heard from Representatives Kelly, Hunter, Rohrabacher and Campbell; Bruce A. Lehman, Assistant Secretary and Commissioner of Patents and Trademarks, Department of Commerce; and public witnesses.

ADMINISTRATION'S ANTI-GANG AND YOUTH VIOLENCE INITIATIVE

Committee on the Judiciary: Subcommittee on Crime and the Subcommittee on Early Childhood, Youth and Families of the Committee on Education and the Workforce held a joint hearing regarding the Administration's anti-gang and youth violence initiative. Testimony was heard from Janet Reno, Attorney General, Department of Justice.

DEFENSE REFORM

Committee on National Security: Held a hearing on defense reform. Testimony was heard from the following officials of the Department of Defense: John White, Deputy Secretary; and Paul Kaminski, Under Secretary (Acquisition and Technology).

NAVY SHIPBUILDING OVERVIEW

Committee on National Security: Subcommittee on Military Procurement and the Subcommittee on Military Research and Development held a joint hearing on Navy shipbuilding overview. Testimony was heard from the following officials of the Department of the Navy, Department of Defense: John W. Douglass, Assistant Secretary (Research, Development and Acquisition); VADM. Donald L. Pilling, USN, Deputy Chief, Naval Operations, Resources, Requirements, and Assessments; and Lt. Gen. Jeffrey W. Oster, USMC, Deputy Chief of Staff, Programs and Resources, Headquarters, U.S. Marine Corps; Ron O'Rourke, Specialist in National Defense, Congressional Research Service, Library of Congress; and a public witness.

CARGO AIRCRAFT—TRAFFIC ALERT AND COLLISION AVOIDANCE SYSTEM

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Whether the Traffic Alert and Collision Avoidance System Should be Required in Cargo Aircraft. Testimony was heard from Guy S. Gardner, Associate Administrator, Regulation and Certification, FAA, Department of Transportation; Robert T. Francis, Vice Chairman, National Transportation Safety Board; the following officials of the Department of Defense: Maj. Gen. Donald L. Peterson, USAF, Assistant Deputy Chief of Staff, Air and Space Operations, U.S. Air Force; Rear Adm. Dennis V. McGinn, USN, Director, Air Warfare Division, U.S. Navy; and public witnesses.

STATE BOATING SAFETY GRANT PROGRAM REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Coast Guard and Maritime Transportation held a hearing on reauthorization of the State Boating Safety Grant Program. Testimony was heard from Rear Adm. James T. Hull, USCG, Director, Operations Policy, United States Coast Guard, Department of Transportation; and public witnesses.

WELFARE REFORM LEGISLATION—TECHNICAL CORRECTIONS

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on Technical Corrections to Welfare Reform legislation. Testimony was heard from Representative Herger; Olivia A. Golden, Acting Assistant Secretary, Children and Families, Department of Health and Human Services; and public witnesses.

WTO SINGAPORE MINISTERIAL MEETING

Committee on Ways and Means: Subcommittee on Trade held a hearing on the WTO Singapore Ministerial Meeting. Testimony was heard from Delegate Christian-Green; Jeffrey M. Lang, Deputy U.S. Trade Representative; JayEtta Hecker, Associate Director, International Relations and Trade Issues, National Security and International Affairs Division, GAO; and public witnesses.

Joint Meetings

1998 BUDGET/ECONOMIC OUTLOOK

Joint Economic Committee: Committee concluded hearings to examine the President's proposed budget request for fiscal year 1998 and the Administration's view on the health and direction of the economy, after receiving testimony from Franklin D. Raines, Director, Office of Management and Budget.

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Thursday, February 27, 1997

Senate

Chamber Action

Routine Proceedings, pages 2792–2900

Measures Introduced: Fourteen bills and one resolution were introduced, as follows: S. 368–381, and S.J. Res. 18. **Page 2838**

Measures Passed:

Airport/Airway Trust Fund: Senate passed H.R. 668, to amend the Internal Revenue Code of 1986 to reinstate the Airport and Airway Trust Fund excise taxes, clearing the measure for the President. **Page 2878**

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 amendments proposed thereto, as follows: **Pages 2792, 2801**

Rejected:

Graham/Robb Amendment No. 7, to strike the limitation on debt held by the public. (By 59 yeas to 39 nays (Vote No. 19), Senate tabled the amendment.) **Page 2792**

Feingold Amendment No. 13, to require approval of the amendment to the Constitution within 3 years after the date of its submission to the States for ratification. (By 69 yeas to 31 nays (Vote No. 21), Senate tabled the amendment.) **Page 2809**

Feingold Amendment No. 14, to permit the use of an accumulated surplus to balance the budget during any fiscal year. (By 60 yeas to 40 nays (Vote No. 22), Senate tabled the amendment.) **Pages 2807, 2826**

Leahy (for Kennedy) Amendment No. 10, to provide that only Congress shall have authority to enforce the provisions of the balanced budget constitutional amendment, unless Congress passes legislation specifically granting enforcement authority to the President or State or Federal courts. (By 61 yeas to 39 nays (Vote No. 20), Senate tabled the amendment.) **Page 2811**

Bumpers motion to refer the joint resolution to the Committee on the Budget with instructions to report back forthwith with Bumpers/Feingold Amendment No. 12, in the nature of a substitute. (By 65 yeas to 34 nays (Vote No. 23), Senate tabled the motion. **Page 2826**

Withdrawn:

Hollings/Specter/Bryan Amendment No. 9, to add a provision proposing an amendment to the Constitution of the United States relating to contributions and expenditures intended to affect elections. **Page 2830**

Conrad (for Rockefeller) Amendment No. 18, to establish that Medicare outlays shall not be reduced in excess of the amount necessary to preserve the solvency of the Medicare Health Insurance Trust Fund. **Page 2830**

A unanimous-consent time-agreement was reached providing for further consideration of the resolution on Tuesday, March 4, 1997, with a vote to occur thereon. **Page 2832**

Campaign Financing—Agreement: A unanimous-consent agreement was reached providing for the consideration of a Senate joint resolution relating to campaign financing. **Page 2882**

Appointments:

Coordinating Council on Juvenile Justice and Delinquency Prevention: The Chair, on behalf of the Majority Leader, pursuant to Public Law 93–415, as amended by Public Law 102–586, announced the appointment of Michael W. McPhail, of Mississippi, to the Coordinating Council Juvenile Justice and Delinquency Prevention. **Page 2882**

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

Transmitting the notice of the continuation of the national emergency relating to Cuba; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–18). **Page 2837**

Nominations Received: Senate received the following nominations:

Routine lists in the Air Force, Army, Coast Guard. **Page 2882**

Messages From the President: **Page 2837**

Messages From the House: **Page 2837**

Measures Placed on Calendar: **Page 2837**

Measures Read First Time: **Page 2881**

Petitions: **Page 2837**

Statements on Introduced Bills: **Page 2839**

Additional Cosponsors: **Page 2868**

Notices of Hearings: **Page 2869**

Authority for Committees: **Page 2869**

Additional Statements: **Page 2869**

Record Votes: Five record votes were taken today. (Total—23) **Pages 2800, 2825, 2826, 2830**

Adjournment: Senate convened at 11 a.m. and adjourned at 7:16 p.m., until 10 a.m., on Friday, February 28, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 2882.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Department of Agriculture, receiving testimony from Dan Glickman, Secretary, Richard Rominger, Deputy Secretary, Keith Collins, Chief Economist, and Stephen B. Dewhurst, Director, Office of Budget and Program Analysis, all of the Department of Agriculture.

Subcommittee will meet again on Tuesday, March 4.

APPROPRIATIONS—AID

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1998 for the Agency for International Development and to review bilateral economic assistance programs, receiving testimony from J. Brian Atwood, Administrator, Agency for International Development.

Subcommittee recessed subject to call.

PERSIAN GULF ILLNESS

Committee on Armed Services: Committee concluded hearings to examine the Department of Defense response to reports that service members may have been exposed to chemical agents while serving in the Persian Gulf and to research efforts into the causes and treatment of Persian Gulf related illnesses, after receiving testimony from John P. White, Deputy Secretary of Defense; Lt. Gen. Carlton W. Fulford, Jr., USMC, Commanding General, I Marine Expeditionary Force (Camp Pendleton, California); Brig. Gen. Daniel R. Zanini, USA, Chief of Army Staff; Stephen C. Joseph, Assistant Secretary of Defense for Health Affairs; Elaine L. Larson and Adm. Donald Custis, USN (Ret.), both on behalf of the Presidential Advisory Committee on Gulf War Veterans' Illnesses; and Gen. H. Norman Schwarzkopf, USA (Ret.).

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces held hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, focusing on ballistic missile defense programs, receiving testimony from Lt. Gen. Lester L. Lyles, USAF, Director, Ballistic Missile Defense Organization, Department of Defense.

Subcommittee recessed subject to call.

TV RATINGS SYSTEM

Committee on Commerce, Science, and Transportation: Committee held hearings to examine the impact and adequacy of the current television ratings system, receiving testimony from Senators Boxer, Coats, Conrad, Leahy, and Lieberman; Representatives Bono, Burton, Foley, Gallegly, Joseph Kennedy, and Markey; Joan Dykstra, National PTA, Eddie Fritts, National Association of Broadcasters, Jack Valenti, Motion Picture Association of America, Robert T.M. Phillips, American Psychiatric Association, and Andrea Sheldon, Traditional Values Coalition, all of Washington, DC; Lois Salisbury, Children Now, Oakland, California; Matt Blank, Showtime Network, New York, New York; Joanne Cantor, University of Wisconsin, Madison; Kevin Saunders, University of Oklahoma, Norman; and Brian Wilcox, University of Nebraska, Lincoln, on behalf of the American Psychological Association.

Hearings were recessed subject to call.

MEDICARE

Committee on Finance: Committee held hearings to examine the views of certain Congressional advisory commissions on the Administration's proposed budget request for fiscal year 1998 for Medicare, receiving testimony from Joseph P. Newhouse, Chairman, Prospective Payment Assessment Commission; and Gail R. Wilensky, Chair, Physician Payment Review Commission.

Hearings were recessed subject to call.

MEDICARE

Committee on Finance: Subcommittee on Health Care resumed hearings to examine the financial soundness of the Medicare program and its future status, receiving testimony from Thomas R. Saving and Andrew J. Rettenmaier, both of the Private Enterprise Research Center/Texas A&M University, College Station; Stuart H. Altman, Brandeis University Graduate School for Social Policy, Waltham, Massachusetts; and Len M. Nichols, Urban Institute, Washington, DC.

Hearings were recessed subject to call.

1998 STATE DEPARTMENT BUDGET

Committee on Foreign Relations: Subcommittee on International Operations concluded hearings to examine the President's proposed budget request for fiscal year 1998 for the Department of State's administration of foreign affairs, after receiving testimony from Patrick F. Kennedy, Acting Under Secretary of State for Management.

AUTHORIZATION—HIGHER EDUCATION ACT

Committee on Labor and Human Resources: Committee held hearings to examine the Administration's postsecondary education policy and proposed legislation authorizing funds for programs of the Higher Education Act, receiving testimony from Richard W. Riley, Secretary of Education.

Hearings will continue on Friday, March 14.

HUBZONE ACT

Committee on Small Business: Committee held hearings on S. 208, to provide Federal contracting opportunities for small business concerns located in historically underutilized business zones, receiving testimony from Barry N. Corona, Production Products Manufacturing and Sales, Inc., St. Louis, Missouri; J. Glynn Loope, Alleghany Highlands Economic Development Authority, Covington, Virginia; Ursula Powidzki, Baltimore Advisors, Inc., Baltimore, Maryland, on behalf of the Initiative for a Competitive Inner City; and Fabio Sampoli, Greater New Haven Chamber of Commerce, New Haven, Connecticut.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 46 public bills, H.R. 856–901; and 5 resolutions, H.J. Res. 57, and H. Con. Res. 27–30, were introduced. **Page 2788**

Reports Filed: No reports were filed today.

Journal: By a yea-and-nay vote of 332 yeas to 38 nays with 2 voting "present", Roll No. 28, the House agreed to the Speaker's approval of the Journal of Wednesday, February 26. **Pages 2759, 2763**

Recess: The House recessed at 9:03 a.m. **Page 2759**

Address by President Frei of Chile: The Senate and House held a Joint Meeting to receive an address by His Excellency Eduardo Frei, President of the Republic of Chile. President Frei was escorted to and from the House Chamber by Senators Nickles, Mack, Coverdell, Lugar, Dodd, Harkin, and Graham of Florida, and by Representatives Armey, DeLay, Boehner, Cox of California, Gilman, Gallegly, Gephardt, Bonior, Kennelly, Hoyer, Hamilton, and Menendez. **Page 2759**

Recess: The House reconvened at 11:45 a.m. **Page 2762**

Committee Leave of Absence: Read a letter from Representative Watts of Oklahoma wherein he requests a leave of absence from the Committee on Banking and Financial Services. **Page 2763**

Joint Economic Committee: The Chair announced the Speaker's appointment of Representatives Manzullo, Sanford, Thornberry, Doolittle, and McCrery to the Joint Economic Committee. **Page 2763**

Presidential Message—National Emergency Re Cuba: Read a message from the President wherein he transmits his report concerning the national emergency with respect to the Government of Cuba—referred to the Committee on International Relations and ordered printed (H. Doc. 105–48). **Page 2763**

Recess Proceedings: It was made in order that the recess proceedings of the Joint Meeting be printed in the record. **Page 2764**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 2 p.m. on Monday, March 3, 1997. Agreed that when the House adjourns on Monday, it adjourn to meet at 12:30 p.m. on Tuesday, March 4, for morning-hour debate. **Page 2767**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, March 5. **Page 2767**

Referrals: One Senate-passed measure, S. 305, was referred to the Committee on Banking and Financial Services. **Page 2767**

Senate Messages: Message received from the Senate today appears on page 2767.

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 2763. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 3:25 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on the FDA. Testimony was heard from Michael Friedman, Deputy Commissioner, Operations, FDA, USDA.

FOREIGN OPERATIONS, EXPORT FINANCING AND RELATED PROGRAMS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a

hearing on the Secretary of the Treasury. Testimony was heard from Robert E. Rubin, Secretary of the Treasury.

LABOR, HHS, EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on the National Center of Human Genome Research, the National Institute of Allergy and Infectious Diseases, the National Institute of Environmental Health Sciences and the National Institute on Deafness and other Communication Disorders. Testimony was heard from the following officials of the Department of Health and Human Services: Francis S. Collins, M.D., Director, National Human Genome Research Institute; Anthony S. Fauci, M.D., Director, National Institute of Allergy and Infectious Diseases; Kenneth Olden, M.D., Director, National Institute of Environmental Health Sciences; and James B. Snow, Jr., M.D., Director, National Institute on Deafness and other Communication Disorders.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held an Overview hearing. Testimony was heard from John J. Hamre, Comptroller, Department of Defense.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session to hold a hearing on the U.S. European Command and on the U.S. Atlantic Command. Testimony was heard from the following officials of the Department of Defense: Gen. George Joulwan, USA, Commander-in-Chief, U.S. European Command; and Gen. John Sheehan, USMC, Commander-in-Chief, U.S. Atlantic Command.

MEDICARE MANAGED CARE

Committee on Commerce: Subcommittee on Health and Environment held a hearing on Medicare Managed Care: Payment and Related Issues. Testimony was heard from Bruce M. Fried, Director, Office of Managed Care, Health Care Financing Administration, Department of Health and Human Services; Jonathan Ratner, Associate Director, Health Financing Systems, Health, Education, and Human Services, GAO; Donald A. Young, M.D., Executive Director, Prospective Payment Assessment Commission; and Roger S. Taylor, M.D., Commissioner, Physician Payment Review Commission.

OVERSIGHT—REHABILITATION ACT

Committee on Education and the Workforce: Subcommittee on Postsecondary Education, Training and Life-Long Learning held an oversight hearing on the Rehabilitation Act of 1973. Testimony was heard from the following officials of the Department of Education: Judy Heumann, Assistant Secretary, Office of Special Education and Rehabilitative Services; and Frederic Schroeder, Commissioner, Rehabilitation Services Administration; P. Charles LaRosa, Commissioner, Department of Vocational Rehabilitation, State of South Carolina; and public witnesses.

OVERSIGHT—HUD

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on the Department of Housing and Urban Development: Mission, Management, and Performance. Testimony was heard from Andrew M. Cuomo, Secretary of Housing and Urban Development.

OVERSIGHT—NATIONAL DRUG CONTROL STRATEGY

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice held an oversight hearing on the 1997 National Drug Control Strategy. Testimony was heard from Barry R. McCaffrey, Director, Office of National Drug Control Policy.

FREE SPEECH AND CAMPAIGN FINANCE REFORM

Committee on the Judiciary: Subcommittee on the Constitution held a hearing regarding Free Speech and Campaign Finance Reform. Testimony was heard from Senator McConnell; Representatives Gephardt and Frank of Massachusetts; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Immigration and Claims held an oversight hearing regarding deception of a Congressional Task Force delegation to the Miami District of the Immigration and Naturalization Service. Testimony was heard from the following officials of the Department of Justice: Stephen Colgate, Assistant Attorney General, Administration; and Doris Meissner, Commissioner and Chris Sale, Deputy Commissioner, both with the Immigration and Naturalization Service.

MILITARY CONSTRUCTION BUDGET REQUESTS

Committee on National Security: Subcommittee on Military Installations and Facilities held a hearing on the fiscal year 1998 military construction budget request for programs of the Secretary of Defense, the Defense Agencies, and the Active and Reserve Components of the Department of the Army. Testimony was heard from the following officials of the Department of Defense: John B. Goodman, Deputy Under Secretary (Industrial Affairs and Installations); Robert M. Walker, Assistant Secretary of the Army (Installations, Logistics and Environment); Maj. Gen. Randolph House, USA, Assistant Chief of Staff, Installations Management, Department of the Army; Brig. Gen. William Bilo, Deputy Director, Army National Guard; and Brig. Gen. James Helmly, Deputy Chief, Army Reserve.

DOD HEALTH CARE ALTERNATIVES

Committee on National Security: Subcommittee on Military Personnel held a hearing on Department of Defense health care alternatives for Military Medicare-Eligible Beneficiaries. Testimony was heard from Stephen P. Backhus, Director, Veterans' Affairs and Military Health Care Issues, GAO; Stephen Joseph, M.D., Assistant Secretary (Health Affairs), Department of Defense; and public witnesses.

DEFENSE R&D FOR FUTURE READINESS

Committee on National Security: Subcommittee on Military Research and Development held a hearing on Defense research and development for future readiness. Testimony was heard from the following officials of the Department of Defense: Anita K. Jones, Director, Defense Research and Engineering; Lee Buchanan, Deputy Director, Defense Advanced Research Projects Agency; Patricia Sanders, Director, Test Systems Engineering and Evaluation; and Thomas Perdue, Acting Deputy Under Secretary (Advanced Technology).

NATIONAL GEOLOGIC MAPPING ACT REAUTHORIZATION AND AMENDMENTS

Committee on Resources: Subcommittee on Energy and Mineral Resources approved for full Committee action as amended H.R. 709, to reauthorize and amend the National Geologic Mapping Act of 1992.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from P. Patrick Leahy, Chief Geologist, U.S. Geological Survey, Department of the Interior; and a public witness.

NATIONAL SEA GRANT COLLEGE PROGRAM ACT

Committee on Resources: Subcommittee on Fisheries Conservation, and Wildlife and Oceans, held a hearing on H.R. 437, to reauthorize the National Sea Grant College Program Act. Testimony was heard from Representative Stupak; Ronald C. Baird, Executive Director, National Sea Grant College Program, Office of Oceanic and Atmospheric Research, NOAA, Department of Commerce; and public witnesses.

NOAA BUDGET REQUEST

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held oversight hearing on the NOAA fiscal year 1998 budget request, which includes funding for the National Marine Fisheries Service. Testimony was heard from D. James Baker, Under Secretary, Oceans and Atmosphere, Department of Commerce.

OVERSIGHT—RESEARCH AND RESOURCES MANAGEMENT

Committee on Resources: Subcommittee on National Parks and Public Lands held an oversight hearing on Research and Resource Management in the National Park Service. Testimony was heard from Barry T. Hill, Associate Director, Energy, Resources and Science Issues, Resources, Community and Economic Development Division, GAO; the following officials of the Department of the Interior: Richard B. Keigley, Ecologist, U.S. Geological Survey; Roger G. Kennedy, Director, National Park Service; and Mark Schaefer, Deputy Assistant Secretary, Water and Science; and public witnesses.

HOUSE RULES RECODIFICATION

Committee on Rules: Bipartisan Ad Hoc Task Force on the Recodification of House Rules met to discuss the Task Force agenda and goals.

The Task Force received a briefing on the Recodification of House Rules by Charles Johnson, Chief Parliamentarian of the House.

ETHICS REFORM

Committee on Standards of Official Conduct: Task Force on Ethics Reform met in executive session to hold a hearing on Ethics Reform. Testimony was heard from Members of Congress.

SURFACE TRANSPORTATION RESEARCH

Committee on Science: Subcommittee on Technology held a hearing on Surface Transportation Research Needs for the Next Century. Testimony was heard from Mortimer L. Downey, Deputy Secretary, Department of Transportation; David L. Winstead, Secretary, Department of Transportation, State of Maryland; and a public witness.

ISTEA REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation continued hearings on ISTEA Comprehensive Reauthorization Proposals: On the Administration's and Other Comprehensive Reauthorization Proposals. Testimony was heard from Rodney E. Slater, Secretary of Transportation; and public witnesses.

Hearings continue March 4.

VA BUDGET REQUEST

Committee on Veterans' Affairs: Held a hearing on the Administration's fiscal year 1998 VA Budget. Testimony was heard from Frank Q. Nebeker, Chief Judge, U.S. Court of Veterans Appeals; and representatives of veterans organizations.

ENCOURAGING ADOPTION

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on Encouraging Adoption. Testimony was heard from Mark Nadel, Associate Director, Income Security Issues, GAO; and public witnesses.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommittee on Social Security met for organizational purposes.

ETHICS REFORM

Task Force on Ethics Reform: Met in executive session to discuss Ethics Reforms.

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Friday, February 28, 1997

Senate

Chamber Action

Routine Proceedings, pages 2901–2928

Measures Introduced: Three bills were introduced, as follows: S. 382–384. **Page 2919**

Measures Placed on Calendar: **Page 2918**

Communications: **Page 2918**

Statements on Introduced Bills: **Page 2919**

Additional Cosponsors: **Page 2922**

Authority for Committees: **Page 2922**

Additional Statements: **Page 2922**

Adjournment: Senate convened at 10 a.m. and adjourned at 1:19 p.m., until 12 noon, on Monday, March 3, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 2928.)

Committee Meetings

BUSINESS MEETING

Committee on Labor and Human Resources: Committee resumed markup of S. 295, to promote cooperation and teamwork among worker-management relations in the American labor force, but did not complete action thereon, and will meet again on Wednesday, March 5.

House of Representatives

Chamber Action

The House was not in session today. The House will next meet at 2:00 p.m. on Monday, March 3.

Committee Meetings

TERRORIST INCIDENTS INVOLVING WEAPONS OF MASS DESTRUCTION—FEDERAL RESPONSE

Committee on National Security: Subcommittee on Military Research and Development, hearing on the Federal response to terrorist incidents involving weapons of mass destruction. Testimony was heard from the following officials of the Department of Defense: H. Allen Holmes, Assistant Secretary (Special Operations and Low Intensity Conflict); Jeffrey M. David, Office of Special Technology, Program Manager, Technical Support Working Group National Programs; and James R. Lawrence, Office of Special Technology, Program Manager, Technical Support for Working Group International Programs; Ambassador, Philip C. Wilcox, Jr., Coordinator, Counter-Terrorism, Department of State; and Gary B. Marrs, Chief, Fire Department, Oklahoma City.

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Monday, March 3, 1997

Senate

Chamber Action

Routine Proceedings, pages 2936–2987

Measures Introduced: Five bills and three resolutions were introduced, as follows: S. 385–389, and S.J. Res. 19–21. **Page 2957**

Balanced Budget Constitutional Amendment: A unanimous-consent agreement was reached providing for further consideration of S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget, with a vote to occur thereon at 5:15 p.m. **Page 2976**

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

Transmitting the report on the agreement between the United States and Canada with respect to Social Security; referred to the Committee on Finance. (PM–19). **Page 2956**

Nominations Received: Senate received the following nominations:

Robert S. LaRussa, of Maryland, to be an Assistant Secretary of Commerce.

Joel I. Klein, of the District of Columbia, to be an Assistant Attorney General. **Page 2977**

Messages From the President: **Page 2956**

Messages From the House: **Page 2956**

Measures Read First Time: **Page 2957**

Communications: **Page 2956**

Statements on Introduced Bills: **Page 2958**

Additional Cosponsors: **Page 2973**

Additional Statements: **Page 2973**

Adjournment: Senate convened at 12 noon, and adjourned at 5:31 p.m., until 9:30 a.m., on Tuesday, March 4, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 2977.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 902–907; and 2 resolutions, H.J. Res. 58 and H. Con. Res. 31, were introduced. **Page 2934**

Reports Filed: No reports were filed today.

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Barrett of Nebraska to act as Speaker pro tempore for today. **Page 2929**

Presidential Message—Social Security Agreement: Read a message from the President wherein he transmits his Second Supplementary Social Security Agreement between the United States and the Government of Canada—referred to the Committee on Ways and Means and ordered printed (H. Doc. 105–49). **Page 2929**

Senate Messages: Message received from the Senate appears on page 2979.

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

Adjournment: Met at 2:00 p.m. and adjourned at 2:30 p.m.

Committee Meetings

No Committee meetings were held.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 3 through February 28, 1997

	Senate	*House*	*Total*
Days in session	23	14	..
Time in session	134 hrs., 27′	58 hrs., 15′	..
Congressional Record:			
Pages of proceedings	1,806	702	..
Extensions of Remarks	..	353	..
Public bills enacted into law	..	3	..
Private bills enacted into law	..	..	..
Bills in conference	..	..	..
Measures passed, total	36	41	..
Senate bills	1	..	..
House bills	2	5	..
Senate joint resolutions	..	..	..
House joint resolutions	2	2	..
Senate concurrent resolutions	4	3	..
House concurrent resolutions	2	2	..
Simple resolutions	25	29	..
Measures reported, total	*25	*5	..
Senate bills	1	..	..
House bills	..	2	..
Senate joint resolutions	2	..	..
House joint resolutions	..	1	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	..	..	..
Simple resolutions	22	2	..
Special reports	4	1	..
Conference reports	..	..	..
Measures pending on calendar	16	..	..
Measures introduced, total	466	1,068	..
Bills	384	901	..
Joint resolutions	18	57	..
Concurrent resolutions	6	30	..
Simple resolutions	58	80	..
Quorum calls	1	1	..
Yea-and-nay votes	23	14	..
Recorded votes	..	13	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

These figures include all measures reported, even if there was no accompanying report. A total of 6 reports has been filed in the Senate, a total of 6 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 7 through February 28, 1997

Civilian nominations, totaling 139, disposed of as follows:	
Confirmed	20
Unconfirmed	118
Withdrawn	1
Civilian nominations (FS, PHS, CG, NOAA), totaling 1,612, disposed of as follows:	
Confirmed	593
Unconfirmed	1,019
Air Force nominations, totaling 1,601, disposed of as follows:	
Confirmed	37
Unconfirmed	1,564
Army nominations, totaling 1,786, disposed of as follows:	
Confirmed	72
Unconfirmed	1,714
Navy nominations, totaling 757, disposed of as follows:	
Confirmed	474
Unconfirmed	283
Marine Corps nominations, totaling 582, disposed of as follows:	
Confirmed	8
Unconfirmed	574
Summary	
Total nominations received this session	6,477
Total confirmed	1,204
Total unconfirmed	5,272
Total withdrawn	1

Tuesday, March 4, 1997

Senate

Chamber Action

Routine Proceedings, pages 3004–3103

Measures Introduced: Two bills and three resolutions were introduced, as follows: S. 390 and 391, S.J. Res. 22, and S. Res. 60 and 61. **Page 3084**

Measures Reported: Reports were made as follows:

S. Res. 19, expressing the sense of the Senate regarding United States opposition to the prison sentence of Tibetan ethnomusicologist Ngawang Choephel by the Government of the People's Republic of China.

Measure Rejected:

Balanced Budget Constitutional Amendment: By 66 yeas to 34 nays (Vote No. 24), two-thirds of those Senators duly chosen and voting, not having voted in the affirmative, Senate rejected S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget. **Pages 3004, 3043**

Trade Act Application Waiver—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of S.J. Res. 5, waiving certain provisions of the Trade Act of 1974 relating to the appointment of the United States Trade Representative on Wednesday, March 5, 1997, with a vote to occur thereon. **Page 3093**

Nomination—Agreement: A unanimous-consent agreement was reached providing for the consideration of the nomination of Charlene Barshefsky, of the District of Columbia, to be United States Trade Representative, with the rank of Ambassador, on Wednesday, March 5, 1997. **Page 3093**

Measures Placed on Calendar: **Page 3083**

Communications: **Page 3083**

Executive Reports of Committees: **Page 3083**

Statements on Introduced Bills: **Page 3085**

Additional Cosponsors: **Page 3086**

Notices of Hearings: **Page 3088**

Authority for Committees: **Page 3088**

Additional Statements: **Page 3089**

Record Votes: One record vote was taken today. (Total—24) **Page 3080**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 6:04 p.m., until 12 noon, on Wednesday, March 5, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 3094.)

Committee Meetings

AUTHORIZATION—NATIONAL SCHOOL LUNCH PROGRAM

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on proposed legislation authorizing funds for programs of the National School Lunch Act, after receiving testimony from Janet Bantly, Enfield, Connecticut, and Tami J. Cline, Alexandria, Virginia, both of the American School Food Service Association; Mary Kate Harrison, Hillsborough County Schools, Tampa, Florida; Dennis Bier, Baylor College of Medicine, Houston, Texas, on behalf of the Children's Nutrition Research Center; Michael Berry, Disneyland Resort, Anaheim, California; and Judith L. Dodd, University of Pittsburgh, Allison Park, Pennsylvania.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Thomas J. Billy, Administrator, Food Safety and Inspection Service, Michael Dunn, Assistant Secretary for Marketing and Regulatory Programs, Terry L. Medley, Administrator, Animal and Plant Health Inspection Service, Lon S. Hatamiya, Administrator, Agricultural Marketing Service, James R. Baker, Administrator, Grain Inspection, Packers and Stockyards Administration, and Dennis Kaplan, Deputy Director for Budget, Legislative and Regulatory Systems, Office of Budget and Program Analysis, all of the Department of Agriculture.

Subcommittee will meet again on Tuesday, March 11.

APPROPRIATIONS—HHS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1998 for the Department of Health and Human Services, receiving testimony from Donna E. Shalala, Secretary of Human Services.

Subcommittee will meet again on Thursday, March 20.

APPROPRIATIONS—INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1998, receiving testimony in behalf of funds for their respective activities from Harris Wofford, Chief Executive Officer, Corporation for National and Community Service; Frank Nebeker, Chief Judge, Court of Veterans Appeals; Gen. John P. Herrling, Secretary, American Battle Monument Commission; Steven Dola, Deputy Assistant Secretary (Management and Budget), DOD-Civil, Cemeterial Expenses, Department of

the Army; and Gil Coronado, Director, Selective Service System.

Subcommittee will meet again on Tuesday, March 11.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 1,634 military nominations in the Army, Navy, Marine Corps, and Air Force.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense plan, focusing on Department of the Army programs, receiving testimony from Togo D. West, Jr., Secretary of the Army; and Gen. Dennis J. Reimer, USA, Chief of Staff of the Army.

Committee will meet again on Tuesday, March 11.

FINANCIAL DERIVATIVES ACCOUNTING RULES

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities concluded oversight hearings to examine Securities and Exchange Commission and Financial Accounting Standards Board proposals affecting the accounting treatment and supplemental disclosures of financial derivatives, after receiving testimony from Steven M.H. Wallman, Commissioner, Securities and Exchange Commission; Kenneth Lehn, University of Pittsburgh, Pittsburgh, Pennsylvania, former Chief Economist, SEC; Thomas D. Logan, Basic American, Inc., Walnut Creek, California, and Patrick M. Montgomery, ULLICO, Washington, D.C., both on behalf of the Treasury Management Association; William P. Miller II, Common Fund, Inc., Westport, Connecticut, on behalf of the Association for Investment Management and Research; and Joseph P. Bauman, Bank of America, San Francisco, California, on behalf of the International Swaps and Derivatives Association, Inc.

PRODUCT LIABILITY REFORM

Committee on Commerce, Science, and Transportation: Committee held hearings on S. 5, to establish legal standards and procedures for product liability litigation, receiving testimony from Representatives Campbell and Gekas; Richard Vuernick, Citizen Action, Victor Schwartz, Crowell and Moring, both of Washington, D.C.; Lucinda Finley, University of Buffalo School of Law, Buffalo, New York; Julie Nimens, Schutt Sports, Inc., Litchfield, Illinois; Steven J. Sharp, Minneapolis, Minnesota; Tom Deushle, Liberty, Missouri; and Steve Gunther, McLean, Virginia.

Hearings were recessed subject to call.

SUPERFUND REFORM

Committee on Environment and Public Works: Subcommittee on Superfund, Waste Control, and Risk Assessment held oversight hearings to examine liability and resource issues associated with the cleanup and redevelopment of abandoned or underutilized industrial and commercial properties, focusing on the current state of the Brownfields Economic Redevelopment Initiative and proposals to reform the Superfund program, receiving testimony from Timothy Fields, Jr., Acting Assistant Administrator, Office of Solid Waste and Emergency Response, Environmental Protection Agency; Peter F. Guerrero, Director, Environmental Protection Issues, Resources, Community, and Economic Development Division, General Accounting Office; James M. Seif, Pennsylvania Department of Environmental Protection, Harrisburg; Mayor J. Christian Bollwage, Elizabeth, New Jersey, on behalf of the U.S. Conference of Mayors; Lorrie Louder, St. Paul Port Authority, St. Paul, Minnesota, on behalf of the National Association of Local Government Environmental Professionals; William J. Riley, Bethlehem Steel Corporation, Bethlehem, Pennsylvania, on behalf of the American Iron and Steel Institute; J. Peter Scherer, Taubman Company, Bloomfield Hills, Michigan, on behalf of the National Realty Committee; and William K. Wray, Citizens Financial Group, Providence, Rhode Island.

Subcommittee will meet again tomorrow.

MEDICARE/MEDICAID/WELFARE BUDGET

Committee on Finance: Committee resumed hearings on the President's proposed budget request for fiscal year 1998, focusing on spending proposals relating to Medicare, Medicaid, and welfare, receiving testimony form Paul N. Van de Water, Assistant Director for Budget Analysis, Congressional Budget Office; and Jonathan Ratner, Associate Director, Health Financing and Systems Issues, Health, Education, and Human Services Division, General Accounting Office.

Committee will meet again tomorrow.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Res. 19, expressing the sense of the Senate regarding United States opposition to the prison sentence of Tibetan ethnomusicologist Ngawang Choephel by the Government of the People's Republic of China; and

The nominations of Pete Peterson, of Florida, to be Ambassador to the Socialist Republic of Vietnam, Princeton Nathan Lyman, of Maryland, to be Assistant Secretary of State for International Organization Affairs, and a Foreign Service Officers' promotion list received by the Senate on January 21, 1997.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 908–921; and 5 resolutions, H.J. Res. 59 and H. Con. Res. 32–35, were introduced. **Page 3002**

Reports Filed: No reports were filed today.

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Ewing to act as Speaker pro tempore for today. **Page 2989**

Recess: The House recessed at 12:58 p.m. and reconvened at 2:00 p.m. **Page 2992**

Order of Business: It was made in order that on Wednesday, March 5, 1997, the Speaker be authorized to entertain motions to suspend the rules and agree to the following resolutions: H. Con. Res. 17, congratulating the people of Guatemala on the success of the recent negotiations to establish a peace process for Guatemala, H. Con. Res. 18, congratulating the people of the Republic of Nicaragua on the success of their democratic elections, and S. Con. Res. 4, commending and thanking the Honorable Warren Christopher for his exemplary service as Secretary of State. And, that on Thursday, March 6, 1997, the Speaker be authorized to entertain a motion to suspend the rules and pass H.R. 513, District of Columbia Council Contract Review Reform Act of 1997. **Page 2993**

Suspension—Display of the Ten Commandments: The House completed all debate on the motion to suspend the rules and agree to H. Con. Res. 31, expressing the sense of Congress regarding the display of the Ten Commandments by Judge Roy S. Moore, a judge on the circuit court of the State of Alabama. The vote was postponed until, Wednesday, March 5, 1997. **Page 2994**

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 3:01 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on Research, Education and Economics. Testimony was heard from Catherine E. Woteki, Acting Under Secretary, Research, Education and Economics, USDA.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Attorney General. Testimony was heard from Janet Reno, Attorney General, Department of Justice.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on U.S. Army Corps of Engineers. Testimony was heard from the following officials of the Department of the Army: H. Martin Lancaster, Assistant Secretary of the Army (Civil Works); Lt. Gen. Joe N. Ballard, USA, Chief, Corps of Engineers; and Maj. Gen. Russell Fuhrman, USA, Director, Civil Works.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued appropriations hearing, with emphasis on Natural Resources. Testimony was heard from public witnesses.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on the National Heart, Lung and Blood Institute, the National Institute of Drug Abuse and the National Institute on Alcohol Abuse and Alcoholism. Testimony was heard from the following officials of the Department of Health and Human Services: Claude J.M. Lefant, M.D., Director, National Heart, Lung and Blood Institute; Alan I. Leshner, M.D., Director, National Institute of Drug Abuse; and Enoch Gordis, M.D., Director, National Institute on Alcohol Abuse and Alcoholism.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Quality of Life. Testimony was heard from the following officials of the Department of Defense: Jerry T. Alley, Jr., Command Sgt. Major, U.S. Army Forces Command; John Hagan, Master Chief Petty Officer, U.S. Navy; Lewis G. Lee, Sgt. Major, U.S. Marine Corps; and Eric W. Benken, Chief Master Sgt. U.S. Air Force.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on Alcohol, Tobacco, and Firearms; Federal Law Enforcement Training Center and the Financial Crimes Enforcement Network. Testimony was heard from the following officials of the Department of the Treasury: Ray Kelly, Under Secretary, Law Enforcement; John W. Magaw, Director, Bureau of Alcohol, Tobacco and Firearms; Charles F. Rinkevich, Director, Federal Law Enforcement Train-

ing Center; and Stanley E. Morris, Director, Office of Financial Crimes Enforcement Network.

VA—HUD—INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held a hearing on Neighborhood Reinvestment Corporation and on the Selective Service System. Testimony was heard from George Knight, Director, Neighborhood Reinvestment Corporation; and Gil Coronado, Director, Selective Service System.

THE ECONOMY

Committee on the Budget: Held a hearing on the economy. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

FEDERAL JOB TRAINING PROGRAMS REFORM

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 Raymond J. Uhalde, Acting Assistant Secretary, Employment and Training Administration, Department of Labor; and public witnesses.

MISCELLANEOUS MEASURES

Committee on International Relations: Favorably considered and adopted a motion urging the Chairman to request that the following measures be considered on the Suspension Calendar: H. Con. Res. 17, congratulating the people of Guatemala on the success of the recent negotiations to establish a process for Guatemala; and H. Con. Res. 18, congratulating the people of the Republic of Nicaragua on the success of their democratic elections held on October 20, 1996.

FY 1998 MILITARY CONSTRUCTION BUDGET REQUEST

Committee on National Security: Subcommittee on Military Installations and Facilities held a hearing on the Fiscal Year 1998 Military Construction Budget Request for programs of the active and Reserve Components of the Department of the Navy and the Department of the Air Force. Testimony was heard from the following officials of the Department of Defense: Robert B. Pirie, Jr., Assistant Secretary, Navy (Installations and Facilities); Rear Adm. David J. Nash, USN, Commander, Naval Facilities Engineering Command; Rear Adm. (Select) John B. Brunelli, USN, Deputy Director, Naval Reserve; Maj. Gen. Joseph D. Stewart, USMC, Deputy Chief of Staff, Installations and Logistics, Headquarters, Marine Corps; Jimmy G. Dishner, Deputy Chief of Staff (Installations); Maj. Gen. Eugene A. Lupia, USAF, The Civil Engineer, Headquarters, U.S. Air Force; Brig. Gen. Paul A. Waver, Deputy Director, Air National Guard; and Brig. Gen. John A. Bradley, USAF, Deputy to the Chief, Air Force Reserve.

READINESS AND PERSONNEL: VIEWS FROM THE FIELD

Committee on National Security: Subcommittee on Military Personnel and the Subcommittee on Military Readiness held a joint hearing on Readiness and Personnel: Views from the Field. Testimony was heard from the following officials of the Department of Defense: Lt. Gen. Thomas A. Schwartz, USA, Commander, III Corps, Fort Hood, TX; Lt. Gen. Ronald W. Iverson, USAF, Commander, 7th Air Force, Osan AFB, Korea; Vice Adm. Charles Abbot, Commander, 6th Fleet, Italy; Lt. Gen. Carlton W. Fulford, USMC, Commander I Marine Expeditionary Force, Camp Pendleton, CA; Command Sgt. Maj. Roy Thomas, USA, 2nd Brigade, 1st Cavalry Division, Ft. Hood, TX; Senior Chief Legalman Renee S. Scheetz, USN, USS *Simon Lake* (AS33); Senior Master Sgt. Gary Simmons, USAF, 25th Fighter Squadron, Osan AFB, Korea; Sgt. Maj. Charles E. Constance, USMC, Regimental Sgt. Maj., 1st Marine Regiment, Camp Pendleton, CA.; Brig. Gen. Ronald Richard, USMC, Commanding General, Marine Corps Air Ground Combat Center, Twentynine Palms, CA; Brig. Gen. T. Michael Moseley, USAF, Commander, 57th Wing, Nellis AFB, NV; Brig. Gen. William S. Wallace, USA, Commander, National Training Center, Ft. Irwin, CA; Vice Adm. Bernard Smith, USN, Commander, Naval Tactical Warfare Center, Fallon, NY; and public witnesses.

OVERSIGHT—ADMINISTRATION'S BUDGET REQUEST

Committee on Resources: Subcommittee on Energy and Mineral Resources held an oversight hearing on the Administration's budget requests with respect to the following agencies of the Department of the Interior: the U. S. Geological Survey (except Water Resources Division), the Minerals Management Service, the Office of Surface Mining Reclamation and Enforcement, and the Bureau of Land Management (Energy and Minerals, including Mining Law Administration). Testimony was heard from the following officials of the Department of the Interior: Gordon Eaton, Director, U.S. Geological Survey; Katherine Henry, Acting Director, Office of Surface Mining Reclamation and Enforcement; Carolita Kallaur, Deputy Director, Minerals Management Service; and W. Hord Tipton, Assistant Director, Minerals, Lands and Resources Protection, Bureau of Land Management.

OVERSIGHT—ADMINISTRATION'S BUDGET REQUEST

Committee on Resources: Subcommittee on Water and Power Resources held an oversight hearing on the Administration's proposed 1998 budget requests for the Bureau of Reclamation, the Central Utah Project, and the Water Resources Division of the U.S. Geological Survey and the

Power Marketing Administrations. Testimony was heard from following officials of the Department of the Interior: Patricia J. Beneke, Assistant Secretary, Water and Science; Eluid Martinez, Commissioner, Bureau of Reclamation; and Robert M. Hirsch, Chief Hydrologist, U.S. Geological Survey; and the following officials of the Power Administrations, Department of Energy: Stephen J. Wright, Vice-President, National Relations, Bonneville; J. M. Shafer, Administrator, Western Area; Charles A. Borchardt, Administrator, Southeastern; Michael A. Deihl, Administrator, Southwestern; and Rodney L. Adelman, Administrator, Alaska.

NASA POSTURE AUTHORIZATION

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on NASA Posture fiscal year 1998 authorization. Testimony was heard from Daniel S. Goldin, Administrator, NASA.

ETHICS REFORM

Committee on Standards of Official Conduct: Task Force on Ethics Reform held a hearing on the Ethics Process in the House. Testimony was heard from Joe Maskill, Legislative Attorney, Congressional Research Service, Library of Congress; and public witnesses.

Hearings continue tomorrow.

ISTEA REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation continued hearings on ISTEA Reauthorization: Policy Initiatives and Requests for Highway and Transit Projects. Testimony was heard from Representatives McHale, Sabo, Furse, Blumenauer, Hooley of Oregon; DeGette, LaTourette, Kucinich, Thomas, Holden, Packard, Gillmor and Frelinghuysen; and public witnesses.

Hearings continue March 6.

MEDICARE HOME CARE, SKILLED NURSING FACILITY, AND OTHER POST-ACUTE PAYMENT POLICIES

Committee on Ways and Means: Subcommittee on Health held a hearing on Medicare Home Health Care, Skilled Nursing Facility, and Other Post-Acute Care Payment Policies. Testimony was heard from Joseph P. Newhouse, Chairman, Prospective Payment Assessment Commission; William J. Scanlon, Director, Health Financing and Systems Issue Area, GAO; George F. Grob, Deputy Inspector General, Evaluation and Inspections, Office of the Inspector General, Department of Health and Human Services; and public witnesses.

"HIGH-RISK" PROGRAMS

Committee on Ways and Means: Subcommittee on Oversight, hearing on "High-Risk" Programs. Testimony was heard from the following officials of the GAO: Gene I. Dodaro, Assistant Comptroller General, Accounting and Information Management Division; Lynda D. Willis, Director, Tax Policy and Administration Issues, General Government Division; Jane L. Ross, Director, Income Security Issues, Health, Education, and Human Services Division; and Leslie G. Aronovitz, Associate Director, Health Financing and Systems Issues, Health, Education, and Human Services, Division; Valerie Lau, Inspector General, Department of the Treasury; Patricia A. Dalton, Deputy Inspector General, Department of Labor; and Michael F. Mangano, Principal Deputy Inspector General, Department of Health and Human Services.

FUTURE IMAGERY ARCHITECTURE

Permanent Select Committee on Intelligence: Held a briefing on the Future Imagery Architecture. The Committee was briefed by departmental witnesses.

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Wednesday, March 5, 1997

Senate

Chamber Action

Routine Proceedings, pages 3147–3218

Measures Introduced: Seventeen bills were introduced, as follows: S. 392–408. **Page 3193**

Measures Reported: Reports were made as follows:

Reported on Tuesday, March 4, 1997:

S. Res. 19, expressing the sense of the Senate regarding United States opposition to the prison sentence of Tibetan ethnomusicologist Ngawang Choephel by the Government of the People's Republic of China. **Page 3192**

Measures Passed:

Trade Act Application Waiver: By 98 yeas to 2 nays (Vote No. 26), Senate passed S.J. Res. 5, waiving certain provisions of the Trade Act of 1974 relating to the appointment of the United States Trade Representative, after taking action on the following amendment proposed thereto: **Page 3157**

Rejected:

Hollings Amendment No. 19, to require Congressional approval before any international trade agreement that has the effect of amending or repealing statutory law of the United States law can be implemented in the United States. (By 84 yeas to 16 nays (Vote No. 25), Senate tabled the amendment.) **Page 3157**

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

Transmitting the notice of the continuation of the Iran emergency; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–20). **Page 3192**

Nominations Confirmed: Senate confirmed the following nominations:

By 99 yeas to 1 nay (Vote No. 27 EX), Charlene Barshefsky, of the District of Columbia, to be United States Trade Representative, with the rank of Ambassador. **Pages 3184, 3218**

Nominations Received: Senate received the following nominations:

2 Marine Corps nominations in the rank of general.

Routine list in the Marine Corps. **Page 3218**

Messages From the President: **Page 3192**

Measures Placed on Calendar: **Page 3192**

Communications: **Page 3192**

Statements on Introduced Bills: **Page 3193**

Additional Cosponsors: **Page 3212**

Amendments Submitted: **Page 3212**

Notices of Hearings: **Page 3212**

Authority for Committees: **Page 3213**

Additional Statements: **Page 3213**

Record Votes: Three record votes were taken today. (Total—27) **Pages 3183, 3187**

Adjournment: Senate convened at 12 noon, and adjourned at 6:47 p.m., until 12 noon, on Thursday, March 6, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 3218.)

Committee Meetings

DEPARTMENT OF AGRICULTURE STRUCTURE

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings to review strategic planning and management of information technology at the Department of Agriculture, after receiving testimony from Richard Rominger, Deputy Secretary of Agriculture; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; and John W. Harman, Assistant Comptroller General and Chief Information Officer, and Joel C. Willemssen, Director, Accounting and Information Management Division, both of the General Accounting Office.

GLOBAL ASSESSMENT

Committee on Appropriations: Subcommittee on Defense held closed hearings to examine global assessment issues, receiving testimony from Gen. John M. Shalikashvili, Chairman, Joint Chiefs of Staff.

Subcommittee will meet again on Wednesday, March 12.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Airland Forces held hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, focusing on tactical aviation modernization issues, receiving testimony from Gen. Joseph W. Ralston, USAF, Vice Chairman, Joint Chiefs of Staff; Richard A. Davis, Director, National Security Analysis, General Accounting Office; and Andrew F. Krepinevich, Jr., Director, Center for Strategic and Budgetary Assessments, Washington, D.C.

Subcommittee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Personnel held hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, focusing on recruiting and retention policies within the Department of Defense and the Military Services, receiving testimony from Mark Gebicke, Director, Elliot Smith, Assistant Director, and Beverly Schladt, Senior Evaluator, all of Military Operations and Capabilities Issues, General Accounting Office; Staff Sgt. Denise Slaughter, USAF; Aviation Anti-Submarine Warfare Operator 2 Richard Winland, USN; Staff Sgt. Stephen Simmons, USA; Gunnery Sgt. James Ruffin, USMC; Frederick F.Y. Pang, Assistant Secretary of Defense for Force Management Policy; Lt. Gen. Frederick E. Vollrath, USA, Deputy Chief of Army Staff for Personnel; Vice Adm. Daniel T. Oliver, USN, Chief of Naval Personnel; Lt. Gen. Carol A. Mutter, USMC, Deputy Chief of Marine Corps Staff for Manpower and Reserve Affairs; Lt. Gen. Michael D. McGinty, USAF, Deputy Chief of Air Force Staff for Personnel; Maj. Gen. Alfonso E. Lenhardt, USA, Commanding General, U.S. Army Recruiting Command; Rear Adm. Barbara E. McGann, USN, Commander, Navy Recruiting Command; Maj. Gen. Jack W. Klimp, USMC, Commanding General, Marine Corps Recruiting Command; and Brig. Gen. Walter E. Buchanan, III, USAF, Commander of Air Force Recruiting Service.

Subcommittee will meet again on Wednesday, March 12.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces resumed hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, focusing on defense programs to combat the proliferation of weapons of mass destruction, receiving testimony from Franklin C. Miller, Acting Assistant Secretary of Defense for International Security Policy.

Subcommittee recessed subject to call.

1998 BUDGET

Committee on the Budget: Committee concluded hearings to examine the Congressional Budget Office analysis of the President's budget for fiscal year 1998, after receiving testimony from June E. O'Neill, Director, James L. Blum, Deputy Director, and Paul Von de Water, Assistant Director, Budget Analysis Division, all of the Congressional Budget Office.

Committee will meet again on Tuesday, March 11.

AVIATION SAFETY

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation held hearings to examine aviation safety issues, focusing on the recommendations of the Gore Commission on Aviation Security, receiving testimony from Nancy McFadden, General Counsel, and Barry Valentine, Acting Administrator, Federal Aviation Administration, both of the Department of Transportation; Gerald Dillingham, Associate Director, Transportation Issues, General Accounting Office; Anthony J. Broderick, Catlett, Virginia, former Federal Aviation Administration Associate Administrator for Regulation and Certification; Brian Michael Jenkins, Kroll Associates, Los Angeles, California, and Lt. Gen. James A. Abrahamson, International Air Safety, Washington, D.C., both on behalf of the White House Commission on Aviation Safety and Security; and John Meenan, Air Transport Association of America, Robert W. Hahn, American Enterprise Institute, and Edward Wytkind, AFL–CIO, all of Washington, D.C.

Hearings were recessed subject to call.

PUBLIC LAND MANAGEMENT WORKSHOP

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management met to further receive testimony on the impact of the proposed Public Land Management Responsibility and Accountability Restoration Act on the administrative and judicial appeals of land management decisions of the Forest Service and the Bureau of Land Management from Ross Gorte, Specialist in Natural Resource Policy, Congressional Research Service, Library of Congress; Felice Pace, Klamath Forest Alliance, Etna, California; Mike Francis, Wilderness Society, John Doggett, American Farm Bureau Federation, R. Denny Scott, United Brotherhood of Carpenters and Joiners, and George Leonard, all of Washington, D.C.; Andy Stahl, Association of Forest Service Employees for Environmental Ethics, Eugene, Oregon; Frank Gladics, Western Forest Industries Association, Portland, Oregon; and Sam Anderson, National Ski Area Association, Denver, Colorado.

Subcommittee will meet again tomorrow.

SUPERFUND REFORM

Committee on Environment and Public Works: Subcommittee on Superfund, Waste Control, and Risk Assessment concluded hearings on S. 8, to authorize funds for and reform the Comprehensive Environmental Response, Liability, and Compensation Act (Superfund), after receiving testimony from Carol M. Browner, Administrator, Environmental Protection Agency; Terry D. Garcia, Acting Assistant Secretary of Commerce for Oceans and Atmosphere/National Oceanic and Atmospheric Administration; New Mexico Assistant Attorney General Charlie De Saillan, Environmental Enforcement Division, Santa Fe; Richard Gimello, New Jersey Department of Environmental Protection, Trenton, on behalf of the National Governors' Association; Linda H. Biagioni, Black and Decker Corporation, Towson, Maryland; Karen Florini, Environmental Defense Fund, Washington, D.C.; Barbara Williams, Sunny Ray Restaurant, Gettysburg, Pennsylvania, on behalf of the National Federation of Independent Business; Karen O'Regan, Phoenix Environmental Programs, Phoenix, Arizona; Larry L. Lockner, Shell Oil Company, Houston, Texas, on behalf of the American Petroleum Institute; Robert Spiegel, Edison Wetlands Association, Edison, New Jersey; and Rich A. Heig, Kennecott Corporation, Salt Lake City, Utah.

MEDICARE

Committee on Finance: Committee resumed hearings on the President's proposed budget request for fiscal year 1998 for the Medicare program, receiving testimony from Jane Baumgarten, North Bend, Oregon, on behalf of the American Association of Retired Persons; Todd C. Linden, Grinnell Regional Medical Center, Grinnell, Iowa, on behalf of the American Hospital Association; Alan R. Nelson, American Society of Internal Medicine, Washington, D.C.; Seymour I. Schwartz, University of Rochester Medical Center, Rochester, New York, on behalf of the American College of Surgeons; and Tim Size, Rural Wisconsin Health Cooperative, Sauk City, on behalf of the National Rural Health Association.

Hearings were recessed subject to call.

HIGH-RISK MANAGEMENT REFORM

Committee on Governmental Affairs: Committee held hearings on proposals to develop and implement management reforms to provide Federal agencies with strategies and techniques to increase effectiveness, reduce costs, and minimize risks associated with program and administrative management, receiving testimony from John A. Koskinen, Deputy Director for Management, Office of Management and Budget; Gene L. Dodaro, Assistant Comptroller General, Accounting and Information Management Division, General Accounting Office; and Dwight P. Robinson, Deputy Secretary, and Susan Gaffney, Inspector General, both of the Department of Housing and Urban Development.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported S. 295, to promote cooperation and teamwork among worker-management relations in the American labor force.

BUDGET/OPERATIONS

Committee on Rules and Administration: Committee held oversight hearings to review the budget and operations of the National Gallery of Art and certain legislative offices, receiving testimony in behalf of their respective activities

from Earl A. Powell III, Director, National Gallery of Art; Gary L. Sisco, Secretary of the Senate; Gregory S. Casey, Senate Sergeant at Arms; and Alan M. Hantman, Architect of the Capitol.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 41 public bills, H.R. 922–962; and 6 resolutions, H. Con. Res. 36–38 and H. Res. 81–83, were introduced. **Page 3145**

Reports Filed: No reports were filed today.

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Ewing to act as Speaker pro tempore for today. **Page 3104**

Guest Chaplain: The prayer was offered by the guest chaplain, Rev. Douglas Tanner of Washington, D.C. **Page 3104**

Motion to Adjourn: Rejected the Miller of California motion to adjourn. **Page 3104**

Suspensions: The House voted to suspend the rules and agree to the following resolutions:

Guatemalan Peace Process: H. Con. Res. 17, congratulating the people of Guatemala on the success of the recent negotiations to establish a peace process for Guatemala (agreed to by a yea-and-nay vote of 416 yeas with 2 voting "present", Roll No. 29); **Page 3107**

Nicaraguan Democratic Elections: H. Con. Res. 18, congratulating the people of the Republic of Nicaragua on the success of their democratic elections held on October 20, 1996 (agreed to by a yea-and-nay vote of 417 yeas with 3 voting "present", Roll No. 30); **Pages 3109, 3115**

Secretary Warren Christopher: S. Con. Res. 4, commending and thanking the Honorable Warren Christopher for his exemplary service as Secretary of State; and **Page 3112**

Display of the Ten Commandments: H. Con. Res. 31, expressing the sense of Congress regarding the display of the Ten Commandments by Judge Roy S. Moore, a judge on the circuit court of the State of Alabama (agreed to by a yea-and-nay vote of 295 yeas to 125 nays, Roll No. 31; the concurrent resolution was debated on Tuesday, March 4, 1997). **Page 3116**

Presidential Message—National Emergency Re Iran: Read a message from the President wherein he transmits his report concerning the national emergency with respect to Iran—referred to the Committee on International Relations and ordered printed (H. Doc. 105–51). **Page 3114**

Recess: The House recessed at 12:17 p.m. and reconvened at 1:02 p.m. **Page 3114**

Committee Election: The House agreed to H. Res. 82, electing Representatives English of Pennsylvania, Nethercutt, Coburn, and Sessions to the Committee on Science. **Page 3116**

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 3114–3116. There were no quorum calls.

Adjournment: Met at 11:00 a.m. and adjourned at 5:12 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on the Farm Credit Administration and on Food, Nutrition and Consumer Services. Testimony was heard from Marsha Martin, Chairman and CEO, Farm Credit Administration; and Mary Ann Keeffe, Acting Under Secretary, Food, Nutrition and Consumer Services, USDA.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Secretary of State and on the FBI. Testimony was heard from Madeleine K. Albright, Secretary of State; and Louie Freeh, Director, FBI, Department of Justice.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Bureau of Reclamation. Testimony was heard from Eluid L. Martinez, Commissioner, Bureau of Reclamation, Department of the Interior.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued appropriation hearings, with emphasis on Energy Programs. Testimony was heard from public witnesses.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on National Institute of Diabetes and Digestive and Kidney Diseases, National Library of Medicine, the National Institute on Nursing Research and the Fogarty International Center. Testimony was heard from the following officials of the Department of Health and Human Services: Phillip Gorden, M.D., Director, National Insti-

tute of Diabetes and Digestive and Kidney Diseases; Donald Lindeberg, M.D., Director, National Library of Medicine; Patricia Grady, M.D., Director, National Institute on Nursing Research; and Philip Schambra, M.D., Director, Fogarty International Center.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Army Construction. Testimony was heard from Mike Walker, Assistant Secretary of the Army, Installations, Logistics and Environment.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in an executive session to hold a hearing on U.S. Pacific Command/U.S. Forces Korea and on U.S. Central Command. Testimony was heard from the following officials of the Department of Defense: Adm. Joseph W. Prueher, USN, Commander-in-Chief, U.S. Pacific Command; Gen. John H. Tilelli, Jr., USA, Commander-in-Chief, U.S. Forces Korea; and Gen. Binford J.H. Peay, III, USA, Commander-in-Chief, U.S. Central Command.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the IRS; the U.S. Mint; Bureau of Engraving and Printing; and the Financial Management Service. Testimony was heard from the following officials of the Department of the Treasury: Larry Summers, Deputy Secretary; Margaret Milner Richardson, Commissioner, IRS; Philip N. Diehl, Director of the Mint; Larry Roluff, Director, Bureau of Engraving and Printing; Rusell D. Morris, Commissioner, Federal Management Service; and George Munoz, Assistant Secretary, Management and Chief Financial Officer.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held a hearing on the Council on Environmental Quality and on the Office of Science and Technology Policy. Testimony was heard from Kathleen A. McGinty, Chair, Council on Environmental Quality; and John H. Gibbons, Director, Office of Science and Technology Policy.

FINANCIAL MODERNIZATION

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises held a hearing on Financial Modernization. Testimony was heard from Eugene A. Ludwig, Comptroller, Department of the Treasury; and Ricki T. Helfer, Chairman, FDIC.

CONDUCT OF MONETARY POLICY

Committee on Banking and Financial Services: Subcommittee Domestic and International Monetary Policy held a hearing on Conduct of Monetary Policy (Humphrey-Hawkins). Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

HOMELESS HOUSING PROGRAMS CONSOLIDATION AND FLEXIBILITY

Committee on Banking and Financial Services: Subcommittee on Housing and Community Development held a hearing on H.R. 217, Homeless Housing Programs Consolidation and Flexibility Act. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Commerce: Ordered reported the following bills: H.R. 649, Department of Energy Standardization Act of 1997; H.R. 363, amended, to amend section 2118 of the Energy Policy Act of 1992 to extend the Electric and Magnetic Fields Research and Public Information Dissemination Program; H.R. 651, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the state of Washington; and H.R. 652, to extend the deadline under the Federal Power Act for the construction of hydroelectric project located in the State of Washington.

MEDICARE HOME HEALTH CARE

Committee on Commerce: Subcommittee on Health and Environment held a hearing on Medicare Home Health Care. Testimony was heard from the following officials of the Department of Health and Human Services: Bruce Vladeck, Administrator, Health Care Financing Administration; and Michael F. Mangano, Principal Deputy Inspector General; the following officials of the GAO: William Scanlon, Director, Health Financing Systems, Health, Education, and Human Services; and Thomas Doudal, Senior Assistant Director, Health and Human Services Division; Donald A. Young, M.D., Executive Director, Prospective Payment Assessment Commission; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Education and the Workforce: Ordered reported the following bills: H.R. 1, amended, Working Families Flexibility Act; and H.R. 914, to make certain technical corrections in the Higher Education Act of 1965 relating to graduation data disclosures.

ADMINISTRATION'S EDUCATION INITIATIVES

Committee on Education and the Workforce: Held a hearing on the Administration's Education Initiatives. Testimony was heard from Richard Riley, Secretary of Education.

IMPROPER GRANTING OF CITIZENSHIP TO INDIVIDUALS WITH CRIMINAL RECORDS

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice and the Subcommittee on Immigration and Claims of the Committee on the Judiciary held a joint Subcommittee hearing on Improper Granting of U.S. Citizenship to Individuals with Criminal Records. Testimony was heard from the following officials of the Department of Justice: Stephen R. Colgate, Assistant Attorney General, Administration; Dawn Johnsen, Acting Assistant Attorney General, Office of Legal Counsel; Doris M. Meissner, Commissioner, David Rosenberg, Citizenship USA Program Director; Louis D. Crocetti, Associate Commissioner, Examinations and David Martin, General Counsel, all with the Immigration and Naturalization Service; Laurie E. Ekstrand, Associate Director, Administration of Justice, General Government Division, GAO; and a public witness.

COMMITTEE FUNDING

Committee on House Oversight: Met to consider funding requests from the following Committees: House Oversight; Ways and Means; Small Business; International Relations; Agriculture; Judiciary; Standards of Official Conduct; Transportation and Infrastructure; Veterans' Affairs; Science; and Intelligence.

MISCELLANEOUS MEASURES

Committee on International Relations: Subcommittee on Asia and the Pacific approved for full Committee action the following measures: H. Con. Res. 16, concerning the urgent need to improve the living standards of those South Asians living in the Ganges and the Bahmaputra River Basin; H. Res. 68, amended, stating the sense of the House of Representatives that the Treaty of Mutual Cooperation and Security Between the United States of America and Japan is essential for furthering the security interests of the United States, Japan, and the nations of the Asia-Pacific region, and that the people of Okinawa deserve recognition for their contributions toward ensuring the treaty's implementation; and H.R. 750, amended, to support the autonomous governance of Hong Kong after its reversion to the People's Republic of China.

Following this action, the subcommittee held a hearing on AID Activities and the Central Asian Republics. Testimony was heard from the following officials of AID, U.S. International Development Cooperation Agency: Thomas Dine, Assistant Administrator, Europe and the New Independent States; and Charles Weden, Deputy Assistant Administrator, Asia.

NAFTA REPORT CARD

Committee on International Relations: Subcommittee on International Economic Policy and Trade, hearing on "Report Card on NAFTA." Testimony was heard from Representatives Houghton, Bonior and Kaptur; Regina Vargo, Deputy Assistant Secretary, Western Hemisphere, Department of Commerce; Ira Shapiro, Senior Counsel and Negotiator, Office of the U. S. Trade Representative; and public witnesses.

FOREIGN RELATIONS AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations and Human Rights, hearing on Foreign Relations Authorization for FY 1998: U.S. Arms Control and Disarmament Agency. Testimony was heard from John D. Holum, Director, U.S. Arms Control and Disarmament Agency.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property approved for full Committee action the following measures: H.R. 400, amended, 21st Century Patent System Improvement Act; H.R. 672, amended, to make technical amendments to certain provisions of title 17, United States Code; and H.R. 908, to establish a Commission on Structural Alternatives for the Federal Courts of Appeals.

FIREARMS PROHIBITION—DOMESTIC VIOLENCE CONVICTION

Committee on the Judiciary: Subcommittee on Crime held a hearing on the following bills: H.R. 26, to amend title 18, United States Code, to provide that the firearms prohibitions applicable by reason of a domestic violence misdemeanor conviction do not apply if the conviction occurred before the prohibitions became law; and H.R. 445, to provide that the firearms prohibitions applicable by reason of a domestic violence misdemeanor conviction do not apply to government entities. Testimony was heard from Pete Gagliardi, Deputy Associate Director, Criminal Enforcement Programs, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; David R. Loesch, Deputy Assistant Director, Criminal Justice Information Service Division, FBI, Department of Justice; Capt. R. Lewis Vass; Records Management Officer, Department of Police, State of Virginia; and public witnesses.

DOD AUTHORIZATION

Committee on National Security: Held a hearing on Fiscal Year 1998 Department of Defense authorization request. Testimony was heard from the following officials of the Department of Defense: Gen. Dennis J. Reimer, USA, Chief of Staff, Army; Adm. Jay L. Johnson, USN, Chief of Naval Operations; Gen. Charles C. Krulak, USMC, Commandant, Marine Corps; and Gen. Ronald R. Fogleman, USAF, Chief of Staff, Air Force.

Hearings continue tomorrow.

TACTICAL FIGHTER CRAFT MODERNIZATION

Committee on National Security: Subcommittee on Military Procurement and Subcommittee on Military Research and Development held a joint hearing on tactical fighter craft

modernization. Testimony was heard from the following officials of the Department of Defense: Paul Kaminski, Under Secretary (Acquisition and Technology); and Gen. Joseph Ralston, USAF, Vice Chairman, Joint Chiefs of Staff; Cindy Williams, Assistant Director, National Security Division, CBO; and Louis Rodrigues, Director, Defense Acquisitions, National Security and International Affairs Division, GAO.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following measures: H.J. Res. 32, to consent to certain amendments enacted by the Legislature of the State of Hawaii to the Hawaiian Homes Commission Act, 1920; H.R. 63, to designate the reservoir created by Trinity Dam in the Central Valley project, CA, as Trinity Lake; H.R. 412, amended, to approve a settlement agreement between the Bureau of Reclamation and the Oroville-Tonasket Lake; H.R. 437, to reauthorize the National Sea Grant College Program Act; and H.R. 709, amended, to reauthorize and amend the National Geologic Mapping Act of 1992.

QUINCY LIBRARY GROUP FOREST RECOVERY AND ECONOMIC STABILITY ACT

Committee on Resources: Subcommittee on Forests and Forest Health held a hearing on H.R. 858, Quincy Library Group Forest Recovery and Economic Stability Act of 1997. Testimony was heard from Representatives Herger and Fazio of California; James R. Lyons, Under Secretary, Natural Resources and Environment, USDA; and public witnesses.

NSF AUTHORIZATION

Committee on Science: Subcommittee on Basic Research held a hearing on NSF fiscal year authorization. Testimony was heard from the following officials of the NSF: Richard N. Zare, Chairman, National Science Board; and Neal Lane, Director.

CLONING: HOW FAR SHOULD WE GO?

Committee on Science: Subcommittee on Technology held a hearing on Biotechnology and the Ethics of Cloning: How Far Should We Go? Testimony was heard from Harold E. Varmus, M.D., Director, NIH, Department of Health and Human Services; Caird E. Rexroad, Jr., Supervisory Research Physiologist, Agriculture Research Service, USDA; and public witnesses.

ETHICS PROCESS IN THE HOUSE

Committee on Standards of Official Conduct: Task Force on Ethics Reform met in executive session to continue hearings on the Ethics Process in the House. Testimony was heard from Members of Congress.

GSA FISCAL YEAR AND RENT SHORTFALL

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development held a hearing on the GSA fiscal year Program and Rent Shortfall. Testimony was heard from Robert A. Peck, Commissioner, Public Buildings Service, GSA.

SUPERFUND REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held a hearing on Superfund Reauthorization: Lessons from the State. Testimony was heard from Christine Todd Whitman, Governor, State of New Jersey; Mary A. Gade, Director, Environmental Protection Agency, State of Illinois; Langdon Marsh, Director, Department of Environmental Quality, State of Oregon; Peder Larson, Commissioner, Pollution Control Agency, State of Minnesota; John P. Cahill, Acting Commissioner, Department of Environmental Conservation, State of New York; Jane T. Nishida, Secretary, Department of Environment, State of Maryland; James M. Strock, Administrator, Environmental Protection Agency, State of California; Russell J. Harding, Director, Department of Environmental Quality, State of Michigan; Harold F. Reheis, Director, Environmental Protection Division, Department of Natural Resources, State of Georgia; and Jay J. Manning, Senior Assistant Attorney General, Ecology Division, Office of the Attorney General, State of Washington.

ADMINISTRATION'S BUDGET—EDUCATION AND TRAINING TAX PROVISIONS

Committee on Ways and Means: Held a hearing on the Education and Training Tax Provisions of the Administration's Fiscal Year 1998 Budget Proposal. Testimony was heard from Senator Coverdell; Representatives Rangel, Price of North Carolina and Etheridge; Donald C. Lubick, Acting Assistant Secretary, Tax Policy, Department of the Treasury; David A. Longanecker, Assistant Secretary, Postsecondary Education, Department of Education; and public witnesses.

COMMITTEE BUSINESS; UNCONVENTIONAL SIGINT

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

The Committee also met in executive session to hold a briefing on Unconventional SIGINT (Signal Intelligence). The Committee was briefed by departmental witnesses.

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Thursday, March 6, 1997

Senate

Chamber Action

Routine Proceedings, pages 3241–3271

Measures Introduced: Three bills were introduced, as follows: S. 409–411. **Page 3258**

Measures Reported: Reports were made as follows:

S. Res. 39, authorizing expenditures by the Committee on Governmental Affairs, with an amendment in the nature of a substitute.

S. Res. 56, designating March 25, 1997 as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy".

S. Res. 60, to commend students who have participated in the William Randolph Hearst Foundation Senate Youth Program between 1962 and 1997.

Measures Passed:

Hearst Senate Youth Program: Senate agreed to S. Res. 60, to commend students who have participated in the William Randolph Hearst Foundation Senate Youth Program between 1962 and 1997. **Page 3249**

Committee Funding—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. Res. 39, authorizing expenditures by the Committee on Governmental Affairs, on Monday, March 10, 1997. **Page 3271**

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

Transmitting the 1997 Trade Policy Agenda and 1996 annual report on the Trade Agreements Program; referred to the Committee on Finance. (PM–21). **Page 3256**

Measure Indefinitely Postponed: Senate indefinitely postponed further consideration of the following measure:

International Family Planning: S.J. Res. 14, affirming certain findings of the President of the United States with regard to programs concerning international family planning. **Page 3270**

Nominations Confirmed: Senate confirmed the following nominations:

5 Air Force nominations in the rank of general.

11 Marine Corps nominations in the rank of general.

Routine lists in the Air Force, Army, Marine Corps, Navy. **Page 3270**

Nominations Received: Senate received the following nominations:

James B. King, of Massachusetts, to be Director of the Office of Personnel Management for a term of four years. **Page 3271**

Messages From the President: Page 3256

Messages From the House: Page 3256

Measures Referred: Page 3256

Communications: Page 3257

Petitions: Page 3257

Executive Reports of Committees: Page 3258

Statements on Introduced Bills: Page 3258

Additional Cosponsors: Page 3262

Notices of Hearings: Page 3262

Authority for Committees: Page 3262

Additional Statements: Page 3263

Adjournment: Senate convened at 12 noon, and adjourned at 5:33 p.m., until 12 noon, on Monday, March 10, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 3271.)

Committee Meetings

APPROPRIATIONS—DEPARTMENT OF STATE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary held hearings on proposed budget estimates for fiscal year 1998 for the Department of State, receiving testimony from Madeleine K. Albright, Secretary of State.

Subcommittee will meet again on Tuesday, March 11.

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Keith R. Hall, of Maryland, to be an Assistant Secretary of the Air Force for Space, after the nominee testified and answered questions in his own behalf.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Yolanda Townsend Wheat, of Missouri, to be a Member of the National Credit Union Administration Board, Charles A. Gueli, of Maryland, to be a Member of the Board of Directors of the National Institute of Building Sciences, and Jeffrey A. Frankel, of California, to be a Member of the Council of Economic Advisers, after the nominees testified and answered questions in their own behalf. Ms. Wheat was introduced by Senator Bond, and Mr. Frankel was introduced by Senator Boxer.

PRODUCT LIABILITY REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Consumer Affairs, Foreign Commerce, and Tourism concluded hearings on proposals to reform product liability, focusing on the effectiveness of the General Aviation Revitalization Act of 1974, after receiving testimony from John Moore, Cessna Aircraft Company, Wichita, Kansas; Bradley Mottier, Unison Industries, Jacksonville, Florida; Paul Newman, New Piper Aircraft, Inc., Vero Beach, Florida; Scott Tarry, Southern Illinois University, Carbondale; Robert Creamer, Citizen Action of Illinois, Chicago; John Petersen, Montgomery County Action Council, Coffeyville, Kansas; and John Yodice, Aircraft Owners and Pilots Association, and Edward Bolin, General Aviation Manufacturers Association, both of Washington, D.C.

NOAA 1998 BUDGET

Committee on Commerce, Science, and Transportation: Subcommittee on Oceans and Fisheries and the Sub-

committee on Science, Technology, and Space concluded joint hearings on the President's proposed budget request for fiscal year 1998 for the National Oceanic and Atmospheric Administration, after receiving testimony from D. James Baker, Under Secretary for Oceans and Atmosphere, Elbert W. Friday, Jr., Assistant Administrator for Weather Services, Robert S. Winokur, Assistant Administrator for Satellite and Information Services, and Andrew H. Moxam, Deputy Chief Financial Officer/Deputy Chief Administrative Officer, all of the National Oceanic and Atmospheric Administration, Department of Commerce.

NOMINATION

Committee on Energy and Natural Resources: Committee ordered favorably reported the nomination of Federico Peña, of Colorado, to be Secretary of Energy.

ELECTRIC UTILITIES DEREGULATION

Committee on Energy and Natural Resources: Committee held oversight hearings to discuss proposals to advance the goals of deregulation and competition in the electric power industry, receiving testimony from Jeffrey K. Skilling, Enron Corp., Houston, Texas; Allen Franklin, Georgia Power Company, Atlanta, on behalf of the Edison Electric Institute; Frederick W. Buckman, PacifiCorp, Portland, Oregon; Pradeep Mehra, Ford Motor Company, Dearborn, Michigan; James Kallenberger, Payless ShoeSource, Inc., Topeka, Kansas, on behalf of the International Mass Retail Association; P. Chrisman Iribe, U.S. Generating Company, Bethesda, Maryland, on behalf of the Electric Power Supply Association; Steve Frank, Southern California Edison Company, Rosemead; Daniel A. Lashof, Natural Resources Defense Council, Washington, D.C.; Sunny Popowsky, Pennsylvania State Office of Consumer Advocate, Harrisburg; Larry Hall, KN Energy, Inc., Lakewood, Colorado, on behalf of the Natural Gas Power Group and the Interstate Natural Gas Association; and Arthur W. Adelberg, Central Maine Power Company, Augusta, on behalf of the PURPA Reform Group.

Committee will meet again on Thursday, March 13.

PUBLIC LAND MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management held oversight hearings to discuss the impact of the proposed Public Land Management Responsibility and Accountability Restoration Act on the administrative and judicial appeals of land management decisions of the Forest Service and the Bureau of Land Management, receiving testimony from Sally K. Fairfax, University of California, Berkeley, Randall O'Toole, Thoreau Institute, Eugene, Oregon; Johanna Wald, Natural Resources Defense Council, San Francisco, California; Steve Blomeke, National Wildlife Federation, Bismarck, North Dakota; Charles Graham, Selkirk-Priest Basin Association, Moscow, Idaho; Jamie Dalton, Utah Department of Natural Resources, Salt Lake City; Paul Kruse, Wyoming Office of Federal Land Policy, Cheyenne; Paul Frey, Baton Rouge, Louisiana; and Sue Kupillas, Medford, Oregon.

Hearings were recessed subject to call.

AUTHORIZATION—TRANSPORTATION

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure resumed hearings on proposed legislation authorizing funds for programs of the Intermodal Surface Transportation Efficiency Act and innovative transportation financing, technology, construction and design practices, receiving testimony from Representative DeLauro; Mortimer L. Downey, Deputy Secretary, Jane Garvey, Deputy Administrator, Federal Highway Administration, and Christine Johnson, Director of the Joint Program Office, Intelligent Transportation Systems, all of the Department of Transportation; Phyllis F. Scheinberg, Associate Director, Transportation Issues, Resources, Community, and Economic Development Division, Joseph Christoff, Assistant Director, and Yvonne Pufahl, Senior Evaluator, all of the General Accounting Office; Robert E. Skinner, Jr., Executive Director, Transportation Research Board, National Academy of Sciences; Gerald S. Pfeffer, United Infrastructure Company, Chicago, Illinois; Daniel V. Flanagan, Jr., Flanagan Consulting Group, Inc., Alexandria, Virginia, on behalf of the Commission to Promote Investment in America's Infrastructure; and James Costantino, Intelligent Transportation Society of America, Washington, D.C.

Hearings were recessed subject to call.

IRA'S

Committee on Finance: Committee held hearings on proposals to expand Individual Retirement Accounts (IRA's), including S. 197, proposed Savings and Investment Incentive Act, receiving testimony from Lawrence H. Summers, Deputy Secretary of the Treasury; William G. Gale, Brookings Institution, Dallas L. Salisbury, Employee Benefit Research Institute, and John S. Tottie, Citizens for a Sound Economy, all of Washington, D.C.; R. Glenn Hubbard, Columbia University, New York, New York, and Steven F. Venti, Dartmouth College, Hanover, New Hampshire, both on behalf of the National Bureau of Economic Research; and Robert C. Pozen, Fidelity Investments, Boston, Massachusetts.

Hearings were recessed subject to call.

MEDICARE

Committee on Finance: Subcommittee on Health Care resumed hearings to examine the financial soundness of the Medicare program and its long-term status, receiving testimony from Stuart M. Butler, Heritage Foundation, Robert B. Helms, American Enterprise Institute, and Michael B. Tanner, Cato Institute, all of Washington, D.C.; Karen Davis, Commonwealth Fund, New York, New York; and Lynn Etheredge, Health Insurance Reform

Project/George Washington University, Chevy Chase, Maryland.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Karen Shepherd, of Utah, to be United States Director of the European Bank for Reconstruction and Development, after the nominee, who was introduced by Senator Hatch, testified and answered questions in her own behalf.

USIA 1998 BUDGET

Committee on Foreign Relations: Subcommittee on International Operations concluded hearings on the President's proposed budget request for fiscal year 1998 for the United States Information Agency and international broadcasting, after receiving testimony from Joseph D. Duffey, Director, and Kevin Klose, President, Radio Free Europe/Radio Liberty, both of the U.S. Information Agency.

DISTRICT OF COLUMBIA TAX REFORM

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia concluded hearings to examine Federal tax policy issues for the District of Columbia, after receiving testimony from District of Columbia Delegate Eleanor Holmes Norton; District of Columbia Mayor Marion Barry; and Jack Kemp, Empower America, Daniel J. Mitchell, Heritage Foundation, and William A. Niskanen, Cato Institute, all of Washington, D.C.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. Res. 56, designating March 25, 1997 as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy";

S. Res. 60, to commend students who have participated in the William Randolph Hearst Foundation Senate Youth Program between 1962 and 1997; and

The nominations of Merrick B. Garland, of Maryland, to be United States Circuit Judge for the District of Columbia Circuit, Colleen Kollar Kotelly, of the District of Columbia, to be United States District Judge for the District of Columbia, Rose Ochi, of California, to be Director, Community Relations Service, and Lyle Weir Swenson, of South Dakota, to be United States Marshal for the District of South Dakota.

HEALTH CARE QUALITY

Committee on Labor and Human Resources: Committee concluded hearings to examine health care quality and consumer protection issues, focusing on managed care and fee-for-service plans, after receiving testimony from Bruce M. Fried, Director, Office of Managed Care, Health Care Financing Administration, Department of Health and Human Services; Kathleen Sebelius, Kansas State Office of the Commissioner of Insurance, Topeka; Judith G. Waxman, Families U.S.A. Foundation, Washington, D.C.; William L. Roper, Prudential HealthCare, Roseland, New Jersey, on behalf of the American Association of Health Plans; Mark R. Chassin, Mount Sinai School of Medicine, New York, New York; Gail Wilensky, Project HOPE, Bethesda, Maryland; James C. Cubbin, General Motors Corporation, Flint, Michigan; Patricia Salber, Kaiser Permanente, Oakland, California; and Peter Berman, Los Angeles, California.

BUSINESS MEETING

Committee on Rules and Administration: Committee ordered favorably reported S. Res. 39, authorizing expenditures by the Committee on Governmental Affairs, with an amendment in the nature of a substitute. (As approved by the committee, the amendment authorizes $4,350,000 for the sole purpose of conducting an investigation of illegal activities in connection with 1996 Federal election campaigns.)

Prior to this action, committee concluded hearings on S. Res. 39 (listed above), after receiving testimony from Senators Thompson and Glenn.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to consider pending committee business, but made no announcements, and recessed subject to call.

BABY BOOMER RETIREMENT

Special Committee on Aging: Committee concluded hearings to examine the challenges of providing health and income security for baby boomers who will begin retirement in the year 2010, and the impact on Federal programs affecting the elderly, after receiving testimony from Gail R. Wilensky, Project HOPE, Bethesda, Maryland; David M. Walker, Arthur Andersen, Atlanta, Georgia; Dallas L. Salisbury, Employee Benefit Research Institute, and Barry P. Bosworth, Brookings Institution, both of Washington, D.C.; Madelyn Hochstein, DYG, Inc., Danbury, Connecticut; Olivia S. Mitchell, University of Pennsylvania, Philadelphia; Robert N. Butler, Mount Sinai Medical Center, New York, New York, on behalf of the Alliance for Aging Research; and H. James Towey, Commission on Aging With Dignity, Tallahassee, Florida.

House of Representatives

Chamber Action

Bills Introduced: 35 public bills, H.R. 963–997; 2 private bills, H.R. 998–999; and 8 resolutions, H.J. Res.

60–61, H. Con. Res. 39–41, and H. Res. 84–86, were introduced. **Page 3306**

Reports Filed: One report was filed today as follows:

H.R. 852, to amend chapter 35 of title 44, United States Code, popularly known as the Paperwork Reduction Act, to minimize the burden of Federal paperwork demands upon small businesses, educational and nonprofit institutions, Federal contractors, State and local governments, and other persons through the sponsorship and use of alternative information technologies (H. Rept. 105–7 Part I). **Page 3306**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Quinn to act as Speaker pro tempore for today. **Page 3272**

Journal: By a yea-and-nay vote of 355 yeas to 43 nays, Roll No. 33, the House agreed to the Speaker's approval of the Journal of Wednesday, March 5. **Page 3279**

Motion to Adjourn: Rejected the Miller of California motion to adjourn (rejected by a yea-and-nay vote of 75 yeas to 293 nays, Roll No. 32). **Page 3272**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 2 p.m. on Monday, March 10, 1997; and agreed that when the House adjourns on Monday, it adjourn to meet at 12:30 p.m. on Tuesday, March 11 for morning-hour debate. **Page 3277**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, March 12. **Page 3277**

Committee Resignation: Read a letter from Representative Blumenauer wherein he resigned from the Committee on Education and the Workforce. **Page 3277**

Committee Election: The House agreed to H. Res. 84, electing Representative Blumenauer to the Committee on Transportation and Infrastructure, Representative Kucinich to the Committee on Education and the Workforce, and Representative McDermott to the Committee on the Budget. **Page 3277**

Suspension—Washington, D.C. City Council Contract Reform: By a yea-and-nay vote of 390 yeas to 7 nays with 1 voting "present", Roll No. 34, the House voted to suspend the rules and pass H.R. 513, to exempt certain contracts entered into by the government of the District of Columbia from review by the Council of the District of Columbia. **Page 3280**

Joint Committee Election: The House agreed to H. Res. 85 electing the following Members to serve with the Chairman of the Committee on House Oversight: Representatives Ney, Granger, Hoyer, and Gejdenson to the Joint Committee on Printing and Representatives Ney, Ehlers, Kilpatrick, and Gejdenson to the Joint Committee of Congress on the Library. **Page 3280**

Motion to Adjourn: Rejected the Miller of California motion to adjourn (rejected by a yea-and-nay vote of 84 yeas to 312 nays, Roll No. 35). **Page 3281**

Committee Resignation: Read a letter from Representative Kucinich wherein he resigns from the Committee on International Relations. **Page 3281**

Presidential Message—Trade Policy: Read a message from the President wherein he transmitted his 1997 Trade Policy Agenda and 1996 Annual Report on the Trade Agreements Program—referred to the Committee on Ways and Means. **Page 3282**

Permanent Select Committee on Intelligence: The Chair announced the Speaker's appointment of Representatives Skelton and Bishop to the Permanent Select Committee on Intelligence. **Page 3293**

Leave of Absence: Read a letter from Representative Bishop wherein he requests a leave of absence from the Committee on Veterans' Affairs. **Page 3299**

Senate Messages: Messages received from the Senate today appear on page 3272.

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 3272, and 3280–81. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 3:21 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on the Commodity Futures Trading Commission and on the Farm and Foreign Agricultural Services. Testimony was heard from the following: Brooksley Born, Chairperson, Commodity Futures Trading Commission; the following officials of the USDA: Dallas R. Smith, Acting Under Secretary, Farm and Foreign Agriculture Services; and Grant B. Buntrock, Administrator, Farm Service Agency.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Bureau of Export Administration, Department of Commerce and on the Federal Courts; the Administrative Office and the Federal Judicial Center. Testimony was heard from William A. Reinsch, Under Secretary, Export Administration, Department of Commerce; the following officials of the Judicial Conference: Judge John Heyburn, Chairman; and Judge William Young, Co-Chairman; Leonidas Ralph

Mecham, Director, Administrative Office, U.S. Courts; Judge Rya Zobel, Director, Federal Judicial Center.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on TVA and on the Appalachian Regional Commission. Testimony was heard from Craven Crowell, Chairman, TVA; and the following officials of the Appalachian Regional Commission: Kirk Fordice, Governor, State of Mississippi, State's Co-Chairman; and Jesse L. White, Jr., Federal Co-Chairman.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued appropriation hearings, with emphasis on Indian Programs. Testimony was heard from public witnesses.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on National Institute of Arthritis, Musculoskeletal and Skin Disease, the National Center for Research Resources, the National Institute of Child Health and Human Development and the National Institute of Dental Research. Testimony was heard from Stephen Katz, M.D., Director, National Institute of Arthritis, Musculoskeletal and Skin Disease; Judith L. Vaitukaitis, M.D., Director, National Center for Research Resources; Duane Alexander, M.D., Director, National Institute of Child Health and Human Development; and Harold C. Slaukin, M.D., Director, National Institute of Dental Research.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Navy Construction. Testimony was heard from Robin Tirie, Assistant Secretary of the Navy, Installations and Environment, Department of the Defense.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on the Fiscal Year 1998 Navy/Marine Corps Budget Overview and on Navy/Marine Corps Acquisition. Testimony was heard from the following officials of the Department of the Navy: John H. Dalton, Secretary; Adm. Jay L. Johnson, USN, Chief of Naval Operations; Gen. Charles C. Krulak, USMC, Commandant, Marine Corps; John W. Douglass, Assistant Secretary, Research, Development, Test and Evaluation; Vice Adm. T. Donald L. Pilling, USN, Deputy Chief of Naval Operation (Resources, Warfare Requirements and Assessments); and Lt. Gen. Jeffrey W. Oster, USMC, Deputy Chief of Staff, Programs and Resources.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the GAO and on the Secretary of Transportation. Testimony was heard from John Anderson, Director, Transportation Issues, GAO; and Rodney E. Slater, Secretary of Transportation.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the Secretary of the Treasury. Testimony was heard from Robert E. Rubin, Secretary of the Treasury.

VA—HUD—INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held a hearing on the Federal Emergency Management Agency. Testimony was heard from James Lee Witt, Director, FEMA.

HOUSING OPPORTUNITY AND RESPONSIBILITY ACT

Committee on Banking and Financial Services: Subcommittee on Housing and Community Development continued hearings on H.R. 2, Housing Opportunity and Responsibility Act of 1997. Testimony was heard from Andrew M. Cuomo, Secretary of Housing and Urban Development.

Hearings continue March 11.

ADMINISTRATION'S BUDGET—CBO'S ANALYSIS

Committee on the Budget: Held a hearing on the CBO's Analysis of the Administration's Budget Proposal for Fiscal Year 1998. Testimony was heard from June E. O'Neil, Director, CBO.

SEC AUTHORIZATION ACT

Committee on Commerce: Subcommittee on Finance and Hazardous Materials held a hearing on the Securities and Exchange Commission Authorization Act of 1997. Testimony was heard from Arthur Levitt, Jr., Chairman, SEC.

ASSISTED SUICIDE

Committee on Commerce: Subcommittee on Health and Environment held a hearing on Assisted Suicide: Legal, Medical, Ethical, and Social Issues. Testimony was heard from Bernard Cardinal Law, Archbishop of Boston; Rabbi A. James Rudin, Director, Interfaith Relations, American Jewish Committee; Rev. David L. Adams, Executive Director, Office of Government Information, Lutheran Church-Missouri Synod; Rev. Dr. Stanley Harakas, Greek Orthodox Church, Archdiocese of America; and public witnesses.

EDUCATION AT A CROSSROADS

Committee on Education and the Workforce: Subcommittee on Oversight and Investigations held a hearing on Education at a Crossroads, What Works, What's Wasted. Testimony was heard from Lamar Alexander, former Secretary of

Education; and Delaine Eastin, Superintendent of Public Instruction, State of California.

FEDERAL TELECOMMUNICATIONS SYSTEM ACQUISITION STRATEGY

Committee on Government Reform and Oversight: Held a hearing on Federal Telecommunications System Acquisition Strategy (Post-FTS 2000). Testimony was heard from Robert J. Woods, Commissioner, GSA; and Frank E. Lalley, Associate Deputy and Assistant Secretary Telecommunications, Department of Veterans' Affairs.

Hearings continue March 12.

OVERSIGHT—HUD AND LABOR: MISSION MANAGEMENT AND PERFORMANCE

Committee on Government Reform: Subcommittee on Human Resources and Intergovernmental Relations continued Agency oversight hearings: the Department of Housing and Urban Development and the Department of Labor: Mission, Management, and Performance. Testimony was heard from Susan Geffney, Inspector General, Department of Housing and Urban Affairs; Charles C. Masten, Inspector General, Department of Labor; and the following officials of the GAO: Larry Dyckman, Associate Director, Housing and Community Development Issues; and Carlotta Joiner, Director, Education and Employment.

COMMITTEE FUNDING

Committee on House Oversight: Met to consider funding requests for the following Committees: Rules; Banking and Financial Services; Budget; Resources, Education and the Workforce; National Security; Commerce; and Government Reform and Oversight.

MISCELLANEOUS MEASURES

Committee on International Relations: Favorably considered and adopted a motion urging the Chairman to request that the following measures be considered on the Suspension Calendar: H. Con. Res. 16, concerning the urgent need to improve the living standards of those South Asians living in the Ganges and the Bahmaputra River Basin; H. Res. 68, amended, stating the sense of the House of Representatives that the Treaty of Mutual Cooperation and Security Between the United States of America and Japan is essential for furthering the security interests of the United States, Japan, and the nations of the Asia-Pacific region, and that the people of Okinawa deserve recognition for their contributions toward ensuring the treaty's implementation; and H.R. 750, amended, to support the autonomous governance of Hong Kong after its reversion to the People's Republic of China.

The Committee also ordered reported H.J.Res. 58, amended, disapproving the certification of the President under section 490(b) of the Foreign Assistance Act of 1961 regarding foreign assistance for Mexico during fiscal year 1997.

OVERSIGHT—CONGRESSIONAL REVIEW ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held an oversight hearing on the Congressional Review Act. Testimony was heard from Robert P. Murphy, General Counsel, GAO; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; Jonathan Z. Cannon, General Counsel, EPA; Nancy E. McFadden, General Counsel, Department of Transportation; Charles W. Johnson, Parliamentarian, House of Representatives; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action the following bills: H.R. 927, United States Marshals Service Improvement Act of 1997; H.R. 926, Prisoner Service Opportunity Act of 1997; and H.R. 924, Victim Allocution Clarification Act of 1997.

DOD AUTHORIZATION

Committee on National Security: Continued hearings on the Fiscal Year 1998 Department of Defense authorization request. Testimony was heard from officials of the Department of Defense: Gen. John G. Tilelli, USA, Commander in Chief, U.S. Forces Korea; Adm. Joseph W. Prueher, USN, Commander in Chief, U.S. Pacific Command; and Gen. John J. Sheehan, USMC, Commander in Chief, U.S. Atlantic Command.

BALLISTIC MISSILE DEFENSE

Committee on National Security: Subcommittee on Military Research and Development held a hearing on ballistic missile defense. Testimony was heard from the following officials of the Department of Defense: Lt. Gen. Lester L. Lyles, USAF, Director Ballistic Missile Defense Organization; and Paul Kaminski, Under Secretary, Acquisition and Technology.

NATIONAL WILDLIFE REFUGE MEASURES

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans, held a hearing on the following bills: H.R. 511, National Wildlife Refuge System Improvement Act of 1997; and H.R. 512, New Wildlife Refuge Authorization Act. Testimony was heard from Representative John Tanner; Bruce Babbit, Secretary of the Interior; Bernie Richter, Assemblyman, State of California; and public witnesses.

DOE BUDGET AUTHORIZATION—ENERGY RESEARCH

Committee on Science: Subcommittee on Energy and Environment, held a hearing on fiscal year 1998 budget authorization request for Office of Energy Research, Department of Energy. Testimony was heard from Martha A. Krebs, Director, Energy Research, Department of Energy; and Victor S. Rezendes, Director, Energy, Resources and

Science Issues, Resources, Community, and Economic Development Division, GAO.

PAPERWORK ELIMINATION ACT; ADMINISTRATION BUDGET REQUEST—SBA

Committee on Small Business: Ordered reported H.R. 852, Paperwork Elimination Act of 1997.

The Committee also held a hearing on the Administration's Budget request for the SBA for fiscal year 1998. Testimony was heard from Aida Alvarez, Administrator, SBA; and public witnesses.

ETHICS PROCESS

Committee on Standards of Official Conduct: Task Force on Ethics Reform met in executive session to continue hearings on the Ethics Process in the House. Testimony was heard from public witnesses.

ISTEA REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation, continued hearing on ISTEA Reauthorization: Policy Initiatives and Requests for Highway and Transit Projects. Testimony was heard from Members of Congress.

Hearings continue March 11.

MEDICARE HMO REGULATION AND QUALITY

Committee on Ways and Means: Subcommittee on Health held a hearing on Medicare HMO Regulation and Quality. Testimony was heard from Bruce C. Vladeck, Administrator, Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

FUTURE OF SOCIAL SECURITY

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the Future of Social Security for this Generation and the Next. Testimony was heard from the following members of the Advisory Council on Social Security: Robert M. Ball; Sylvester J. Schieber; and Edward M. Gramlich, Chairman.

IRAN TERRORISM

Permanent Select Committee on Intelligence: Met in executive session to hold a briefing on Iran Terrorism. The Committee was briefed by departmental witnesses.

Joint Meetings

VETERANS PROGRAMS

Joint Hearing: Senate Committee on Veterans' Affairs and the House Committee on Veterans' Affairs concluded joint hearings to review the legislative recommendations of certain veterans organizations, after receiving testimony from Richard G. Fazakerley, Blinded Veterans of America, James M. Blaylock, Military Order of the Purple Heart of the USA, Kenneth C. Huber, Paralyzed Veterans of America, and Robert M. Zweiman, Jewish War Veterans of the USA, all of Washington, D.C.; and Charles R. Jackson, Non Commissioned Officers Association of the USA, and Virginia M. Torsch, Retired Officers Association, both of Alexandria, Virginia.

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Monday, March 10, 1997

Senate

Chamber Action

Routine Proceedings, pages 3335–3395

Measures Introduced: Six bills and one resolution were introduced, as follows: S. 412–417, and S. Res. 62. **Page 3379**

Measures Reported:

Report to accompany S. Res. 39, authorizing expenditures by the Committee on Governmental Affairs. (S. Rept. No. 105–7) **Page 3379**

Committee Funding: Senate began consideration of S. Res. 39, authorizing expenditures by the Committee on Governmental Affairs, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows: **Page 3357**

Pending:

Glenn Amendment No. 21, to clarify the scope of the investigation. **Page 3379**

Senate will continue consideration of the resolution on Tuesday, March 11, 1997.

Appointments:

British-American Interparliamentary Group: The Chair, on behalf of the President pro tempore, and upon the recommendation of the Democratic Leader, pursuant to 22 U.S.C. 2761, appointed Senator Byrd as Vice Chairman of the Senate Delegation to the British-American Interparliamentary Group during the 105th Congress. **Page 3395**

Statements on Introduced Bills: **Page 3380**

Additional Cosponsors: **Page 3390**

Amendments Submitted: **Page 3392**

Notices of Hearings: **Page 3392**

Authority for Committees: **Page 3393**

Additional Statements: **Page 3393**

Adjournment: Senate convened at 12 noon, and adjourned at 6:40 p.m., until 10 a.m., on Tuesday, March 11, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 3395.)

Committee Meetings

DEPARTMENT OF COMMERCE MANAGEMENT REFORM

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia concluded hearings to examine management issues confronting the Department of Commerce and its progress in implementing management reform directives issued by the Congress, the Department's Office of Inspector General, and the National Performance Review, after receiving testimony from Frank DeGeorge, Inspector General, and Raymond G. Kammer, Jr., Acting Chief Financial Officer and Assistant Secretary for Administration, both of the Department of Commerce.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 1000–1002; and 1 resolution, H. Res. 87, were introduced. **Page 3334**

Reports Filed: Reports were filed as follows:

H.R. 412, to approve a settlement agreement between the Bureau of Reclamation and the Oroville-Tonasket Irrigation District, amended (H. Rept. 105–8);

H.R. 63, to designate the reservoir created by Trinity Dam in the Central Valley project, California, as "Trinity Dam in the Central Valley project, California, as "Trinity Lake" (H. Rept. 105–9); and

H.J. Res. 58, disapproving the certification of the President under section 490(b) of the Foreign Assistance Act of 1961 regarding foreign assistance for Mexico during fiscal year 1997, amended (H. Rept. 105–10). **Page 3333**

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 3329**

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

Adjournment: Met at 2:00 p.m. and adjourned at 2:05 p.m.

Committee Meetings

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on the GAO. Testimony was heard from John Anderson, Director, Transportation Issues, GAO.

GOVERNMENT PERFORMANCE AND RESULTS ACT IMPLEMENTATION

Committee on Government Management, Information, and Technology: Subcommittee on Government Management, Information, and Technology held a hearing on Government Performance and Results Act Implementation: How to Achieve Results. Testimony was heard from L. Nye Stevens, Director, Federal Management and Workforce Issues, General Government Division, GAO; Dwight P. Robinson, Deputy Secretary, Department of Housing and Urban Development; John Dyer, Acting Principal Deputy Commissioner, SSA; and Ron Stewart, Acting Deputy Chief, Programs and Legislation, Forest Service, USDA.

Hearings continue March 13.

COAST GUARD DRUG INTERDICTION EFFORTS

Committee on Government Management, Information and Technology: Subcommittee on National Security, International Affairs, and Criminal Justice held a hearing on Coast Guard Drug Interdiction Efforts in the Transit Zone. Testimony was heard from the following officials of the U.S. Coast Guard, Department of Transportation: Adm. Robert E. Kramek, USCG, Commandant; Lt. Commander Mike Burns, USCG, C–130 Aircraft Pilot; Lt. Commander Randy Forrester, USCG, HU–25C Aircraft Pilot; Lt. Jim Carlson, USCG, Commanding Officer, USCGC *Vashon*; Boat Swain 1 Mark Fitzmorris, USCG, Boarding Officer, USCGC *Tampa*; and Adm. Paul A. Yost, former Commandant, U.S. Coast Guard.

Joint Meetings

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: On Friday, March 7, Committee held hearings to examine the employment-unemployment situation for February and the Consumer Price Index, receiving testimony from Katharine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Tuesday, March 11, 1997

Senate

Chamber Action

Routine Proceedings, page 3405

Measures Introduced: Seven bills were introduced, as follows: S. 419–425. **Page 3440**

Measures Passed:

Committee Funding: By a unanimous vote of 99 yeas (1 voting present) (Vote No. 29), Senate passed S. Res.

39, authorizing expenditures by the Committee on Governmental Affairs, after agreeing to a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows: **Pages 3405–3423**

Adopted:

By a unanimous vote of 99 yeas (1 voting present) (Vote No. 28), Lott-Thompson-Warner Amendment No. 23, of a clarifying nature. **Pages 3419, 3423**

Subsequently, the amendment was modified. **Page 3424**

Withdrawn:

Glenn Amendment No. 21, to clarify the scope of the investigation. **Pages 3405, 3426**

Lott-Warner Modified Amendment No. 22 (to Amendment No. 21), to limit the scope of the committee investigation to illegal activities in the 1996 Federal campaign elections, and require the referral to the Committee on Rules and Administration any evidence of activities which are not illegal but which may require an investigation. **Page 3405**

Ngawang Choephel: Senate agreed to S. Res. 19, expressing the sense of the Senate regarding United States opposition to the prison sentence of Tibetan ethnomusicologist Ngawang Choephel by the Government of the People's Republic of China. **Page 3465**

Nomination—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of the nomination of Frederico Peña, of Colorado, to be Secretary of Energy, on Wednesday, March 12, 1997, with a vote to occur thereon. **Pages 3426, 3468**

Campaign Financing/Constitutional Amendment-Agreement: A unanimous-consent agreement was reached providing for the consideration of S.J. Res. 18, proposing an amendment to the Constitution of the United States relating to contributions and expenditures intended to affect elections, on Wednesday, March 12, 1997. **Page 3469**

Appointments:

Board of Trustees of Gallaudet University: The Chair, on behalf of the Vice President, pursuant to Public Law 83-420, as amended by Public Law 99–371, appointed Senator McCain to the Board of Trustees of Gallaudet University. **Page 3465**

National Historical Publications and Records Commission: The Chair, on behalf of the Vice President, in accordance with Public Law 81–754, as amended by Public Law 93–536 and Public Law 100–365, appointed Senator Jeffords to the National Historical Publications and Records Commission. **Page 3465**

Nominations Confirmed: Senate confirmed the following nominations:

Lyle Weir Swenson, of South Dakota, to be United States Marshal for the District of South Dakota for the term of four years. **Pages 3465, 3469**

Nominations Received: Senate received the following nominations:

Robert Clarke Brown, of Ohio, to be a Member of the Board of Directors of the Metropolitan Washington Airports Authority for a term expiring November 22, 1999.

16 Air Force nominations in the rank of general.

13 Marine Corps nominations in the rank of general.

Routine lists in the Army, Navy. **Page 3469**

Communications: **Page 3439**

Executive Reports of Committees: **Page 3440**

Statements on Introduced Bills: **Page 3441**

Additional Cosponsors: **Page 3457**

Amendments Submitted: **Page 3457**

Notices of Hearings: **Page 3457**

Authority for Committees: **Page 3458**

Additional Statements: **Page 3458**

Record Votes: Two record votes were taken today. (Total—29) **Pages 3424, 3436**

Adjournment: Senate convened at 10 a.m., and adjourned at 7:04 p.m., until 9:30 a.m., on Wednesday, March 12, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 3468.)

Committee Meetings

AGRICULTURAL RESEARCH

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings on proposed legislation authorizing funds for agricultural research, education, and extension programs of the 1996 Farm Bill, receiving testimony from Bruce Alberts, President, National Academy of Sciences, on behalf of the National Research Council; Terry Kinney, York, South Carolina, former Administrator, Agricultural Research Service, Department of Agriculture; Dennis T. Avery, Hudson Institute, Churchville, Virginia; R. Rodney Foil, Mississippi State University, Mississippi State, Mississippi, on behalf of the National Association of State Universities and Land-Grant Colleges; Richard F. Ross, Iowa State University, Ames; Samuel L. Donald, University of Maryland-Eastern Shore, Princess Anne, on behalf of the Association of Research Directors for the 1890 Land-Grant Universities; Ron McNeil, Sitting Bull College, Fort Yates, North Dakota, on behalf of the American Indian Higher Education Consortium; Margaret N. Perry, University of Tennessee, Martin, on behalf of the American Association of State Colleges and Universities; and Victor L. Lechtenberg, Purdue University, West Lafayette, Indiana, on behalf of the National Agricultural Research, Extension, Education, and Economics Advisory Board/Department of Agriculture.

Hearings continue on Thursday, March 13.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1998, receiving testimony in behalf of funds for their respective activities from Mary Ann Keeffe, Acting Under Secretary for Food, Nutrition and Consumer Services, William E. Ludwig, Administrator, and George A. Braley, Associate Administrator, both of the Food and Consumer Service, and Dennis Kaplan, Deputy Director for Budget, Legislative and Regulatory Systems, all of the Department of Agriculture.

Subcommittee will meet again on Thursday, March 13.

APPROPRIATIONS—SBA

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary, and Related Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Small Business Administration, receiving testimony from Aida Alvarez, Administrator, Small Business Administration.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction held hearings on proposed budget estimates for fiscal year 1998 for Navy and Air Force military construction programs, receiving testimony from Robert B. Pirie, Jr., Assistant Secretary of the Navy for Installations and Environment; and Rodney A. Coleman, Assistant Secretary of the Air Force for Manpower, Reserve Affairs, Installation, and Environment.

Subcommittee recessed subject to call.

APPROPRIATIONS—CONSUMER AFFAIRS

Committee on Appropriations: Subcommittee on VA-HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1998, receiving testimony in behalf of funds for their respective activities from Ann Brown, Chairman, Consumer Product Safety Commission; Teresa Nasif, Director, Consumer Information Center; and Leslie L. Byrne, Special Assistant to the President and Director, Office of Consumer Affairs.

Subcommittee will meet again on Tuesday, March 18.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1998 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. J.H. Binford Peay III, USA, Commander-in-Chief, U.S. Central Command; Gen. Wesley K. Clark, USA, Commander-in-Chief, U.S. Southern Command; and Gen. Henry H. Shelton, USA, Commander-in-Chief, U.S. Special Operations Command.

Hearings continue on Thursday, March 13.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Acquisition and Technology held hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, focusing on science and technology programs, receiving testimony from Paul Kaminski, Under Secretary for Acquisition and Technology, and Anita K. Jones, Director, Defense Research and Engineering, both of the Department of Defense; John Douglass, Assistant Secretary of the Navy for Research, Development and Acquisition; Authur Money, Assistant Secretary of the Air Force for Acquisition; Larry Lynn, Director, Defense Advanced Research Projects Agency; and A. Fenner Milton, Deputy Assistant Secretary of the Army for Research and Technology.

Subcommittee recessed subject to call.

1998 BUDGET

Committee on the Budget: Committee held hearings to examine an alternative budget proposal for fiscal year 1998 by a House coalition, receiving testimony from Representatives Minge and Stenholm, both on behalf of the Coalition Budget Task Force.

Committee will meet again tomorrow.

MEDICAID REFORM

Committee on Finance: Committee held hearings to examine the National Governors' Association views on the President's proposed budget request for fiscal year 1998 for Medicaid, focusing on Medicaid cost saving strategies, children's health, and managed care quality, receiving testimony from Utah Governor Michael O. Leavitt, Salt Lake City, and Nevada Governor Bob Miller, Carson City, both on behalf of the National Governors' Association.

Hearings were recessed subject to call.

CENSUS 2000

Committee on Governmental Affairs: Committee held hearings to examine Department of Commerce plans to provide for an accurate 2000 decennial census, receiving testimony from William M. Daley, Secretary, Everett M. Ehrlich, Under Secretary for Economic Affairs, and Martha Farnsworth Riche, Director, Bureau of the Census, all of the Department of Commerce.

Hearings were recessed subject to call.

FEDERAL JOB TRAINING PROGRAMS

Committee on Labor and Human Resources: Subcommittee on Employment and Training concluded oversight hearings to review the effectiveness of Federal job training programs and changes needed to meet the skill demands in a competitive marketplace, after receiving testimony from Raymond J. Uhalde, Acting Assistant Secretary of Labor; Arnold R. Tompkins, Ohio Department of Human Serv-

ices, Columbus; Robert T. Jones, National Alliance of Business, Washington, D.C.; Gary Walker, Private Public Ventures, Philadelphia, Pennsylvania; and William J. Spring, Federal Reserve Bank of Boston, Boston, Massachusetts, on behalf of the MASS Jobs Council.

BUSINESS MEETING

Committee on Indian Affairs: Committee approved their fiscal year 1998 budgetary views and estimates on programs which fall under the jurisdiction of the committee which they will make to the Committee on the Budget.

NOMINATION

Select Committee on Intelligence: Committee began hearings on the nomination of Anthony Lake, of Massachusetts, to be Director of Central Intelligence, where the nominee, who was introduced by Senators Kennedy, Kerry, and McCain, and former Senator Rudman, testified and answered questions in his own behalf.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 1003–1029; 1 private bill, H.R. 1030; and 8 resolutions, H.J. Res. 62–63, H. Con. Res. 42–45, and H. Res. 89 and 91, were introduced. **Page 3545**

Reports Filed: Reports were filed as follows:

H.R. 649, to amend sections of the Department of Energy Organization Act that are obsolete or inconsistent with other statutes and to repeal a related section of the Federal Energy Administration Act of 1974 (H. Rept. 105–11);

H.R. 651, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington (H. Rept. 105–12);

H.R. 652, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington (H. Rept. 105–13);

H.R. 914, to make certain technical corrections in the Higher Education Act of 1965 relating to graduation data disclosures (H. Rept. 105–14);

H. Res. 88, providing for consideration of H.R. 852, to amend chapter 35 of title 44, United States Code, popularly known as the Paperwork Reduction Act, to minimize the burden of Federal paperwork demands upon small businesses, educational and nonprofit institutions, Federal contractors, State and local governments, and other persons through the sponsorship and use of alternative information technologies (H. Rept. 105–15);

H.J. Res. 32, to consent to certain amendments enacted by the Legislature of the State of Hawaii to the Hawaiian Homes Commission Act, 1920 (H. Rept. 105–16);

H.R. 709, to reauthorize and amend the National Geologic Mapping Act of 1992, amended (H. Rept. 105–17); and

H. Res. 90, providing for consideration of H. Res. 89, requesting the President to submit a budget for fiscal year 1998 that would balance the Federal budget by fiscal year 2002 without relying on budgetary contingencies (H. Rept. 105–18). **Page 3545**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Ehlers to act as Speaker pro tempore for today. **Page 3469**

Guest Chaplain: The prayer was offered by the guest chaplain, the Reverend Dr. Ronald F. Christian of Virginia. **Page 3474**

Recess: The House recessed at 1:10 p.m. and reconvened at 2:00 p.m. **Page 3474**

Joint Economic Committee: The Speaker announced his appointment of Representatives Stark, Hamilton, Hinchey, and Maloney of New York to the Joint Economic Committee. **Page 3474**

Committee Resignation: Read a letter from Representative Skelton wherein he requested a leave of absence from the Committee on Small Business. Subsequently, and without objection, the Speaker accepted the resignation from the Committee. **Page 3474**

Suspensions: The House voted to suspend the rules and pass the following measures:

U.S. Trade Representative: S.J. Res. 5, Waiving Certain Provisions of the Trade Act of 1974 Relating to the Appointment of the U.S. Trade Representative; **Page 3475**

Department of Energy Standardization Act: H.R. 649, to amend sections of the Department of Energy Organization Act that are obsolete or inconsistent with other statutes and to repeal a related section of the Federal Energy Administration Act of 1974; **Page 3484**

Washington State Hydroelectric Project—Calligan Creek: H.R. 651, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington; **Page 3485**

Washington State Hydroelectric Project—Hancock Creek: H.R. 652, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington; **Page 3486**

Trinity Lake of California: H.R. 63, to designate the reservoir created by Trinity Dam in the Central Valley project, California, as "Trinity Lake"; **Page 3487**

Hawaiian Homes Commission Amendments: H.J. Res. 32, to consent to certain amendments enacted by the

Legislature of the State of Hawaii to the Hawaiian Homes Commission Act, 1920; **Page 3487**

National Geologic Mapping Reauthorization: H.R. 709, amended, to reauthorize and amend the National Geologic Mapping Act of 1992; **Page 3490**

Ganges and Brahmaputra River Basin: H. Con. Res. 16, amended, concerning the urgent need to improve the living standards of those South Asians living in the Ganges and the Brahmaputra River Basin (agreed to by a yea-and-nay vote of 415 yeas to 1 nay, Roll No. 36); **Page 3493**

Mutual Cooperation and Security Treaty Between U.S. and Japan: H. Res. 68, amended, stating the sense of the House of Representatives that the Treaty of Mutual Cooperation and Security Between the United States of America and Japan is essential for furthering the security interests of the United States, Japan, and the nations of the Asia-Pacific region, and that the people of Okinawa deserve recognition for their contributions toward ensuring the Treaty's implementation; agreed to amend the title (agreed to by a yea-and-nay vote of 403 yeas to 16 nays, Roll No. 37); **Page 3495**

Hong Kong Reversion Act: H.R. 750, amended, to support the autonomous governance of Hong Kong after its reversion to the People's Republic of China (passed by a yea-and-nay vote of 416 yeas to 1 nay, Roll No. 38); and **Page 3497**

Graduation Data Disclosures: H.R. 914, amended, to make certain technical corrections in the Higher Education Act of 1965 relating to graduation data disclosures. **Page 3503**

Recess: The House recessed at 4:25 p.m. and reconvened at 5:00 p.m. **Page 3504**

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 3504 and 3505. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 11:15 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on marketing and regulatory programs. Testimony was heard from the following officials of the USDA: Michael Dunn, Assistant Secretary, Marketing and Regulatory Programs; Terry Medley, Administrator, Animal and Health Inspection Service; Lon Hatamiya, Administrator, Agriculture and Marketing Service; James R. Baker, Administrator, Grain Packers and Stockyards Administration; and Stephen B. Dewhurst, Budget Officer, Department of Agriculture.

COMMERCE-JUSTICE-STATE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Secretary of Commerce. Testimony was heard from William M. Daley, Secretary of Commerce.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Land Management. Testimony was heard from Sylvia Baca, Interim Director, Bureau of Land Management, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on Secretary of Education, and on Elementary and Secondary Education and Bilingual Education and Minority Languages Affairs. Testimony was heard from the following officials of the Department of Education: Richard W. Riley, Secretary; Gerald N. Tirozzi, Assistant Secretary, Elementary and Secondary Education; Delia Pompa, Director, Office of Bilingual Education and Minority Languages Affairs; and Thomas Corwin, Director, Elementary, Secondary and Vocational Analysis Division, Budget Service.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Air Force. Testimony was heard from Rodney Coleman, Assistant Secretary, Air Force, Management, Personnel Affairs, Installations and Environment, Department of the Air Force.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on fiscal year 1998 Air Force Budget overview. Testimony was heard from the following officials of the Department of the Air Force: Sheila E. Widnall, Secretary; and Gen. Ronald R. Fogelman, USAF, Chief of Staff.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on National Transportation Safety Board and on the Office of Inspector General. Testimony was heard from James E. Hall, Chairman, National Transportation Safety Board; and Joyce Fleischman, Acting Inspector General, Department of Transportation.

TREASURY-POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the National Park Service, on the Executive Office of the President, and on OMB. Testimony was heard from the following officials of the National Park Service, De-

partment of the Interior: Terry Carlstrom, Acting Regional Director, National Capitol Region; and James McDaniel, Associate Regional Director, White House Liaison; the following officials of the Office of Administration: Ada L. Posey, Acting Director; and Jurg Hochuli, Associate Director, Financial Management Division; and Franklin D. Raines, Director, OMB.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies held a hearing on the Corporation for National and Community Service. Testimony was heard from Harris Wofford, CEO, Corporation for National and Community Service.

DEPARTMENT OF TREASURY—GEOGRAPHIC TARGETING ORDER

Committee on Banking and Financial Services: Subcommittee on General Oversight and Investigations held a hearing on the use of the Department of the Treasury Geographic Targeting Order. Testimony was heard from Barry McCaffrey, Director, Office of National Drug Control Policy; Raymond Kelly, Under Secretary, Enforcement, Department of the Treasury; Robert Litt, Deputy Assistant Attorney General, Department of Justice; and Howard Safir, Commissioner, Policy Department, City of New York.

HOUSING OPPORTUNITY AND RESPONSIBILITY ACT OF 1997

Committee on Banking and Financial Services: Subcommittee on Housing and Community Development continued hearings on H.R. 2, Housing Opportunity and Responsibility Act of 1997. Testimony was heard from Susan Gaffney, Inspector General, Department of Housing and Urban Development; Steven Goldsmith, Mayor, Indianapolis, Indiana; and public witnesses.

MEDICAID REFORM

Committee on Commerce: Subcommittee on Health and Environment held a hearing on Medicaid Reform: the Governor's View. Testimony was heard from William Scanlon, Director, Health Financing Systems, Health, Education, and Human Services, GAO; Gail Wilensky, Chair, Board of Directors, Physician Payment Review Commission; the following Governors: Michael O. Leavitt, State of Utah; and Bob Miller, State of Nevada; and a public witness.

D.C. RESIDENCY REQUIREMENTS

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia, approved for full Committee action as amended H.R. 514, to permit waiver of District of Columbia residency requirements for certain employees of the Office of the Inspector General of the District of Columbia.

MISCELLANEOUS MEASURES

Committee on Government Reform and Management: Subcommittee on Government Management, Information and Technology approved for full Committee action the following bills: H.R. 173, to amend the Federal Property and Administrative Services Act of 1949 to authorize donation of surplus law enforcement canines to their handlers; H.R. 680, to amend the Federal Property and Administrative Services Act of 1949 to authorize the transfer to States of surplus personal property for donation to nonprofit providers of necessaries to impoverished families and individuals; and H.R. 930, Travel and Transportation Reform Act of 1997.

NEWLY INDEPENDENT STATES—U.S. ASSISTANCE

Committee on International Relations: Held a hearing on U.S. Assistance to the Newly Independent States of the former Soviet Union. Testimony was heard from Ambassador Richard Morningstar, Coordinator, U.S. Assistance to the Newly Independent States, Department of State; and Thomas Dine, Assistant Administrator, Europe and the Newly Independent States, AID, U.S. International Development Cooperation Agency.

FOREIGN RELATIONS REAUTHORIZATION

Committe on International Relations: Subcommittee on International Operations and Human Rights held a hearing on Foreign Relations Reauthorization for FY 1998: Refugees and Migration. Testimony was heard from Phyllis E. Oakley, Assistant Secretary, Bureau of Population, Refugees, and Migration, Department of State.

DOD CHEMICAL WEAPONS DESTRUCTION; BUDGET REQUEST

Committee on National Security: Subcommittee on Military Procurement held a hearing on the Department of Defense program for the destruction of chemical weapons stockpile and fiscal year 1998 budget request. Testimony was heard from the following officials of the Department of Defense: Gilbert F. Decker, Assistant Secretary, Army (Research, Development and Acquisition); Michael A. Parker, Deputy to the Commander, Program Manager, Assembled Chemical Munitions Demilitarization Alternatives, Chemical and Biological Defense Command; and Theodore Prociv, Deputy Assistant to the Secretary, Office of the Under Secretary of Defense (Acquisition and Technology), Nuclear, Chemical and Biological Defense Programs (Chemical/Biological Matters).

ARMY MODERNIZATION

Committee on National Security: Subcommittee on Military Procurement and the Subcommittee on Military Research and Development held a joint hearing on Army modernization. Testimony was heard from Gilbert F. Decker, Assistant Secretary, Army (Research, Development and Acquisition), Department of Defense.

MEASURING READINESS

Committee on National Security: Subcommittee on Military Readiness held a hearing on measuring readiness. Testimony was heard from Mark Gebicke, Director, Military Operations and Capabilities, GAO; and the following officials of the Department of Defense: Louis Finch, Deputy Under Secretary (Readiness); Brig. Gen. Stephen B. Plummer, USAF, Deputy Director, Current Readiness and Capabilities, Joint Chiefs of Staff; Maj. Gen. D. C. Grange, Director, Operations, Readiness and Mobilization, Department of the Army; Rear Adm. John Craine, Jr., USN, Director, Assessments, Department of the Navy; Maj. Gen. Donald L. Peterson, USAF, Deputy Chief of Staff, Plans and Operations, Department of the Air Force; and Brig. Gen. Matthew Broderick, USMC, Director, Operations Division, Plans, Policy and Operations Division, Headquarters, U.S. Marine Corps; and Mark Gebicke, Director, Military Operations and Capabilities, GAO.

STATE LAND AND WATER CONSERVATION ACT PROGRAM—FEDERAL FUNDING

Committee on Resources: Subcommittee on National Parks and Public Lands held a hearing on Federal funding of the State Land and Water Conservation Act Program. Testimony was heard from Kate Stevenson, Associate Director, Cultural Resources Stewardship and Partnership, National Park Service, Department of the Interior; Donald W. Murphy, Director, Department of Parks and Recreation, State of California; and public witnesses.

PAPERWORK ELIMINATION ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 852, Paperwork Elimination Act of 1997. The rule accords priority in recognition to those Members who have pre-printed their amendments in the Congressional Record prior to their consideration. The rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Talent and Representative LaFalce.

BALANCED BUDGET

Committee on Rules: Granted, by voice vote, a closed rule on H. Res. 89, requesting the President to submit a budget for fiscal year 1998 that would balance the Federal budget by fiscal year 2002 without relying on budgetary contingencies. The rule provides two hours of debate equally divided and controlled by the chairman and ranking member of the Committee on the Budget or their designees. Finally the rule provides one motion to recommit, which may contain instructions if offered by the Minority Leader or his designee. If the motion includes instructions, then it shall be debatable for five minutes by the proponent and five minutes by an opponent. Testimony was heard from Representatives Sununu, Granger, Pitts, Spratt, Minge, Stenholm, and Tauscher.

BUDGET AUTHORIZATION—EPA

Committee on Science, Subcommittee on Energy and Environment, held hearing on Fiscal Year 1998 Budget Authorization Request: EPA Research and Development. Testimony was heard from Joseph K. Alexander, Deputy Assistant Administrator, Research and Development, EPA; Stanley J. Czerwinski, Associate Director, Resources, Community, and Economic Development Division, GAO; and a public witness.

ISTEA REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation continued hearings on Member policy initiatives and requests for highway and transit projects in the ISTEA Reauthorization. Testimony was heard from Members of Congress; and Kirk Fordice, Governor, State of Mississippi.

Hearings continue March 13.

MEDICARE DISPROPORTIONATE SHARE HOSPITAL PAYMENTS

Committee on Ways and Means: Subcommittee on Health held a hearing on Teaching Hospitals and Medicare Disproportionate Share Hospital Payments. Testimony was heard from Joseph Newhouse, Chairman, Prospective Payment Assessment Commission; Gail Wilensky, Chair, Physician Payment Review Commission; and public witnesses.

BUDGET AUTHORIZATIONS—CUSTOMS, INTERNATIONAL TRADE COMMISSION, OFFICE OF TRADE REPRESENTATIVE

Committee on Ways and Means: Subcommittee on Trade held a hearing on Budget Authorizations for Fiscal Year 1998 and 1999 for the U.S. Customs, the U.S. International Trade Commission, and the Office of the U.S. Trade Representative. Testimony was heard from George J. Weise, Commissioner, U.S. Customs Service, Department of the Treasury; Jeffrey M. Lang, Deputy U.S. Trade Representative; Marcia E. Miller, Chairman, U.S. International Trade Commission; the following officials of the GAO: Norman J. Rabkin, Director, Administration of Justice Issues, General Government Division; and JayEtta Z. Hecker, Associate Director, International Relations and Trade Issues, National Security and International Affairs Division; and public witnesses.

SPECIAL NAVY BRIEFING

Permanent Select Committee on Intelligence: Met in executive session to hold a Briefing: Special Navy. The Committee was briefed by departmental witnesses.

Joint Meetings

DISTRICT OF COLUMBIA

Joint Hearing: Senate Committees on Governmental Affairs' Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia and Appropriations' Subcommittee on the District of Columbia held joint hearings with the House Committees on Government Reform and Oversight's Subcommittee on the District of Columbia and Appropriations' Subcommittee on the District of Columbia to examine the financial condition of the government of the District of Columbia, receiving testimony from Mayor Susan Golding, San Diego, California; Mayor Stephen Goldsmith, Indianapolis, Indiana; Mayor Patrick McCrory, Charlotte, North Carolina; Mayor Edward Rendell, Philadelphia, Pennsylvania; and Mayor Knox White, Greenville, South Carolina.

Committees will meet again on Thursday, March 13.

PARTIAL BIRTH ABORTION BAN

Joint Hearing: Senate Committee on the Judiciary concluded joint hearings with the House Committee on the Judiciary's Subcommittee on the Constitution on S. 6 and H.R. 929, bills to ban partial birth abortions, after receiving testimony from Renee Chelian, National Coalition of Abortion Providers, Southfield, Michigan; Kate Michelman, National Abortion and Reproductive Rights Action League, Helen M. Alvare, National Conference of Catholic Bishops, Vicki Saporta, National Abortion Federation, and Douglas Johnson, National Right to Life Committee, all of Washington, D.C.; Gloria Feldt, Planned Parenthood Federation of America, New York, New York; Curtis R. Cook, Grandville, Michigan; Eileen Sullivan, Los Angeles, California; Maureen Britell, Forestdale, Massachusetts; and Whitney Goin, Orlando, Florida.

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Wednesday, March 12, 1997

Senate

Chamber Action

Routine Proceedings, pages 3564–3629

Measures Introduced: Nine bills were introduced, as follows: S. 426–434. **Page 3615**

Measures Passed:

Investment Advisers Supervision Coordination Act: Committee on Banking, Housing, and Urban Affairs was discharged from further consideration of S. 410, to extend the effective date of the Investment Advisers Supervision Coordination Act, and the bill was then passed. **Page 3629**

Campaign Financing/Constitutional Amendment: Senate began consideration of S.J. Res. 18, proposing an amendment to the Constitution of the United States relating to contributions and expenditures intended to affect elections. **Page 3580**

Senate will continue consideration of the resolution on Thursday, March 13, 1997.

Nominations Confirmed: Senate confirmed the following nominations:

By 99 yeas to 1 nay (Vote No. 30 EX), Federico Peña, of Colorado, to be Secretary of Energy. **Pages 3564, 3579**

Nominations Received: Senate received the following nominations:

Letitia Chambers, of the District of Columbia, to be a Representative of the United States of America to the Fifty-first Session of the General Assembly of the United Nations.

James Catherwood Hormel, of California, to be an Alternate Representative of the United States of America to the Fifty-first Session of the General Assembly of the United Nations.

Prezell R. Robinson, of North Carolina, to be an Alternate Representative of the United States of America to the Fifty-first Session of the General Assembly of the United Nations. **Page 3630**

Messages From the House: **Page 3612**

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Petitions: **Page 3613**

Statements on Introduced Bills: **Page 3615**

Additional Cosponsors: **Page 3625**

Notices of Hearings: **Page 3626**

Authority for Committees: **Page 3626**

Additional Statements: **Page 3626**

Record Votes: One record vote was taken today. (Total—30). **Page 3580**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 6:05 p.m., until 10 a.m., on Thursday, March 13, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 3630.)

Committee Meetings

APPROPRIATIONS—DEPARTMENT OF JUSTICE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary, and Related Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Department of Justice, receiving testimony from Janet Reno, Attorney General of the United States, Department of Justice.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1998 for the Department of Defense, focusing on the ballistic missile defense program, receiving testimony from Lt. Gen. Lester L. Lyles, USAF, Director, Ballistic Missile Defense Organization, Department of Defense.

Subcommittee will meet again on Wednesday, March 19.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Airland Forces resumed hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, focusing on Army Force XXI initiatives and Army modernization programs, receiving testimony from Gilbert F. Decker, Assistant Secretary of the Army for Research, Development, and Acquisition; and Gen. William W. Hartzog, USA, Commanding General, U.S. Army Training and Doctrine Command.

Subcommittee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Personnel resumed hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, focusing on military compensation and quality of life programs, receiving testimony from Frederick F.Y. Pang, Assistant Secretary of Defense for Force Management Policy; Lt. Gen. Frederick E. Vollrath, USA, Deputy Chief of Staff for Army Personnel; Vice Adm. Daniel T. Oliver, USN, Chief of Naval Personnel; Lt. Gen. Carol A. Mutter, USMC, Deputy Chief of Marine Corps Staff for Manpower and Reserve Affairs; Lt. Gen. Michael D. McGinty, USAF, Deputy Chief of Staff for Air Force Personnel; and Michael F. Ouellette, Non-Commissioned Officers Association of the U.S.A., Sydney Hickey, National Military Family Association, and Col. Paul W. Arcari, USAF (Ret.), Retired Officers Association, all of Alexandria, Virginia.

Subcommittee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces resumed hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, focusing on U.S. national security space programs and policies, receiving testimony from Gen. Howell M. Estes, USAF, Commander-in-Chief, U.S. Space Command; Gil I. Klinger, Acting Deputy Under Secretary of Defense for Space; and Keith R. Hall, Acting Director, National Reconnaissance Office.

Subcommittee recessed subject to call.

INDIAN HOUSING

Committee on Banking, Housing, and Urban Affairs/Committee on Indian Affairs: Committees concluded joint hearings to review the operation of Indian housing programs of the Department of Housing and Urban Development, focusing on allegations of abuse, mismanagement, and fraud and the implementation of the Native American Housing Assistance and Self-Determination Act (P.L. 104–330), after receiving testimony from Judy A. England-Joseph, Director, Housing and Community Development Issues, Resources, Community, and Economic Development Division, General Accounting Office; Susan Gaffney, Inspector General, Kevin Marchman, Assistant Secretary for Public and Indian Housing, and Dominic Nessi, Director, Office of Native American Programs, all of the Department of Housing and Urban Development; W. Ron Allen, Jamestown S'Klallam Tribe, Sequim, Washington, on behalf of the National Congress of American Indians; and Jacqueline L. Johnson, Tlingit-Haida Indian Housing Authority, Juneau, Alaska, on behalf of the National American Indian Housing Council.

UNIVERSAL TELEPHONE SERVICE

Committee on Commerce, Science, and Transportation: Committee held hearings to examine the Federal Communications Commission implementation of the Telecommunications Act of 1996, focusing on efforts to implement universal telephone service reform and FCC proposals to assess new per-minute fees on Internet service providers, receiving testimony from Reed E. Hundt, Chairman, Federal Communications Commission; William P. Barr, GTE Corporation, Stamford, Connecticut; Anne K. Bingaman, LCI International/LCI Local Telecommunications Division, McLean, Virginia, on behalf of the Competitive Telecommunications Association (CompTel); Gail McGovern, AT&T Corp., Basking Ridge, New Jersey; Roy Neel, United States Telephone Association, Washington, D.C.; and Anthony Wong, Cecil County Public Schools, Elkton, Maryland, on behalf of the Education and Library Networks Coalition and the National School Boards Association.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee began mark up of S. 104, to reform United States policy with regard to the management and disposal of spent nuclear fuel and high-level radioactive waste, but did not complete action thereon, and will meet again tomorrow.

GRADUATE MEDICAL EDUCATION

Committee on Finance: Committee held hearings to examine the President's fiscal year 1998 graduate medical education training proposals and the New York Graduate Medical Education demonstration project, receiving testimony from Bruce C. Vladeck, Administrator, Health Care Financing Administration, Department of Health and

Human Services; Don E. Detmer, Co-Chairman, Committee on the U.S. Physician Supply, Institute of Medicine, National Academy of Sciences, on behalf of the Association of Academic Health Centers; Robert A. Crittenden, University of Washington School of Medicine, Seattle; Spencer Foreman, Montefiore Medical Center, Bronx, New York, on behalf of the Greater New York Hospital Association; and Ralph W. Muller, University of Chicago Hospitals and Health System, Chicago, Illinois, on behalf of the Association of American Medical Colleges.

Hearings were recessed subject to call.

SECURITY ASSISTANCE

Committee on Foreign Relations: Subcommittee on International Economic Policy, Export and Trade Promotion concluded hearings on the Administration's proposed budget request for fiscal year 1998 for security assistance, after receiving testimony from Thomas E. McNamara, Assistant Secretary of State for Political/Military Affairs; and Lt. Gen. Thomas G. Rhame, USA, Director, Defense Security Assistance Agency, Department of Defense.

INTERNATIONAL NARCOTICS THREAT

Committee on Foreign Relations: Subcommittee on Western Hemisphere, Peace Corps, Narcotics and Terrorism concluded hearings to examine Mexican and American responses to the international narcotics threat, after receiving testimony from Senators D'Amato, Feinstein, Grassley, and Hutchison; Robert S. Gelbard, Assistant Secretary of State for International Narcotics and Law Enforcement Affairs; Thomas A. Constantine, Administrator, Drug Enforcement Administration, Department of Justice; Barry McCaffrey, Director, Office of National Drug Control Policy; Tim Nelson, National Narcotic Officers' Association, Greenville, North Carolina; and George R. Vickers, Washington Office on Latin America, Washington, D.C.

Prior to this action, committee met in closed session to receive a briefing on Mexican and American responses to the international narcotics threat from a former senior law enforcement official in Mexico.

CLONING TECHNOLOGY

Committee on Labor and Human Resources: Subcommittee on Public Health and Safety concluded hearings to examine the ethical, legal and social implications of recent discoveries in cloning, after receiving testimony from Senators Bond and Domenici; Harold Varmus, Director, National Institutes of Health, Department of Health and Human Services; Ian Wilmut, Roslin Institute, Edinburgh, Scotland; R. Alta Charo, University of Wisconsin, Madison, on behalf of the National Bioethics Advisory Commission; George J. Annas, Boston University School of Public Health, Boston, Massachusetts; Karen H. Rothenberg, University of Maryland School of Law, Baltimore; John Wallwork, Papworth Hospital, Cambridge, England; Leonard Bell, Alexion Pharmaceuticals, Inc., New Haven, Connecticut; and James A. Geraghty, Genzyme Transgenics, Framingham, Massachusetts.

SMITHSONIAN/WOODROW WILSON CENTER/ KENNEDY CENTER

Committee on Rules and Administration: Committee concluded oversight hearings to review the operations of the Smithsonian Institution, the Woodrow Wilson International Center for Scholars, and the John F. Kennedy Center for the Performing Arts, after receiving testimony from I. Michael Heyman, Secretary, Constance B. Newman, Under Secretary, and J. Dennis O'Connor, Provost, all of the Smithsonian Institution; Charles Blitzer, Director, Woodrow Wilson International Center for Scholars; and Kenneth M. Duberstein, Vice Chairman, and Alma Johnson Powell, Vice Chairman, both of the Board of Trustees, and Lawrence J. Wilker, President, all of the John F. Kennedy Center for the Performing Arts.

NOMINATION

Select Committee on Intelligence: Committee continued hearings on the nomination of Anthony Lake, of Massachusetts, to be Director of Central Intelligence, where the nominee further testified and answered questions in his own behalf.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 1031–1051; and 5 resolutions, H. Con. Res. 46–47, and H. Res. 92, 93, 96, were introduced. **Page 3689**

Reports Filed: Reports were filed as follows:

H. Res. 94, providing for consideration of H.R. 412, to approve a settlement agreement between the Bureau of Reclamation and the Oroville-Tonasket Irrigation District (H. Rept. 105–19);

H. Res. 95, providing for consideration of H.J. Res. 58, disapproving the certification of the President regarding foreign assistance for Mexico during fiscal year 1997 (H. Rept. 105–20);

H.R. 1, to amend the Fair Labor Standards Act of 1938 to provide compensatory time for employees in the private sector, amended (H. Rept. 105–21); and

H.R. 437, to reauthorize the National Sea Grant College Program Act (H. Rept. 105–22, Part I). **Page 3689**

Journal: By a yea-and-nay vote of 370 yeas to 44 nays, Roll No. 39, agreed to the Speaker's approval of the Journal of Tuesday, March 12. **Page 3631**

Motion to Adjourn: By a yea-and-nay vote of 26 yeas to 392 nays, Roll No. 40, rejected the Bonior motion to adjourn. **Page 3635**

Balanced Budget: By a yea-and-nay vote of 231 yeas to 197 nays, Roll No. 44, the House agreed to H. Res. 89, requesting the President to submit a budget for fiscal year 1998 that would balance the Federal budget by fiscal year 2002 without relying on budgetary constraints. **Page 3644**

Rejected the Spratt motion that sought to recommit H. Res. 89 to the Committee on the Budget with instructions to report a detailed budget plan to achieve a balanced budget by fiscal year 2002 in sufficient time for the House of Representatives to fulfill its obligations under section 301(a) of the Congressional Budget Act of 1974, which requires Congress to complete action on or before April 15 on a concurrent resolution on the budget for the fiscal year beginning on October 1 of such year (rejected by a yea-and-nay vote of 202 yeas to 225 nays, Roll No. 43). **Page 3662**

H. Res. 90, the rule under which the resolution was considered, was agreed to by a yea-and-nay vote of 226 yeas to 202 nays, Roll No. 42. Earlier, agreed to order the previous question by a yea-and-nay vote of 226 yeas to 200 nays, Roll No. 41. **Page 3636**

United States Holocaust Memorial Council: The Chair announced the Speaker's appointment of Representative Yates to the United States Holocaust Memorial Council. **Page 3664**

Commission on Congressional Mailing Standards: The Chair announced the Speaker's appointment of Representative Thomas as Chairman; and Representatives Ney, Boehner, Hoyer, Clay, and Frost as members of the House Commission on Congressional Mailing Standards. **Page 3664**

Social Security Advisory Board: The Chair announced the Speaker's appointment of Ms. Jo Anne Barnhart of Arlington, Virginia to fill the existing vacancy on the Social Security Advisory Board. **Page 3664**

Quorum Calls—Votes: Six yea-and-nay votes developed during the proceedings of the House today and appear on pages 3631, 3635, 3644, 3663, and 3664. There were no quorum calls.

Adjournment: Met at 11:00 a.m. and adjourned at 7:49 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Ordered reported the following bills: H.R. 111, to authorize the Secretary of Agriculture to convey a parcel of unused agricultural land in Dos Palos, CA, to the Dos Palos Ag Boosters for use as a farm school; H.R. 394, to provide for the release of the reversionary interest held by the United States in certain property located in the County of Iosco, MI; H.R. 785, to designate the J. Phil Campbell, Senior, Natural Resource Conservation Center; and H.R. 1000, to require States to establish a system to prevent prisoners from being considered part of any household for purposes of determining eligibility of the household for food stamp benefits to be provided to the household under the Food Stamp Act of 1997.

FOOD STAMP PROGRAM

Committee on Agriculture: Subcommittee on Department Operations, Nutrition, and Foreign Agriculture held a hearing on the status of the electronic benefit transfer system for the food stamp program. Testimony was heard from the following officials of the USDA: Mary Ann Keeffe, Acting Under Secretary, Food and Consumer Services; and Roger Viadero, Inspector General; Bob Rasor, Deputy Assistant Director, Office of Investigation, U.S. Secret Service, Department of the Treasury; G. Edward De Seve, Controller, OMB; and public witnesses.

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

The Subcommittee also held a hearing on food safety. Testimony was heard from Ron Billy, Administrator, Food Safety and Inspection Service, USDA.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on United States Information Agency/International Broadcasting. Testimony was heard from Joseph Duffy, Director, United States Information Agency; and David Burke, Chairman, Board of International Broadcasters.

The Subcommittee also met in executive session to hold a hearing on Counterterrorism. Testimony was heard from Louis J. Freeh, Director, FBI, Department of Justice; and the following officials of the Department of State: Ambassador Philip Wilcox, Coordinator, Counterterrorism; and Eric Boswell, Assistant Secretary, Diplomatic Security.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Nuclear Waste Management and Disposal. Testimony was heard from the Department of Energy: Lake H. Barrett, Acting Director, Civilian Radio Active Waste Management; and Alvin Alm, Assistant Secretary, Environmental Management.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Fish and Wildlife Service. Testimony was heard from John Rogers, Acting Director, U.S. Fish and Wildlife Service, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on Vocational and Adult Education; Special Education; Rehabilitative Services, and on Postsecondary Education. Testimony was heard from the following officials of the Department of Education: Patricia W. McNeil, Assistant Secretary, Vocational and Adult Education; Judith E. Heumann, Assistant Secretary, Special Education and Rehabilitative Services; and David Longanecker, Assistant Secretary, Postsecondary Education.

MILITARY CONSTRUCTION APPROPRIATION

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Housing Privatization Effort. Testimony was heard from John Goodman, Deputy Under Secretary, Industrial Affairs and Installations, Department of Defense.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Air Force Acquisition Programs. Testimony was heard from the following officials of the Department of the Air Force: Arthur L. Money, Assistant Secretary, Acquisition; and Lt. Gen. George K. Muellner, USAF, Principal Deputy Assistant Secretary, Acquisition.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Coast Guard. Testimony was heard from Adm. Robert E. Kramek, USCG, Commandant, U.S. Coast Guard, Department of Transportation.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the U.S. Postal Service. Testimony was heard from the following officials of the U.S. Postal Service: Michael S. Coughlin, Deputy Postmaster General; and Mary S. Elcano, Senior Vice President and General Counsel.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies held a hearing on Community Development Financial Institutions and on National Credit Union Administration. Testimony was heard from the following officials of the Department of the Treasury: Robert E. Rubin, Secretary; and Kristen Moy, Head, Community Development Financial Institutions; and Norman E. D'Amours, Chairman, National Credit Union Administration.

FINANCIAL SERVICES MODERNIZATION

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises continued hearings on financial services modernization. Testimony was heard from Representative Leach; and public witnesses.

CORRECTING THE CPI

Committee on the Budget: Held a hearing on correcting the CPI. Testimony was heard from Katharine Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor; and Michael Boskin, Professor of Economics, Stanford University.

MISCELLANEOUS MEASURES

Committee on Commerce: Subcommittee on Health and Environment approved for full Committee action the following: H.R. 968, to amend Title XVIII and XIX of the Social Security Act to permit a waiver of the prohibition of offering nurse aide training and competency evaluation programs in certain nursing facilities; and H.R. 1001, to extend the term of appointment of certain members of the Prospective Payment Assessment Commission and the Physician Payment Review Commission.

MISCELLANEOUS MEASURES; FEDERAL COMMUNICATIONS SYSTEM ACQUISITION STRATEGY

Committee on Government Reform and Oversight: Ordered reported the following bills: H.R. 173, to amend the Federal Property and Administrative Services Act of 1949 to authorize donation of surplus law enforcement canines to their handlers; H.R. 680, to amend the Federal Property and Administrative Services Act of 1949 to authorize the transfer to States of surplus personal property for donation to nonprofit providers of necessaries to impoverished families and individuals; H.R. 930, Travel and Transportation Act of 1997; H.R. 514, amended, to permit waiver of District of Columbia residency requirements for certain employees of the Office of the Inspector General of the District of Columbia; H.R. 240, amended, Veteran's Employment Opportunities Act of 1997.

The Committee also approved the following draft report entitled "A Citizen's Guide on Using the Freedom of Information Act and the Privacy Act of 1974 to Request Government Records".

The Committee also continued hearings on Federal Communications System Acquisition Strategy (post FTS 2000): An Industry Perspective. Testimony was heard from public witnesses.

COMMITTEE FUNDING; COMMITTEE BUSINESS

Committee on House Oversight: Concluded markup of H. Res. 91, providing amounts for the expenses of certain committees of the House of Representatives.

The Committee also considered pending Committee business.

U.S.-RUSSIAN RELATIONS

Committee on International Relations: Held a hearing on U.S.-Russian Relations. Testimony was heard from Ambassador-at-Large James F. Collins, New Independent States, Department of State.

DEMOCRATIC CONTINUITY AND CHANGE IN SOUTH ASIA

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on Democratic Continuity and Change in South Asia. Testimony was heard from Robin L. Raphel, Assistant Secretary, South Asian Affairs, Department of State; and public witnesses.

WESTERN HEMISPHERE—ROUNDTABLE

Committee on International Relations: Subcommittee on Western Hemisphere held a hearing on the Western Hemisphere Today: A Roundtable Discussion. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 908, to establish a Commission on Structural Alternatives for the Federal Courts of Appeals; H.R. 929, amended, Partial-Birth Abortion Ban Act of 1997; H.R. 924, amended, Victim Allocution Clarification Act of 1997; H.R. 927, United States Marshals Service Improvement Act; H.R. 400, amended, 21st Century Patent System Improvement Act; and H.R. 672, amended, to make technical amendments to certain provisions of title 17, United States Code.

DOD AUTHORIZATION

Committee on National Security: Continued hearings on fiscal year 1998 Department of Defense authorization request. Testimony was heard from the following officials of the Department of Defense: Togo D. West, Jr., Secretary of the Army; John H. Dalton, Secretary of the Navy; and Sheila E. Widnall, Secretary of the Air Force.

Hearings continue March 19.

B–2 BOMBER

Committee on National Security: Subcommittee on Military Procurement held a hearing on B–2 Bomber program. Testimony was heard from Representative Dicks; and public witnesses.

REFORM INITIATIVES

Committee on National Security: Subcommittee on Military Readiness held a hearing on reform initiatives. Testimony was heard from David R. Warren, Director, Defense Management Issues, GAO; the following officials of the Department of Defense: John B. Goodman, Deputy Under Secretary (Industrial Affairs and Installations); Maj. Gen. Randolph W. House, USA, Assistant Chief of Staff, Installations Management, Department of the Army; Rear Adm. John T. Scudi, USN, Director, Shore Installation Management; Brig Gen. Hugh Cameron, USAF, Commander, Air Force Center for Quality and Management Innovations, Department of the Air Force; and Maj. Gen. Joseph D. Stewart, USMC, Deputy Chief of Staff, Installations Management, Headquarters, U.S. Marine Corps; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported amended the following bills: H.R. 752, Citizen's Fair Hearing Act of 1997, and H.R. 757, American Samoa Development Act of 1997.

SETTLEMENT AGREEMENT—BUREAU OF RECLAMATION AND OROVILLE-TONASKET IRRIGATION DISTRICT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 412, to approve a settlement agreement between the Bureau of Reclamation and the Oroville-Tonasket Irrigation District. The rule makes in order the Committee on Resources amendment in the nature of a substitute now printed in the bill as an original bill for amendment purposes. The amendment in the nature of a substitute shall be considered as read. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Doolittle and Miller of California.

FOREIGN ASSISTANCE TO MEXICO—DISAPPROVING CERTIFICATION

Committee on Rules: Granted a modified closed rule providing for consideration in the House with two hours of debate on H.J. Res. 58, disapproving the certification of the President under section 490(b) of the Foreign Assistance Act of 1961 regarding foreign assistance for Mexico during fiscal year 1997. The rule waives all points of order against the committee amendment printed in the joint resolution.

The rule provides for separate consideration of the amendment printed in the report of the Committee on Rules for a time specified in the report, to be equally divided between the proponent and an opponent and all points of order against said amendment are waived. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Gilman and Representatives Hastert, Shaw, Schiff, Stearns, Hamilton and Reyes.

U.S. AND ANTARCTICA IN THE 21ST CENTURY

Committee on Science: Held a hearing on the U.S. and Antarctica in the 21st Century. Testimony was heard from Norman Augustine, Chairman, U.S. Antarctic Program External Panel, NSF.

Prior to the hearing, the Committee met for organizational purposes.

EPA'S PARTICULATE MATTER AND OZONE STANDARDS

Committee on Science: Subcommittee on Energy and Environment held a hearing on EPA's Particulate Matter and Ozone Standards. Testimony was heard from public witnesses.

NASA AUTHORIZATION

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on Fiscal Year 1998 NASA Authorization, Aeronautics and Advanced Space Transportation. Testimony was heard from the following officials of NASA: Robert E. Whitehead, Associate Administrator, Aeronautics and Space Transportation Technology; and Gary E. Payton, Deputy Associate Administrator (Space Transportation Technology) and Director, Space Transportation Division.

COMMUNITY RENEWAL INITIATIVES

Committee on Small Business: Held a hearing on community renewal initiatives for low income areas. Testimony was heard from Representative Watts of Oklahoma; and public witnesses.

COMMITTEE BUSINESS; BUDGET VIEWS AND ESTIMATES

Committee on Transportation and Infrastructure: Met to consider pending Committee business.

The Committee also approved the Budget Views and Estimates for Fiscal Year 1998 for transmission to the Committee on the Budget.

AMTRAK CURRENT STATE

Committee on Transportation and Infrastructure: Subcommittee on Railroads held a hearing on the Current State of Amtrak. Testimony was heard from Don Otzkoff, Deputy Administrator, Federal Railroad Administration, Department of Transportation; Phyllis Scheinberg, Associate Director, Transportation Issues, GAO; and Thomas M. Downs, Chairman, President, and CEO, National Railroad Passenger Corporation (AMTRAK).

SUPERFUND REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held a hearing on Superfund Reauthorization: Views of EPA. Testimony was heard from Carol M. Browner, Administrator, EPA.

SOCIAL SECURITY ACT AMENDMENTS—NURSE AIDE TRAINING

Committee on Ways and Means: Ordered reported H.R. 968, to amend title XVIII and XIX of the Social Security Act to permit a waiver of the prohibition of offering nurse aide training and competency evaluation programs in certain nursing facilities.

ADMINISTRATION'S BUDGET—REVENUE RAISING PROVISIONS

Committee on Ways and Means: Held a hearing on Revenue Raising Provisions in the Administration's Fiscal Year Budget Proposal. Testimony was heard from public witnesses.

COMMITTEE BUSINESS; BUDGET—INTELLIGENCE REQUIREMENTS

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

The Committee also held a hearing on the Budget—Intelligence Requirements. Testimony was heard from departmental witnesses.

Joint Meetings

1998 BUDGET ISSUES

Joint Hearing: Senate Committee on the Budget concluded joint hearings with the House Committee on the Budget to examine public policy issues of United States governors with regard to the proposed Federal budget for fiscal year 1998, after receiving testimony from Nevada Governor Bob Miller, Carson City, Iowa Governor Terry E. Branstad, Des Moines, Kentucky Governor Paul E. Patton, Frankfort, and North Dakota Governor Edward T. Schafer, Bismarck, all on behalf of the National Governors' Association.

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Thursday, March 13, 1997

Senate

Chamber Action

Routine Proceedings, pages 3710–3789

Measures Introduced: Eight bills and six resolutions were introduced, as follows: S. 435–442, S. Con. Res. 7–11, and S. Res. 63. **Page 3765**

Campaign Financing/Constitutional Amendment: Senate continued consideration of S.J. Res. 18, proposing an amendment to the Constitution of the United States relating to contributions and expenditures intended to affect elections. **Page 3728**

A unanimous-consent time-agreement was reached providing for further consideration of the resolution on Tuesday, March 18, 1997, with a vote to occur thereon.

Page 3788

Independent Counsel—Agreement: A unanimous-consent agreement was reached providing for the consideration of S.J. Res. 22, to express the sense of the Congress concerning the application by the Attorney General for the appointment of an independent counsel to investigate allegations of illegal fundraising in the 1996 presidential election campaign. Page 3788

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Adjournment: Senate convened at 10 a.m., and adjourned at 6:39 p.m., until 10 a.m., on Friday, March 14, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 3788.)

Committee Meetings

AGRICULTURAL RESEARCH

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation authorizing funds for agricultural research, education, and extension programs of the 1996 Farm Bill, receiving testimony from Catherine E. Woteki, Acting Under Secretary of Agriculture for Research, Education, and Economics; Mary E. Clutter, Assistant Director for the Biological Sciences, National Science Foundation; Wendy Baldwin, Deputy Director for Extramural Research, National Institutes of Health, Department of Health and Human Services; James F. Decker, Deputy Director for Energy Research, Department of Energy; Robert A. Robinson, Director, Food and Agricultural Issues, Resources, Community, and Economic Division, General Accounting Office; David Lineback, University of Idaho, Moscow, on behalf of the Council for Agricultural Science and Technology; Martin A. Apple, Council for Scientific Society Presidents, Washington, D.C.; and Louis Sherman, on behalf of the American Society of Plant Physiologists, and S. Suzanne Nielson, on behalf of the Institute for Food Technologists, both of Purdue University, West Lafayette, Indiana.

Hearings continue on Tuesday, March 18.

NATIONAL CHEESE EXCHANGE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings to explore alternatives to the National Cheese Exchange as part of the dairy pricing system, receiving testimony from Senator Feingold; Daniel R. Glickman, Secretary, Michael Dunn, Assistant Secretary for Marketing and Regulatory Programs, and Keith Collins, Chief Economist, all of the Department of Agriculture; Alan T. Tracy, Wisconsin Department of Agriculture, Trade, and Consumer Protection, Madison; E. Linwood Tipton, International Dairy Foods Association, Washington, D.C.; Edward T. Coughlin, National Milk Producers Federation, Arlington, Virginia; Harold J. Howrigan, St. Albans Cooperative Creamery, Inc., Fairfield, Vermont; Buckey M. Jones, Mid-America Dairymen, Inc., Smithdale, Mississippi; Arden Tewksbury, Progressive Agriculture Organization, Meshoppen, Pennsylvania; Bill Brey, Wisconsin Farmers Union, Sturgeon Bay, on behalf of the National Farmers Union; and Kenneth E. Zurin, Kenburn Farms, Mount Joy, Pennsylvania.

Subcommittee will meet again on Tuesday, March 18.

APPROPRIATIONS—COMMERCE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary, and Related Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Department of Commerce, receiving testimony from William M. Daley, Secretary of Commerce.

Subcommittee will meet again on Wednesday, March 19.

APPROPRIATIONS—ENERGY

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Department of Energy, receiving testimony from Federico Peña, Secretary of Energy.

Subcommittee will meet again on Thursday, April 10.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, focusing on military strategies and operational requirements of the unified commands, receiving testimony from Gen. Howell M. Estes, USAF, Commander-in-Chief, U.S. Space Command; Gen. Eugene E. Hablger, USAF, Commander-in-Chief, U.S. Strategic Command; Gen. Walter Kross, USAF, Commander-in-Chief, U.S. Transportation Command; and Gen. John J. Sheehan, USMC, Commander-in-Chief, U.S. Atlantic Command.

Committee will meet again on Tuesday, March 18.

AMTRAK

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation and Merchant Marine held hearings to examine the financial condition of the National Railroad Passenger Corporation (Amtrak), receiving testimony from Phyllis F. Scheinberg, Associate

Director, Transportation Issues, Resources, Community, and Economic Development Division, General Accounting Office; Thomas M. Downs, President and CEO, National Railroad Passenger Corporation; and Donald M. Itzkoff, Deputy Administrator, Federal Railroad Administration, Department of Transportation.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported, with amendments, S. 104, to reform United States policy with regard to the management and disposal of spent nuclear fuel and high-level radioactive waste.

ELECTRIC UTILITIES DEREGULATION

Committee on Energy and Natural Resources: Committee resumed oversight hearings to discuss proposals to advance the goals of deregulation and competition in the electric power industry, receiving testimony from Joseph Dickey, Chief Operating Officer, Tennessee Valley Authority; Richard Munson, Northeast-Midwest Institute, Washington, D.C.; Robert Claussen, Alabama Municipal Electric Agency, Montgomery; Roy Hemmingway, Oregon Northwest Energy, Portland, on behalf of the Northwest Energy Review Transition Board; Glenn English, National Rural Electric Cooperative Association, Arlington, Virginia; Gary Zarker, Seattle City Light, Seattle, Washington, on behalf of the American Public Power Association; Missy Mandell, Lower Colorado River Authority, Austin, Texas, on behalf of the Large Public Power Council; Dick Snell, Pinnacle West Capital Corporation, Phoenix, Arizona; and Don Meiners, Entergy Mississippi, Jackson, on behalf of TVA Watch.

Hearings continue on Thursday, March 20.

NATIONAL PARK SYSTEM

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation and Recreation held hearings to examine the future of the National Park System and to identify the needs, requirements, and innovative programs that will improve and enhance the operations of the Park Service, receiving testimony from Jim Maddy, President, National Park Foundation; James M. Ridenour, Eppley Institute/University of Indiana, Bloomington; W. James Host, National Tour Association, Inc., Lexington, Kentucky; Charles M. Clusen, Natural Resources Defense Council, and Paul C. Pritchard, National Parks and Conservation Association, both of Washington, D.C.; and Deanne Adams, Association of National Park Rangers, Seattle, Washington.

Hearings continue on Thursday, March 20.

AUTHORIZATION—SURFACE TRANSPORTATION

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure resumed hearings on proposed legislation authorizing funds for programs of the Intermodal Surface Transportation Efficiency Act of 1991, receiving testimony from Senators Roth, Jeffords, and Biden; Michael P. Huerta, Associate Deputy Secretary of Transportation/Director, Office of Intermodalism, Department of Transportation; Thomas M. Downs, President and CEO, National Railroad Passenger Corporation (Amtrak); Leslie White, C-Tran, Vancouver, Washington, on behalf of the American Public Transit Association; and Karen Borlaug Phillips, Association of American Railroads, William E. Loftus, American Short Line Railroad Association, and Thomas J. Donohue, American Trucking Associations, Inc., all of Washington, D.C.

Subcommittee will meet again on Wednesday, March 19.

CAPITAL GAINS

Committee on Finance: Committee held hearings to examine the impact of capital gains taxation on the cost of capital, saving and investment, and economic growth, receiving testimony from Paul A. Volcker, former Chairman, Federal Reserve System, and Allen Sinai, Primark Decision Economics, Inc., both of New York, New York; Jack Kemp, Empower America, former Secretary of Housing and Urban Development, and Mark Bloomfield, American Council for Capital Formation, both of Washington, D.C.; and Alan J. Auerbach, University of California, Berkeley.

Hearings were recessed subject to call.

MEDICARE

Committee on Finance: Subcommittee on Health Care resumed hearings to examine the financial soundness of the Medicare program and its long-term status, receiving testimony from Guy King, Ellicott City, Maryland, former Chief Actuary, Health Care Financing Administration, Department of Health and Human Services; John C. Goodman, National Center for Policy Analysis, Dallas, Texas; David B. Kendall, Progressive Policy Institute, and Richard J. Davidson, American Hospital Association, both of Washington, D.C.; and Daniel H. Johnson, Jr., Metairie, Louisiana, on behalf of the American Medical Association.

Hearings were recessed subject to call.

ACDA/INTERNATIONAL ORGANIZATIONS BUDGET

Committee on Foreign Relations: Subcommittee on International Operations concluded hearings on the President's proposed budget request for fiscal year 1998 for the U.S. Arms Control and Disarmament Agency and certain international organizations and conferences, after receiving testimony from John D. Holum, Director, U.S. Arms Control and Disarmament Agency; and Princeton N. Lyman, Acting Assistant Secretary of State for International Organization Affairs.

NATIONAL MISSILE DEFENSE

Committee on Governmental Affairs: Subcommittee on International Security, Proliferation, and Federal Services concluded hearings to examine issues with regard to the deployment of a national missile defense system by the United States and reductions to strategic offensive weapons in both the United States and Russia, after receiving testimony from Max M. Kampelman, Vice Chairman, U.S. Institute of Peace; and Keith B. Payne, Georgetown University School of Foreign Service, Washington, D.C., and Andrei Kortunov, Moscow Public Science Foundation, Russia, both on behalf of the National Institute for Public Policy.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee began markup of S. 4, to provide private sector employees the same opportunities for time-and-a-half compensatory time off, biweekly work programs, and flexible credit hour programs to help balance the demands and needs of work and family, and to clarify the provisions relating to exemptions of certain professionals from the minimum wage and overtime requirements of the Fair Labor Standards Act of 1938, but did not complete action thereon, and recessed subject to call.

NOMINATION

Select Committee on Intelligence: Committee continued hearings in open and closed session on the nomination of Anthony Lake, of Massachusetts, to be Director of Central Intelligence, where the nominee further testified and answered questions in his own behalf.

Hearings continue on Tuesday, March 18.

House of Representatives

Chamber Action

Bills Introduced: 31 public bills, H.R. 1052–1082; and 5 resolutions, H. Con. Res. 48–50, and H. Res. 97–98, were introduced. **Page 3857**

Reports Filed: One report was filed as follows:

H.R. 968, to amend title XVIII and XIX of the Social Security Act to permit a waiver of the prohibition of offering nurse aide training and competency evaluation programs in certain nursing facilities, amended (H. Rept. 105–23 Part I). **Page 3857**

Disapprove Presidential Certification Regarding Mexico: By a recorded vote of 251 ayes to 175 noes, Roll No. 48, the House passed H.J. Res. 58, disapproving the certification of the President under section 490(b) of the Foreign Assistance Act of 1961 regarding foreign assistance for Mexico during fiscal year 1997. **Page 3802**

Rejected the Hamilton motion to recommit the joint resolution to the Committee on International Relations. **Page 3829**

Agreed to the committee amendment in the nature of a substitute as amended by the Hastert amendment (agreed to by a recorded vote of 229 ayes to 195 noes, Roll No. 47). **Page 3822**

Agreed to the Hastert amendment, as modified, to the committee amendment in the nature of a substitute that defers disapproval of the Presidential certification relating to Mexico if, within 90 days of enactment, the President reports to Congress that he has obtained assurances of progress with the government of Mexico to authorize additional DEA or other U.S. law enforcement agents for narcotics control operations in Mexico, authorize U.S. law enforcement agents to carry firearms in Mexico for self-defense, take measures to find and eliminate law enforcement corruption in Mexico, commit to extradite Mexican nationals wanted by the U.S. Government for drug trafficking, secure necessary aircraft overflight and refueling rights including radar coverage to monitor drug traffickers, and proceed toward a permanent maritime agreement to allow U.S. Coast Guard and other vessels to halt traffickers pursued into Mexican waters; and further establishes a High Level Commission on International Narcotics Control to review the annual certification process relating to international narcotics control and requires an interim report within six months of enactment (agreed to by a yea-and-nay vote of 212 yeas to 205 nays with 9 voting "present," Roll No. 46). **Page 3823**

Earlier, agreed by unanimous consent, to modify the Hastert amendment, as specified in House Report 105–20 accompanying the rule, by striking references to financial markets from the duties and reports of the High Level Commission on International Narcotics Control. **Page 3793**

H. Res. 95, the rule under which the joint resolution was considered, was agreed to by a yea-and-nay vote of 213 yeas to 209 nays, Roll No. 45. **Page 3793**

Paperwork Elimination Act: By a yea-and-nay vote of 395 yeas, Roll No. 50, the House passed H.R. 852, to amend chapter 35 of title 44, United States Code, popularly known as the Paperwork Reduction Act, to minimize the burden of Federal paperwork demands upon small businesses, educational and nonprofit institutions, Federal contractors, State and local governments, and other persons through the sponsorship and use of alternative information technologies. **Page 3836**

H. Res. 88, the rule under which the bill was considered, was agreed to by a voice vote. Earlier, agreed to order the previous question by a yea-and-nay vote of 219 yeas to 187 nays, Roll No. 49. **Page 3830**

Legislative Program: The Chairman of the Rules Committee announced the Legislative Program for the week of March 17. **Page 3840**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 2 p.m. on Monday, March 17; and agreed that when the House adjourns on Monday, it adjourn to meet at 12:30 p.m. on Tuesday, March 18 for morning hour debate. **Page 3842**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday March 19. **Page 3842**

Mexico-United States Interparliamentary Group: The Chair announced the Speaker's appointment of Representative Kolbe to the Mexico-United States Interparliamentary Group as Chairman. **Page 3842**

Canada-United States Interparliamentary Group: The Chair announced the Speaker's appointment of Representative Houghton to the Canada-Interparliamentary Group as Chairman. **Page 3842**

Commission on Security and Cooperation in Europe: The Chair announced the Speaker's appointment of Representative Smith of New Jersey as Co-Chairman, and Representatives Porter, Wolf, Salmon, and Christensen as members of the Commission on Security and Cooperation in Europe. **Page 3242**

National Committee on Vital and Health Statistics: The Chair announced the Speaker's appointment of Mr. Jeffrey S. Blair of Atlanta, Georgia to the National Committee on Vital and Health Statistics on the part of the House. **Page 3843**

Quorum Calls—Votes: Four yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 3802, 3827, 3828, 3829, 3835, and 3840. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 7:57 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on Rural Development. Testimony was heard from Jill Long Thompson, Under Secretary, Rural Development, USDA.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Supreme Court, the Architect of the Capitol, the FCC and the National Telecommunications and Information Administration. Testimony was heard from the following Justices of the Supreme Court: Anthony M. Kennedy; and David H. Souter; Alan M. Hantman, Architect of the Capitol; Reed E. Hunt, Chairman, FCC; and Larry Irving, Assistant Secretary, Communications and Information, Department of Commerce.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Energy Resources. Testimony was heard from the following officials of the Department of Energy; Martha A. Krebes, Director, Energy Research; Christine Ervin, Assistant Secretary, Energy Efficiency and Renewable Energy; and Terry R. Lash, Assistant Secretary, Nuclear Energy.

FOREIGN OPERATIONS, EXPORT FINANCING, AND RELATED PROGRAMS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing, and Related Programs held a hearing on Security Assistance. Testimony was heard from Walter B. Slocombe, Under Secretary, Policy, Department of Defense; and Thomas McNamara, Assistant Secretary, Political-Military Affairs, Department of State.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the National Endowments for the Arts and the National Endowments for the Humanities. Testimony was heard from the following officials of the National Foundation on the Arts and the Humanities; Jane Alexander, Chairman, National Endowments for the Arts; and Sheldon Hackney, Chairman, National Endowments for the Humanities.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on Educational Research and Improvements, the Office of Inspector General, on Howard University and Special Institutions for the Disabled. Testimony was heard from the following officials of the Department of Education: Marshall S. Smith, Under Secretary; Thomas R. Bloom, Inspector General; H. Patrick Swygert, President, Howard University; Judith E. Heumann, Assistant Secretary, Special Education and Rehabilitative Services; Tuck Tinsley, III, President, American Printing House for the Blind; I. King Jordan, President, Gallaudet University; Robert R. Davila, Vice President and Wendell S. Thompson, Associate Director, both with the National Technical Institute for the Deaf, Rochester Institute of Technology; Ramon F. Rodriguez, Liaison Officer, Office of Special Institutions, Office of Special Education and Rehabilitative Services; Thomas P. Skelly, Director, Budget Service, Office of the Under Secretary; and Carol Cichowski, Director, Division of Special Education, Rehabilitation, and Research Analysis, Budget Service, Office of the Under Secretary.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction continued appropriations hearings. Testimony was heard from Members of Congress and public witnesses.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Fiscal Year 1998 Army Budget Overview and on Army Acquisition Programs. Testimony was heard from the Department of the Army: Togo D. West, Jr., Secretary; Gen. Dennis J. Reimer, USA, Chief of Staff; Gilbert F. Decker, Assistant Secretary, Research, Development and Acquisition; Lt. Gen. Ronald V. Hite, USA, Military Deputy to the Assistant Secretary (Research, Development and Acquisition).

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Federal Highway Administration and on the National Highway Traffic Safety Administration. Testimony was heard from the following officials of the Department of Transportation: Jane Garvey, Acting Administrator, Federal Highway Administration; and Ricardo Martinez, Administrator, National Highway Traffic Safety Administration.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the Federal Election Commission. Testimony was heard from the following officials of the FEC: John Warren McGarry, Chairman; Joan D. Aikens, Vice Chairman; and Scott E. Thomas, Commissioner.

MULTILATERAL DEVELOPMENT BANKS

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy held a hearing on Multilateral Development Banks. Testimony was heard from William E. Schuerch, Acting Deputy Assistant Secretary, International Development, Debt and Environment Policy, Department of the Treasury.

MISCELLANEOUS MEASURES

Committee on Commerce: Ordered reported the following bills: H.R. 968, to amend Title XVIII and XIX of the Social Security Act to permit a waiver of the prohibition of offering nurse aide training and competency evaluation programs in certain nursing facilities; and H.R. 1001, to extend the term of appointment of certain members of the Prospective Payment Assessment Commission and the Physician Payment Review Commission.

ASSISTED SUICIDE FUNDING RESTRICTION ACT

Committee on Commerce: Subcommittee on Health and Environment approved for full Committee action amended H.R. 1003, Assisted Suicide Funding Restriction Act of 1997.

EDUCATION INITIATIVES

Committee on Education and the Workforce: Held a hearing on the Administration's Education initiatives. Testimony was heard from Representatives Saxton and Green; and public witnesses.

GOVERNMENT PERFORMANCE RESULTS ACT IMPLEMENTATION

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology concluded hearings on the Government Performance and Results Act Implementation: How to Achieve Results. Testimony was heard from Rudolph W. Giuliani, Mayor, City of New York.

HHS'S DEMONSTRATION PROGRAM—INFANT MORTALITY

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on HHS's Demonstration Program: "Healthy Start: Implementation Lessons and Impact on Infant Mortality." Testimony was heard from Representatives Cummings, Stokes, and Thompson; from the following officials of the Public Health Service, Department of Health and Human Services: Audrey Nora, M.D., Director, Maternal and Child Health Bureau, Health Resources and Services Administration; James Marks, M.D., Director, Chronic Disease Center, Centers for Disease Control and Prevention; Duane Alexander, M.D., Director, Institute of Child Health and Human Development, NIH; and Lisa Simpson, Acting Administrator, Agency for Health Care Policy and Research; and public witnesses.

DRUG FREE COMMUNITY ACT

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice approved for full Committee action amended H.R. 956, Drug-free Communities Act of 1997.

Prior to this action, the Subcommittee held a hearing on this bill. Testimony was heard from Representatives Portman and Levin; and public witnesses.

COMMITTEE FUNDING

Committee on House Oversight: Ordered reported amended H. Res. 91, providing amounts for the expenses of certain committees of the House of Representatives.

U.S. FOREIGN ASSISTANCE—POLICY

Committee on International Relations: Held a hearing on Foreign Assistance and U.S. Foreign Policy. Testimony was heard from public witnesses.

AFRICA-U.S. DEVELOPMENT ASSISTANCE IMPACT

Committee on International Relations: Subcommittee on Africa held a hearing on the Impact of U.S. Development Assistance in Africa. Testimony was heard from George Moose, Assistant Secretary, Africa, Department of State; Carol Peasley, Acting Administrator, Africa, AID, U.S. International Development Cooperation Agency; and public witnesses.

FOREIGN RELATIONS AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on Foreign Relations Authorization for FY 1998: U.S. Information Agency and National Endowment for Democracy. Testimony was heard from the following officials of the U.S. Information Agency: Joseph D. Duffey, Director; and David Burke, Chairman, Broadcasting Board of Governors; and Carl Gershman, President, National Endowment for Democracy.

PRIVATE BILLS; COMMITTEE ORGANIZATION

Committee on the Judiciary: Subcommittee on Immigration and Claims considered a private immigration bill and a private claims bill.

The Committee also met for organizational purposes.

MILITARY HOUSING REVITALIZATION

Committee on National Security: Subcommittee on Military Installations and Facilities held a hearing on revitalization of military housing. Testimony was heard from the following officials of the Department of Defense: John B. Goodman, Deputy Under Secretary (Industrial Affairs and Installations); Paul W. Johnson, Deputy Assistant Secretary of the Army (Installations and Facilities); Duncan Holaday, Deputy Assistant Secretary of the Navy (Installations and Facilities); and Jimmy G. Dishner, Deputy Assistant Secretary of the Air Force (Installations).

MILITARY COMPENSATION REFORM

Committee on National Security: Subcommittee on Military Personnel held a hearing on military compensation reform and recruiting/retention issues. Testimony was heard from the following officials of the Department of Defense: Frederick Pang, Assistant Secretary (Force Management Policy); Lt. Gen. Frederick E. Vollrath, USA, Deputy Chief of Staff, Personnel, Department of the Army; Vice Adm. Daniel T. Oliver, USN, Chief, Naval Personnel, Department of the Navy; Lt. Gen. Michael D. McGinty, USAF, Deputy Chief of Staff, Personnel, Department of the Air Force; and Lt. Gen. Carol A. Mutter, USMC, Deputy Chief of Staff, Manpower and Reserve Affairs, Headquarters, U.S. Marine Corps.

RUSSIAN MISSILE DETARGETING AND NUCLEAR DOCTRINE

Committee on National Security: Subcommittee on Military Research and Development held a hearing on Russian Missile Detargeting and Nuclear Doctrine. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held a hearing on the following measures: H.R. 39, to reauthorize the African Elephant Conservation Act; and H. Con. Res. 8, expressing the sense of Congress with respect to the significance of maintaining the health and stability of coral reef ecosystems. Testimony was heard from Representatives Cunningham and Deutsch; Terry D. Garcia, Acting Assistant Secretary, Oceans and Atmosphere and Deputy Administrator, NOAA, Department of Commerce; Marshall Jones, Assistant Director, International Affairs, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

DISPOSAL OF FEDERAL LANDS—ACQUISITION OF SENSITIVE LAND

Committee on Resources: Subcommittee on National Parks and Public Lands held a hearing on H.R. 449, to provide for the orderly disposal of certain Federal lands in Clark County, Nevada, and to provide for the acquisition of environmentally sensitive lands in the State of Nevada. Testimony was heard from Senators Reid and Bryan; Mat Millenbach, Deputy Director, Bureau of Land Management, Department of the Interior; and public witnesses.

NSF AUTHORIZATION

Committee on Science: Subcommittee on Basic Research continued hearings on the NSF Fiscal Year 1998 Authorization, Part II: Math, Science, and Engineering Education Programs. Testimony was heard from public witnesses.

NOAA BUDGET AUTHORIZATION

Committee on Science: Subcommittee on Energy and Environment held a hearing on Fiscal Year 1998 Budget Authorization Request: NOAA. Testimony was heard from the following officials of the Department of Commerce: D. James Baker, Administrator, NOAA, and Under Secretary, Oceans and Atmospheres; and Frank DeGeorge, Inspector General; and Joel Willemssen, Director, Accounting and Information Management Division, GAO.

NASA AUTHORIZATION SPACE SHUTTLE PROGRAM

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on Fiscal Year NASA Authorization: Space Shuttle Program. Testimony was heard from the following officials of NASA: Steve Oswald, Deputy Associate Administrator (Space Shuttle); and Paul M.

Johnstone, Chairman, Aerospace Safety Panel; and a public witness.

FAA RESEARCH-ENGINEERING-DEVELOPMENT

Committee on Science: Subcommittee on Technology held a hearing on FAA Research, Engineering and Development. Testimony was heard from George L. Donohue, Associate Administrator, Research and Acquisitions, FAA, Department of Transportation; and a public witness.

ISTEA REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation continued hearings on Member policy initiatives and requests for highway and transit projects in the ISTEA Reauthorization. Testimony was heard from Members of Congress and public witnesses.

MEDICARE PREVENTIVE BENEFIT IMPROVEMENT ACT

Committee on Ways and Means: Subcommittee on Health held a hearing on H.R. 15, Medicare Preventive Benefit Improvement Act of 1997. Testimony was heard from Speaker Gingrich; Representatives Sisisky, Nethercutt and Furse; and public witnesses.

BUDGET AUTHORIZATIONS—CUSTOMS, INTERNATIONAL TRADE COMMISSION, OFFICE OF THE TRADE REPRESENTATIVE

Committee on Ways and Means: Subcommittee on Trade approved for full Committee action Budget Authorizations for Fiscal Year 1998 and 1999 for the U.S. Customs Service, the International Trade Commission, and the Office of the U.S. Trade Representative.

AIRBORNE RECONNAISSANCE

Permanent Select Committee on Intelligence: Subcommittee on Technical and Tactical Intelligence met in executive session to hold a hearing on Airborne Reconnaissance. Testimony was heard from departmental witnesses.

Joint Meetings

INCOME TAX SYSTEM

Joint Economic Committee: Committee concluded hearings to examine the economic problems of the income tax system, after receiving testimony from Lawrence B. Lindsey, former Member, Board of Governors of the Federal Reserve System; and Norman B. Ture, Institute for Research on the Economics of Taxation, Barry K. Rogstad, American Business Conference, and Lawrence Chimerine, Economic Strategy Institute, all of Washington, D.C.

GPO/ORGANIZATIONAL MEETING

Joint Committee on Printing: Committee concluded oversight hearings to review activities of the Government Printing Office, after receiving testimony from Michael F. DiMario, Public Printer, Wayne Kelley, Superintendent of Documents, and T.C. Evans, Product Services Manager, Office of Electronic Information Dissemination Services, Superintendent of Documents, all of the Government Printing Office.

Also, committee met and elected Senator Warner as Chairman, and Representative Thomas as Vice Chairman.

DISTRICT OF COLUMBIA

Joint Hearing: Senate Committee on Governmental Affairs' Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia concluded joint hearings with the House Committee on Government Reform and Oversight's Subcommittee on the District of Columbia to examine the financial condition of the government of the District of Columbia, after receiving testimony from Mayor Marion Barry, Charlene Drew Jarvis, Chairwoman, City Council, Andrew Brimmer, Chairman, Financial Responsibility and Management Assistance Authority/City Control Board, and Anthony Williams, Chief Financial Officer, all of the District of Columbia.

CHECHNYA

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission held hearings on the future of Chechnya, receiving testimony from Tim Guldimann, Organization on Security and Cooperation in Europe, Grozny, Chechnya.

Commission recessed subject to call.

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Friday, March 14, 1997

Senate

Chamber Action

Routine Proceedings, pages 3885–3922

Measures Introduced: Five bills were introduced, as follows: S. 443–447. **Page 3906**

Measures Reported: Reports were made as follows:

S. 104, to amend the Nuclear Waste Policy Act of 1982, with amendments. **Page 3907**

Independent Counsel: Senate began consideration of S.J. Res. 22, to express the sense of the Congress concerning the application by the Attorney General for the appointment of an independent counsel to investigate allegations of illegal fundraising in the 1996 Presidential election campaign. **Pages 3885, 3903**

Senate will continue consideration of the resolution on Monday, March 17, 1997.

Greek Independence Day: Senate agreed to S. Res. 56, designating March 25, 1997 as "Greek Independence

Day: A National Day of Celebration of Greek and American Democracy". **Page 3921**

Irish American Heritage Month: Committee on Judiciary was discharged from further consideration of S. Res. 59, designating the month of March of each year as "Irish American Heritage Month", and the resolution was then agreed to. **Page 3921**

Appointments:

Coordinating Council on Juvenile Justice and Delinquency Prevention: The Chair, on behalf of the Democratic Leader, pursuant to Public Law 93–415, as amended by Public Law 102–586, appointed Dr. Larry K. Brendtro, of South Dakota, to serve a two-year term on the Coordinating Council on Juvenile Justice and Delinquency Prevention. **Page 3922**

Nominations Confirmed: Senate confirmed the following nominations:

Princeton Nathan Lyman, of Maryland, to be an Assistant Secretary of State.

A routine list in the Foreign Service. **Page 3922**

Measures Placed on Calendar: **Page 3921**

Communications: **Page 3906**

Statements on Introduced Bills: **Page 3907**

Additional Cosponsors: **Page 3918**

Additional Statements: **Page 3918**

Adjournment: Senate convened at 10 a.m., and adjourned at 2:25 p.m., until 12 noon, on Monday, March 17, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 3922.)

Committee Meetings

NOMINATIONS

Committee on Environment and Public Works: Committee concluded hearings on the nominations of Johnny H. Hayes, of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority, Brig. Gen. Robert Bernard Flowers, USA, to be a Member and President of the Mississippi River Commission, and Judith M. Espinosa, of New Mexico, and D. Michael Rappoport, of Arizona, each to be a Member of the Board of Trustees of the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation, after the nominees (with the exception of Brig. Gen. Flowers) testified and answered questions in their own behalf. Mr. Hayes was introduced by Senator Frist, and Ms. Espinosa was introduced by Senator Bingaman.

AUTHORIZATION—HIGHER EDUCATION

Committee on Labor and Human Resources: Committee resumed hearings on proposed legislation authorizing funds for programs of the Higher Education Act, focusing on Pell grants and tax policy, receiving testimony from Margot Schenet, Specialist in Social Legislation, Congressional Research Service, Library of Congress; James B. Appleberry, American Association of State Colleges and Universities, and Sarah Flanagan, National Association of Independent Colleges and Universities, both of Washington, D.C.; and Michelle McDonald, Duluth, Minnesota.

Hearings continue on Thursday, March 20.

House of Representatives

Chamber Action

The House was not in session today. The House will next meet at 2 p.m. on Monday, March 17.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies continued appropriation hearings. Testimony was heard from public witnesses.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the U.S. Trade Representative and the SEC. Testimony was heard from Charlene Barshefsky, U.S. Trade Representative Designee; and Arthur Levitt, Jr., Chairman, SEC.

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Monday, March 17, 1997

Senate

Chamber Action

Routine Proceedings, pages 3923–3964

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 448–455, and S. Con. Res. 12. **Page 3943**

Independent Counsel: Senate resumed consideration of S.J. Res. 22, to express the sense of the Congress concerning the application by the Attorney General for the appointment of an independent counsel to investigate allegations of illegal fundraising in the 1996 Presidential election campaign. **Pages 3930, 3940**

Senate will continue consideration of the resolution on Tuesday, March 18, 1997.

Appointments:

National Civil Aviation Review Commission: The Chair, on behalf of the Majority Leader, pursuant to Public Law 104–264, appointed Senator Pressler and Richard E. Smith, Jr., of Mississippi to the National Civil Aviation Review Commission. **Page 3964**

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

Transmitting the notice relative to the emergency with respect to Iran; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–22). **Page 3941**

Messages From the President: **Page 3941**

Messages From the House: **Page 3942**

Measures Read First Time: **Page 3942**

Communications: **Page 3942**

Statements on Introduced Bills: **Page 3943**

Additional Cosponsors: **Page 3961**

Notices of Hearings: **Page 3963**

Additional Statements: **Pages 3963**

Adjournment: Senate convened at 12 noon, and adjourned at 4:28 p.m., until 10 a.m., on Tuesday, March 18, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 3964.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R.1083–1088, were introduced. **Page 3984**

Reports Filed: Reports were filed as follows:

H.R. 929, to amend title 18, United States Code, to ban partial-birth abortions, amended (H. Rept. 105–24, filed on March 14);

H.R. 672, to make technical amendments to certain provisions of title 17, United States Code, amended (H. Rept. 105–25);

H.R. 908, to establish a Commission on Structural Alternatives for the Federal Courts of Appeals (H. Rept. 105–26);

H.R. 927, to amend title 28, United States Code, to provide for appointment of United States marshals by the Attorney General (H. Rept. 105–27);

H.R. 924, to amend title 18, United States Code, to give further assurance to the right of victims of crime to attend and observe the trials of those accused of the crime, amended (H. Rept. 105–28);

H.R. 514, to permit the waiver of District of Columbia residency requirements for certain employees of the Office of the Inspector General of the District of Columbia, amended (H. Rept. 105–29);

H. Res. 91, providing amounts for the expenses of certain committees of the House of Representatives in the One Hundred Fifth Congress, amended (H. Rept. 105–30). **Page 3984**

National Civil Aviation Review Commission: The Speaker announced his appointment of Mr. John J. O'Connor of Philadelphia, Pennsylvania and Mr. D. Scott Yohe of Washington, D.C. to the National Civil Aviation Review Commission. Subsequently, read a letter from the Democratic Leader wherein he appointed Col. Leonard Griggs (retired) of Chesterfield, Missouri and Mr. John O'Brien of Lovettsville, Virginia to the commission. **Page 3965**

Presidential Message—National Emergency re Iran: Read a message from the President wherein he transmitted his report concerning the National Emergency with respect to Iran. Referred to the Committee on International Relations and ordered printed (H. Doc. 105–53). **Page 3965**

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

Adjournment: Met at 2:00 p.m. and adjourned at 4:05 p.m.

Committee Meetings

No Committee meetings were held.

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Tuesday, March 18, 1997

Senate

Chamber Action

Routine Proceedings, pages 3995–4111

Measures Introduced: Fifteen bills and three resolutions were introduced, as follows: S. 456–470, S.J. Res. 23, and S. Res. 64–65. **Page 4035**

Measure Rejected:

Campaign Financing/Constitutional Amendment: By 38 yeas to 61 nays (Vote No. 31), two-thirds of those Senators duly chosen and voting, not having voted in the affirmative, Senate rejected S.J. Res. 18, proposing an amendment to the Constitution of the United States re-

lating to contributions and expenditures intended to affect elections. **Page 3995**

Independent Counsel: Senate resumed consideration of S.J. Res. 22, to express the sense of the Congress concerning the application by the Attorney General for the appointment of an independent counsel to investigate allegations of illegal fundraising in the 1996 Presidential election campaign. **Page 4016**

Independent Counsel: Senate began consideration of S.J. Res. 23, expressing the sense of the Congress that the Attorney General should exercise her best professional judgment, without regard to political pressures, on whether to invoke the independent counsel process to investigate alleged criminal misconduct relating to any election campaign. **Page 4030**

A unanimous-consent time-agreement was reached providing for further consideration of S.J. Res. 22 and S.J. Res. 23, both listed above, on Wednesday, March 19, 1996, with votes to occur thereon. **Page 4108**

Nominations Confirmed: Senate confirmed the following nominations:

Keith R. Hall, of Maryland, to be an Assistant Secretary of the Air Force. **Pages 4108, 4111**

Messages From the House: **Page 4031**

Measures Placed on Calendar: **Page 4031**

Communications: **Page 4032**

Petitions: **Page 4032**

Executive Reports of Committees: **Page 4032**

Statements on Introduced Bills: **Page 4035**

Additional Cosponsors: **Page 4102**

Notices of Hearings: **Page 4103**

Authority for Committees: **Page 4103**

Additional Statements: **Page 4103**

Record Votes: One record vote was taken today. (Total—31) **Page 4108**

Adjournment: Senate convened at 12 noon, and adjourned at 7:05 p.m., until 10:30 a.m., on Wednesday, March 19, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 4111.)

Committee Meetings

AUTHORIZATION—AGRICULTURAL RESEARCH

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation authorizing funds for agricultural research programs of the 1996 Farm Bill, receiving testimony from Robert B. Horsch, Monsanto Company, St. Louis, Missouri; David E. Ervin, Henry A. Wallace Institute for Alternative Agriculture, Greenbelt, Maryland; Robert G. Cassens, University of Wisconsin, Madison, on behalf of the Federation of American Societies of Food Animal Sciences; William W. McFee, Purdue University, West Lafayette, Indiana, on behalf of the American Society of Agronomy, Crop Science Society of America, and the Soil Science Society of America; Ron Warfield, Illinois Farm Bureau, Bloomington, on behalf of the American Farm Bureau Federation; Phil McLain, Statesville, North Carolina, on behalf of the National Association of Wheat Growers; Mike Wehler, Plain, Wisconsin, on behalf of the Animal Agriculture Coalition; Dennis Wiese, South Dakota Farmers Union, Flandreau, on behalf of the National Farmers Union; and Ron Rosmann, Harlan, Iowa, on behalf of the Practical Farmers of Iowa and the Kellogg Foundation/Integrated Farming Systems Project.

Hearings continue on Thursday, March 20.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Department of Agriculture, receiving testimony in behalf of funds for their activities from James R. Lyons, Under Secretary, Natural Resources and Environment, Paul W. Johnson, Chief, Gary A. Margheim, Acting Associate Chief and Acting Deputy Chief for Science and Technology, Thomas A. Weber, Deputy Chief for Management, Lawrence E. Clark, Deputy Chief for Programs, and Carole Jett, Acting Deputy Chief for Soil Survey and Resources Assessment, all of the Natural Resources Conservation Service, and Dennis Kaplan, Deputy Director for Budget, Legislative and Regulatory Systems, all of the Department of Agriculture.

Subcommittee will meet again on Tuesday, April 8.

APPROPRIATIONS—FEMA

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Federal Emergency Management Agency, receiving testimony from James Lee Witt, Director, FEMA.

Subcommittee will meet again on Tuesday, April 8.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, focusing on military strategies and operational requirements of the unified commands, receiving testimony from Gen. George A. Joulwan, USA, Commander-in-Chief, U.S. European Command; Adm. Joseph W. Prueher, USN, Commander-in-Chief, U.S. Pacific Command; and Gen. John H. Tilelli, USA, Commander-in-Chief, United Nations Command, Combined Forces Command, and United States Forces Korea.

Committee will meet again on Thursday, March 20.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nominations of Yolanda Townsend Wheat, of Missouri, to be a Member of the National Credit Union Administration Board, Jeffrey A. Frankel, of California, to be a Member of the Council of Economic Advisers, Charles A. Gueli, of Maryland, to be a Member of the Board of Directors of the National Institute of Building Sciences, and Susan R. Baron, of Maryland, to be a Member of the National Corporation for Housing Partnerships.

COAST GUARD BUDGET

Committee on Commerce, Science, and Transportation: Subcommittee on Oceans and Fisheries concluded hearings to examine the President's proposed budget request for fiscal year 1998 for the United States Coast Guard, after receiving testimony from Adm. Robert E. Kramek, Commandant, U.S. Coast Guard, Department of Transportation.

INTERSTATE WASTE AND FLOW CONTROL

Committee on Environment and Public Works: Committee concluded hearings on proposals to authorize State and local governments to enact flow control laws and to regulate the interstate transportation of solid waste, after receiving testimony from Senators Coats, Specter, and Levin; Representatives Franks and Pascrell; Mayor John E. Rooney, Northvale, New Jersey, on behalf of the Mayors' Task Force Against Flow Control; Deputy Mayor for Operations Randy M. Mastro, New York, New York; Randy Johnson, Hennepin County, Minnesota, on behalf of the National Association of Counties; David K. Leff, Connecticut Department of Environmental Protection, Hartford; Grover G. Norquist, Americans for Tax Reform, Washington, D.C.; John Broadway, Richmond, Virginia, on behalf of the National Federation of Independent Business; James M. Seif, Pennsylvania Department of Environmental Protection, Harrisburg; John Cahill, New York State Department of Environmental Conservation, Albany; David L. Olson, Max, North Dakota, on behalf of the Dakota Resource Council/Western Organization of Resource Councils; and Anthony Ciofalo, Allied Waste Industries, Scottsdale, Arizona, on behalf of the National Solid Wastes Management Association/Environmental Industry Associations.

CHINA

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings to examine the future of China, focusing on the effect the death of Deng Xiaoping will have on Chinese domestic and foreign policies, after receiving testimony from Winston Lord, New York, New York, former Assistant Secretary of State for East Asian and Pacific Affairs; James R. Lilley, Institute for Global Chinese Affairs/University of Maryland, College Park; Harry Harding, Elliott School of International Affairs/George Washington University, and Robert Kagan, American University, both of Washington, D.C.; Winberg Chai, University of Wyoming, Laramie; and Chen You-wei, Paul H. Nitze School of Advanced International Studies, Potomac, Maryland.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Donald M. Middlebrooks, to be United States District Judge for the Southern District of Florida, Jeffrey T. Miller, of California, to be United States District Judge for the Southern District of California, Margaret M. Morrow, to be United States District Judge for the Central District of California, and Robert W. Pratt, to be United States District Judge for the Southern District of Iowa, after the nominees testified and answered questions in their own behalf. Mr. Middlebrooks was introduced by Senators Mack and Graham, Mr. Miller was introduced by Senator Feinstein, Ms. Morrow was introduced by Senator Boxer and Representative Rogan, and Mr. Pratt was introduced by Senators Grassley and Harkin.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 4, to provide private sector employees the same opportunities for time-and-a-half compensatory time off, biweekly work programs, and flexible credit hour programs to help balance the demands and needs of work and family, and to clarify the provisions relating to exemptions of certain professionals from the minimum wage and overtime requirements of the Fair Labor Standards Act of 1938; and

The nominations of John A. Armstrong, of Massachusetts, Jane Lubchenco, of Oregon, Vera C. Rubin, of the District of Columbia, Bob H. Suzuki, of California, Richard A. Tapia, of Texas, Mary K. Gaillard, of California, M.R.C. Greenwood, of California, Stanley Vincent Jaskolski, of Ohio, and Eamon M. Kelly, of Louisiana, each to be a Member of the National Science Board, National Science Foundation, Arthur I. Blaustein, of California, Lorraine Weiss Frank, of Arizona, and Susan Ford Wiltshire, of Tennessee, each to be a Member of the National Council on the Humanities, Dave Nolan Brown, of Washington, to be a Member of the National Council on Disability, Donna Holt Cunninghame, of Maryland, to be Chief Financial Officer, Corporation for National and Community Service, Jon Deveaux, of New York, to be a Member of the National Institute for Literacy Advisory Board, Magdalena G. Jacobsen, of Oregon, to be a Member of the National Mediation Board, Mary Lucille Jordan, of Maryland, and Theodore Francis Verheggen, of the District of Columbia, each to be a Member of the Federal Mine Safety and Health Review Commission, Joseph Lane Kirkland, of the District of Columbia, to be a Member of the Board of Directors of the United States

Institute of Peace, Nathan Leventhal, of New York, to be a Member of the National Council on the Arts, and a Public Health Service Corps list received by the Senate on January 30, 1997.

NOMINATION

Committee on Labor and Human Resources: Committee concluded hearings on the nomination of Alexis M. Herman, of Alabama, to be Secretary of Labor, after the nominee, who was introduced by Senator Shelby and Representative Callahan, testified and answered questions in her own behalf.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 1089–1118, were introduced. **Page 4184**

Reports Filed: Reports were filed as follows:

H.R. 968, to amend title XVIII and XIX of the Social Security Act to permit a waiver of the prohibition of offering nurse aide training and competency evaluation programs in certain nursing facilities, amended (H. Rept. 105–23 Part II); and

H. Res. 99, providing for consideration of H.R. 1, to amend the Fair Labor Standards Act of 1938 to provide compensatory time for employees in the private sector (H. Rept. 105–31). **Page 4184**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative DeLay to act as Speaker pro tempore for today. **Page 4112**

Recess: The House recessed at 1:20 p.m. and reconvened at 2 p.m. **Page 4118**

Suspensions: The House voted to suspend the rules and pass the following measures:

Victims of Crime: H.R. 924, amended, to amend title 18, United States Code, to give further assurance to the right of victims of crime to attend and observe the trials of those accused of the crime (passed by a yea-and-nay vote of 418 yeas to 9 nays, Roll No. 52); **Pages 4119, 4134**

U.S. Marshals Service: H.R. 927, to amend title 28, United States Code, to provide for appointment of United States marshals by the Attorney General; **Page 4124**

Technical Corrections to Copyright Laws: H.R. 672, amended, to make technical amendments to certain provisions of title 17, United States Code (passed by a yea-and-nay vote of 424 yeas to 2 nays, Roll No. 53); and **Pages 4125, 4140**

Waiver of Residency Requirements for Certain District of Columbia Employees: H.R. 514, amended, to permit the waiver of District of Columbia residency requirements for certain employees of the Office of the Inspector General of the District of Columbia. Agreed to amend the title. **Page 4128**

Recess: The House recessed at 3:45 p.m. and reconvened at 5 p.m. **Page 4134**

Oroville-Tonasket Irrigation District: The House passed H.R. 412, to approve a settlement agreement between the Bureau of Reclamation and the Oroville-Tonasket Irrigation District. **Page 4129**

Agreed to the Committee amendment in the nature of a substitute. **Page 4129**

Rejected the Miller of California amendment that sought to require the irrigation district to pay fair market value for the property and facilities; determine the market value by a panel of three appraisers; and specifies that the district and Secretary of the Interior each select one panel member, with the third member selected by the other two (rejected by a recorded vote of 195 ayes to 232 noes, Roll No. 50). **Page 4135**

H. Res. 94, the rule under which the bill was considered, was agreed to earlier by a voice vote. **Page 4129**

Investment Advisors: Considered by unanimous consent, the House passed S. 410, to extend the effective date of the Investment Advisers Supervision Coordination Act. **Page 4141**

Assistant Clerk Designations: Read a letter from the Clerk wherein she designates Ms. Julie Perrier, Assistant Clerk, and Mr. Ray Strong, Assistant Clerk, to sign papers and do other acts under the name of the Clerk of the House of Representatives in the Clerk's temporary absence or disability. **Page 4144**

Quorum Calls—Votes: Two yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 4138, 4139, and 4140. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 11:28 p.m.

Committee Meetings

AGRICULTURE TRADE

Committee on Agriculture: Held a hearing on Agriculture Trade into the 21st century. Testimony was heard from Dan Glickman, Secretary of Agriculture.

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Federal Drug Administration and Related Agencies held a hearing on Departmental Administration and Office of the Chief Financial Officer. Testimony was heard from the following officials of the USDA: Pearlie Reed, Acting Assistant Secretary, Administration; Irwin T. David, Acting Chief Financial Officer; and Anne F. Thomson Reed, Acting Chief Information Officer.

The Subcommittee also continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Department of Commerce and on the International Trade Administration/International Trade Commission. Testimony was heard from Stuart E. Eizenstat, Under Secretary, International Trade Administration, Department of Commerce; and Marcia E. Miller, Chairman, U. S. International Trade Commission.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Geological Survey and on Secretary of Energy. Testimony was heard from Gordon P. Eaton, Director, U.S. Geological Survey, Department of the Interior; and Federico Peña, Secretary of Energy.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on the National Institute of Mental Health, the National Institute of Aging, the National Institute of Neurological Disorders and Stroke, and the National Institute of General Medical Sciences. Testimony was heard from the following officials of the Department of Health and Human Services: Dennis P. Williams, Deputy Assistant Secretary, Budget; Steven E. Hyman, M.D., Director, Richard K. Nakamura, M.D., Associate Director, Science Policy, William T. Fitzsimmons, Executive Officer, Gemma M. Weiblinger, Special Assistant to the Director and J. Richard Pine, Budget Officer, all with the National Institute of Mental Health; Richard J. Hodes, M.D., Director, National Institute of Aging; Harold Varmus, M.D., Director, NIH; Zach W. Hall, M.D., Director, National Institute of Neurological Disorders and Stroke; and Marvin Cassman, M.D., Director, National Institute of General Medical Sciences.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the FAA. Testimony was heard from Barry Valentine, Acting Administrator, FAA, Department of Transportation.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the National Archives. Testimony was heard from John W. Carlin, Archivist of the United States, National Archives and Records Administration.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies held a hearing on the Department of Housing and Urban Development. Testimony was heard from Andrew M. Cuomo, Secretary of Housing and Urban Development.

HOMEOWNERS INSURANCE PROTECTION ACT

Committee on Banking and Financial Services: Held a hearing on H.R. 607, Homeowners Insurance Protection Act. Testimony was heard from Representatives Hansen, Kennedy of Massachusetts and Waters; Michael Stamper, Executive, Vice President, Risk Management, Federal Home Loan Mortgage Corporation; and public witnesses.

SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ACT REAUTHORIZATION

Committee on Commerce: Subcommittee on Health and Environment held a hearing on the reauthorization of the Substance Abuse and Mental Health Services Act (SAMSHA). Testimony was heard from Nelba R. Chavez, Administrator, Substance Abuse and Mental Health Services Administration, Department of Health and Human Services; Frankie Sue Del Papa, Attorney General, State of Nevada; and public witnesses.

MANDATORY UNION DUES

Committee on Education and the Workforce: Subcommittee on Employer-Employee Relations held a hearing on mandatory union dues. Testimony was heard from Representative Torres; and public witnesses.

OVERSIGHT—HHS AND VETERANS' AFFAIRS; MISSION MANAGEMENT AND PERFORMANCE

Committee on Government Reform and Oversight: Subcommittee on Human Resources continued oversight hearings on the Department of Health and Human Services and the Department of Veterans' Affairs: Mission, Management, and Performance. Testimony was heard from June Gibbs Brown, Inspector General, Department of Health and Human Services; the following officials of the GAO: Richard L. Hembra, Assistant Comptroller General, Health, Education and Human Services; Thomas G. Dowdal, Assistant Director, Health Financing and Public Health Issues; and David P. Baine, Director, Federal Health Care Delivery Issues; and William Merriman,

Deputy Inspector General, Department of Veterans Affairs.

OPIC—AUTHORIZE, PRIVATIZE, REFORM OR TERMINATE

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing to review the Overseas Private Investment Corporation—Authorize, Privatize, Reform, or Terminate. Testimony was heard from Ruth Harkin, CEO, Overseas Private Investment Corporation, U.S. International Development Cooperation Agency; and public witnesses.

FOREIGN RELATIONS AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on the Foreign Relations Authorization for FY 1998–99: International Organizations and Conferences. Testimony was heard from Princeton Lyman, Acting Assistant Secretary, Bureau of International Organization Affairs, Department of State.

TAX LIMITATION—CONSTITUTIONAL AMENDMENT

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on H.J. Res. 62, proposing an amendment to the Constitution of the United States with respect to tax limitation. Testimony was heard from Representative Shadegg; and public witnesses.

MILITARY BASE REALIGNMENT AND CLOSURE PROCESS

Committee on National Security: Subcommittee on Military Installations and Facilities held a hearing on current implementation issues in the base realignment and closure process. Testimony was heard from John B. Goodman, Deputy Under Secretary (Industrial Affairs and Installations), Department of Defense; and Neil Singer, Deputy Assistant Director, National Security, CBO.

NEW ATTACK SUBMARINE PROGRAM

Committee on National Security: Subcommittee on Military Procurement held a hearing on the New Attack Submarine Program. Testimony was heard from the following officials of the Department of the Navy: John W. Douglass, Assistant Secretary, Navy, Research, Development and Acquisition; and Vice Adm. Donald Tilling, USN, Deputy Chief of Naval Operations, Resources, Requirements and Assessments; Ronald O'Rourke, Specialist in National Defense, Congressional Research Service, Library of Congress; and public witnesses.

MILITARY DEPOT-LEVEL MAINTENANCE ISSUES

Committee on National Security: Subcommittee on Military Readiness held a hearing on depot-level maintenance issues. Testimony was heard from David R. Warren, Director, Defense Management Issues, GAO; and the following officials of the Department of Defense: Gen. Johnnie E. Wilson, USA, Commander, Army Materiel Command; Vice Adm. George R. Sterner, USN, Commander, Naval Sea Systems Command and Vice Adm. John A. Lockard, USN, Commander, Naval Air Systems Command, both with the Department of the Navy; Gen. Henry Viccellio, Jr., USAF, Commander, Air Force Materiel Command, Department of the Air Force; and Brig. Gen. Harry K. Barnes, USMC, Commander, Marine Corps Logistics Bases, Headquarters, U.S. Marine Corps; and public witnesses.

OVERSIGHT—NATION'S FORESTS MANAGEMENT

Committee on Resources: Subcommittee on Forests and Forest Health held an oversight hearing on Management of our Nation's forests and criteria for determining healthy forests. Testimony was heard from Michael Dombeck, Chief, Forest Service, USDA; and public witnesses.

WORKING FAMILIES FLEXIBILITY ACT

Committee on Rules: Granted a modified closed rule providing 1 hour of debate on H.R. 1, Working Families Flexibility Act of 1997. The rule makes in order the Committee on Education and the Workforce amendment in the nature of a substitute now printed in the bill as an original bill for the purpose of amendment and provides that it shall be considered as read.

The rule makes in order only those amendments printed in the report of the Committee on Rules. The amendments made in order by this rule shall be considered only in the order 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, shall not be subject to amendment, and shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole. The rule further provides that an amendment designated to be offered by the chairman of the Committee on Education and the Workforce or his designee may be offered en bloc with one or more other such amendments.

Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Goodling and Representatives Fawell, Ballenger, Clay, Miller of California and Owens.

BUDGET VIEWS AND ESTIMATES

Committee on Rules: Approved its Budget Views and Estimates for Fiscal Year 1998 for transmission to the Committee on the Budget.

U.S. FIRE ADMINISTRATION

Committee on Science: Subcommittee on Basic Research held a hearing on the fiscal year 1998 Authorization of the United States Fire Administration. Testimony was heard from Carrye Brown, Administrator, U.S. Fire Administration, FEMA; and public witnesses.

ISTEA REAL INFRASTRUCTURE PROGRAMS

Committee on Transportation and Infrastructure: Subcommittee on Railroads held a hearing on the ISTEA Rail Infrastructure Programs. Testimony was heard from Don Itzkoff, Deputy Administrator, Federal Railroad Administration, Department of Transportation; Leo Howard, Chairman, Board of Directors, Rail Authority, State of West Virginia; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Subcommittee on Health approved for full Committee action the following bills: H.R. 1001, to extend the term of appointment of certain members of the Prospective Payment Assessment Commission and the Physician Payment Review Commission; and H.R. 1003, Assisted Suicide Funding Restriction Act of 1997.

IRS BUDGET—TAX RETURN FILING SEASON

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the IRS Budget for fiscal year 1998 and the 1997 Tax Return Filing Season. Testimony was heard from Representative Archer; Mike Dolan, Deputy Commissioner, IRS, Department of the Treasury; Lynda D. Willis, Director, Tax Policy and Administration Issues, General Government Division, GAO; and public witnesses.

U.S. TRADE POLICY OBJECTIVES AND INITIATIVES

Committee on Ways and Means: Subcommittee on Trade held a hearing on the U.S. Trade Policy Objectives and Initiatives. Testimony was heard from Representative Visclosky; Charlene Barshefsky, U.S. Trade Representative-designate; and public witnesses.

BUDGET—TECHNICAL INTELLIGENCE

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on the Budget—Technical Intelligence: Requirements, Collection, Processing and Exploitation. Testimony was heard from departmental witnesses.

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Wednesday, March 19, 1997

Senate

Chamber Action

Routine Proceedings, pages 4205–4291

Measures Introduced: Eleven bills and one resolution were introduced, as follows: S. 471–481, and S. Con. Res. 13. **Page 4268**

Measures Passed:

Independent Counsel: By 55 yeas to 44 nays (1 responding present) (Vote No. 32), Senate passed S.J. Res. 22, to express the sense of the Congress concerning the application by the Attorney General for the appointment of an independent counsel to investigate allegations of illegal fundraising in the 1996 Presidential election campaign. **Page 4205**

Victim Allocution Clarification: Senate passed H.R. 924, to amend title 18, United States Code, to give further assurance to the right of victims of crime to attend and observe the trials of those accused of the crime, clearing the bill for the President. **Page 4221**

Measure Rejected:

Independent Counsel: By 58 yeas to 41 nays (1 responding present) (Vote No. 33), Senate tabled S.J. Res. 23, expressing the sense of the Congress that the Attorney General should exercise her best professional judgment, without regard to political pressures, on whether to invoke the independent counsel process to investigate alleged criminal misconduct relating to any election campaign. **Page 4213**

Appointments:

National Civil Aviation Review Commission: The Chair, on behalf of the Democratic Leader, pursuant to Public Law 104–264, appointed the following individuals to the National Civil Aviation Review Commission: Linda Barker, of South Dakota, and William Bacon, of South Dakota. **Page 4290**

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

Transmitting the report of a proposed rescission of budgetary resources; which was referred jointly, pursuant to the order of January 30, 1975, to the Committee on Appropriations, to the Committee on the Budget, and to the Committee on Energy and Natural Resources. (PM–23). **Page 4268**

Transmitting the report on environmental quality; referred to the Committee on Environment and Public Works. (PM–24). **Page 4268**

Nominations Confirmed: Senate confirmed the following nominations: By 76 yeas to 23 nays (Vote No. 34 EX), Merrick B. Garland, of Maryland, to be United States Circuit Judge for the District of Columbia Circuit. **Pages 4252, 4291**

Nominations Received: Senate received the following nominations:

James H. Atkins, of Arkansas, to be a Member of the Federal Retirement Thrift Investment Board for a term expiring September 25, 2000.

Kathryn O'Leary Higgins, of South Dakota, to be Deputy Secretary of Labor.

Kevin Emanuel Marchman, of Colorado, to be an Assistant Secretary of Housing and Urban Development.

Richard Thomas White, of Michigan, to be a Member of the Foreign Claims Settlement Commission of the United States for a term expiring September 30, 1999.

1 Navy nomination in the rank of admiral. **Page 4291**

Messages From the President: **Page 4268**

Messages From the House: **Page 4268**

Measures Referred: **Page 4268**

Statements on Introduced Bills: **Page 4269**

Additional Cosponsors: **Page 4286**

Amendments Submitted: **Page 4287**

Authority for Committees: **Page 4288**

Additional Statements: **Page 4288**

Record Votes: Three record votes were taken today. (Total—34) **Pages 4213, 4215, 4252**

Adjournment: Senate convened at 10:30 a.m., and adjourned at 8:20 p.m., until 9:30 a.m., on Thursday, March 20, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 4290.)

Committee Meetings

APPROPRIATIONS—SEC

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary and Related Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Securities and Exchange Commission, receiving testimony from Arthur Levitt, Chairman, Securities and Exchange Commission.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—DEFENSE INTELLIGENCE

Committee on Appropriations: Subcommittee on Defense held closed hearings on proposed budget estimates for fiscal year 1998 for defense intelligence programs, receiving testimony from George J. Tenet, Acting Director, and Nora Slakin, Executive Director, both of the Central Intelligence Agency; and Gen. Patrick M. Hughes, USA, Director, Defense Intelligence Agency, Gen. Kenneth A. Minihan, USAF, Director, National Security Agency, and Keith R. Hall, Acting Director, National Reconnaissance Office, all of the Department of Defense.

Subcommittee will meet again on Wednesday, April 9.

DEFENSE ACQUISITION

Committee on Armed Services: Subcommittee on Acquisition and Technology held hearings to examine the status of acquisition reform in the Department of Defense, receiving testimony from Paul G. Kaminski, Under Secretary of Defense for Acquisition and Technology; John W. Douglass, Assistant Secretary of the Navy for Research, Development and Acquisition; Lt. Gen. George Muellner, Principal Deputy Assistant Secretary of the Air Force for Acquisition; Kenneth Oscar, Deputy Assistant Secretary of the Army for Procurement; Thomas J. Madden, Venable, Baetjer, Howard, and Civiletti, and Karen L. Wilson, Allied Signal, Inc., both of Washington, D.C.; John Delane, DELJEN, Inc., Rolling Hills Estates, California; and Bert M. Concklin, Professional Services Council, Vienna, Virginia.

Subcommittee recessed subject to call.

AUTHORIZATION—MILITARY READINESS

Committee on Armed Services: Subcommittee on Readiness held hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, focusing on military readiness accounts, receiving testimony from Maj. Gen. Thomas A. Braaten, USMC, Assistant Deputy Chief of Staff for Programs and Resources, Headquarters Marine Corps; Rear Adm. James S. Amerault, USN, Director, Office of Budget/Fiscal Management Division; Maj. Gen. Roger G. Thompson, Jr., USA, Director of Army Budget, Office of Assistant Secretary of the Army for Financial Management; and Maj. Gen. George T. Stringer, USAF, Deputy Assistant Secretary for Budget, Office of Assistant Secretary of the Air Force/Financial Management Comptroller.

Subcommittee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on SeaPower held hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, receiving testimony from John W. Douglass, Assistant Secretary of the Navy for Research, Development and Acquisition; and Gen. Charles C. Krulak, Commandant of the Marine Corps.

Subcommittee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces resumed hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Defense and the future years defense program, focusing on Department of Energy weapons programs, receiving testimony from Victor H. Reis, Assistant Secretary, Defense Program, Department of Defense; Gen. Eugene E. Habiger, USAF, Commander-in-Chief, U.S. Strategic Command; Sigfried S. Hecker, Director, Los Alamos National Laboratory, C. Paul Robinson, President, Sandia National Laboratories, and Bruce Tarter, Director, Lawrence Livermore National Laboratory, all of the Department of Energy; Ambrose Schwallie, Westinghouse/Savannah River Corporation, Aiken, South Carolina; Karen K. Clegg, Allied Signal, Inc., Kansas City, Missouri; F.P. Gustavson, Lockheed Martin Energy Systems, Oak Ridge, Tennessee; and William Weinreich, Mason Hanger/Pantex Plant, Amarillo, Texas.

Subcommittee recessed subject to call.

1998 BUDGET

Committee on the Budget: Committee met to discuss certain functions of the proposed fiscal year 1998 budget resolution.

Committee recessed subject to call.

PRO-CODE ACT

Committee on Commerce, Science, and Transportation: Committee held hearings on S. 377, to promote electronic commerce by facilitating the use of strong encryption, receiving testimony from Louis J. Freeh, Director, Federal Bureau of Investigation, Department of Justice; William P. Crowell, Deputy Director, National Security Agency, Department of Defense; William A. Reinsch, Under Secretary, Bureau of Export Administration, Department of Commerce; David L. Aaron, United States Permanent Representative to the Organization for Economic Cooperation and Development; James Barksdale, Netscape Communications, Inc., Mountain View, California; Edward J. Black, Computer Communications Industry Association, Washington, D.C.; and Joseph R. Kretz, FMC Corporation, Chicago, Illinois.

Hearings were recessed subject to call.

UNIVERSAL TELEPHONE SERVICE

Committee on Commerce, Science, and Transportation: Subcommittee on Communications held hearings to examine the Federal Communications Commission implementation of the Telecommunications Act of 1996, focusing on efforts to implement universal telephone service reform and FCC proposals to assess new per-minute fees on Internet service providers, receiving testimony from Gene Kimmelman, Consumers Union, Washington, D.C.; Jay Kitchen, Personal Communications Industry Association, Alexandria, Virginia; Joan Mandeville, Montana Telephone Association, Great Falls; and Donn Wonnell, Pacific Telcom, Inc., Vancouver, Washington.

Hearings were recessed subject to call.

AUTHORIZATION—SURFACE TRANSPORTATION

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure resumed hearings on proposed legislation authorizing funds for programs of the Intermodal Surface Transportation Efficiency Act of 1991, focusing on environmental programs and statewide and metropolitan planning, receiving testimony from Jane F. Garvey, Acting Administrator, Federal Highway Administration, Department of Transportation; David M. Gardiner, Assistant Administrator for Policy, Planning and Evaluation, Environmental Protection Agency; Thomas Walker, Wisconsin Road Builders Association, Madison, on behalf of the American Road and Transportation Builders Association; Hal Hiemstra, Rails-to-Trails Conservancy, Meg Maguire, Scenic America, and Hank Dittmar, Surface Transportation Policy Project, all of Washington, D.C.; Leon S. Kenison, New Hampshire Department of Transportation, Concord; Lawrence D. Dahms, Oakland Metropolitan Transportation Commission, Oakland, California; M. Michael Cooke, Board of Douglas County Commissioners, Castle Rock, Colorado; Guillermo V. Vidal, Colorado Department of Transportation, Denver; and Timothy S. Stowe, Anderson and Associates, Blacksburg, Virginia, on behalf of the American Consulting Engineers Council.

Hearings were recessed subject to call.

MEDICARE CHOICES

Committee on Finance: Committee held hearings to examine proposals to improve choices under the Medicare program, receiving testimony from Bruce C. Vladeck, Administrator, Health Care Financing Administration, Department of Health and Human Services; Michael J. Thompson, Price Waterhouse, on behalf of the American Academy of Actuaries, and Diane Archer, Medicare Rights Center, both of New York, New York; and Mary Lou Martin, Blue Cross of California, Long Beach, on behalf of the Health Insurance Association of America and the Blue Cross/Blue Shield Association.

Hearings continue tomorrow.

SUBCOMMITTEE MEMBERSHIP

Committee on Governmental Affairs: Committee announced the following subcommittee assignments:

Subcommittee on International Security, Proliferation and Federal Services: Senators Cochran (Chair), Stevens, Collins, Domenici, Nickles, Specter, Levin, Akaka, Durbin, Torricelli, and Cleland.

Subcommittee on Oversight of Government Management, Restructuring and the District of Columbia: Senators Brownback (Chair), Roth, Specter, Lieberman, and Cleland.

Permanent Subcommittee on Investigations: Senators Collins (Chair), Roth, Stevens, Brownback, Domenici, Cochran, Nickles, Specter, Glenn, Levin, Lieberman, Akaka, Durbin, Torricelli, and Cleland.

JUVENILE CRIME

Committee on the Judiciary: Committee concluded hearings to examine efforts by private individuals, community organizations, and religious groups to prevent juvenile crime, after receiving testimony from Steve Young, San Francisco, California, on behalf of the Sport, Education & Values Foundation; Kery Oldroyd and Amador Guzman, both of the Boys & Girls Clubs of Greater Salt Lake, Salt Lake City, Utah; Rev. Jeffrey L. Brown, Union Baptist Church, Cambridge, Massachusetts, on behalf of the Ten Point Coalition of Boston; Mary Lyman Jackson, Exodus Youth Services, Inc., Gaithersburg, Maryland; and Father Joseph Del Vecchio, Archdiocese of Washington, Washington, D.C.

INTERNET CRIMES

Committee on the Judiciary: Subcommittee on Technology, Terrorism, and Government Information concluded hearings to examine the scope of Internet crimes affecting consumers and the Federal response, after receiving testimony from Senator Leahy; Robert S. Litt, Deputy Assistant Attorney General, Criminal Division, and Charles L. Owens, Chief, Financial Crimes Section, Federal Bureau of Investigation, both of the Department of Justice; Michael C. Stenger, Special Agent in Charge, Financial Crimes Division, U.S. Secret Service, Department of the Treasury; and Wisconsin Attorney General James E. Doyle, Madison.

FDA REFORM

Committee on Labor and Human Resources: Committee held hearings on proposals to reform the performance, efficiency, and use of resources of the Food and Drug Administration, receiving testimony from Michael A. Friedman, Lead Deputy Commissioner and Deputy Commissioner for Operations, D. Bruce Burlington, Director, Center for Devices and Radiological Health, Fred R. Shank, Director, Center for Food Safety and Applied Nutrition, Stephen F. Sundlof, Director, Center for Veterinary Medicine, Janet Woodcock, Director, Center for Drug Evaluation and Research, and Kathryn C. Zoon, Director, Center for Biologics Evaluation and Research, all of the Food and Drug Administration, Department of Health and Human Services.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 1119–1135; 1 private bill, H.R. 1136; and 1 resolution, H.J. Res. 64, were introduced. **Page 4366**

Reports Filed: Reports were filed as follows:

H. Res. 100, providing for consideration of H.R. 1122, to amend title 18, United States Code, to ban partial-birth abortions (H. Rept. 105–32); and

H. Res. 101, providing for consideration of H. Res. 91, providing amounts for the expenses of certain committees of the House of Representatives in the One Hundred Fifth Congress (H. Rept. 105–33). **Page 4366**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Taylor of North Carolina to act as Speaker pro tempore for today. **Page 4292**

Committee Resignation: Read a letter from Representative Ehrlich wherein he requested a leave of absence from the Committee on Government Reform and Oversight. Subsequently, and without objection, the Chair accepted the committee resignation. **Page 4294**

Working Families Flexibility Act: By a recorded vote of 222 ayes to 210 noes, Roll No. 59, the House passed H.R. 1, to amend the Fair Labor Standards Act of 1938 to provide compensatory time for employees in the private sector. **Page 4303**

Agreed to the Committee amendment in the nature of a substitute. **Page 4335**

Agreed to:

Goodling en bloc amendment that requires continuous employment of at least 1,000 hours within the last year before an employee may agree to or receive compensatory time and reduces the maximum hours of compensatory time accrued by the employee from 240 to 160 hours (agreed to by a recorded vote of 408 ayes to 19 noes, Roll No. 55); and **Page 4318**

Boyd amendment that sunsets the private sector compensatory time provision after five years (agreed to by a recorded vote of 390 ayes to 36 noes, Roll No. 56); **Page 4319**

Rejected:

Owens amendment that sought to exempt employees who earn less than 2.5 times the minimum wage (rejected by a recorded vote of 182 ayes to 237 noes, Roll No. 57); and **Page 4321**

Miller of California amendment in the nature of a substitute, as modified, that sought to prohibit employers from soliciting employees to take compensatory time; require the Secretary of Labor to define what constitutes an employee decision to accept it; prohibit employers from offering compensatory time unless the employer offers all employees 24 hours of leave that may be used for family educational activities or medical care; prohibit compensatory time to employees who work less than 35 hours per week, work less than 12 months, are seasonal, or are employed in the construction, agricultural, garment, or any industry designated by the Secretary of Labor; provide that an employer may not deny compensatory time where the leave is protected by the Family and Medical Leave Act; limit the maximum hours accrued to 80 hours annually, specifies that employers may not condition benefits or availability of overtime upon an employee's decision to accept, reject, or use compensatory time; and create a commission on workplace flexibility (rejected by a recorded vote of 193 ayes to 237 noes, Roll No. 58). **Page 4324**

Earlier, agreed by unanimous consent, to modify the Miller of California amendment, as specified in House Report 105–31 accompanying the rule, by making technical changes to Sections 2 and 3. **Page 4326**

H. Res. 99, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 229 yeas to 195 nays, Roll No. 54. **Page 4294**

Presidential Messages: Read the following messages from the President:

Budgetary Rescission—Department of Energy: Message wherein he transmits his report concerning a proposed rescission affecting the Department of Energy—referred to the Committee on Appropriations and ordered printed (H. Doc. 105–57); and **Page 4336**

Environmental Quality: Message wherein he transmits the Twenty-fifth Annual Report on Environmental Quality—referred to the Committee on Resources. **Page 4336**

Referral: One Senate-passed joint resolution, S.J. Res. 22, was referred to the Committee on the Judiciary. **Page 4365**

Senate Messages: Message received from the Senate today appears on page 4311.

Quorum Calls—Votes: One yea-and-nay vote and five recorded votes developed during the proceedings of the House today and appear on pages 4303, 4319, 4320, 4323, 4334, and 4335. There were no quorum calls.

Adjournment: Met at 11:00 a.m. and adjourned at 9:36 p.m.

Committee Meetings

TREATMENT OF MINORITY AND LIMITED RESOURCE PRODUCERS

Committee on Agriculture: Subcommittee on Department Operations, Nutrition, and Foreign Agriculture held a hearing to review treatment of minority and limited resource producers by the United States Department of Agriculture. Testimony was heard from Robert Robinson, Director, Food and Agriculture Issues, GAO; and public witnesses.

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Federal Drug Administration, and Related Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

The Subcommittee also held a hearing on Natural Resources Conservation Service. Testimony was heard from James R. Lyons, Under Secretary, Natural Resources and Environment, USDA.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Drug Enforcement and on International Organizations and Peacekeeping. Testimony was heard from the following officials of the Department of Justice: Thomas A. Constantine, Administrator, DEA; Carol DiBattiste, Director, Executive Office, U.S. Attorney; and Mary Lee Warren, Deputy Assistant Attorney General, Criminal Division, Interagency Crime, Drug Enforcement and Task Forces; and the following officials of the Department of State: Ambassador Bill Richardson, U.S. Permanent Representative to the United Nations; and Princeton N. Lyman, Acting Assistant Secretary, International Organization Affairs.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Secretary of Energy. Testimony was heard from Federico Peña, Secretary of Energy.

FOREIGN OPERATIONS, EXPORT FINANCING, AND RELATED PROGRAMS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing, and Related Programs held a hearing on AID Administrator. Testimony was heard from Brian Atwood, Administrator, AID, U.S. International Development Cooperation Agency.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Smithsonian Institution. Testimony was heard from I. Michael Heyman, Secretary, Smithsonian Institution.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on the Railroad Retirement Board; the U.S. Institute of Peace; the Corporation for Public Broadcasting; and the National Labor Relations Board. Testimony was heard from the following officials of the Railroad Retirement Board: Martin J. Dickman, Inspector General, Glen L. Bower, Chairman, V.M. Speakman, Jr., Labor Member, and Jerome F. Kever, Management Member, Richard H. Solomon, President, U.S. Institute of Peace; Ambassador Richard W. Carlson, President and CEO, The Corporation for Public Broadcasting; and Fred Feinstein, General Counsel, National Labor Relations Board.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Military Quality of Life and on Department of Defense Medical Programs. Testimony was heard from the following officials of the Department of Defense: MCPO John Hagen, USN, Master Chief Petty Officer, Navy; Sgt. Maj. L.G. Lee, USMC; CMS Eric W. Benken, USAF, Chief Master Sgt., Air Force; Stephen Joseph, Assistant Secretary, Health Affairs; Lt. Gen. Ronald Blanck, USA, Surgeon General, Army; Vice Adm. Harold M. Hoenig, USN, Surgeon General, Navy; and Lt. Gen. Charles H. Roadman, Jr., USAF, Surgeon General, Air Force.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Federal Transit Administration and on Washington Metropolitan Area Transit Authority. Testimony was heard from Gordon Linton, Administrator, Federal Transit Administration, Department of Transportation; and Richard White, General Manager, Washington Metropolitan Area Transit Authority.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the Office of National Drug Control Policy. Testimony was heard from Barry McCaffrey, Director, Office of National Drug Control Policy.

VA, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies concluded hearings on the Department of Housing and Urban Development. Testimony was heard from Andrew M. Cuomo, Secretary of Housing and Urban Development.

FINANCIAL SERVICES MODERNIZATION

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises continued hearings on Financial Services Modernization. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

MEDICARE PROVIDER SERVICE NETWORKS

Committee on Commerce: Subcommittee on Health and Environment held a hearing on Medicare Provider Service Networks. Testimony was heard from Representatives Greenwood and Stenholm; and public witnesses.

WTO TELECOM AGREEMENT

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection held a hearing on WTO Telecom Agreement: Results and Next Steps. Testimony was heard from Charlene Barshefsky, U.S. Trade Representative; Reed E. Hundt, Chairman, FCC; and public witnesses.

OVERSIGHT—U.S. POSTAL SERVICE

Committee on Government Reform and Oversight: Subcommittee on the Postal Service held an oversight hearing of the United States Postal Service: Inspector General U.S. Postal Service; Governors of the U.S. Postal Service. Testimony was heard from the following officials of the U.S. Postal Service: Karla W. Corcoran, Inspector General; Tirso del Junco, Chairman; Susan E. Alvarado, Bert H. Mackie, Einar V. Dyhrkopp and S. David Fineman, all Governors.

OVERSIGHT—OFFICE OF COMPLIANCE

Committee on House Oversight: Held an oversight hearing on Office of Compliance. Testimony was heard from the following officials of the Office of Compliance: Glen Nager, Chairman; Ricky Silberman, Executive Director; and Lawrence Lorber, Board member.

AFRICA'S NATURAL RESOURCES

Committee on International Relations: Subcommittee on Africa held a hearing on Economic Development of Africa's Natural Resources. Testimony was heard from Representative Shaw; and public witnesses.

HELMS-BURTON CHALLENGES

Committee on International Relations: Subcommittee on International Economic Policy and Trade, hearing on Interfering with U.S. National Security Interests: The World Trade Organization and the European Union Challenge to the Helms-Burton bill. Testimony was heard from Senator Torricelli; Representatives Diaz-Balart and Menendez; and public witnesses.

U.S. POLICY—WESTERN HEMISPHERE

Committee on International Relations: Subcommittee on the Western Hemisphere held an overview hearing on U.S. Policy in the Western Hemisphere. Testimony was heard from Jeffrey Davidow, Assistant Secretary, Inter-American Affairs, Department of State; and Mark Schneider, Assistant Administrator, Latin American and Caribbean Affairs, AID, U.S. International Development Cooperation Agency.

CHURCH ARSON PREVENTION ACT IMPLEMENTATION

Committee on the Judiciary: Held an oversight hearing on the implementation of the Church Arson Prevention Act of 1996 (Public Law 104–155). Testimony was heard from the following officials of the Department of Justice: Isabelle Katz Pinzler, Acting Assistant Attorney General; and Patricia Glenn, National Coordinator, Church Burning Response Team, Community Relations Service; James E. Johnson, Assistant Secretary, Enforcement, Department of the Treasury; Jacquie M. Lawing, Deputy Assistant Secretary, Economic Development Community Planning and Development, Department of Housing and Urban Development; and public witnesses.

DOD AUTHORIZATION

Committee on National Security: Continued hearings on the Administration's fiscal year 1998 Department of Defense authorization. Testimony was heard from the following officials of the Department of the Army: Gen. J. H. Binford Peay, III, USA, Commander-in-Chief, U.S. Central Command; George A. Joulwan, USA, Commander-in-Chief, U.S. European Command; and Gen. Wesley K. Clark, USA, Commander-in-Chief, U.S. Southern Command.

MARITIME ADMINISTRATION AND PANAMA CANAL COMMISSION AUTHORIZATIONS

Committee on National Security: Merchant Marine Panel held a hearing on fiscal year 1998 Maritime Administration authorization request and related matters, and the fiscal year 1998 Panama Canal Commission authorization request and related matters. Testimony was heard from Albert J. Herberger, Administrator, Maritime Administration, Department of Transportation; and the following officials of the Panama Canal Commission: Joe R. Reeder, Under Secretary of the Army and Chairman of the Board; and Alberto Aleman, Administrator.

DOD AUTHORIZATION—BALLISTIC MISSILE DEFENSE

Committee on National Security: Subcommittee on Military Procurement and Subcommittee on Military Research and Development held a joint hearing on fiscal year 1998 Department of Defense authorization request—Ballistic Missile Defense. Testimony was heard from the following officials of the Department of Defense: Brig. Gen. Curtis H. Emery, USA, Director, Theater Air and Missile Defenses; and J. David Martin, Deputy for Strategic Relations, both with the Ballistic Missile Defense Organization; and public witnesses.

U.S.-PUERTO RICO POLITICAL STATUS ACT

Committee on Resources: Held a hearing on H.R. 856, United States-Puerto Rico Political Status Act. Testimony was heard from Representatives Burton of Indiana, Gutierrez, McCollum, Serrano, Deutsch, and Velazquez; Pedro Rossello, Governor, Puerto Rico; and public witnesses.

MISCELLANEOUS MEASURES; OVERSIGHT—FISH AND WILDLIFE SERVICES BUDGET REQUEST

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans approved for full Committee action the following measures: H.R. 39, to reauthorize the African Elephant Conservation Act, and H. Con. Res. 8, amended, expressing the sense of Congress with respect to the significance of maintaining the health and stability of coral reef ecosystems.

The Subcommittee also held an oversight hearing on the budget request for the U.S. Fish and Wildlife Services for Fiscal Year 1998. Testimony was heard from John Rogers, Acting Director, U.S. Fish and Wildlife Service, Department of the Interior.

PARTIAL BIRTH ABORTION BAN

Committee on Rules: Granted, by voice vote, a closed rule on H.R. 1122, to amend title 18, United States Code, to ban partial-birth abortions. The rule provides two hours of debate equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. Finally the rule provides one motion to recommit. Testimony was heard from Representatives Hyde, Canady, Barr of Georgia, Greenwood, Conyers, Frank of Massachusetts, Scott, Jackson-Lee, Hoyer, and Obey.

COMMITTEE FUNDING

Committee on Rules: Granted, by a vote of 9 to 4, a modified closed rule on H. Res. 91, providing amounts for the expenses of certain committees of the House of Representatives in the One Hundred Fifth Congress, without the intervention of any point of order. The rule provides that the Committee on House Oversight amendment in the nature of a substitute printed in the resolution shall be considered as adopted. The rule provides one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on House Oversight.

The rule provides that the further amendment specified in the report of the Committee on Rules, if offered by a member designated in the report, shall be in order without intervention of any point of order, and shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent. Finally, the rule provides one motion to recommit. Testimony was heard from Representatives Thomas, Gejdenson, and Waxman.

MISCELLANEOUS MEASURES

Committee on Science: Subcommittee on Energy and Environment held a hearing on fiscal year 1998 Budget Authorization Request: Department of Energy, Fossil Energy R & D, Clean Coal Technology Program, and Energy Efficiency and Renewable Energy and H.R. 363, to amend section 2118 of the Energy Policy Act of 1992 to extend the Electric and Magnetic Fields Research and Public Information Dissemination Program. Testimony was heard from the following officials of the Department of Energy: Patricia Fry Godley, Assistant Secretary, Fossil Energy, and Christine A. Ervin, Assistant Secretary, Energy Efficiency and Renewable Energy; Paul Gilman, Executive Director, Commission of Life Sciences, National Research Council, National Academy of Sciences; and a public witness.

NASA AUTHORIZATION

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on fiscal year 1998 NASA Authorization: Mission to Planet Earth. Testimony was heard from the following officials of NASA: William F. Townsend, Associate Administrator, Office of Mission to Planet Earth; and Sam Venneri, Chief Technologist; Steven C. Wofsy; and public witnesses.

TECHNOLOGY ADMINISTRATION AND NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

Committee on Science: Subcommittee on Technology held a hearing on funding needs for the Technology Administration and the National Institute of Standards and Technology. Testimony was heard from Mary Good, Under Secretary, Technology, Department of Commerce.

BUDGET REQUEST—U.S. COAST GUARD AND FEDERAL MARITIME COMMISSION

Committee on Transportation and Infrastructure: Subcommittee on Coast Guard and Maritime Transportation held a hearing on the Administration's fiscal year 1998 budget request for the U.S. Coast Guard and the Federal Maritime Commission. Testimony was heard from the following officials of the Department of Transportation: Adm. Robert Kramek, Commandant; Master Chief Petty Officer Eric A. Trent, and Everette L. Tucker, Jr., USCG, Commodore, Auxiliary, all with the U.S. Coast Guard; and Harold J. Creel, Jr., Chairman, Maritime Commission; and public witnesses.

CALIFORNIA FLOODING

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held a hearing on recent flooding in California. Testimony was heard from Representatives Herger, Fazio, Pombo and Miller of California; from the following officials of FEMA: James Lee Witt, Director; and Lacy Suiter, Executive Associate Director, Response and Recovery Program; Maj. Gen. Russell L. Fuhrman, USA, Director, Civil Works, Corps of Engineers, Department of the Army; Warren M. Lee, Director, Watersheds and Wetlands, USDA; Gerry A. Jackson, Deputy Assistant Director, Ecological Services, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

BUDGET VIEWS AND ESTIMATES; BUDGET PROPOSAL SAVING AND INVESTMENT PROVISIONS

Committee on Ways and Means: Approved Committee Budget Views and Estimates for Fiscal Year 1998 for transmission to the Committee on the Budget.

The Committee also held a hearing on savings and investment provisions in the Administration's fiscal year 1998 budget proposal. Testimony was heard from Representatives McCrery, Neal, Dunn, Christensen, Dreier, Cox of California, Peterson of Minnesota, Deutsch, Pomeroy and McCarthy of Missouri; Jane G. Gravelle, Senior Specialist, Economic Policy, Congressional Research Service, Library of Congress; and public witnesses.

BUDGET—OVERHEAD COLLECTION

Permanent Select Committee on Intelligence: Met in an executive session to hold a hearing on the Budget—overhead collection. Testimony was heard from departmental witnesses.

Joint Meetings

AUTO INSURANCE REFORM

Joint Economic Committee: Committee held hearings to examine the problems of the current automobile insurance system and the need for reform, focusing on more insurance options, better service, and reduced premiums and litigation costs, receiving testimony from New Jersey Governor Christine Whitman, Trenton; Michael Horowitz, Hudson Institute, J. Robert Hunter, Consumer Federation of America, and Stephen Carroll, RAND Institute for Civil Justice, all of Washington, D.C.; and Jeffrey O'Connell, University of Virginia School of Law, Charlottesville.

Hearings were recessed subject to call.

DISABLED AMERICAN VETERANS

Joint Hearing: Senate Committee on Veterans' Affairs concluded joint hearings with the House Committee on Veterans' Affairs to review the legislative recommendations of the Disabled American Veterans, after receiving testimony from Gregory C. Reed, Disabled American Veterans, Washington, D.C., who was accompanied by several of his associates.

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Thursday, March 20, 1997

Senate

Chamber Action

Routine Proceedings, pages 4462–4633

Measures Introduced: Thirty bills and nine resolutions, were introduced, as follows: S. 482–511, S.J. Res. 24, S. Con. Res. 14–18, and S. Res. 66–68. **Page 4535**

Measures Reported: Reports were made as follows:

S. 270, to grant the consent of Congress to the Texas Low-Level Radioactive Waste Disposal Compact.

Report on the Legislative Activities of the Committee on Foreign Relations for the 104th Congress. (S. Rept. No. 105–8)

Report to accompany S. Res. 54, authorizing biennial expenditures by the committees of the Senate, which was agreed to on February 13, 1997. (S. Rept. No. 105–9)

Report to accompany S. 104, Nuclear Waste Policy Act. (S. Rept. No. 105–10) **Page 4535**

Measures Passed:

Mexico Decertification: Senate passed H.J. Res. 58, requiring the President to submit to Congress a report on

the efforts of the United States and Mexico to achieve results in combating the production of and trafficking in illicit drugs, after taking action on the following amendment proposed thereto: **Page 4467**

Adopted:

By 94 yeas to 5 nays (Vote No. 35), Coverdell/Feinstein Amendment No. 25, in the nature of a substitute. **Page 4493**

Congressional Adjournment: Senate agreed to S. Con. Res. 14, providing for a conditional adjournment or recess of the Senate and the House of Representatives. **Page 4633**

Commending the University of Florida: Senate agreed to S. Res. 66, commending the University of Florida football team for winning the 1996 Division I collegiate football national championship. **Pages 4611, 4626**

Commemorating Republican/Democratic Policy Committees: Senate agreed to S. Res. 67, authorize the printing of the History Manuscript of the Republican and Democratic Policy Committees in Commemoration of their 50th Anniversaries. **Pages 4612, 4628**

National Former Prisoner of War Recognition Day: Senate agreed to S. Res. 68, designating April 9, 1997, and April 9, 1998, as "National Former Prisoner of War Recognition Day". **Pages 4612, 4629**

D.C. Inspector General Improvement Act: Senate passed H.R. 514, to permit the waiver of District of Columbia residency requirements for certain employees of the Office of the Inspector General of the District of Columbia, clearing the measure for the President. **Page 4629**

Nuclear Waste Policy Act—Cloture Motion Filed: A motion was entered to close further debate on the motion to proceed to consideration of S. 104, to amend the Nuclear Waste Policy Act of 1982 and, by unanimous-consent agreement, a vote on the cloture motion will occur on Tuesday, April 8, 1997, at 2:30 p.m. **Page 4518**

Subsequently, the motion to proceed was withdrawn. **Page 4519**

Appointments:

Institute of American Indian and Alaska Native Culture and Arts Development: The Chair, on behalf of the President pro tempore, in accordance with Public Law 99–498, Section 1505(a)(1)(B)(ii), appointed Senator Campbell to the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development. **Page 4626**

Authority for Committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Wednesday, April 2, 1997, from 10 a.m. until 2 p.m. **Page 4626**

Nominations Confirmed: Senate confirmed the following nominations:

Colleen Kollar-Kotelly, of the District of Columbia, to be United States District Judge for the District of Columbia.

Rose Ochi, of California, to be Director, Community Relations Service, for a term of four years.

Mary Lucille Jordan, of Maryland, to be a Member of the Federal Mine Safety and Health Review Commission for a term of six years expiring August 30, 2002.

Theodore Francis Verheggen, of the District of Columbia, to be a Member of the Federal Mine Safety and Health Review Commission for a term expiring August 30, 2002. **Pages 4521, 4633**

Messages From the House: **Page 4534**

Measures Referred: **Page 4534**

Measures Read First Time: **Page 4534**

Communications: **Page 4534**

Executive Reports of Committees: **Page 4535**

Statements on Introduced Bills: **Page 4536**

Additional Cosponsors: **Page 4599**

Amendments Submitted: **Page 4612**

Authority for Committees: **Page 4613**

Additional Statements: **Page 4614**

Record Votes: One record vote was taken today. (Total—35) **Page 4493**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 7:28 p.m., until 12 noon, on Friday, March 21, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 4633.)

Committee Meetings

AUTHORIZATION—AGRICULTURAL RESEARCH

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on proposed legislation authorizing funds for agricultural research programs of the 1996 Farm Bill, after receiving testimony from Senator Burns; W. Bruce Crain, Executive Director, Alternative Agricultural Research and Commercialization Corporation, Department of Agriculture; Robert L. Thompson, Winrock International Institute for Agricultural Development, Morrilton, Arkansas; Joseph D. Coffey, Southern States Cooperative, Richmond, Virginia, on behalf of the Council for Agricultural Research, Extension, and Teaching; Charles C. Brosius, Pennsylvania Department of Agriculture, Harrisburg, on behalf of the National Association of State Departments of Agriculture; Gregory N. Brown, Virginia Polytechnic Institute and State University, Blacksburg, on behalf of the National Association of Professional Forestry Schools and Colleges; and William Guyton, Idaho National Engineering and Environmental Laboratory/Lockheed Martin Idaho Technologies Co., Idaho Falls.

APPROPRIATIONS—UNITED NATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary and Related Agencies held hearings on proposed budget estimates for fiscal year 1998 for the United Nations, receiving testimony from Bill Richardson, United States Ambassador to the United Nations; and Princeton N. Lyman, Assistant Secretary of State for International Organization Affairs.

Subcommittee will meet again on Tuesday, April 8.

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1998 for energy and water development programs, receiving testimony in behalf of funds for their activities from Victor H. Reis, Assistant Secretary for Defense Programs, and Kenneth E. Baker, Acting Director, Office of Nonproliferation and National Security, both of the Department of Energy; and Harold P. Smith, Assistant to the Secretary of Defense for Nuclear, Chemical and Biological Programs.

Subcommittee recessed subject to call.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1998 for foreign assistance programs, focusing on international narcotics, crime and law enforcement activities, receiving testimony from Louis J. Freeh, Director, Federal Bureau of Investigation, Department of Justice; and Robert S. Gelbard, Assistant Secretary, Bureau of International Narcotics and Law Enforcement, Department of State.

Subcommittee recessed subject to call.

CONRAIL MERGER

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings to examine the impact of the sale of Conrail to CSX Corporation and Norfolk Southern on the United States transportation system, rail service, and employees, receiving testimony from Senator Warner; George D. Warrington, President/Northeast Corridor, National Railroad Passenger Corporation (Amtrak); Linda J. Morgan, Chairman, Surface Transportation Board; Maryland Governor Parris N. Glendening, Annapolis; Mayor Ed Rendell, Philadelphia, Pennsylvania; Bradley L. Mallory, Pennsylvania Department of Transportation, Harrisburg; John J. Haley, Jr., New Jersey Department of Transportation, Trenton; John W. Snow, CSX Corporation, Richmond, Virginia; David R. Goode, Norfolk Southern Corporation, Norfolk, Virginia; Tim O'Toole, Consolidated Rail Corporation (Conrail), Washington, D.C.; Hugh Welsh, Port Authority of New York/New Jersey, New York, New York; Robert A. Scardelletti, Transportation-Communications International Union, Rockville, Maryland, on behalf of the Transportation Trades Department/AFL–CIO; Robert L. Evans, Occidental Chemical Corporation, Dallas, Texas, on behalf of the National Industrial Transportation League; and Michael Hawbaker, Glenn O. Hawbaker, Inc., State College, Pennsylvania.

Hearings were recessed subject to call.

AUTHORIZATION—DOE NATIONAL SECURITY PROGRAMS

Committee on Armed Services: Committee held hearings on proposed legislation authorizing funds for fiscal year 1998 for the Department of Energy national security programs and to review environmental management activities, receiving testimony from Federico Peña, Secretary, Charles B. Curtis, Deputy Secretary, and Alvin L. Alm, Assistant Secretary for Environmental Management, all of the Department of Energy.

Committee recessed subject to call.

COMMERCIAL AND INVESTMENT BANKING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions and Regulatory Relief concluded hearings to examine the Federal Reserve System's proposal to modify the restrictions imposed on bank holding companies engaged in underwriting and dealing in securities, after receiving testimony from Susan M. Phillips, Member, Board of Governors of the Federal Reserve System; Victor A. Warnement, NationsBank Capital Markets, Inc., Charlotte, North Carolina; Richard B. Roberts, Wachovia Bank, Winston-Salem, North Carolina, on behalf of the ABA Securities Association and the American Bankers Association; and Charles W. Calomiris, Columbia University School of Business, New York, New York.

OCEAN SHIPPING REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation and Merchant Marine concluded hearings on S. 414, to encourage competition in international shipping and growth of United States imports and exports, after receiving testimony from Harold J. Creel, Jr., Chairman, Federal Maritime Commission; Linda J. Morgan, Chairman, Surface Transportation Board; Michael M. Murphy, APL Limited, J.M. Graham, Council of European and Japanese National Shipowners' Associations, Edward Wytkind, Transportation Trades Department/AFL–CIO, and Peter Powell, Sr., National Customs Brokers and Forwarders Association, all of Washington, D.C.; Christopher Koch, Sea-Land Service, Inc., Charlotte, North Carolina; William P. Verdon, Crowley Maritime Corporation, Oakland, California; Donald Cameron, Bose Corporation, Framingham, Massachusetts; and Tom Kornegay, Port of Houston, Houston, Texas.

ELECTRIC UTILITIES DEREGULATION

Committee on Energy and Natural Resources: Committee resumed oversight hearings to discuss proposals to advance the goals of deregulation and competition in the electric power industry, receiving testimony from Elizabeth A. Moler, Chair, Federal Energy Regulatory Commission, Department of Energy; Bruce B. Ellsworth, New Hampshire Public Utilities Commission, Concord, and Robert W. Gee, Public Utility Commission of Texas, Austin, both on behalf of the National Association of Regulatory Utility Commissioners; Richard H. Cowart, Vermont Public Service Board, Montpelier; P. Gregory Conlon, California Public Utilities Commission, San Francisco; Curt Hebert, Mississippi Public Service Commission, Jackson; John M. Quain, Pennsylvania Public Utility Commission, Harrisburg; Linda Breathitt, Kentucky Public Service Commission, Frankfurt; and Marsha H. Smith, Idaho Public Utilities Commission, Boise.

Committee recessed subject to call.

NATIONAL PARK SYSTEM

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation and Recreation concluded hearings to examine the future of the National Park System and to identify the needs, requirements, and innovative programs that will improve and enhance the operations of the Park Service, after receiving testimony from Roger G. Kennedy, Director, National Park Service, Department of the Interior.

NOMINATIONS

Committee on Environment and Public Works: Committee ordered favorably reported the nominations of Johnny H. Hayes, of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority, and Judith M. Espinosa, of New Mexico, and D. Michael Rappoport, of Arizona, each to be a Member of the Board of Trustees of the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation.

MEDICARE

Committee on Finance: Committee held hearings to examine proposals to improve choices under the Medicare program, including S. 146, to permit Medicare beneficiaries to enroll with qualified provider-sponsored organizations under title XVIII of the Social Security Act, receiving testimony from Senator Frist; Glenn A. Pomeroy, North Dakota Department of Insurance, Bismarck, on behalf of the National Association of Insurance Commissioners; Karen Ignagni, American Association of Health Plans, Washington, D.C.; Donald T. Lewers, Easton, Maryland, on behalf of the American Medical Association; John T. Nielsen, Intermountain Health Care, Inc., Salt Lake City, Utah, on behalf of the Coalition for Fairness in Medicare; and Richard K. Reiner, Florida Hospital Healthcare System, Orlando.

Hearings were recessed subject to call.

DEPARTMENT OF COMMERCE TRADE POLICY

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia concluded hearings to examine the role of the Department of Commerce in United States trade policy, promotion, and regulation, and opportunities for reform and consolidation, after receiving testimony from Representatives Mica and White; Timothy J. Hauser, Deputy Under Secretary of Commerce for International Trade; William H. Lash III, George Mason University School of Law, Arlington, Virginia; and Ed Hudgins, CATO Institute, and Edward J. Black, Computer and Communications Industry Association, both of Washington, D.C.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported S. 270, to grant the consent of Congress to the Texas Low-Level Radioactive Waste Disposal Compact.

AUTHORIZATION—HIGHER EDUCATION

Committee on Labor and Human Resources: Committee concluded hearings on proposed legislation authorizing funds for programs of the Higher Education Act, focusing on the role of higher education institutions in preparing teachers for the 21st century, after receiving testimony from Susan Brady, University of Rhode Island, Kingston; Jill Mattuck Tarule, University of Vermont, Burlington; Charles R. Coble, University of North Carolina, Chapel Hill, on behalf of the University-School Teacher Education Partnerships in North Carolina; and Richard Wormeli, Herndon Middle School, Herndon, Virginia.

CRS/LOC

Committee on Rules and Administration: Committee concluded oversight hearings to review the operations and budget of the Congressional Research Service and the Library of Congress, after receiving testimony from Daniel Mulhollan, Director, Congressional Research Service, James H. Billington, Librarian, and Donald L. Scott, Deputy Librarian, both of the Library of Congress.

House of Representatives

Chamber Action

Bills Introduced: 73 public bills, H.R. 1137–1142 and H.R. 1144–1210; 2 private bills, H.R. 1143 and H.R. 1211; and 9 resolutions, H.J. Res. 65–67, H. Con. Res. 51–53, and H. Res. 102–104, were introduced.

Page 4456

Reports Filed: Reports were filed as follows:

H.R. 111, to authorize the Secretary of Agriculture to convey a parcel of unused agricultural land in Dos Palos,

California, to the Dos Palos Ag Boosters for use as a farm school (H. Rept. 105–34);

H.R. 394, to provide for the release of the reversionary interest held by the United States in certain property located in the County of Iosco, Michigan (H. Rept. 105–35);

H.R. 785, to designate the J. Phil Campbell, Senior Natural Resource Conservation Center (H. Rept. 105–36);

A Citizen's Guide on Using the Freedom of Information Act and the Privacy Act of 1974 to Request Government Records (H. Rept. 105–37);

H.R. 757, to develop the economy of American Samoa, amended (H. Rept. 105–38);

H.R. 400, to amend title 35, United States Code, with respect to patents, amended (H. Rept. 105–39);

H.R. 240, to amend title 5, United States Code, to provide that consideration may not be denied to preference eligibles applying for certain positions in the competitive service, amended (H. Rept. 105–40 Part I); and

H. Res. 105, providing for consideration of H. Res. 91, providing amounts for the expenses of certain committees of the House of Representatives in the One Hundred Fifth Congress (H. Rept. 105–41). **Page 4456**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Barton of Texas to act as Speaker pro tempore for today. **Page 4385**

Motion To Adjourn: Rejected the Obey motion to adjourn by a yea-and-nay vote of 183 yeas to 221 nays, Roll No. 60. **Page 4387**

Partial-Birth Abortion Ban: By a recorded vote of 295 ayes to 136 noes, Roll No. 65, the House passed H.R. 1122, to amend title 18, United States Code, to ban partial-birth abortions. **Page 4398**

Rejected the Frank of Massachusetts motion to recommit the bill to the Committee on the Judiciary, with instructions to report it back to the House forthwith, with amendments that include exceptions to the partial-birth abortion prohibition for a life endangering physical condition caused by the pregnancy or to avert adverse longterm physical health consequences to the mother (rejected by a recorded vote of 149 ayes to 282 noes, Roll No. 64). **Page 4428**

Sustained the Canady point of order against the Hoyer motion to recommit the bill to the Committee on the Judiciary, with instructions to report it back to the House forthwith, with amendments prohibiting an abortion after the fetus has become viable except when it is necessary to preserve the life of the woman or avert adverse health consequences (agreed to table the appeal of the ruling of the Chair by a yea-and-nay vote of 265 yeas to 165 nays, Roll No. 63). **Page 4426**

H. Res. 100, the rule under which the bill was considered, was agreed to by a recorded vote of 247 ayes to 175 noes, Roll No. 62. Earlier, agreed to order the previous question by a yea-and-nay vote of 243 yeas to 184 nays, Roll No. 61. **Page 4398**

Committee Funding: By a yea-and-nay vote of 210 yeas to 213 nays, Roll No. 67, the House failed to agree to H. Res. 101, the rule providing for consideration of H. Res. 91, providing amounts for the expenses of certain committees of the House of Representatives in the One Hundred Fifth Congress. **Page 4438**

Recess: The House recessed at 6:28 p.m. and reconvened at 11:45 p.m. **Page 4439**

Senate Messages: Message received from the Senate today appears on page 4398.

Quorum Calls—Votes: One quorum call, Roll No. 66, four yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 4387, 4397, 4398, 4426, 4428, 4429, 4436, and 4438.

Adjournment: Met at 10 a.m. and adjourned at 11:49 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Federal Drug Administration, and Related Agencies continued appropriation hearings. Testimony was heard from public witnesses.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Department of Commerce, Science and Technology Programs and on the Department of State Administration of Foreign Affairs. Testimony was heard from the following officials of the Department of Commerce: Mary L. Good, Under Secretary, Technology, and Bruce A. Lehman, Assistant Secretary and Commissioner of Patents and Trademarks; and Patrick F. Kennedy, Acting Under Secretary, Management, Department of State.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Secretary of Agriculture and on the Forest Service Chief. Testimony was heard from the following officials of the USDA: Dan Glickman, Secretary; and Michael Dombeck, Chief, Forest Service.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on the Office of AIDS Research, Office of the Director, and Building and Facilities; the National Commission on Libraries; the National Council on Disability; the

Physician Payment Review Commission; and on the Prospective Payment Assessment Commission. Testimony was heard from the following officials of the Department of Health and Human Services: William E. Paul, M.D., Director, Office of Aids Research, Harold Varmus, M.D., Director, and Ruth L. Kirschstein, M.D., Deputy Director, all with NIH; Dennis P. Williams, Deputy Assistant Secretary, Budget; Jeanne Hurley Simon, Chairperson, U.S. National Commission on Libraries and Information Science; Marca Bristo, Chairperson, National Council on Disability; Gail R. Wilensky, Chair, Physician Payment Review Commission; and Joseph Newhouse, Chairman, Prospective Payment Assessment Commission.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session to hold a hearing on readiness. Testimony was heard from the following officials of the Department of Defense: Gen. Ronald H. Griffith, USA, Vice Chief of Staff, Army; Adm. Harold W. Gehman, Jr., USN, Vice Chief of Naval Operations; Gen. Richard I. Neal, USMC, Assistant Commandant, Marine Corps; and Gen. Thomas S. Moorman, USAF, Vice Chief of Staff, Air Force.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Federal Railroad Administration and on the National Railroad Passenger Corporation. Testimony was heard from Jolene M. Molitoris, Administrator, Federal Railroad Administration, Department of Transportation; and Thomas M. Downs, Chairman and President, National Railroad Passenger Corporation (AMTRAK).

TREASURY, POSTAL SERVICE AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the GSA. Testimony was heard from the following officials of GSA: David J. Barram, Acting Administrator, Robert A. Peck, Commissioner, Public Building Service, and Robert J. Woods, Commissioner, Federal Telecommunications Service.

HOMEOWNERS INSURANCE PROTECTION ACT

Committee on Banking and Financial Services: Ordered reported amended H.R. 607, Homeowners Insurance Protection Act;

The Committee also approved Budget Views and Estimates for Fiscal Year 1998 for transmission to the Committee on the Budget.

INTERNATIONAL MONETARY FUND

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy held a hearing on International Monetary Fund. Testimony was heard from Timothy F. Geithner, Senior Deputy Assistant Secretary, International Monetary and Financial Policy, Department of the Treasury.

ASSISTED SUICIDE FUNDING RESTRICTION ACT OF 1997

Committee on Commerce: Ordered reported amended H.R. 1003, Assisted Suicide Funding Restriction Act of 1997.

LEAKING UNDERGROUND STORAGE TANK TRUST FUND AMENDMENTS ACT

Committee on Commerce: Subcommittee on Finance and Hazardous Materials approved for full Committee action H.R. 688, Leaking Underground Storage Tank Trust Fund Amendments Act of 1997.

Prior to this action, the Subcommittee held a hearing on this measure. Testimony was heard from Michael Shapiro, Acting Deputy Assistant Administrator, Office of Solid Waste and Emergency Response, EPA; and public witnesses.

OVERSIGHT—DEPARTMENT OF EDUCATION; MISSION MANAGEMENT AND PERFORMANCE

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations concluded oversight hearings on the Department of Education: Mission, Management, and Performance. Testimony was heard from Thomas R. Bloom, Inspector General, Department of Education; Cornelia M. Blanchette, Associate Director, Education and Employment Issues, GAO; Beverly Sgdro, Secretary of Education, State of Virginia; and a public witness.

DEFENSE INVENTORY MANAGEMENT

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice held a hearing on Improving Defense Inventory Management. Testimony was heard from the following officials of the Department of Defense: James B. Emahiser, Assistant Deputy Under Secretary, Materiel and Distribution Management; and Jeffrey A. Jones, Executive Director, Logistics Management, Defense Logistics Agency; the following officials of the GAO: Henry L. Hinton, Jr., Assistant Comptroller General; Kenneth R. Knouse, Jr., Assistant Director; and Robert L. Repasky, Senior Evaluator; Jacques Gansler, Vice Chairman, Defense Science Board; and a public witness.

BUDGET VIEWS AND ESTIMATES; ADMINISTRATION'S SECURITY ASSISTANCE REQUEST

Committee on International Relations: Approved Committee Budget and Estimates for Fiscal Year 1998 for transmission to the Committee on the Budget.

The Committee also held a hearing on the Administration's Security Assistance Request for fiscal year 1998. Testimony was heard from William S. Cohen, Secretary of Defense.

SECURITY AND FREEDOM THROUGH ENCRYPTION ACT

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on H.R. 695, Security and Freedom Through Encryption (SAFE) Act. Testimony was heard from William Reinsch, Under Secretary, Bureau of Export Administration, Department of Commerce; William Crowell, Deputy Director, NSA, Department of Defense; Robert Litt, Deputy Assistant Attorney General, Criminal Division, Department of Justice; and public witnesses.

REFORMING JUVENILE JUSTICE

Committee on the Judiciary: Subcommittee on Crime held a hearing on reforming juvenile justice in America and related legislative proposals. Testimony was heard from Barbara O'Connor, Special Counsel, U.S. Sentencing Commission; Patricia West, Secretary of Public Safety, State of Virginia; and public witnesses.

MILITARY RESALE SYSTEM

Committee on National Security: Morale Welfare and Recreation Panel held a hearing on military resale system. Testimony was heard from the following officials of the Department of Defense: Frederick F.Y. Pang, Assistant Secretary (Force Management Policy); Maj. Gen. Richard Beale, Jr., USA, Director, Defense Commissary Agency; Maj. Gen. Doug Bunger, USAF, Commander, Army and Air Force Exchange Service; Rear Adm. Paul Soderberg, USN, Commander, Navy Exchange Service Command; and Michael Tharrington, Acting Director, MWR Support Activity, U.S. Marine Corps.

DOD AUTHORIZATION—INFORMATION WARFARE

Committee on National Security: Subcommittee on Military Procurement and Subcommittee on Military Research and Development held a joint hearing on fiscal year 1998 Department of Defense authorization request—Information Warfare. Testimony was heard from the following officials of the Department of Defense: Joan Dempsey, Deputy Assistant Secretary (Intelligence and Security); Lt. Gen. Douglas D. Buchholz, USA, Director, Command, Control, Communications and Computers Systems (J–6), The Joint Staff; Maj. Gen. David J. Kelley, USA, Vice Director, Defense Information Systems Agency; Lt. Gen. Otto J. Guenther, USA, Director, Information Systems, Command, Control, Communications and Computers, Headquarters, Department of the Army; Vice Adm. Arther K. Cebrowski, USN, Director, Navy Space, Information Warfare, Command and Control, Chief of Naval Operations; Lt. Gen. Paul K. Van Riper, USMC, Commanding General, Marine Corps Combat Development Command; Lt. Gen. William L. Donahue, USAF, Deputy Chief of Staff, Communications and Information, Headquarters, Department of the Air Force; Maj. Gen. John P. Casciano, USAF, Director, Intelligence Surveillance and Reconnaissance, DSC Air and Space Operations, Headquarters, U.S. Air Force; Brig. Gen. Charles R. Henderson, USAF, Director, Command and Control, DCS Air and Space Operations, Headquarters, U.S. Air Force; Brig. Gen. Robert T. Clark, USA, Deputy Chief of Staff, Combat Development, Training and Doctrine, Headquarters, U.S. Army Training and Doctrine Command; and Marvin Langston, Deputy Assistant Secretary, Navy C41/Electronic Warfare/Space Programs, Office of the Assistant Secretary of the Navy (Research, Development and Acquisition); and a public witness.

OVERSIGHT-BUREAU OF LAND MANAGEMENT RULEMAKING: HARDROCK MINING OPERATIONS

Committee on Resources: Subcommittee on Energy and Mineral Resources held an oversight hearing on Bureau of Land Management final rulemaking on bonding of hardrock mining operations: Why was there no meaningful public comment solicited? Testimony was heard from John Leshy, Solicitor, Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Forests and Forest Health held a hearing on the following bills: H.R. 799, to require the Secretary of Agriculture to make a minor adjustment in the exterior boundary of the Hells Canyon Wilderness in the States of Oregon and Idaho to exclude an established Forest Service road inadvertently included in the wilderness, and H.R. 838, to require adoption of a management plan for Hells Canyon National Recreation Area that allows appropriate use of motorized and nonmotorized river craft in the recreation area. Testimony was heard from the following officials of the National Forest System, USDA: Lyle Laverty, Acting Associate Deputy Chief; and Robert Richmond, Forest Supervisor, Wallowa-Whitman National Forest; and public witnesses.

CENTRAL VALLEY PROJECT

Committee on Resources: Subcommittee on Water and Power held an oversight hearing on Central Valley Project Operations and Administration Reform Process. Testimony was heard from John Garamendi, Deputy Secretary, Department of the Interior.

COMMITTEE FUNDING

Committee on Rules: Granted, by a recorded vote of 9 to 2, a closed rule on H. Res. 91, providing amounts for the expenses of certain committees of the House of Representatives in the One Hundred Fifth Congress, without the intervention of any point of order. The rule provides that the Committee on House Oversight amendment in the nature of a substitute consisting of the text of H. Res. 102 printed in the resolution shall be considered as adopted. The rule provides for one hour of debate divided equally and controlled by the Chairman and ranking mi-

nority member of the Committee on House Oversight. Finally, the rule provides one motion to recommit. Testimony was heard from Representative Thomas.

BUDGET REQUEST

Committee on Science: Subcommittee on Energy and Environment held a hearing on the fiscal year 1998 Budget Authorization Request: Department of Energy, Nuclear Energy; Environment, Safety and Health; and Environmental Restoration and Waste Management (Non-Defense).

Testimony was heard from the following officials of the Department of Energy: Terry R. Lash, Director, Office of Nuclear Energy, Science and Technology; Peter N. Brush, Principal Deputy Assistant Secretary, Environment, Safety and Health; and James M. Owendoff, Acting Principal Deputy Assistant Secretary, Environmental Management.

YEAR 2000: IMPLICATIONS FOR THE COMMERCIAL SECTOR

Committee on Science: Subcommittee on Technology and the Subcommittee on Government Management, Information, and Technology of the Committee on Government Reform and Oversight held a joint hearing on Year 2000: Implications for the Commercial Sector. Testimony was heard from public witnesses.

ETHICS REFORM

Committee on Standards of Official Conduct: Task Force on Ethics Reform met in executive session to continue discussions on Ethics Reform.

FAA—FINANCIAL ASSESSMENT

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on review of Coopers and Lybrand Independent Financial Assessment of the FAA. Testimony was heard from Senator Lautenberg; Representative LoBiondo; Monte Belger, Acting Deputy Administrator, FAA, Department of Transportation; and public witnesses.

VETERAN'S LEGISLATION; BUDGET VIEWS AND ESTIMATES

Committee on Veterans' Affairs: Ordered reported the following bills: H.R. 1090, to amend title 38, United States Code, to allow revision of veterans' benefits decisions based on clear and unmistakable error; and H.R. 1092, to amend title 38, United States Code, to extend the authority of the Secretary of Veterans' Affairs to enter into enhanced-use leases for Department of Veterans' Affairs property, to rename the U.S. Court of Veterans' Appeals and the National Cemetery System.

The Committee also approved Budget Views and Estimates for Fiscal Year 1998 for transmission to the Committee on the Budget.

MEDICARE HOSPITAL AND PHYSICIAN PAYMENT POLICIES

Committee on Ways and Means: Subcommittee on Health held a hearing on recommendations regarding Medicare Hospital and Physician Payment Policies. Testimony was heard from Joseph Newhouse, Chairman, Prospective Payment Assessment Commission; Gail R. Wilensky, Chair, Physician Payment Review Commission; and public witnesses.

CHILD SUPPORT ENFORCEMENT

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on the Administration's Child Support Enforcement Incentive Payment Proposal. Testimony was heard from David Gray Ross, Deputy Director, Office of Child Support Enforcement, Department of Health and Human Services; Carmen Solomon-Fears, Education and Public Welfare Division, Congressional Research Service, Library of Congress; Leslie Frye, Chief, Office of Child Support, Department of Social Services, State of California; and public witnesses.

Joint Meetings

ECONOMIC OUTLOOK

Joint Economic Committee: Committee concluded hearings to examine the economic outlook, focusing on the role of monetary policy, price stability, and the Consumer Price Index, after receiving testimony from Alan Greenspan, Chair, Board of Governors of the Federal Reserve System.

VETERANS' PROGRAMS

Joint Hearing: Senate Committee on Veterans' Affairs concluded joint hearings with the House Committee on Veterans' Affairs to examine the legislative recommendations of certain veterans organizations, after receiving testimony from David E. Ovesen, AMVETS, Lanham, Maryland; and Joseph H. Schwartz, Veterans of WWI, William E. Mottern, American Ex-Prisoners of War, and George C. Duggins, Vietnam Veterans of America, all of Washington, D.C.

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Friday, March 21, 1997

Senate

Chamber Action

Routine Proceedings, pages 4651–4670

Measures Introduced: Two bills were introduced, as follows: S. 512–513. **Page 4651**

Nominations Received: Senate received the following nominations:

Stuart E. Eizenstat, of Maryland, to be an Under Secretary of State.

Kenneth M. Mead, of Virginia, to be Inspector General, Department of Transportation.

Thomas R. Pickering, of New Jersey, to be an Under Secretary of State.

Anabelle Rodriguez, of Puerto Rico, to be United States District Judge for the District of Puerto Rico.

Michael D. Schattman, of Texas, to be United States District Judge for the Northern District of Texas.

Hilda G. Tagle, of Texas, to be United States District Judge for the Southern District of Texas.

2 Coast Guard nominations in the rank of admiral.

1 Army nomination in the rank of general.

7 Navy nominations in the rank of admiral.

Routine lists in the Air Force and Army. **Page 4668**

Measures Placed on Calendar: **Page 4651**

Statements on Introduced Bills: **Page 4651**

Additional Cosponsors: **Page 4663**

Adjournment: Senate convened at 11:59 a.m. and, in accordance with S. Con. Res. 14, adjourned at 12:02 p.m., until 12 noon, on Monday, April 7, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 4668.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 1212–1224; and 4 resolutions, H. Con. Res. 54–56, and H. Res. 106 were introduced. **Page 4696**

Reports Filed: Reports were filed as follows:

H.R. 752, to amend the Endangered Species Act of 1973 to ensure that persons that suffer or are threatened with injury resulting from a violation of the Act or a failure of the Secretary to act in accordance with the Act have standing to commence a civil suit on their own behalf, amended (H. Rept. 105–42) **Page 4696**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative LaTourette to act as Speaker pro tempore for today. **Page 4671**

Journal Vote: By a yea-and-nay vote of 328 yeas to 49 nays with 1 voting "present", Roll No. 68, the House agreed to the Speaker's approval of the Journal of Thursday, March 20. **Page 4671**

Committee Funding: By a recorded vote of 213 ayes to 179 noes, Roll No. 71, the House agreed to H. Res. 91, as amended pursuant to the rule, providing amounts for the expenses of certain committees of the House of Representatives in the One Hundred Fifth Congress. **Page 4681**

Rejected the Gejdenson motion to recommit the resolution to the Committee on House Oversight with instructions to report a resolution promptly back to the House which freezes the funding for each House Committee at 1996 levels and does not include a "Reserve Fund for Unanticipated Expenses"; except as may be subsequently ordered by the House (rejected by a yea-and-nay vote of 176 yeas to 214 nays, Roll No. 70). **Page 4686**

H. Res. 105, the rule providing for consideration of the resolution was agreed to earlier by a yea-and-nay vote of 218 yeas to 179 nays, Roll No. 69. The rule provided that an amendment in the nature of a substitute consisting of the text of H. Res. 102, providing amounts from the applicable accounts of the House of Representatives for continuing expenses of certain standing and select committees of the House from April 1, 1997, through May 2, 1997, shall be considered as adopted. **Page 4672**

District Work Period: The House agreed to S. Con. Res. 14, providing for a conditional adjournment or recess of the Senate and the House of Representatives. **Page 4688**

Holocaust Days of Remembrance: The House agreed to 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. **Page 4688**

Committee Resignation: Read a letter from Representative Luther wherein he resigned from the Committee on Small Business. **Page 4689**

Committee Election: House agreed to H. Res. 106, electing Representative Luther to the Committee on International Relations. **Page 4689**

Resignations—Appointments: Agreed that notwithstanding any adjournment of the House until Tuesday, April 8, the Speaker, Majority Leader, and Minority Leader be authorized to accept resignations and to make appointments authorized by law or by the House. **Page 4689**

Calendar Wednesday: Agreed that business in order under the Calendar Wednesday rule be dispensed with on Wednesday, April 9, 1997. **Page 4689**

Extensions of Remarks: Agreed that for today all members be permitted to extend their remarks and to include extraneous material in that section of the record entitled "Extensions of Remarks". **Page 4689**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Morella or, if not available to perform this duty, Representative Wolf to act as Speaker pro tempore to sign enrolled bills and joint resolutions through Tuesday, April 8, 1997. **Page 4689**

Senate Messages: Message received from the Senate today appears on page 4672

Quorum Calls—Votes: Three yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 4671, 4680, 4687, and 4689. There were no quorum calls.

Adjournment: Met at 10 a.m. and pursuant to the provisions of S. Con. Res. 14, adjourned at 2:01 p.m. until 12:30 p.m. on Tuesday, April 8.

Committee Meetings

FINANCIAL CRIMES ENFORCEMENT NETWORK—REGULATORY EFFORTS

Committee on Banking and Financial Services: Subcommittee on General Oversight and Investigations held a hearing on regulatory efforts by the Financial Crimes Enforcement Network ("FinCEN"). Testimony was heard from Stanley Morris, Director, Financial Crimes Enforcement Network, Department of the Treasury.

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Monday, April 7, 1997

Senate

Chamber Action

Routine Proceedings, pages 4728–4771

Measures Introduced: Four bills and one resolution were introduced, as follows: S. 514–517, and S.J. Res. 24. **Page 4755**

Measures Reported: Reports were made as follows:

Reported on Wednesday, April 2, during the adjournment:

S. 4, to amend the Fair Labor Standards Act of 1938 to provide to private sector employees the same opportunities for time-and-a-half compensatory time off, biweekly work programs, and flexible credit hour programs as Federal employees currently enjoy to help balance the demands and needs of work and family, to clarify the provisions relating to exemptions of certain professionals from the minimum wage and overtime requirements of the Fair Labor Standards Act of 1938, with amendments. (S. Rept. No. 105–11)

S. 295, to amend the National Labor Relations Act to allow labor management cooperative efforts that improve economic competitiveness in the United States to continue to thrive. (S. Rept. No. 105–12) **Page 4755**

Nuclear Waste Policy Act: Senate began consideration of the motion to proceed to the consideration of S. 104, to amend the Nuclear Waste Policy Act of 1982. **Pages 4733, 4748**

A unanimous-consent agreement was reached providing for further consideration of the motion to proceed to consideration of the bill on Tuesday, April 8, 1997, with a cloture vote to occur thereon at 5:15 p.m. **Page 4733**

A second motion was entered to close further debate on the motion to proceed to consideration of the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion could occur on Wednesday, April 9, 1997. **Page 4754**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties:

International Grains Agreement, 1995 (Treaty Doc. 105–4); and

Flank Document Agreement to the CFE Treaty (Treaty Doc. 105–5).

The treaties were transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 4767**

Nominations Received: Senate received the following nominations:

James B. King, of Massachusetts, to be Director of the Office of Personnel Management for a term of four years (Reappointment).

1 Air Force nomination in the rank of general.

1 Army nomination in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Marine Corps, Navy. **Page 4768**

Messages From the House: **Page 4755**

Measures Placed on Calendar: **Page 4755**

Statements on Introduced Bills: **Page 4755**

Additional Cosponsors: **Page 4759**

Notices of Hearings: **Page 4760**

Authority for Committees: **Page 4760**

Additional Statements: **Page 4760**

Adjournment: Senate convened at 12 noon, and adjourned at 6:40 p.m., until 10:30 a.m., on Tuesday, April 8, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 4768.)

Committee Meetings

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of James B. King, of Massachusetts, to be Director of the Office of Personnel Management, after the nominee, who was introduced by Rep-

resentative Neal, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

The House was not in session today. The House will next meet at 12:30 p.m. on Tuesday, April 8.

Committee Meetings

NATIONAL CAPITAL REVITALIZATION AND SELF-GOVERNMENT IMPROVEMENT PLAN

Committee on Government Reform and Oversight: On March 25, the Subcommittee on the District of Columbia held a hearing on the Administration's National Capital Revitalization and Self-Government Improvement Plan. Testimony was heard from public witnesses.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 3 through March 31, 1997

	Senate	*House*	*Total*
Days in session	37	27	..
Time in session	226 hrs., 00	133 hrs., 30	..
Congressional Record:			
Pages of proceedings	2759	1289	..
Extensions of Remarks	..	572	..
Public bills enacted into law	2	6	8
Private bills enacted into law	..	..	..
Bills in conference	..	..	..
Measures passed, total	50	82	132
Senate bills	2	1	..
House bills	4	21	..
Senate joint resolutions	2	1	..
House joint resolutions	3	4	..
Senate concurrent resolutions	5	5	..
House concurrent resolutions	2	7	..
Simple resolutions	32	43	..
Measures reported, total	*30	*40	70
Senate bills	3	..	..
House bills	0	26	..
Senate joint resolutions	2	..	..
House joint resolutions	0	3	..
Senate concurrent resolutions	0	..	..
House concurrent resolutions	0	..	..
Simple resolutions	25	11	..
Special reports	4	2	..
Conference reports	..	..	..
Measures pending on calendar	21	11	..
Measures introduced, total	622	1453	2075
Bills	513	1224	..
Joint resolutions	24	67	..
Concurrent resolutions	18	56	..
Simple resolutions	67	106	..
Quorum calls	1	2	..
Yea-and-nay votes	35	44	..
Recorded votes	..	25	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

* These figures include all measures reported, even if there was no accompanying report. A total of 10 reports has been filed in the Senate, a total of 42 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 7 through March 31, 1997

Civilian nominations, totaling 156, disposed of as follows:	
Confirmed	30
Unconfirmed	125
Withdrawn	1
Civilian nominations (FS, PHS, CG, NOAA), totaling 1,614, disposed of as follows:	
Confirmed	619
Unconfirmed	995
Air Force nominations, totaling 1,996, disposed of as follows:	
Confirmed	244
Unconfirmed	1,752
Army nominations, totaling 1,807, disposed of as follows:	
Confirmed	908
Unconfirmed	899
Navy nominations, totaling 768, disposed of as follows:	
Confirmed	491
Unconfirmed	277
Marine Corps nominations, totaling 689, disposed of as follows:	
Confirmed	582
Unconfirmed	107
Summary	
Total nominations received this session	7,030
Total confirmed	2,874
Total unconfirmed	4,155
Total withdrawn	1

Tuesday, April 8, 1997

Senate

Chamber Action

Routine Proceedings, pages 4775–4838

Measures Introduced: Eight bills were introduced, as follows: S. 518–527. **Page 4811**

Measures Passed:

Claim Settlement: Senate passed H.R. 412, to approve a settlement agreement between the Bureau of Reclamation and the Oroville-Tonasket Irrigation District, clearing the measure for the President. **Page 4837**

Nuclear Waste Policy Act: Senate continued consideration of the motion to proceed to the consideration of S. 104, to amend the Nuclear Waste Policy Act of 1982. **Page 4792**

A unanimous-consent agreement was reached providing for consideration of the bill on Wednesday, April 9, 1997. **Page 4801**

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

Transmitting the annual report of the Department of Transportation for fiscal year 1995; referred to the Committee on Commerce, Science, and Transportation. (PM–25). **Page 4810**

Transmitting the annual report of the National Endowment for Democracy for fiscal year 1996; referred to the Committee on Foreign Relations. (PM–26). **Page 4810**

Transmitting the report of the Radiation Control for Health Act for 1995; referred to the Committee on Labor and Human Resources. (PM–27). **Page 4810**

Nominations Received: Senate received the following nominations:

James William Blagg, of Texas, to be United States Attorney for the Western District of Texas for the term of four years.

Calvin D. Buchanan, of Mississippi, to be United States Attorney for the Northern District of Mississippi for the term of four years.

James Allan Hurd, Jr., of the Virgin Islands, to be United States Attorney for the District of the Virgin Islands for the term of four years.

John D. Trasvina, of California, to be Special Counsel for Immigration-Related Unfair Employment Practices for a term of four years.

Ruth Y. Tamura, of Hawaii, to be a Member of the National Museum Services Board for a term expiring December 6, 2001. (Reappointment)

A routine list in the Foreign Service. **Page 4838**

Messages From the President: **Page 4810**

Messages From the House: **Page 4810**

Measures Read First Time: **Pages 4811, 4837**

Statements on Introduced Bills: **Page 4811**

Additional Cosponsors: **Page 4830**

Notices of Hearings: **Page 4831**

Authority for Committees: **Page 4831**

Additional Statements: **Page 4832**

Adjournment: Senate convened at 10:30 a.m., and adjourned at 6:16 p.m., until 10:30 a.m., on Wednesday, April 9, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 4837.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1998, receiving testimony in behalf of funds for their respective activities from Dallas R. Smith, Acting Under Secretary, Farm and Foreign Agricultural Services, Bruce R. Weber, Acting Administrator, Farm Service Agency, August Schumacher, Administrator, Foreign Agricultural Service, Christopher E. Goldthwait, General Sales Manager, Kenneth D. Ackerman, Acting Administrator, Risk Management Agency, and Dennis Kaplan, Deputy Director for Budget, Legislative, and Regulatory Systems, all of the Department of Agriculture.

Subcommittee will meet again on Tuesday, April 15.

CHILD PORNOGRAPHY

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary, and Related Agencies concluded hearings to examine child pornography issues, focusing on the sexual exploitation of children through the Internet and on-line services, after receiving testimony from Louis J. Freeh, Director, Wade B. Houk, Assistant Director in Charge of Finance, and Robert M. Bryant, Assistant Director, Criminal Investigative Division, all of the Federal Bureau of Investigation, Department of Justice; and Ernest E. Allen, National Center for Missing and Exploited Children, Arlington, Virginia.

APPROPRIATIONS—EPA

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Environmental Protection Agency, receiving testimony from Carol M. Browner, Administrator, EPA.

Subcommittee will meet again on Tuesday, April 22.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Personnel concluded hearings on S. 450, authorizing funds for fiscal years 1998 and 1999 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal years 1998 and 1999, focusing on active and reserve military and civilian personnel programs and the Defense Health Program, after receiving testimony from Edwin Dorn, Under Secretary of Defense for Personnel and Readiness; Sara E. Lister, Assistant Secretary of the Army for Manpower and Reserve Affairs; Bernard Rostker, Assistant Secretary of the Navy for Manpower and Reserve Affairs; and Rodney A. Coleman, Assistant Secretary of the Air Force for Manpower and Reserve Affairs, Installations and Environment.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on SeaPower held hearings on S. 450, authorizing funds for fiscal years 1998 and 1999 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal years 1998 and 1999, focusing on submarine development and procurement programs and global submarine threat, receiving testimony from Senator Chafee; John W. Douglass, Assistant Secretary of the Navy for Research, Development and Acquisition; Vice Adm. Donald L. Pilling, USN, Deputy Chief of Naval Operations, Resources, Warfare Requirements and Assessments; Rear Adm. Robert E. Frick, USN, Program Executive Officer for Submarines; and Rear Adm. Michael W. Cramer, USN, Director of Naval Intelligence.

Subcommittee recessed subject to call.

CHEMICAL WEAPONS CONVENTION

Committee on Foreign Relations: Committee held hearings on the Convention on the Prohibition of Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, opened for signature and signed by the United States at Paris on January 13, 1993 (Treaty Doc. 103–21), receiving testimony from Madeleine K. Albright, Secretary of State; and Donald Rumsfeld, James Schlesinger, and Caspar Weinberger, each a former Secretary of Defense.

Hearings continue tomorrow.

RUSSIA-NATO

Committee on Foreign Relations: Subcommittee on European Affairs concluded closed hearings to examine the Russia-Nato relationship after the Helsinki Summit, after receiving testimony from Strobe Talbott, Deputy Secretary of State; and Jan M. Lodal, Principal Deputy Under Secretary of Defense for Policy.

AUTHORIZATION—INDIAN JUVENILE JUSTICE

Committee on Indian Affairs: Committee concluded hearings on proposed legislation authorizing funds for fiscal years 1998 through 2001 to provide assistance to Indian tribes for juvenile justice and delinquency prevention programs under the Juvenile Justice and Delinquency Prevention Act of 1974, after receiving testimony from Thomas L. LeClaire, Director, Office of Tribal Justice, Department of Justice; Thomas S. Begich, Washington, D.C., and Larry Blackhair, Fort Duchesne, Utah, both on behalf of the Coalition for Juvenile Justice; and Mary V. Thomas, Gila River Indian Community, Sacaton, Arizona.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 1225–1251; and 3 resolutions, H.J. Res. 68, and H. Con. Res. 57–58, were introduced. Page 4887

Reports Filed: Reports were filed as follows:

H.R. 1000, to require States to establish a system to prevent prisoners from being considered part of any household for purposes of determining eligibility of the household for food stamp benefits and the amount of food stamp benefits to be provided to the household under the Food Stamp Act of 1977 (H. Rept. 105–43);

Oversight Plans for all House Committees (H. Rept. 105–44);

H. Res. 107, providing for consideration of motions to suspend the rules (H. Rept. 105–45); and

H.R. 1003, to clarify Federal law with respect to restricting the use of Federal funds in support of assisted suicide, amended (H. Rept. 105–46 Part I). Page 4887

Recess: The House recessed at 12:57 p.m., and reconvened at 2 p.m. Page 4842

Suspensions—Objection to Consideration: Objection was heard to the unanimous consent request to authorize the Speaker on Wednesday, April 9 to entertain motions to suspend the rules and agree to H.R. 240, Veterans Employment Opportunities Act of 1997 and H.R. 757, the American Samoa Development Act of 1997. Page 4842

Nurse Aide Training Correction: On the call of the Corrections Calendar, the House passed H.R. 968, amended, to amend title XVIII and XIX of the Social Security Act to permit a waiver of the prohibition of offering nurse aide training and competency evaluation programs in certain nursing facilities. Agreed to the Ways and Means Committee technical amendment. Page 4845

Suspensions: The House voted to suspend the rules and pass the following measures:

Rural Multifamily Rental Housing: H.R. 28, to amend the Housing Act of 1949 to extend the loan guarantee program for multifamily rental housing in rural

areas (passed by a yea-and-nay vote of 397 yeas to 14 nays, Roll No. 72); **Page 4847**

Household Food Stamp Eligibility and Benefits re Prisoners: H.R. 1000, to require States to establish a system to prevent prisoners from being considered part of any household for purposes of determining eligibility of the household for food stamp benefits and the amount of food stamp benefits to be provided to the household under the Food Stamp Act of 1977 (passed by a yea-and-nay vote of 409 yeas, Roll No. 73; **Page 4850**

Iosco County, Michigan: H.R. 394, to provide for the release of the reversionary interest held by the United States in certain property located in the County of Iosco, Michigan; and **Page 4852**

J. Phil Campbell, Sr., Conservation Center: H.R. 785, to designate the J. Phil Campbell, Senior, Natural Resource Conservation Center. **Page 4853**

Presidential Messages: Read the following messages from the President:

Department of Transportation: Message wherein he transmits his fiscal year 1995 Annual Report for the Department of Transportation—referred to the Committee on Transportation and Infrastructure;

Radiation Control: Message wherein he transmits his 1995 Annual Report on the Administration of the Radiation Control for the Health and Safety Act of 1968—referred to the Committee on Commerce; and

National Endowment for Democracy: Message wherein he transmits his fiscal year 1996 Annual Report for the National Endowment for Democracy—referred to the Committee on International Relations. **Page 4853**

Recess: The House recessed at 3:24 p.m. and reconvened at 5:15 p.m. **Page 4854**

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 4854 and 4855. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 9:20 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the NOAA. Testimony was heard from D. James Baker, Under Secretary, Oceans and Atmosphere, Department of Commerce.

LABOR, HEALTH AND HUMAN SERVICES, EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on the Institute of Museum and Library Services. Testimony was heard from Diane B. Frankel, Director, Institute of Museum and Library Services.

TREASURY, POSTAL SERVICE AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

PRODUCT LIABILITY REFORM ACCESS LIFE-SAVING PRODUCTS

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection held a hearing on Product Liability Reform and Consumer Access to Life-Savings Products. Testimony was heard from Representative Gekas; and public witnesses.

LOW INCOME HOME ENERGY ASSISTANCE ACT

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth and Families held a hearing on the Low Income Home Energy Assistance Act Program. Testimony was heard from Representatives Miller of Florida, Moakley and Sanders; Joel Eisenberg, Senior Policy Analyst, Oak Ridge National Laboratory; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Government Reform and Oversight: Subcommittee on the Postal Service approved for full Committee action the following bills: H.R. 1057, amended, to designate the building in Indianapolis, IN, which houses the operations of the Circle City Station Post Office as the "Andrew Jacobs, Jr. Post Office Building"; and H.R. 1058, to designate the facility of the U.S. Postal Service under construction at 150 West Margaret Drive in Terre Haute, IN, as the "John T. Myers Post Office Building".

ZAIRE

Committee on International Relations: Subcommittee on Africa held a hearing on "Zaire: Collapse of an African Giant?". Testimony was heard from George Moose, Assistant Secretary, Africa, Department of State; Vincent Kern, III, Deputy Assistant Secretary, African Affairs, Department of Defense; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following measures: H.R. 1225, to make a technical correction to title 28, United States Code, relating to jurisdiction for lawsuits against terrorist states; H.J. Res. 62, amended,

proposing an amendment to the Constitution of the United States with respect to tax limitations.

The Committee also considered a private immigration bill and a private claims bill.

OVERSEAS QUALITY-OF-LIFE INFRASTRUCTURE

Committee on National Security: Subcommittee on Military Installations and Facilities held a hearing on overseas quality-of-life infrastructure. Testimony was heard from the following officials of the Department of Defense: Brig. Gen. Hans Van Winkle, USA, Deputy Chief of Staff, Engineers, U.S. Army Europe; Rear Adm. John R. Ryan, USN, Commander, Fleet Air Mediterranean, Commander, Maritime Air Forces; Col. Dean Fox, USAF, Civil Engineer, Headquarters, U.S. Air Force Europe; Col. David Spaulding, USA, Assistant Chief of Staff, Engineers, VIII U.S. Army Korea; Rear Adm. Albert T. Church, USN, Deputy Chief of Staff, Shore Base Management, Commander-in-Chief Pacific Fleet; Brig. Gen. James M. Hayes, USMC, Commanding General, Marine Corps Base Smedley D. Butler, Deputy Commander, Marine Corps Base Japan; and Col. Frank Destadio, USAF, Civil Engineer, Headquarters, U.S. Air Force Pacific.

DOD REVIEW—GENERAL AND FLAG OFFICER AUTHORIZATIONS

Committee on National Security: Subcommittee on Military Personnel held a hearing on the methodology and process which DOD used to complete the general officer and force officer review mandated by Congress in the 1997 Defense authorization legislation. Testimony was heard from Mark E. Gebicke, Director, Military Operations and Capabilities Issues, National Security and International Affairs Division, GAO; and the following officials of the Department of Defense: Frederick Pang, Assistant Secretary, Force Management Policy; and Terrence O'Connell, Chairman, Reserve Forces Policy Board.

ACQUISITION WORKFORCE

Committee on National Security: Subcommittee on Military Procurement and the Subcommittee on Military Readiness held a joint hearing on the Acquisition Workforce. Testimony was heard from Louis Rodrigues, Director, Acquisition Issues, GAO; and the following officials of the Department of Defense: Noel Longuemare, Deputy Under Secretary, Acquisition and Technology; John W. Douglass, Assistant Secretary, Navy, Research, Development and Acquisition; Darleen Druyan, Principal Deputy Assistant Secretary, Air Force, Acquisition and Management; and Keith Charles, Deputy Assistant Secretary, Army, Plans, Programs, and Policy.

LIVESTOCK GRAZING POLICIES—NATIONAL FORESTS

Committee on Resources: Subcommittee on Forests and Forest Health held an oversight hearing on livestock grazing policies on public domain National Forests. Testimony was heard from public witnesses.

SUSPENSIONS

Committee on Rules: Granted by voice vote a resolution providing that suspensions will be in order on Wednesday, April 9, 1997 and Thursday, April 10, 1997. The resolution provides that the Speaker or his designee will consult with the Minority Leader or his designee on any suspension considered under this resolution.

ETHICS REFORM

Committee on Standards of Official Conduct: Task Force on Ethics Reform met in executive session to continue discussions on Ethics Reform.

Will continue tomorrow.

CHILDREN'S HEALTH COVERAGE

Committee on Ways and Means: Subcommittee on Health held a hearing on Children's Access to Health Coverage. Testimony was heard from William J. Scanlon, Director, Health Systems Issues, GAO; Linda T. Bilheimer, Deputy Assistant Director, Health, Health and Human Resources Division, CBO; Patrick J. Purcell, Analyst in Social Legislation, Congressional Research Service, Library of Congress; and public witnesses.

ADOPTION PROMOTION ACT

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on H.R. 867, Adoption Promotion Act of 1997. Testimony was heard from Senator DeWine; Representatives Camp and Kennelly of Connecticut; Olivia A. Golden, Acting Assistant Secretary, Children and Families, Department of Health and Human Services; Jess McDonald, Director, Department of Children and Family Services, State of Illinois; and public witnesses.

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Wednesday, April 9, 1997

Senate

Chamber Action

Routine Proceedings, pages 4968–5057

Measures Introduced: Seventeen bills and two resolutions were introduced, as follows: S. 528–544, S. Res 69, and S. Con. Res. 19. **Page 5004**

Nuclear Waste Policy Act: Senate began consideration of S. 104, to amend the Nuclear Waste Policy Act of 1982, agreeing to committee amendments, and taking action on further amendments proposed thereto, as follows: **Page 4984**

Pending:

Murkowski Amendment No. 26, in the nature of a substitute. Page 4997

Thurmond/Hollings Amendment No. 27 (to Amendment No. 26), to provide that the Savannah River Site and Barnwell County, South Carolina shall not be available for construction for an interim storage facility. Page 4997

A motion was entered to close further debate on Amendment No. 26, listed above and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion could occur on Friday, April 11, 1997. Page 5004

Senate will continue consideration of the bill on Thursday, April 10, 1997.

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

Transmitting the biennial report on science and technology policy; referred to the Committee on Commerce, Science, and Transportation. (PM–28). Page 5004

Messages From the President: Page 5004

Messages From the House: Page 5004

Measures Referred: Page 5004

Measures Placed on Calendar: Page 5004

Measures Read First Time: Page 5004

Statements on Introduced Bills: Page 5005

Additional Cosponsors: Page 5036

Amendments Submitted: Page 5039

Notices of Hearings: Page 5051

Authority for Committees: Page 5052

Additional Statements: Page 5052

Adjournment: Senate convened at 10:30 a.m., and adjourned at 7:03 p.m., until 9:30 a.m., on Thursday, April 10, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 5057.)

Committee Meetings

APPROPRIATIONS—NAVY/MARINE CORPS

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1998 for Navy and Marine Corps programs, receiving testimony from John H. Dalton, Secretary of the Navy; Adm. Jay L. Johnson, Chief of Naval Operations; and Gen. Charles C. Krulak, Commandant of the Marine Corps.

Subcommittee will meet again on Wednesday, April 16.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Airland Forces held hearings on S. 450, authorizing funds for fiscal years 1998 and 1999 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal years 1998 and 1999, focusing on Unmanned Aerial Vehicle programs, operations and modernization efforts, receiving testimony from Gen. William W. Hartzog, USA, Commanding General, U.S. Army Training and Doctrine Command; Col. Thomas R. Goedkoop, USA, Commander, 1st Brigade, 4th Infantry Division; Col. Guy C. Swan, USA, Commander, 11th Armored Calvary Regiment; Charles Heber, Director, High Altitude/Endurance Unmanned Aerial Vehicle (HAE UAV), Defense Advanced Research Projects Agency; and Rear Adm. Barton D. Strong, USN, Program Executive Officer, Cruise Missiles and UAVs, Office of the Secretary of the Navy.

Subcommittee recessed subject to call.

PUBLIC HOUSING REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing Opportunity and Community Development concluded hearings on S. 462, to reform and consolidate the public and assisted housing programs of the United States, and to redirect primary responsibility for these programs from the Federal Government to States and localities, after receiving testimony from Andrew Cuomo, Secretary of Housing and Urban Development; Cushing N. Dolbeare, National Low Income Housing Coalition, David B. Bryson, National Housing Law Project, and Deepak Bhargava, Center for Community Change, all of Washington, DC.; Ricardo Diaz, Housing Authority of the City of Milwaukee, Wisconsin, on behalf of the Council of Large Public Housing Authorities; Thomas R. Shuler, Insignia Residential Group, Greenville, South Carolina, on behalf of the National Multi Housing Council and National Apartment Association; David C. Morton, Housing Authority of the City of Reno, Nevada, on behalf of the Public Housing Authorities Directors Association; Billy Easton, New York State Tenants and Neighbors Coalition, Albany; and Deborah L. Vincent, Clearwater Housing Authority, Clearwater, Florida, on behalf of the National Association of Housing and Redevelopment Officials.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Kenneth M. Mead, of Virginia, to be Inspector General, Department of Transportation, after the nominee testified and answered questions in his own behalf.

AVIATION SAFETY

Committee on Commerce, Science, and Transportation: Committee held hearings to examine the accident investigation process for major domestic aviation accidents and safety responses, receiving testimony from James E. Hall, Chairman, Bernard Loeb, Director, Division of Aviation Safety, and Dan Campbell, General Counsel, all of the National Transportation Safety Board; Guy S. Gardner,

Associate Administrator for Regulation and Certification, and Dave Thomas, Director, Office of Accident Investigation, both of the Federal Aviation Administration, Department of Transportation; and Dale Watson, Section Chief, International Terrorism Operations Section, National Security Division, Federal Bureau of Investigation, Department of Justice.

Hearings were recessed subject to call.

MEDICARE REFORM

Committee on Finance: Committee held hearings to examine Medicare fee-for-service system policies, focusing on the growth in Medicare spending on post-acute care services and options to constrain that growth, and related Administrative proposals, receiving testimony from Joseph R. Antos, Assistant Director for Health and Human Resources, Congressional Budget Office; William J. Scanlon, Director, Health Financing and Systems Issues, Health, Education, and Human Services Division, General Accounting Office; Margaret J. Cushman, VNA Health Care, Inc., Hartford-Waterbury, Connecticut, on behalf of the National Association for Home Care; Thomas A. Scully, Federation of American Health Systems, Washington, DC.; and Michael R. Walker, Genesis Health Ventures, Inc., Kennett Square, Pennsylvania, on behalf of the American Health Care Association.

Hearings were recessed subject to call.

CHEMICAL WEAPONS CONVENTION

Committee on Foreign Relations: Committee concluded hearings on the ratification of the Convention on the Prohibition of Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, opened for signature and signed by the United States at Paris on January 13, 1993 (Treaty Doc. 103–21), after receiving testimony from Jeane J. Kirkpatrick, former U.S. Permanent Representative to the United Nations; Richard N. Perle, former Assistant Secretary of Defense for International Security Policy; Fred C. Ikle, former Director, U.S. Arms Control and Disarmament Agency; Douglas J. Feith, former Deputy Assistant Secretary of Defense for Negotiation Policy; Gen. Brent Scowcroft, former National Security Policy Advisor; Adm. E.R. Zumwalt, Jr., USN (Ret.), Member, President's Foreign Intelligence Advisory Board and former Chief of Naval Operations; and Edward L. Rowney, former Ambassador and Lt. General USA (Ret.) International Negotiation Consultant and former Chief Negotiator for START I and Special Arms Control Advisor.

INTERNATIONAL FINANCIAL INSTITUTIONS FUNDING

Committee on Foreign Relations: Subcommittee on International Economic Policy, Export and Trade Promotion concluded hearings on the President's proposed budget request for fiscal year 1998 for the International Financial Institutions, including the Multilateral Development Bank and the International Monetary Fund, after receiving testimony from Lawrence H. Summers, Deputy Secretary of the Treasury.

FEDERAL STATISTICAL SYSTEM

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia held hearings to examine the role of the Department of Commerce in Federal statistical gathering, analysis and dissemination, and opportunities for reform and consolidation, receiving testimony from Senator Moynihan; Representative Horn; L. Nye Stevens, Director, Federal Management and Workforce Issues, General Government Division, General Accounting Office; Janet L. Norwood, Urban Institute, Washington, DC.; Vincent P. Barabba, General Motors Corporation, Capitola, California; Maurine A. Haver, Haver Analytics, New York, New York, on behalf of the National Association of Business Economists; and Leonard I. Nakamura, Federal Reserve Bank of Philadelphia, Philadelphia, Pennsylvania.

Hearings were recessed subject to call.

INTELLIGENCE

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

Committee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 1252–1267; and 3 resolutions, H. Con. Res. 59, and H. Res. 108–109, were introduced. **Page 4965**

Reports Filed: Reports were filed as follows:

H.R. 1092, to amend title 38, United States Code, to extend the authority of the Secretary of Veterans Affairs to enter into enhanced-use leases for Department of Veterans Affairs property, to rename the United States Court of Veterans Appeals and the National Cemetery System (H. Rept. 105–47). **Page 4965**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Gutknecht to act as Speaker pro tempore for today. **Page 4916**

Guest Chaplain: The prayer was offered by the guest Chaplain, the Rev. Dr. Jerry L. Spencer of Dothan, Alabama. **Page 4916**

Motions to Suspend the Rules: The House agreed to H. Res. 107, the rule providing for consideration of motions to suspend the rules on Wednesday, April 9, 1997 or on Thursday, April 10, 1997. Earlier, agreed to order the

previous question by a yea-and-nay vote of 213 yeas to 196 nays, Roll No. 74. **Page 4920**

Suspension—Veterans Employment Opportunities Act of 1997: The House voted to suspend the rules and pass H.R. 240, amended, to amend title 5, United States Code, to provide that consideration may not be denied to preference eligibles applying for certain positions in the competitive service. **Page 4932**

Committee Election: The House agreed to H. Res. 108 electing Representative Portman to the Committee on Government Reform and Oversight. **Pages 4940**

Presidential Message—Science and Technology: Read a message from the President wherein he transmits his biennial report on science and technology—referred to the Committee on Science. **Page 4940**

Senate Messages: Message received from the Senate today appears on page 4916.

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 4932. There were no quorum calls.

Adjournment: Met at 11 p.m. and adjourned at 4:53 p.m.

Committee Meetings

FOREST ECOSYSTEM HEALTH CONDITIONS

Committee on Agriculture, and the Committee on Resources: Held a joint hearing to review forest ecosystem health conditions in the United States. Testimony was heard from Representative Taylor of North Carolina; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Prisons and Related Issues, and on Maritime Programs. Testimony was heard from the following officials of the Department of Justice: Kathleen M. Hawk, Director, Bureau of Prisons, and Eduardo Gonzalez, Director, U.S. Marshall Service; and Judge Richard P. Conaboy, Chairman, U.S. Sentencing Commission; Albert J. Herberger, Administrator, Maritime Administration, Department of Transportation, and Harold J. Creel, Jr., Chairman, Federal Maritime Commission.

ENERGY AND WATER APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development met in executive session to hold a hearing on Atomic Energy Defense Activities. Testimony was heard from the following officials of the Department of Energy: Victor H. Reis, Assistant Secretary, Defense Programs; and Kenneth E. Baker, Acting Director, Office of Nonproliferation and National Security; and Harold P. Smith, Jr., Assistant to the Secretary, Nuclear, Chemical, and Biological Weapons, Department of Defense.

FOREIGN OPERATIONS, EXPORT FINANCING, AND RELATED PROGRAMS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing, and Related Programs held a hearing on Coordinators for the New Independent States. Testimony was heard from the following officials of the Department of State: Dick Morningstar, Coordinator for the New Independent States; and Jim Holmes, Coordinator, Office of Eastern European Assistance; and Tom Dine, Assistant Administrator, AID, U.S. International Development Cooperation Agency.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Department of Energy. Testimony was heard from the following officials of the Department of Energy: Patricia F. Godley, Assistant Secretary, Office of Fossil Energy; and Christine A. Ervin, Assistant Secretary, Energy Efficiency and Renewable Energy.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on Consolidated Management (DOL, HHS, ED), and on Employment and Training Administration/Veterans Employment. Testimony was heard from the following officials of the Department of Labor: Patricia Watkins Lattimore, Acting Assistant Secretary, Administration and Management; Edmundo A. Gonzales, Chief Financial Officer; James E. McMullen, Deputy Assistant Secretary, Budget; Raymond J. Uhalde, Acting Assistant Secretary, Employment and Training; Mary Ann Wyrsch, Chief of Operations, Employment and Training, and Preston M. Taylor, Jr., Assistant Secretary, Veterans' Employment and Training.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session to hold a hearing on Intelligence Budget Overview. Testimony was heard from George Tenet, Acting Director, CIA.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies held a hearing on American Battle Monuments Commission, on Court of Veterans Appeals, and on DOD–Civil, Cemeterial Expenses, Army. Testimony was heard from Gen. Frederick F. Woerner, Chairman, American Battle Monuments Commission; Frank Q. Nebeker, Chief Judge, U.S. Court of Veterans Appeals; and H. Martin Lancaster, Assistant Secretary, Army (Civil Works), Department of Defense.

CHARTER SCHOOLS

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth and Families held a hearing on Charter Schools. Testimony was heard from Gerald Tirozzi, Assistant Secretary, Elementary and Secondary Education, Department of Education; Phillip Hamilton, Delegate, House of Delegates, State of Virginia; Scott Hamilton, Associate Commissioner, Charter Schools, Department of Education, State of Massachusetts; Bill Windler, Senior Consultant, School Improvement Accountability and Accreditation, Department of Education, State of Colorado; and public witnesses.

U.N. PEACEKEEPING

Committee on International Relations: Held a hearing to review "Does U.N. Peacekeeping Serve U.S. Interests?" Testimony was heard from Harold J. Johnson, Associate Director, International Relations and Trade Issues, GAO; and public witnesses.

DOD AUTHORIZATION

Committee on National Security: Subcommittee on Military Procurement and the Subcommittee on Military Research and Development held a joint hearing on the fiscal year 1998 Department of Defense authorization request—Unmanned Aerial Vehicle Programs. Testimony was heard from the following officials of the Department of Defense: Lt. Gen. Jay M. Garner, USA, Assistant Vice Chief of Staff, Army; Vice Adm. Donald L. Pilling, USN, Deputy Chief of Naval Operations, Resources, Warfare Requirements and Assessments; Lt. Gen. Paul K. Van Riper, USMC, Commanding General, Marine Corps Combat Development Command; Lt. Gen. Brett M. Dula, USAF, Vice Commander, Air Combat Command; Maj. Gen. Kenneth Israel, USAF, Director, Defense Airborne Reconnaissance Office; and Vice Adm. Dennis C. Blair, USN, Director, Joint Staff.

INTERNATIONAL DOLPHIN CONSERVATION

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held a hearing on H.R. 408, to amend the Marine Mammal Protection Act of 1972 to support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean. Testimony was heard from Mary Beth West, Deputy Assistant Secretary, Oceans, Bureau of Oceans, Environment and Science, Department of State; Elizabeth Edwards, Director, Dolphin Safe Research Program, Southwest Fisheries Science Center, National Marine Fisheries Service, NOAA, Department of Commerce; and public witnesses.

NSF AUTHORIZATION

Committee on Science: Subcommittee on Basic Research continued hearings on NSF Authorization Part III. Testimony was heard from the following officials of the NSF: Neal Lane, Director; Paul Young, Senior Advisor, Computer and Information Science and Engineering; Richard Zare, Chairman and Shirley Malcom, member, Executive Committee, both with the National Science Board; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Science: Subcommittee on Energy and Environment approved for full Committee action amended H.R. 363, to amend section 2118 of the Energy Policy Act of 1992 to extend the Electric and Magnetic Field Research and Public Information Dissemination.

The Subcommittee also held a hearing on fiscal year 1998 Budget Authorization for Department of Energy, Environmental Protection Agency Research and Development, and National Oceanic and Atmospheric Administration Program. Testimony was heard from public witnesses.

NASA AUTHORIZATION

Committee on Science: Subcommittee on Space and Aeronautics continued hearings on fiscal year 1998 NASA Authorization: International Space Station. Testimony was heard from Wilbur Trafton, Associate Administrator, Office of Space Flight, NASA; and public witnesses.

Hearings continue tomorrow.

ETHICS REFORM

Committee on Standards of Official Conduct: Task Force on Ethics Reform met in executive session to continue discussions on Ethics Reform.

Will continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Ordered reported the following bills: H.R. 1001, to extend the term of appointment of certain members of the Prospective Payment Assessment Commission and the Physician Review Commission; and H.R. 1226, amended, Taxpayer Browsing Protection Act.

WELFARE REFORM TECHNICAL CORRECTIONS ACT

Committee on Ways and Means: Subcommittee on Human Resources approved for full Committee action amended H.R. 1048, Welfare Reform Technical Corrections Act of 1997.

INTELLIGENCE BUDGET

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on the Budget, Part 1: HUMINT and on Budget Hearing Part 2: Covert Action. Testimony was heard from departmental witnesses.

Thursday, April 10, 1997

Senate

Chamber Action

Routine Proceedings, page 5128

Measures Introduced: Eighteen bills and three resolutions were introduced, as follows: S. 545–562, S.J. Res. 25, S. Con. Res. 20, and S. Res. 70. **Page 5191**

Measures Passed:

Israeli Embassy Bombing: Senate agreed to S. Con. Res. 20, expressing the sense of Congress regarding the status of the investigation of the bombing of the Israeli Embassy in Buenos Aires in 1992. **Page 5249**

Natural Resource Conservation Center Commemoration: Senate passed H.R. 785, to designate the J. Phil Campbell, Senior, Natural Resource Conservation Center, clearing the measure for the President. **Page 5247**

Juneteenth Independence Day: Committee on the Judiciary was discharged from further consideration of S.J. Res. 11, commemorating "Juneteenth Independence Day," June 19, 1865, the day on which slavery finally came to an end in the United States, and the resolution was then passed. **Page 5248**

Holocaust Remembrance: Senate agreed to 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. **Page 5249**

Nuclear Waste Policy Act: Senate continued consideration of S. 104, to amend the Nuclear Waste Policy Act of 1982, taking action on the following amendments proposed thereto: **Pages 5128, 5149**

Adopted:

Thurmond/Hollings Amendment No. 27 (to Amendment No. 26), to provide that the Savannah River Site and Barnwell County, South Carolina shall not be available for construction for an interim storage facility. **Page 5128**

Murkowski Amendment No. 36 (to Amendment No. 26), to give authority to the Secretary of Energy to collect fees for electricity generated by civilian nuclear power reactors sold during an offsetting collection period. **Page 5154**

By 60 yeas to 33 nays (Vote No. 37), Thompson (for Frist/Thompson) Amendment No. 37 (to Amendment No. 26), to provide that the President shall not designate the Oak Ridge Reservation in the State of Tennessee as a site for construction of an interim storage facility. **Page 5156**

Domenici Amendment No. 40 (to Amendment No. 26), to prevent "double counting" in the determination of the fee collected for electricity generated by civilian nuclear power reactors and sold. **Page 5169**

Rejected:

Reid/Bryan Modified Amendment No. 28 (to Amendment No. 27), providing that the transportation of spent nuclear fuel or high-level radioactive waste to a centralized interim storage site or to a permanent repository shall not cross any state line without the express written consent of the Governor of the State of entry. (By 72 yeas to 24 nays (Vote No. 36), Senate tabled the amendment.) **Page 5129**

By 24 yeas to 69 nays (Vote No. 38), Bumpers Amendment No. 33 (to Amendment No. 26), to clarify Congressional intent with respect to enactment of this Act in response to DOE's inability to meet the January 31, 1998 contractual deadline to start disposing of spent nuclear fuel. **Page 5169**

By 36 yeas to 56 nays (Vote No. 39), Bingaman Amendment No. 41 (to Amendment No. 26), to strike the ban on designating certain sites as interim storage facilities. **Page 5172**

Pending:

Murkowski Amendment No. 26, in the nature of a substitute. **Pages 5128, 5149**

Reid (for Wellstone) Amendment No. 29 (to Amendment No. 26), to ensure that emergency response personnel in all jurisdictions on primary and alternative shipping routes have received training and have been determined to meet standards set by the Secretary before shipments of spent nuclear fuel and high-level nuclear waste. **Page 5156**

Reid (for Wellstone) Amendment No. 30 (to Amendment No. 26), to express the sense of the Senate regarding Federal assistance for elderly and disabled legal immigrants. **Page 5156**

Lott (for Domenici) Amendment No. 42, (to Amendment No. 26), to provide that no points of order, which require 60 votes in order to adopt a motion to waive such point of order, shall be considered to be waived during the consideration of a joint resolution under section 401 of this Act. **Page 5175**

Lott (for Murkowski) Amendment No. 43 (to Amendment No. 42), to establish the level of annual fee for each civilian nuclear power reactor. **Page 5176**

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, with final disposition to occur thereon on Tuesday, April 15, 1996, and pursuant to the agreement, the cloture vote scheduled for Friday, April 11, 1997, on Amendment No. 26, listed above, was vitiated. **Page 5175**

Senate will resume consideration of the bill on Monday, April 14, 1997.

Nomination Confirmed: Senate confirmed the following nomination:

Pete Peterson, of Florida, to be Ambassador to the Socialist Republic of Vietnam. **Pages 5182, 5248**

Messages From the House: **Page 5190**

Measures Referred: **Page 5190**

Measures Placed on Calendar: **Page 5190**

Communications: **Page 5190**

Statements on Introduced Bills: **Page 5191**

Additional Cosponsors: **Page 5240**

Amendments Submitted: **Page 5242**

Notices of Hearings: **Page 5245**

Authority for Committees: **Page 5245**

Additional Statements: **Page 5246**

Record Votes: Four record votes were taken today. (Total–39) **Pages 5141, 5166, 5174**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 8:11 p.m., until 10 a.m., on Monday, April 14, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 5249.)

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nominations of Ann Jorgenson, of Iowa, to be a Member of the Farm Credit Administration Board, and Lowell Lee Junkins, of Iowa, to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation, Farm Credit Administration, after the nominees, who were introduced by Representative Boswell, testified and answered questions in their own behalf.

APPROPRIATIONS—DEA/FBI/INS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary, and Related Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Department of Justice, receiving testimony in behalf of funds for their respective activities from Thomas A. Constantine, Administrator, Drug Enforcement Administration, Louis J. Freeh, Director, Federal Bureau of Investigation, and Doris Meissner, Commissioner, Immigration and Naturalization Service, all of the Department of Justice.

Subcommittee will meet again on Wednesday, April 16.

APPROPRIATIONS—INDIAN PROGRAMS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Bureau of Indian Affairs and the National Indian Gaming Commission, receiving testimony from Ada Deer, Assistant Secretary of the Interior for Indian Affairs.

Subcommittee will meet again on Thursday, April 17.

SURFACE TRANSPORTATION (NEXTEA)

Committee on Appropriations: Subcommittee on Transportation and Related Agencies concluded hearings to examine the fiscal year 1998 funding implications of the Administration's National Economic Crossroads Transportation Efficiency Act (NEXTEA) Surface Transportation Reauthorization proposal, after receiving testimony from Jane F. Garvey, Acting Administrator, Federal Highway Administration, Gordon J. Linton, Administrator, Federal Transit Administration, and Ricardo Martinez, Administrator, National Highway Traffic Safety Administration, all of the Department of Transportation; Darrel Rensink, Iowa Department of Transportation, Des Moines, on behalf of the American Association of State Highway and Transportation Officials; William D. Fay, American Highway Users Alliance, John J. Collins, American Trucking Associations, and William W. Millar, American Public Transit Association, all of Washington, D.C.; Frederick L. Gruel, AAA New Jersey Automobile Club, Trenton, on behalf of the American Automobile Association; and Harry W. Blunt, Jr., Concord Trailways, Concord, New Hampshire, on behalf of the American Bus Association.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Acquisition and Technology held hearings on S. 450, authorizing funds for fiscal years 1998 and 1999 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal years 1998 and 1999, focusing on science and technology research, receiving testimony from Charles M. Vest, Massachusetts Institute of Technology, Cambridge; Rodney A. Erickson, Pennsylvania State University, University Park; Dan C. Heinemeier, Electronic Industries Association, Arlington, Virginia; and John K. Buckner, American Institute of Aeronautics and Astronautics, and Frank Press, Carnegie Institute, both of Washington, D.C.

Subcommittee will meet again on Tuesday, April 15.

MULTI-CHANNEL VIDEO COMPETITION

Committee on Commerce, Science, and Transportation: Committee held hearings to examine competitiveness in the cable industry and alternatives to cable, receiving testimony from Amos B. Hostetter, Jr., Continental Cablevision, Inc., Boston, Massachusetts; Gene Kimmelman, Consumer's Union, and Rupert Murdoch, News Corporation, both of Washington, D.C.; and Stanley S. Hubbard, Hubbard Broadcasting, Inc., St. Paul, Minnesota.

Hearings were recessed subject to call.

NATIONAL EARTHQUAKE HAZARDS REDUCTION PROGRAM

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded

hearings to examine the National Earthquake Hazards Reduction program, after receiving testimony from Richard W. Krimm, Executive Associate Director of the Mitigation Directorate, Federal Emergency Management Agency; Robert Hebner, Acting Director, National Institute for Standards and Technology, Department of Commerce; P. Patrick Leahy, Chief Geologist, U.S. Geological Survey, Department of the Interior; M. Christina Gabriel, Acting Deputy Assistant Director for Engineering, National Science Foundation; and Arch Johnston, University of Memphis, Memphis, Tennessee.

ESTATE AND GIFT TAXATION

Committee on Finance: Committee held hearings on estate and gift taxation proposals, including S. 482, to partially exclude from the gross estate of a decedent the value of a family-owned business, and S. 75 and provisions of H.R. 902, bills to repeal the Federal estate and gift taxes and the tax on generation-skipping transfers, receiving testimony from Senators Collins, Kyl and Lugar; Representative Cox; William W. Beach, Heritage Foundation, and Harry L. Gutman, King and Spalding, both of Washington, D.C.; Drew S. Mendoza, Loyola University, Chicago, Illinois; John Dudley, Comanche, Texas; Lee Ann Ferris, Ketchum, Idaho; and Gordon Perkins, LaPeer, Mississippi.

Hearings were recessed subject to call.

HONG KONG

Committee on Foreign Relations: Committee concluded hearings to examine United States law enforcement interests in Hong Kong, after receiving testimony from James S. Milford, Jr., Acting Deputy Administrator, Drug Enforcement Agency, Alan G. Ringgold, Deputy Assistant Director, Criminal Investigative Division, Federal Bureau of Investigation, Mark M. Richard, Deputy Assistant Attorney General, Criminal Division, and Phyllis Coven, Director of International Affairs, Immigration and Naturalization Service, all of the Department of Justice; Jeffrey A. Bader, Deputy Assistant Secretary of State for East Asian and Pacific Affairs; John P. Simpson, Deputy Assistant Secretary of the Treasury for Regulatory, Tariff, and Trade Enforcement; and Roy Godson, Georgetown University, Washington, D.C.

Also, committee concluded hearings to examine the outlook for Hong Kong following its planned reversion to China, focusing on the future of freedom, democracy, human rights and the rule of law in Hong Kong, after receiving testimony from Martin C.M. Lee, Chairman of the Democratic Party, Hong Kong.

IRS HIGH-RISK AREAS

Committee on Governmental Affairs: Committee held hearings to examine Internal Revenue Service efforts to improve the efficiency and effectiveness of the program areas identified by the General Accounting Office as high-risk, receiving testimony from Lawrence Summers, Deputy Secretary, and Michael P. Dolan, Deputy Commissioner, Internal Revenue Service, both of the Department of the Treasury; Rona B. Stillman, Chief Scientist, Computers and Telecommunications, Accounting and Information Management Division, General Accounting Office; and Donald C. Alexander, Akin, Gump, Strauss, Hauer & Feld, Washington, D.C., former IRS Commissioner.

Hearings were recessed subject to call.

CHINESE ARMS PROLIFERATION

Committee on Governmental Affairs: Subcommittee on International Security, Proliferation, and Federal Services concluded hearings to examine China's proliferation of weapons of mass destruction and related technologies, missile delivery systems, and advanced conventional weapons, after receiving testimony from Robert J. Einhorn, Deputy Assistant Secretary of State for Nonproliferation/Bureau of Political-Military Affairs; James R. Lilley, University of Maryland, College Park; and Gary Milhollin, Wisconsin Project on Nuclear Arms Control, Washington, D.C.

NOMINATION

Committee on Labor and Human Resources: Committee ordered favorably reported the nomination of Alexis M. Herman, of Alabama, to be Secretary of Labor.

SENATE ELECTIONS

Committee on Rules and Administration: Committee held hearings to review certain petitions filed in connection with a contested United States Senate election held in Louisiana in November 1996, receiving testimony from Robert F. Bauer, Perkins Coie, and William B. Canfield, III, Williams & Jensen, both of Washington, D.C.

Hearings continue on Tuesday, April 15.

HUBZONE ACT

Committee on Small Business: Committee concluded hearings on S. 208, to provide Federal contracting opportunities for small business concerns located in historically underutilized business zones, after receiving testimony from Aida Alvarez, Administrator, and James Hoobler, Inspector General, both of the Small Business Administration; Mayor Emmanuel Cleaver, Kansas City, Missouri; Santos F. Garza, Counter Technology, Inc., Bethesda, Maryland; Peter Homer, National Indian Business Association, and Anthony W. Robinson, Minority Business Enterprise Legal Defense Education Fund, Inc., both of Washington, D.C.; and Sandra Newman, Raritan Container, New Brunswick, New Jersey.

INTELLIGENCE

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

Committee will meet again on Wednesday, April 16.

MEDICARE REFORM: MANAGED CARE

Special Committee on Aging: Committee concluded hearings to examine certain issues concerning the availability of useful information for Medicare beneficiaries attempting to choose a managed health care plan, and on proposed legislation to require beneficiaries to have access to the disenrollment rates of health plans, and to initiate a standardized format for plan information and create a comparison chart to assist the beneficiary decision making process, after receiving testimony from William J. Scanlon, Director, Health Financing and Systems Issues, Health, Education, and Human Services Division, General Accounting Office; Diane Archer, Medicare Rights Center, New York, New York; Helen Darling, Xerox Corporation, Stamford, Connecticut, on behalf of the Institute of Medicine/National Academy of Sciences; Margaret T. Stanley, California Public Employees' Retirement System, Sacramento; and Irvin and Emelda Stuart, Bronx, New York.

House of Representatives

Chamber Action

Bills Introduced: 45 public bills, H.R. 1268–1312; 2 private bills, H.R. 1313–1314; and 5 resolutions, H.J. Res. 69–70, H. Con. Res. 60, and H. Res. 110–111 were introduced. **Page 5125**

Reports Filed: Reports were filed as follows:

H.R. 1225, to make a technical correction to title 28, United States Code, relating to jurisdiction for lawsuits against terrorist states (H. Rept. 105–48);

H.R. 1001, to extend the term of appointment of certain members of the Prospective Payment Assessment Commission and the Physician Payment Review Commission (H. Rept. 105–49 Part I); and

H.J. Res. 62, proposing an amendment to the Constitution of the United States with respect to tax limitations, amended (H. Rept. 105–50). **Page 5125**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Smith of Michigan to act as Speaker pro tempore for today. **Page 5079**

Suspension—Assisted Suicide Funding Restriction: The House voted to suspend the rules and pass H.R. 1003, amended, to clarify Federal law with respect to restricting the use of Federal funds in support of assisted suicide (passed by a yea-and-nay vote of 398 yeas to 16 nays, Roll No. 75). **Page 5082**

Meeting Hour: Agreed that when the House adjourns today it adjourn to meet at 2:00 p.m. on Monday, April 14; and agreed that when the House adjourns on Monday, it adjourn to meet at 10:30 a.m. on Tuesday, April 15, for morning hour debate. **Page 5092**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, April 16. **Page 5092**

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 5091. There were no quorum calls.

Adjournment: Met at 10:00 p.m. and adjourned at 4:08 p.m.

Committee Meetings

FEDERAL AGRICULTURE IMPROVEMENT AND REFORM ACT IMPLEMENTATION

Committee on Agriculture: Subcommittee on Risk Management and Specialty Crops held a hearing to review the implementation of the risk management provisions in the Federal Agriculture Improvement and Reform Act of 1996. Testimony was heard from Brooksley Born, Chairperson, Commodity Futures Trading Commission; Kenneth D. Ackerman, Acting Administrator, Risk Management Agency, USDA; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Census and Statistical Programs, Commerce Department, and on the Immigration and Border Security. Testimony was heard from the following officials of the Department of Commerce: Everett M. Ehrlich, Under Secretary, Economic Affairs, and Martha Farnsworth Riche, Director, Bureau of Census; the following officials of the Department of Justice: Doris Meissner, Commissioner, Immigration and Naturalization Service, and Anthony C. Moscato, Director, Executive Office for Immigration Review; and Mary A. Ryan, Assistant Secretary, Consular Affairs, Department of State.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the National Park Service and on the Indian Health Service. Testimony was heard from Denis P. Galvin, Acting Deputy Director, National Park Service, Department of the Interior; and Michael H. Trujillo, M.D., Assistant Surgeon General and Director, Indian Health Service, Department of Health and Human Services.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on Enforcement Agencies (OSHA, MSHA, ESA); Office of Inspector General, on the Bureau of Labor Statistics and on the Pension Agencies (PBGC and PWBA).

Testimony was heard from the following officials of the Department of Labor: Gregory R. Watchman, Acting Assistant Secretary, OSHA; J. Davitt McAteer, Assistant Secretary, Mine Safety and Health Administration; Bernard E. Anderson, Assistant Secretary, Emergency Standards Administration; A. Charles C. Masten, Inspector General; Patricia A. Dalton, Deputy Inspector General; F. M. Broadway, Assistant Inspector General, Investigation; John J. Getek, Assistant Inspector General, Audit; Sylvia T. Horowitz, Assistant Inspector General, Management and Counsel; Katharine G. Abraham, Commissioner, and William G. Barron, Jr., Deputy Commissioner, both with the Bureau of Labor Statistics; and Kenneth V. Dalton, Associate Commissioner, Prices and Living Conditions; Daniel J. Lacey, Associate Commissioner, Administration; Olena Berg, Assistant Secretary, Pension and Welfare Benefits Administration; and James E. McMullen, Deputy Assistant Secretary, Budget; and John Seal, Acting Executive Director, Pension Benefit Guaranty Corporation.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session to hold a hearing on the National Reconnaissance Program. Testimony was heard from Keith Hall, Director, National Reconnaissance Program, Department of Defense.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies held a hearing on the NSF. Testimony was heard from Neal Lane, Director, NSF.

COMMON CENTS STOCK PRICING ACT

Committee on Commerce: Subcommittee on Finance and Hazardous Materials held a hearing on H.R. 1053, Common Cents Stock Pricing Act of 1997. Testimony was heard from Steven M.H. Wallman, Commissioner, SEC; and public witnesses.

Hearings continue April 16.

EPA'S PROPOSED OZONE AND PARTICULATE MATTER NAAQS REVISIONS

Committee on Commerce: Subcommittee on Health and Environment and the Subcommittee on Oversight and Investigations held a joint hearing on Review of EPA's Proposed Ozone and Particulate Matter NAAQS Revisions. Testimony was heard from public witnesses.

Hearings continue April 17.

PROTOCOL FOR DOCUMENTS

Committee on Government Reform and Oversight: Approved a Document Protocol setting forth the procedures to be followed by the Committee and its Subcommittees, for obtaining, storing and releasing of documents and other materials. This Protocol shall apply only to Committee and Subcommittee investigation of political fund-raising improprieties and possible violations of law by persons or entities within the Committee's oversight jurisdiction and to documents and materials obtained during the investigation by Committee subpoena or letter request. The Protocol shall not apply to any other oversight conducted by the Committee or any Subcommittee unless specifically adopted by decision of the Chairman or by vote of the Committee.

U.S. POLICY TOWARD EGYPT

Committee on International Relations: Held a hearing on U.S. Policy toward Egypt. Testimony was heard from public witnesses.

FOREIGN RELATIONS AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations and Human Rights approved for full Committee action amended H.R. 1253, Foreign Relations Authorization Act, Fiscal Years 1998 and 1999.

OVERSIGHT—PRODUCT LIABILITY REFORM

Committee on the Judiciary: Held an oversight hearing regarding Product Liability Reform. Testimony was heard from Representative Campbell; Tom Miller, Attorney General, State of Iowa; and public witnesses.

MORALE, WELFARE AND RECREATION SYSTEM

Committee on National Security: Morale, Welfare and Recreation Panel held a hearing on the morale, welfare and recreation system. Testimony was heard from the following officials of the Department of Defense: Frederick F.Y. Pang, Assistant Secretary (Force Management Policy); Brig. Gen. Evan R. Gaddis, USA, Commander, U.S. Army Community and Family Support Center; Rear Adm. Larry R. Marsh, USN, Assistant Chief of Naval Personnel, Personnel Readiness and Community Support; Arthur Myers, Deputy Director, Services and Director of Resources Management and Oversight, DCS Installations and Logistics, U.S. Air Force; and Mike Tharrington, Acting Director, MWR Program, U.S. Marine Corps.

MILITARY CONSTRUCTION REQUIREMENTS

Committee on National Security: Subcommittee on Military Installations and Facilities held a hearing on the long-term planning for military construction requirements. Testimony was heard from John Hamre, Under Secretary (Comptroller), Department of Defense.

DEPARTMENT OF ENERGY AUTHORIZATION REQUEST

Committee on National Security: Subcommittee on Military Procurement held a hearing on the fiscal year 1998 Department of Energy authorization request and related matters. Testimony was heard from the following officials of the Department of Defense: Federico R. Peña, Secretary-Designate; Victor H. Reis, Assistant Secretary, Defense Programs; Alvin L. Alm, Assistant Secretary, Environmental Management; and Kenneth E. Baker, Acting

Director, Office of Nonproliferation and National Security; Siegfried S. Hecker, Director, Los Alamos National Laboratories; C. Paul Robinson, President and Laboratories Director, Sandia National Laboratories; Bruce C. Tarter, Director, Lawrence Livermore National Laboratory; and public witnesses.

ENDANGERED SPECIES ACT AMENDMENTS

Committee on Resources: Held a hearing on H.R. 478, to amend the Endangered Species Act of 1973 to improve the ability of individuals and local, State, and Federal agencies to comply with that act in building, operating, maintaining, or repairing flood control projects, facilities, or structures. Testimony was heard from Michael L. Davis, Deputy Assistant Secretary, Army (Civil Works) Policy and Legislation, Department of Defense; John R. Garamendi, Deputy Secretary, Department of the Interior; and public witnesses.

INTERNATIONAL DOLPHIN CONSERVATION

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife, and Oceans approved for full Committee action H.R. 408, to amend the Marine Mammal Protection Act of 1972 to support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, and Public Lands approved for full Committee action amended H.R. 449, to provide for the orderly disposal of certain Federal lands in Clark County, NV, and to provide for the acquisition of environmentally sensitive lands in the State of Nevada.

The Subcommittee also held a hearing on the following bills, H.R. 765, to ensure maintenance of wild horses in Cape Lookout National Seashore; and H.R. 136, to amend the National Parks and Recreation Act of 1978 to designate the Majority Stoneman Douglas Wilderness and to amend the Everglades National Park Protection and Expansion Act of 1989 to designate the Ernest F. Coe Visitor Center. Testimony was heard from Maureen Finnerty, Associate Director, Park Operations and Education, National Park Service, Department of the Interior; and public witnesses.

NASA AUTHORIZATION

Committee on Science: Subcommittee on Space and Aeronautics concluded hearings on fiscal year 1998 NASA Authorization: Science Programs. Testimony was heard from the following officials of NASA: Wesley T. Huntress, Jr., Associate Administrator, Office of Space Science; Arnauld E. Nicogossian, Associate Administrator, Office of Life and Microgravity Sciences and Applications; and Neal Pellis, Head, Biotechnology Program, Johnson Space Center; Eugene Shoemaker, Scientist Emeritus, U.S. Geological Survey, Department of the Interior; and public witnesses.

NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY FUNDING NEEDS

Committee on Science: Subcommittee on Technology concluded hearings on funding needs for the National Institute of Standards and Technology Part 2. Testimony was heard from Allen Li, Associate Director, Energy, Resources, and Science Issues, GAO; and public witnesses.

FEDERAL ACQUISITION REGULATIONS

Committee on Small Business: Held a hearing to examine the proposed redrafting of Section 15 of the Federal Acquisition Regulations (FAR). Testimony was heard from Steven Kelman, Administrator, Office of Federal Procurement Policy, OMB; Jere Glover, Chief Counsel for Advocacy, SBA; and public witnesses.

ETHICS REFORM

Committee on Standards of Official Conduct: Task Force on Ethics Reform met in executive session to continue discussions on Ethics Reform.

SUPERFUND REAUTHORIZATION AND REFORM

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held a hearing on Superfund Reauthorization and Reform: Perspectives of Interested Parties. Testimony was heard from the following officials of the EPA: Steven A. Herman, Assistant Administrator, Office of Enforcement and Compliance Assurance; and Timothy Fields, Jr., Acting Assistant Administrator, Office of Solid Waste and Emergency Response; James C. Coleman, Assistant Commissioner, Waste Site Cleanup, Department of Environmental Protection, State of Massachusetts; Douglas H. Palmer, Mayor, Trenton, New Jersey; and public witnesses.

REHABILITATION AND LONG-TERM HOSPITALS PAYMENTS

Committee on Ways and Means: Subcommittee on Health held a hearing on Rehabilitation and Long-Term Care Hospitals Payments. Testimony was heard from Representative LoBiondo; Barbara O. Wynn, Acting Director, Bureau of Policy Development, Health Care Financing Administration, Department of Health and Human Services; Joseph P. Newhouse, Chairman, Prospective Payment Assessment Commission; and public witnesses.

FUTURE OF SOCIAL SECURITY

Committee on Ways and Means: Subcommittee on Social Security continued hearings on the Future of Social Security for this Generation and the Next. Testimony was heard from Jane L. Ross, Director, Income Security Issues, Health, Education, and Human Services Division, GAO; David Koitz, Specialist in Social Legislation, Education

and Public Welfare Division, Congressional Research Service, Library of Congress; and public witnesses.

BUDGET—ANALYSIS AND PRODUCTION

Permanent Select Committee on Intelligence: Met in executive session to hold a Budget hearing—Analysis and Production. Testimony was heard from departmental witnesses.

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Monday, April 14, 1997

Senate

Chamber Action

Routine Proceedings, pages 5283–5352

Measures Introduced: Nine bills and one resolution were introduced, as follows: S. 563–571 and S. Res. 71. **Page 5335**

Nuclear Waste Policy Act: Senate continued consideration of S. 104, to amend the Nuclear Waste Policy Act of 1982, taking action on the following amendments proposed thereto: **Page 5293**

Adopted:

Reid (for Wellstone) Amendment No. 29 (to Amendment No. 26), to ensure that emergency response personnel in all jurisdictions on primary and alternative shipping routes have received training and have been determined to meet standards set by the Secretary before shipments of spent nuclear fuel and high-level nuclear waste. **Page 5293**

Reid (for Wellstone) Amendment No. 30 (to Amendment No. 26), to express the sense of the Senate regarding Federal assistance for elderly and disabled legal immigrants. **Page 5293**

Murkowski (for Lott) Amendment No. 44 (to Amendment No. 30), regarding assistance for elderly and disabled legal immigrants. **Page 5300**

Pending:

Murkowski Amendment No. 26, in the nature of a substitute. **Page 5293**

Lott (for Domenici) Amendment No. 42, (to Amendment No. 26), to provide that no points of order, which require 60 votes in order to adopt a motion to waive such point of order, shall be considered to be waived during the consideration of a joint resolution under section 401 of this Act. **Pages 5293, 5300, 5306**

Lott (for Murkowski) Amendment No. 43 (to Amendment No. 42), to establish the level of annual fee for each civilian nuclear power reactor. **Pages 5293, 5301, 5306**

Bingaman Amendment No. 31 (to Amendment No. 26), to provide for the case in which the Yucca Mountain site proves to be unsuitable or cannot be licensed and to strike the automatic default to a site in Nevada. **Pages 5302, 5309**

Senate will continue consideration of the bill on Tuesday, April 15, 1997, with a vote on final passage to occur thereon.

Nominations Received: Senate received the following nominations:

Eric H. Holder, Jr., of the District of Columbia, to be Deputy Attorney General.

3 Air Force nominations in the rank of general. **Page 5352**

Communications: **Page 5334**

Executive Reports of Committees: **Page 5335**

Statements on Introduced Bills: **Page 5335**

Additional Cosponsors: **Page 5344**

Amendments Submitted: **Page 5346**

Notices of Hearings: **Page 5346**

Authority for Committees: **Page 5346**

Additional Statements: **Page 5346**

Adjournment: Senate convened at 10 a.m., and adjourned at 6:11 p.m., until 9 a.m., on Tuesday, April 15, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 5352.)

Committee Meetings

TAX FREEDOM

Committee on Finance: Committee held hearings to review the Tax Foundation's report entitled "Tax Freedom Day 1997", detailing the computation of the number of days Americans must work before they have paid their tax bill, receiving testimony from J.D. Foster and Patrick Fleenor, both of the Tax Foundation, Washington, D.C.

Hearings were recessed subject to call.

CONSUMER CREDIT

Committee on the Judiciary: On Friday, April 11, Subcommittee on Administrative Oversight and the Courts concluded hearings to examine the increase of personal bankruptcies and the crisis in consumer credit, after receiving testimony from Kim Kowalewski, Chief, Financial and General Macroeconomic Analysis Unit, Congressional Budget Office; Michael E. Staten, Purdue University, West Lafayette, Indiana; Ian Domowitz, Northwestern University, Evanston, Illinois; Edward Bankole, Moody's Investors Service, New York, New York; Michael McEneney, Morrison and Foerster, Washington, D.C.; Donald Banks, Dayton Hudson, Minneapolis, Minnesota; Ken Crone, Visa USA Inc., Fluster City, California; Gerald P. Wixted, Consumer Credit Counseling Services, Philadelphia, Pennsylvania; Jean Ryan, Miami, Florida.

FDA REFORM

Committee on Labor and Human Resources: On Friday, April 11, committee concluded hearings on proposals to reform

the performance, efficiency, and use of resources of the Food and Drug Administration, after receiving testimony from Gordon Binder, Amgen Incorporated, Thousand Oaks, California, on behalf of the Pharmaceutical Research and Manufacturers of America and the Biotechnology Industry Association; Roger L. Foster, Mylan Pharmaceuticals Incorporated, Morgantown, West Virginia, on behalf of the National Pharmaceutical Alliance; Stephen L. Ferguson, Cook Group Incorporated, Bloomington, Indiana, on behalf of the Health Industry Manufacturers Association, the Medical Device Manufacturers Association, and the National Electrical Manufacturers Association; Sidney M. Wolfe, Public Citizen, and Cynthia A. Pearson, National Women's Health Network, on behalf of the Patient Coalition, both of Washington, D.C.; and Adolph S. Clausi, Cos Cob, Connecticut, on behalf of the Grocery Manufacturers Association and the National Food Processors Association.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 1315–1320 were introduced. **Page 5281**

Reports Filed: Reports were filed as follows:

H.R. 1001, to extend the term of appointment of certain members of the prospective Payment Assessment Commission and the Physician Payment Review Commission (H. Rept. 105–49 Part II);

H.R. 1226, to amend the Internal Revenue Code of 1986 to prevent the unauthorized inspection of tax returns or tax return information, amended (H. Rept. 105–51);

H.R. 1090, to amend title 38, United States Code, to allow revision of veterans benefits decisions based on clear and unmistakable error (H. Rept. 105–52);

H. Res. 112, providing for consideration of motions to suspend the rules (H. Rept. 105–53); and

H. Res. 113, providing for consideration of H.J. Res. 62, proposing an amendment to the Constitution of the United States with respect to tax limitations (H. Rept. 105–54). **Page 5281**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Pease to act as Speaker pro tempore for today. **Page 5268**

Bipartisan Task Force on Reform of the Ethics Process: Agreed by unanimous consent that the order of the House of February 12, 1997 be extended through April 16, 1997. On February 12, in furtherance of the understanding concerning the establishment of the ethics task force, it was made in order that during the period beginning immediately and ending on April 11, 1997: (1) the Committee on Standards of Official Conduct may not receive, renew, initiate, or investigate a complaint against the official conduct of a member, officer, or employee of the House; (2) the Committee on Standard of Official Conduct may issue advisory opinions and perform other non-investigative functions; and (3) a resolution addressing the official conduct of a member, officer, or employee of the House that is proposed to be offered from the floor by a member other than the Majority Leader or the Minority Leader as a question of the privileges of the House shall once noticed pursuant to clause 2(a)(1) of Rule IX, have precedence of all other questions except motions to adjourn only at a time or place designated by the chair in the legislative schedule within two legislative days after April 11, 1997. **Page 5268**

Recess: The House recessed at 4:04 p.m. and reconvened at 6:28 p.m. **Page 5280**

Referrals of Senate Passed Measures: S. Con. Res. 20, expressing the sense of Congress regarding the status of the investigation of the bombing of the Israeli Embassy in Buenos Aires in 1992 was referred to the Committee on International Relations. **Page 5280**

Senate Messages: Message received from the Senate today appears on page 5268.

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

Adjournment: Met at 2 p.m. and adjourned at 6:30 p.m.

Committee Meetings

MEDICARE PREVENTIVE BENEFITS AND QUALITY STANDARDS

Committee on Commerce: On April 11, the Subcommittee on Health and Environment held a hearing on Medicare Preventive Benefits and Quality Standards. Testimony was heard from Speaker Gingrich; Representative Nethercutt; Bernice Steinhardt, Director, Health Services Quality and Public Health Issues, GAO; and public witnesses.

IRS MISMANAGEMENT—IDEAS FOR IMPROVEMENT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on IRS Mismanagement and Ideas for Improvement. Testimony was heard from Lynda D. Willis, Director, Tax Policy and Administration, General Government Division, GAO; Michael Dolan, Deputy Commissioner, IRS, Department of the Treasury; Jeffrey Trinca, Chief of Staff, National Commission on Restructuring the IRS; and public witnesses.

TAX LIMITATION CONSTITUTIONAL AMENDMENT

Committee on Rules: The Committee granted by voice vote a modified closed rule providing for consideration of H.J. Res. 62, proposing an amendment to the Constitution of the United States with respect to tax limitation in the House. The rule provides that the committee amendment in the nature of a substitute, modified by the amendment specified in the report of the Committee on Rules, will be considered as adopted. The previous question shall be considered as ordered on the joint resolution, as amended, and on any further amendment thereto to final passage without intervening motion except as specified.

The rule provides for three hours of debate. The rule further provides for an amendment if offered by the Minority Leader or his designee, which will be considered as read, and which will be debatable for 1 hour equally divided between the proponent and an opponent. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives McCollum, Canady, Barton of Texas, Shadegg, Scott and Watt of North Carolina.

SUSPENSIONS

Committee on Rules: Granted by voice vote a resolution providing that suspensions will be in order on Wednesday, April 16, 1997. The resolution provides that the Speaker or his designee will consult with the Minority Leader or his designee on any suspension considered under this resolution.

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Tuesday, April 15, 1997

Senate

Chamber Action

Routine Proceedings, pages 5365–5465

Measures Introduced: Fifteen bills and three resolutions were introduced, as follows: S. 572–586 and S. Res. 72–74. **Page 5430**

Measures Passed:

Nuclear Waste Policy Act: By 65 yeas to 34 nays (Vote No. 42), Senate passed S. 104, to amend the Nuclear Waste Policy Act of 1982, after taking action on further amendments proposed thereto, as follows: **Page 5365**

Adopted:

Murkowski Amendment No. 26, in the nature of a substitute. **Page 5365**

Lott (for Domenici) Amendment No. 42, (to Amendment No. 26), to provide that no points of order, which require 60 votes in order to adopt a motion to waive such point of order, shall be considered to be waived during the consideration of a joint resolution under section 401 of this Act. **Page 5365**

By 66 yeas to 32 nays (Vote No. 41), Lott (for Murkowski) Amendment No. 43 (to Amendment No. 42), to establish the level of annual fee for each civilian nuclear power reactor. **Page 5365**

Rejected:

Bingaman Amendment No. 31 (to Amendment No. 26), to provide for the case in which the Yucca Mountain site proves to be unsuitable or cannot be licensed and to strike the automatic default to a site in Nevada. (By 59 yeas to 39 nays (Vote No. 40), Senate tabled the amendment.) **Page 5365**

Taxpayer Browsing Protection Act: By a unanimous vote of 97 yeas (Vote No. 43), Senate passed S. 522, to amend the Internal Revenue Code of 1986 to impose civil and criminal penalties for the unauthorized access of tax returns and tax return information by Federal employees and other persons, after taking action on the following amendment proposed thereto: **Page 5411**

Adopted:

Lott (for Coverdell) Amendment No. 45, in the nature of a substitute. **Page 5411**

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

Transmitting the report of a proclamation to modify application of duty-free treatment; referred to the Committee on Finance. (PM–29). **Page 5429**

Nominations Received: Senate received the following nominations:

Linda Jane Zack Tarr-Whelan, of Virginia, for the rank of Ambassador during her tenure of service as United States Representative to the Commission on the Status of Women of the Economic and Social Council of the United Nations.

Yerker Andersson, of Maryland, to be a Member of the National Council on Disability for a term expiring September 17, 1999. **Page 5465**

Messages From the President: **Page 5429**

Communications: **Page 5429**

Executive Reports of Committees: **Page 5429**

Statements on Introduced Bills: **Page 5431**

Additional Cosponsors: **Page 5457**

Amendments Submitted: **Page 5458**

Notices of Hearings: **Page 5459**

Authority for Committees: **Page 5460**

Additional Statements: **Page 5460**

Record Votes: Four record votes were taken today. (Total—43) **Pages 5365, 5366, 5370, 5420**

Adjournment: Senate convened at 9 a.m., and adjourned at 6 p.m., until 10 a.m., on Wednesday, April 16, 1997.

(For Senate's program, see the remarks of the Assistant Majority Leader in today's Record on page 5465.)

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nominations of Lowell Lee Junkins, of Iowa, to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation, Farm Credit Administration, and Ann Jorgenson, of Iowa, to be a Member of the Farm Credit Administration Board.

IRS USE OF TAXPAYERS' FILES

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held hearings to examine alleged Internal Revenue Service employees misuse of taxpayers' files, receiving testimony from Senator Glenn; Lawrence H. Summers, Deputy Secretary, Valerie Lau, Inspector General, and Margaret Milner Richardson, Commissioner, Internal Revenue Service, all of the Department of the Treasury; and Rona B. Stillman, Chief Scientist for Computers and Telecommunications, General Accounting Office.

Subcommittee will meet again on Thursday, April 17.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Jill Long Thompson, Under Secretary for Rural Development, Wally Beyer, Administrator, Rural Utilities Service, Jan E. Shadburn, Acting Administrator, Rural Housing Service, Dayton J. Watkins, Administrator, Rural Business Cooperative Service, W. Bruce Crain, Executive Director, Alternative Agricultural Research and Commercialization Corporation, and Dennis Kaplan, Budget Officer, all of the Department of Agriculture.

Subcommittee will meet again on Tuesday, April 22.

APPROPRIATIONS—ARMY CORPS/BUREAU OF RECLAMATION

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1998 for the Army Corps of Engineers and the Bureau of Reclamation, focusing on the Bonneville Power Administration, receiving testimony from Randy Hardy, Administrator, Bonneville Power Administration; Brig. Gen. Robert H. Griffin, North Pacific Division Commander of the Army Corps of Engineers; and John Keys, Pacific Northwest Regional Director, Bureau of Reclamation, Department of the Interior.

Subcommittee will meet again on Tuesday, April 22.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Acquisition and Technology resumed hearings on S. 450, authorizing funds for fiscal years 1998 and 1999 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal years 1998 and 1999, focusing on the trends in the industrial and technology base supporting national defense, receiving testimony from Representative Christopher Smith; Robert Pitofsky, Chairman, Federal Trade Commission; John B. Goodman, Deputy Under Secretary (Industrial Affairs and Installations), and Eleanor R. Spector, Director of Defense Procurement, Office of the Under Secretary (Acquisition and Technology), both of the Department of Defense; David E. Cooper, Associate Director for Defense Acquisition Issues, National Security-Foreign Affairs Division, General Accounting Office; Pierre Chao, Morgan Stanley Equity Research, New York, New York; and Danielle Brian, Project on Government Oversight, and Don Fuqua, Aerospace Industries Association, both of Washington, D.C.

Subcommittee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Readiness resumed hearings on S. 450, authorizing funds for fiscal years 1998 and 1999 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal years 1998 and 1999, and S. 451, to authorize construction at certain military installations for fiscal year 1998, and for other military construction authorizations and activities of the Department of Defense, focusing on environmental and military construction issues, receiving testimony from Sherri W. Goodman, Deputy Under Secretary for Environmental Security, and John S. Goodman, Deputy Under Secretary for Industrial Affairs and Installations, both of the Department of Defense; Jan B. Reltman, Staff Director, Environment and Safety, HQ Defense Logistics Agency; Raymond J. Fatz, Deputy Assistant Secretary for Environment, Safety and Occupational Health, and Paul Johnson, Deputy Assistant Secretary for Installations, Logistics and Environment, both for the Department of the Army; Robert B. Pirie, Jr., Assistant Secretary of the Navy for Installation and Environment; and Thomas W. McCall, Jr., Deputy Assistant Secretary for Environmental, Safety and Occupational Health, and Jimmy G. Dishner, Deputy Assistant Secretary for Installations, both for the Air Force.

Subcommittee will meet again on Thursday, April 17.

CHEMICAL WEAPONS CONVENTION

Committee on Foreign Relations: Committee resumed hearings on the ratification of the Convention on the Prohibition of Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, opened for signature and signed by the United States at Paris on January 13, 1993 (Treaty Doc, 103–21), receiving testi-

mony from William A. Reinsch, Under Secretary of Commerce for Export Administration; Bruce Merrifield, former Assistant Secretary of Commerce; Frederick Webber, Chemical Manufacturers Association, and Kevin L. Kearns, United States Business and Industrial Council, both of Washington, D.C.; Malcolm S. Forbes, Jr., Forbes, Inc., New York, New York; Wayne Spears, Spears Manufacturing Company, Burbank, California; Ralph V. Johnson, Dixie Chemical Company, Inc., Houston, Texas; and Kathleen C. Bailey, University of California, Livermore.

Hearings will resume on Thursday, April 17.

U.S.-JAPAN BILATERAL RELATIONSHIP

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings to examine the United States' bilateral relationship with Japan, after receiving testimony from Robert C. Reis, Acting Deputy Assistant Secretary of State for East Asia and Pacific Affairs; Kurt M. Campbell, Deputy Assistant Secretary of Defense for Asian and Pacific Affairs; Nathaniel B. Thayer, Johns Hopkins University, Michael H. Armacost, Brookings Institution, and Arthur J. Alexander, Japan Economic Institute of America, all of Washington, DC.; and Ira Wolf, Eastman Kodak Company, Tokyo, Japan, on behalf of the American Chamber of Commerce in Japan.

IMMIGRANT ENTREPRENEURS

Committee on the Judiciary: Subcommittee on Immigration concluded hearings to examine the contributions to the United States from legal immigrants, focusing on how immigrants increase consumer spending and job growth and create jobs through entrepreneurship, after receiving testimony from Senator Hatch; Ovidiu Colea, Colbar Art, Inc., Long Island, New York; John Tu and Gary D. MacDonald, Kingston Technology Company, Fountain Valley, California; Mara M. Letica, Letica Corporation, Rochester, Michigan; Adrian A. Gaspar, Adrian A. Gaspar and Company, Cambridge, Massachusetts; and Jimy M. Sanders, University of South Carolina at Columbia.

FEDERAL JOB TRAINING PROGRAMS

Committee on Labor and Human Resources: Subcommittee on Employment and Training resumed oversight hearings to review the effectiveness of Federal job training programs and changes needed to meet the skill demands in a competitive marketplace, focusing on innovations in adult job training, receiving testimony from Jacki Bessler-Perasso, Oregon Job Training Partnership Administration, Salem; Donald W. Ingwerson, Los Angeles County Office of Education, Downey, California; Peter McLaughlin, Hennepin County Commission, Minneapolis, Minnesota, on behalf of the National Association of Counties and the Association of Minnesota Counties; Daniel Berry, Cleveland Growth Association, Cleveland, Ohio; Ronald C. Foster, Washington, DC., and Pamela Denise Brown, New York, New York, both of United Parcel Service; and Kenneth E. Tully and Marlene Gray, both of Marriott International, Inc., and Kristin Watkins, Wider Opportunities for Women, all of Washington, DC.

Hearings will resume on Thursday, April 17.

SENATE ELECTIONS

Committee on Rules and Administration: Committee concluded hearings to review certain petitions filed in connection with a contested United States Senate election held in Louisiana in November 1996, after receiving testimony from Mark K. Seifert, Washington, DC.; Louis Jenkins, Baton Rouge, Louisiana; and G. Anthony Gelderman, III, Tarcza and Gelderman, and Scott R. Bickford, Martzell and Bickford, both of New Orleans, Louisiana.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 1321–1340; 1 private bill, H.R. 1341; and 3 resolutions, H.J. Res. 71 and H. Con. Res. 61–62, were introduced. **Page 5553**

Reports Filed: No reports were filed today.

Recess: The House recessed at 10:51 a.m. and reconvened at 12:00 noon. **Page 5468**

Suspensions: The House voted to suspend the rules and pass the following measures:

Taxpayer Browsing Protection Act: H.R. 1226, amended, to amend the Internal Revenue Code of 1986 to prevent the unauthorized inspection of tax returns or tax return information (passed by a yea-and-nay vote of 412 yeas with none voting "nay", Roll No. 76); **Pages 5470, 5500**

Family Tax Relief: H. Res. 109, expressing the sense of the House of Representatives that American families deserve tax relief (agreed to by a yea-and-nay vote of 412 yeas with none voting "nay", Roll No. 77); **Pages 5476, 5500**

Terms of Health Care Commissions: H.R. 1001, to extend the term of appointment of certain members of the Prospective Payment Assessment Commission and the Physician Payment Review Commission; and **Page 5480**

Lawsuits Against Terrorist States: H.R. 1225, to make a technical correction to title 28, United States Code, relating to jurisdiction for lawsuits against terrorist states. **Page 5481**

Presidential Message—Argentina: Read a message from the President wherein he transmits his determination that Argentina fails to provide effective means under its laws for foreign nationals to secure, exercise, and enforce exclu-

sive rights in intellectual property; and his resultant determination to withdraw benefits for 50 percent (approximately $260 million) of Argentina's exports under the Generalized System of Preference (GSP) program—referred to the Committee on Ways and Means and ordered printed (H. Doc. 105–66). **Page 5482**

Tax Limitation Constitutional Amendment: By a yea-and-nay vote of 233 yeas to 190 nays with two-thirds required for passage, Roll No. 78, the House failed to pass H.J. Res. 62, as amended pursuant to the rule, proposing an amendment to the Constitution of the United States with respect to tax limitations. **Pages 5489, 5501**

H. Res. 113, the rule providing for consideration of the joint resolution, was agreed to earlier by a voice vote. The rule provided that an amendment in the nature of a substitute consisting of the text recommended by the Committee on the Judiciary now printed in H.J. Res. 62 (H. Rept. 105–50) and modified by the amendment specified in the report (H. Rept. 105–54) of the Committee on Rules accompanying H. Res. 113 shall be considered as adopted. **Page 5482**

Committee Resignation: Read a letter from Representative Jones wherein he resigns from the Committee on Small Business. **Page 5517**

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 5500, 5516, and 5550. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 11:20 p.m.

Committee Meetings

COMMODITY EXCHANGE ACT AMENDMENTS

Committee on Agriculture: Subcommittee on Risk Management and Specialty Crops held a hearing on reform of the Commodity Exchange Act and provisions of H.R. 467, Commodity Exchange Act Amendments of 1997. Testimony was heard from Brooksley Born, Chair, Commodity Futures Trading Commission; Roger Anderson, Deputy Assistant Secretary, Federal Finance, Department of the Treasury; Richard Lindsey, Director, Division of Market Regulation, SEC; Susan M. Phillips, member, Board of Governors, Federal Reserve System; and public witnesses.

Hearings continue tomorrow.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and the Judiciary held a hearing on the Office of Justice Programs, the Office of Community Oriented Policing and on the Office of Juvenile Justice and Delinquency Prevention. Testimony was heard from the following officials of the Department of Justice: Laurie Robinson, Assistant Attorney General, Justice Programs; Joseph E. Brann, Director, Community Oriented Policing Services; and Sheay Bilchek, Administrator, Juvenile Justice and Delinquency Prevention.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Bureau of Indian Affairs/Office of Special Trustee. Testimony was heard from the following officials of the Department of the Interior: Ada E. Deer, Assistant Secretary, Indian Affairs; and Paul M. Homan, Special Trustee for American Indians.

SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior approved for full Committee action Supplemental Appropriations for Fiscal Year 1997.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued appropriation hearings. Testimony was heard from public witnesses.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies held a hearing on the EPA. Testimony was heard from Carol M. Browner, Administrator, EPA.

HOUSING OPPORTUNITY AND RESPONSIBILITY ACT

Committee on Banking and Financial Services: Began markup of H.R. 2, Housing Opportunity and Responsibility Act of 1997.

Will continue tomorrow.

TRANSFER OF SUPERCOMPUTERS—IMPACT ON NATIONAL SECURITY

Committee on National Security: Subcommittee on Military Procurement held a hearing on the sale or transfer of supercomputers to foreign entities or governments engaged in nuclear weapons research and its impact on the national security interests of the United States. Testimony was heard from Harold Johnson, Associate Director, International Relations and Trade Issues, GAO; William A. Reinsch, Under Secretary, Export Administration, Department of Commerce; the following officials of the Department of Energy: Victor H. Reis, Assistant Secretary, Defense Programs; and Kenneth E. Baker, Acting Director, Office of Nonproliferation and National Security; and public witnesses.

OVERSIGHT—IMPLEMENTATION OF WILDERNESS ACT ON BLM AND FOREST SERVICE LANDS

Committee on Resources: Subcommittee on National Parks and Public Lands and the Subcommittee on Forests and

Forest Health held a joint oversight hearing on implementation of the 1964 Wilderness Act on BLM and Forest Service lands. Testimony was heard from public witnesses.

REGULATORY FLEXIBILITY ACT—FEDERAL AGENCY COMPLIANCE

Committee on Small Business: Subcommittee on Government Programs and Oversight and Subcommittee on Regulatory Reform and Paperwork Reduction held a joint hearing on Federal Agency Compliance with the Regulatory Flexibility Act: Are Federal Agencies Using "Good Science" In Their Making? Testimony was heard from public witnesses.

Hearings continue April 17.

FEDERAL INCOME TAX REPLACEMENT—IMPACT ON INDIVIDUALS AND FAMILIES

Committee on Ways and Means: Held a hearing on the Impact on Individuals and Families of Replacing the Federal Income Tax. Testimony was heard from Representative Armey; and public witnesses.

INTELLIGENCE BUDGET—PERSONNEL AND LEGISLATIVE ISSUES

Permanent Select Committee on Intelligence: Met in executive session to hold a Budget hearing on Personnel and Legislative Issues. Testimony was heard from departmental witnesses.

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Wednesday, April 16, 1997

Senate

Chamber Action

Routine Proceedings, pages 5573–5644

Measures Introduced: Fourteen bills and one resolution were introduced, as follows: S. 587–600 and S. Con. Res. 21. **Page 5610**

Measures Passed:

Assisted Suicide Funding Restriction Act: By a unanimous vote of 99 yeas (Vote No. 44), Senate passed H.R. 1003, to clarify Federal law with respect to restricting the use of Federal funds in support of assisted suicide, clearing the measure for the President. **Page 5589**

Condemning Attack in Cambodia: Committee on Foreign Relations was discharged from further consideration of S. Res. 69, expressing the sense of the Senate regarding the March 30, 1997, terrorist grenade attack in Cambodia, and the resolution was then agreed to. **Page 5642**

Graduation Data Disclosures: Committee on Labor and Human Resources was discharged from further consideration of H.R. 914, to make certain technical corrections in the Higher Education Act of 1965 relating to graduation data disclosures, and the bill was then passed after agreeing to the following amendment proposed thereto: **Page 5643**

Frist (for Jeffords) Amendment No. 46, relating to a date extension and to make changes in the program under title VIII of the Elementary and Secondary Education Act of 1965. **Page 5643**

Nominations Received: Senate received the following nominations:

Brian Dean Curran, of Florida, to be Ambassador to the Republic of Mozambique.

Olivia A. Golden, of the District of Columbia, to be Assistant Secretary for Family Support, Department of Health and Human Services.

Gina McDonald, of Kansas, to be a Member of the National Council on Disability for a term expiring September 17, 1998.

Bonnie O'Day, of Minnesota, to be a Member of the National Council on Disability for a term expiring September 17, 1998. **Page 5644**

Communications: **Page 5609**

Statements on Introduced Bills: **Page 5610**

Additional Cosponsors: **Page 5636**

Amendments Submitted: **Page 5638**

Notices of Hearings: **Page 5638**

Authority for Committees: **Page 5638**

Additional Statements: **Page 5639**

Record Votes: One record vote was taken today. (Total—44) **Page 5606**

Adjournment: Senate convened at 10 a.m., and adjourned at 5:21 p.m., until 10 a.m., on Thursday, April 17, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 5644.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1998 for defense programs, focusing on the Department of the Army, receiving testimony from Togo D. West, Jr., Secretary, and Gen. Dennis J. Reimer, Chief of Staff, both of the Department of the Army.

Subcommittee will meet again on Wednesday, April 23.

APPROPRIATIONS—FCC

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary held hearings on proposed budget estimates for fiscal year 1998 for the Federal Communications Commission, receiving testimony

from Reed E. Hundt, Chairman, Federal Communications Commission.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on aviation safety and security issues, receiving testimony from Carl Vogt, White House Commission on Aviation Safety and Security; James E. Hall, Chairman, National Transportation Safety Board; and Barry L. Valentine, Acting Administrator, Susan Kurland, Airports, Cathal Flynn, Civil Aviation Security, Monte Belger, Deputy Administrator, George Donahue, Research and Acquisitions, and Guy Gardner, Regulation and Certification, all of the Federal Aviation Administration, Department of Transportation.

Subcommittee will meet again on Wednesday, May 7.

APPROPRIATIONS—EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1998 for the Department of Education, receiving testimony from Richard W. Riley, Secretary of Education; Nevada Governor Bob Miller, Carson City; Ohio Governor George Voinovich, Columbus; Robert Reiner, Castle Rock Entertainment, Hollywood, California; and Bruce Perry, Baylor School of Medicine, Houston, Texas.

Subcommittee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Airland Forces resumed hearings on S. 450, authorizing funds for fiscal years 1998 and 1999 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal years 1998 and 1999, focusing on tactical aircraft modernization plans, receiving testimony from Cindy L. Williams, Assistant Director, National Security Division, Congressional Budget Office; George R. Schneiter, Director, Strategic and Tactical Systems, and William J. Lynn III, Director, Program Analysis and Evaluation, both of the Department of Defense; Arthur L. Money, Assistant Secretary of the Air Force for Acquisition; and Norman R. Augustine, Lockheed Martin Corporation, Bethesda, Maryland.

Subcommittee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces held open and closed hearings on S. 450, authorizing funds for fiscal years 1998 and 1999 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal years 1998 and 1999, focusing on information warfare programs, policies, and issues, receiving testimony from Joan A. Dempsey, Acting Principal Deputy Assistant Secretary of Defense for Command, Control, Communications, and Intelligence; Lt. Gen. Peter Pace, USMC, Director for Operations, (J–3), Office of the Joint Chiefs of Staff; Lt. Gen. Douglas D. Buchholz, USA, Director for Command, Control, Communications, and Computers (J–6), Office of the Joint Chiefs of Staff; Lt. Gen. Kenneth A. Minihan, USAF, Director, National Security Agency; and Maj. Gen. David J. Kelly, USA, Vice Director, Defense Information Systems Agency.

Subcommittee recessed subject to call.

FEDERAL RESEARCH AND DEVELOPMENT

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held hearings on the President's proposed budget for fiscal year 1998 for Federally-funded research and development projects and to examine associated trends, receiving testimony from John H. Gibbons, Assistant to the President for Science and Technology and Director, Office of Science and Technology Policy; Albert Teich, American Association for the Advancement of Science, and Claude Barfield, American Enterprise Institute, both of Washington, D.C.; and Lewis M. Branscomb, Harvard University, Cambridge, Massachusetts.

Hearings were recessed subject to call.

EDUCATION TAX REFORM

Committee on Finance: Committee held hearings to examine certain higher education tax incentives as contained in the President's proposed budget request for fiscal year 1998, and related provisions of S. 1, S. 127, and S. 559, receiving testimony from Senators Coverdell, Graham, McConnell, and Biden; Lawrence H. Summers, Deputy Secretary of the Treasury; Mississippi State Treasurer Marshall G. Bennett, Jackson, on behalf of the National Association of State Treasurers; Jennifer Long, State University of New York at Buffalo, on behalf of the American Association of Dental Schools and the American Dental Association; C. Tyler Mathisen, *Money Magazine,* New York, New York; John S. Barry, Heritage Foundation, Washington, D.C.; David W. Breneman, University of Virginia, Charlottesville; Michael S. McPherson, Macalester College, St. Paul, Minnesota; and Kathleen Thompson, Tracor, Inc., Rockville, Maryland, on behalf of the American Electronics Association and the Society for Human Resource Management.

Hearings were recessed subject to call.

CENSUS 2000

Committee on Governmental Affairs: Committee held hearings to examine the constitutionality of the Census Bureau's current plans for estimating the year 2000 census, receiving testimony from Stuart M. Gerson, former Assistant Attorney General, Civil Division, Department of Justice; Wisconsin Attorney General James E. Doyle, Madison; Lawrence D. Brown, University of Pennsylvania, Philadelphia; and Charles L. Schultze, Brookings Institution, Washington, D.C.

Hearings were recessed subject to call.

TELEVISION PROGRAMMING

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia concluded hearings to discuss the influence of certain television programming on children's language development, reading skills, attention span, and attitudes toward violence, sexuality, and other behaviors, and the Federal Government's role in improving the content of programming, after receiving testimony from Senator DeWine; Dale Kunkel, University of California, Santa Barbara; Jeffrey I. Cole, UCLA Center for Community Policy, Los Angeles, California; Helen K. Liebowitz, National PTA Board of Directors, Chicago, Illinois; Whitney G. Vanderwerff, National Alliance for Non-violent Programming, Greensboro, North Carolina; Michael Brody, American Academy of Child and Adolescent Psychiatry, Washington, D.C.; and David Walsh, National Institute on Media and the Family, Minneapolis, Minnesota.

CRIME VICTIMS RIGHTS

Committee on the Judiciary: Committee held hearings on S.J. Res. 6, proposing an amendment to the Constitution of the United States to protect the rights of crime victims, receiving testimony from Representatives Scott and Pryce; Janet Reno, Attorney General, Department of Justice; Wisconsin Attorney General James E. Doyle, Madison; Kansas Attorney General Carla J. Stovall, Topeka; Barbara LaWall, Office of the Pima County Attorney, Tucson, Arizona; Robert J. Humphreys, Office of the Commonwealth Attorney for Virginia Beach, Virginia, on behalf of the Virginia Association of Commonwealth's Attorneys; Paul G. Cassell, University of Utah College of Law, Salt Lake City; Donna F. Edwards, National Network to End Domestic Violence, Washington, D.C.; John Walsh, "America's Most Wanted", Arlington, Virginia; Marsha A. Kight, Oklahoma City, Oklahoma; and Lynne Henderson, Bloomington, Indiana.

Hearings were recessed subject to call.

JUVENILE CRIME

Committee on the Judiciary: Subcommittee on Youth Violence concluded hearings to examine the trend in violent juvenile crime and certain issues regarding the juvenile justice system, focusing on the Federal Bureau of Investigation's role in identifying juveniles and providing criminal history record information to criminal justice agencies, after receiving testimony from Senator Ashcroft; Charles W. Archer, Assistant Director, Criminal Justice Information Services Division, Federal Bureau of Investigation, Department of Justice; John F. Butler, Circuit Judge, Juvenile Division, Juvenile Court of Mobile County, Alabama; Melvin Brown, Jr., Montgomery County Probation Department, Montgomery County, Texas; James Wootton, Safe Streets Coalition, Washington, D.C.; Vicki L. Wright, Texas Juvenile Probation Commission, Austin; Sheriff Edmund M. Sexton, Tuscaloosa County, Alabama; and Kenneth W. Sukhia, Tallahassee, Florida.

AUTHORIZATION—HIGHER EDUCATION

Committee on Labor and Human Resources: Committee resumed hearings on proposed legislation authorizing funds for programs of the Higher Education Act, focusing on how colleges and universities are using new technologies to extend the classroom beyond their campuses (distance learning), receiving testimony from Utah Governor Michael O. Leavitt, Salt Lake City, on behalf of the Western Governors University; William H. Graves, University of North Carolina at Chapel Hill, and Muriel Oaks, Washington State University, Pullman, both on behalf of the American Association of State Colleges and Universities, the American Council on Education, and the National Association of State Universities and Land-Grant Colleges; William A. Wulf, National Academy of Engineering, Washington, D.C.; and David B. House, Saint Joseph's College of Maine, Standish.

Hearings will resume on Wednesday, April 23.

INTELLIGENCE

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

Committee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 1342–1357; and 6 resolutions, H.J. Res. 72, H. Con. Res. 63, and H. Res. 114, 115, 118, and 119, were introduced. **Page 5712**

Reports Filed: Reports were filed as follows:

H.R. 607, to amend the Truth in Lending Act to require notice of cancellation rights with respect to private mortgage insurance which is required by a creditor as a condition for entering into a residential mortgage transaction, amended (H. Rept. 105–55);

H. Res. 116, providing for consideration of H.R. 400, to amend title 35, United States Code, with respect to patents (H. Rept. 105–56); and

H. Res. 117, providing for consideration of motions to suspend the rules (H. Rept. 105–57). **Page 5712**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative LaTourette to act as Speaker pro tempore for today. **Page 5645**

Committee Election: The House agreed to H. Res. 114, electing Representatives Manzullo, Foley, and Jones to the Committee on Banking and Financial Services. **Page 5645**

Motions to Suspend the Rules: The House agreed to H. Res. 112, the rule providing for consideration of motions to suspend the rules on Wednesday, April 16. Earlier, agreed to order the previous question by a yea-and-nay vote of 223 yeas to 199 nays, Roll No. 79. **Page 5648**

Suspensions: The House voted to suspend the rules and pass the following measures:

Private Mortgage Insurance: H.R. 607, amended, to amend the Truth in Lending Act to require notice of cancellation rights with respect to private mortgage insurance which is required by a creditor as a condition for entering into a residential mortgage transaction (agreed to by a yea-and-nay vote of 421 yeas to 7 nays, Roll No. 80). Agreed to amend the title; **Pages 5657, 5681**

Veterans Benefits Decisions: H.R. 1090, to amend title 38, United States Code, to allow revision of veterans benefits decisions based on clear and unmistakable error; **Page 5667**

Enhanced Use Leases: H.R. 1092, to amend title 38, United States Code, to extend the authority of the Secretary of Veterans Affairs to enter into enhanced-use leases for Department of Veterans Affairs property, to rename the United States Court of Veterans Appeals and the National Cemetery System; **Page 5669**

Federal Agency Travel and Transportation Reform: H.R. 930, amended, to require Federal employees to use Federal travel charge cards for all payments of expenses of official Government travel, to amend title 31, United States Code, to establish requirements for prepayment audits of Federal agency transportation expenses, to authorize reimbursement of Federal agency employees for taxes incurred on travel or transportation reimbursements, and to authorize test programs for the payment of Federal employee travel expenses and relocation expenses; **Page 5672**

Donation of Law Enforcement Canines: H.R. 173, amended, to amend the Federal Property and Administrative Services Act of 1949 to authorize donation of surplus Federal law enforcement canines to their handlers. Agreed to amend the title; **Page 5676**

Honoring Jackie Robinson: H. Con. Res. 61, honoring the lifetime achievements of Jackie Robinson (agreed to by a yea-and-nay vote of 427 yeas with none voting "nay", Roll No. 81); and **Pages 5677, 5683**

Dos Palos, California: H.R. 111, amended, to authorize the Secretary of Agriculture to convey a parcel of unused agricultural land in Dos Palos, California, to the Dos Palos Ag Boosters for use as a farm school. Agreed to amend the title. **Page 5681**

Bipartisan Task Force on Reform of the Ethics Process: Agreed by unanimous consent that the order of the House of February 12, 1997 be extended through April 17, 1997. On February 12, in furtherance of the understanding concerning the establishment of the ethics task force, it was made in order that during the period beginning immediately and ending on April 11, 1997: (1) the Committee on Standards of Official Conduct may not receive, renew, initiate, or investigate a complaint against the official conduct of a member, officer, or employee of the House; (2) the Committee on Standard of Official Conduct may issue advisory opinions and perform other non-investigative functions; and (3) a resolution addressing the official conduct of a member, officer, or employee of the House that is proposed to be offered from the floor by a member other than the Majority Leader or the Minority Leader as a question of the privileges of the House shall once noticed pursuant to clause 2(a)(1) of rule IX, have precedence of all other questions except motions to adjourn only at a time or place designated by the chair in the legislative schedule within two legislative days after April 11, 1997. **Page 5700**

Committee Election: The House agreed to H. Res. 118, electing Representative Torres to the Committee on Banking and Financial Services. **Page 5704**

Amendments: Amendments ordered printed pursuant to the rule appear on page 5714.

Senate Messages: Message received from the Senate today appears on page 5645.

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 5657, 5682, and 5683. There were no quorum calls.

Adjournment: Met at 11:00 a.m. and adjourned at 7:00 p.m.

Committee Meetings

COMMODITY EXCHANGE ACT AMENDMENTS

Committee on Agriculture: Subcommittee on Risk Management and Specialty Crops continued hearings on reform of the Commodity Exchange Act and provisions of H.R. 467, Commodity Exchange Act Amendments of 1997. Testimony was heard from public witnesses.

Hearings continue tomorrow.

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Federal Drug Administration, and Related Agencies approved for full Committee action Supplemental Appropriations for Fiscal Year 1997.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and the Judiciary held a hearing on the SBA, the Economic Development Administration, the Minority Business Development Agency, the Arms Control and Disarmament Agency and the EEOC. Testimony was heard from Aida Alvarez, Administrator, SBA; and the following officials of the Department of Commerce, Phillip A. Singerman, Assistant Secretary, Economic Development Administration; and Paul R. Weber, Assistant Director, Minority Business Development Agency; John D. Holum, Director, U.S. Arms Control and Disarmament Agency; and Gilbert F. Casellas, Chairman, EEOC.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development approved for full Committee action Supplemental Appropriations for Fiscal Year 1997.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior concluded appropriation hearings. Testimony was heard from Members of Congress.

LABOR–HHS–EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued appropriation hearings. Testimony was heard from public witnesses.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security approved for full Committee action Supplemental Appropriations for Fiscal Year 1997.

The Subcommittee also held a hearing on Ballistic Missile Defense. Testimony was heard from Gen. Lester Lyles, USA, Director, Ballistic Missile Defense Organization, Department of Defense.

VA–HUD–INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies approved for full Committee action Supplemental Appropriations for Fiscal Year 1997.

The Subcommittee also concluded hearings on the EPA. Testimony was heard from Carol M. Browner, Administrator, EPA.

HOUSING OPPORTUNITY AND RESPONSIBILITY ACT

Committee on Banking and Financial Services: Continued markup of H.R. 2, Housing Opportunity and Responsibility Act of 1997.

Will continue tomorrow.

LEAKING UNDERGROUND STORAGE TANK TRUST FUND AMENDMENTS ACT

Committee on Commerce: Ordered reported H.R. 688, Leaking Underground Storage Tank Trust Fund Amendments of 1997.

COMMON CENTS STOCK PRICING ACT

Committee on Commerce: Subcommittee on Finance and Hazardous Materials concluded hearings on H.R. 1053, the Common Cents Stock Pricing Act of 1997. Testimony was heard from William Johnston, President, New York Stock Exchange; Tom Ryan, President, American Stock Exchange; Robert M. Greber, Chairman and CEO, Pacific Exchange; and public witnesses.

OSHA'S METHYLENE CHLORIDE RULE

Committee on Education and the Workforce: Subcommittee on Workforce Protections held a hearing on OSHA's Methylene Chloride rule. Testimony was heard from Emily Sheketoff, Deputy Assistant Secretary, Occupational Safety and Health, Department of Labor; and public witnesses.

OVERSIGHT—NURSING HOMES HEALTH CARE

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on Health Care in Nursing Homes. Testimony was heard from George Grob, Deputy Inspector General, Evaluations and Inspections, Department of Health and Human Services; Leslie Aronovitz, Associate Director, Health Financing and Systems Issues, GAO; Steven Wiggs, Assistant Attorney General, State of Arizona; Stephen M. Spahr, Deputy Attorney General, Director, Medicaid Fraud Control Unit, State of New York; and public witnesses.

PARTICULAR MATTER AND OZONE—EPA'S PROPOSED STANDARDS

Committee on Government Reform and Oversight: Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs held a hearing on "EPA's Proposed Standards for Particulate Matter and Ozone: Is EPA Above the Law?" Testimony was heard from George Voinovich, Governor, Ohio; Jeffrey Schoenberg, Representative, State of Illinois; Richard Brodski, Assemblyman, State of New York; Richard Russman, Senator, State of New Hampshire; Susan Golding, Mayor, San Diego, California; Frances Monk, Mayor, Port Neches, Texas; and public witnesses.

Hearings continue April 23.

POSTAL REFORM ACT

Committee on Government Reform and Oversight: Subcommittee on Postal Service held a hearing on H.R. 22, Postal Reform Act of 1997. Testimony was heard from public witnesses.

DORNAN V. SANCHEZ

Committee on House Oversight: Considered motions on subpoenas issued in connection with the Contested Election in the Forty-sixth District of California.

ZAIRE

Committee on International Relations: Favorably considered and adopted a motion urging the Chairman to request that H. Res. 115, amended, concerning the promotion of peace, stability, and democracy in Zaire, be considered on the Suspension Calendar.

BURMESE REFUGEES IN THAILAND

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on Burmese Refugees in Thailand. Testimony was heard from public witnesses.

OVERSIGHT—BANKRUPTCY SYSTEM

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held an oversight hearing on the operation of the bankruptcy system and a status report from the National Bankruptcy Review Commission. Testimony was heard from Brady C. Williamson, Chairman, National Bankruptcy Review Commission; George Paine, Chief U.S. Bankruptcy Judge, Middle District, Tennessee, Administrative Office of the United States Courts; and public witnesses.

QUADRENNIAL DEFENSE REVIEW AND NATIONAL DEFENSE PANEL

Committee on National Security: Held a hearing on Quadrennial Defense Review and National Defense Panel. Testimony was heard from the following officials of the National Defense Panel, Philip A. Odeen, Chairman; Adm. David Jeremiah, USN (Rtd.) and Andrew Krepinevich, both members of the Panel.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following measures: H. Con. Res. 8, amended, expressing the sense of Congress with respect to the significance of maintaining the health and stability of coral reef ecosystems; H.R. 39, African Conservation Reauthorization Act of 1997; H.R. 408, amended, International Dolphin Conservation Program Act; H.R. 449, amended, Southern Nevada Public Land Management Act of 1997; and H.R. 478, amended, Flood Prevention and Family Protection Act of 1997.

21ST CENTURY PATENT SYSTEM IMPROVEMENT ACT

Committee on Rules: Granted by voice vote an open rule providing 1 hour of debate on H.R. 400, 21st Century Patent System Improvement Act. The rule waives all points of order against consideration of the bill. The rule makes in order the Committee on the Judiciary amendment in the nature of a substitute now printed in the bill and modified by section 2 of the rule. The rule waives all points of order against the amendment in the nature of a substitute, as modified, and provides that it shall be considered as read.

The rule provides for priority in recognition for those amendments that are pre-printed in the Congressional Record prior to their consideration on the floor. The rule also allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and allows the Chairman of the Committee of the Whole to reduce votes to five minutes on a postponed question if the vote follows a fifteen minute vote. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Hyde, Representatives Coble, Rohrabacher, Conyers and Frank of Massachusetts.

SUSPENSIONS

Committee on Rules: Granted by voice vote a resolution providing for the consideration of motions to suspend the rules on Wednesday, April 23, 1997 and Thursday April 24, 1997. Any matter to be considered under suspension will be announced from the House floor at least one hour prior to consideration. The rule provides that the Speaker or his designee will consult with the Majority Leader or his designee on any suspension considered under this resolution.

MISCELLANEOUS MEASURES

Committee on Science: Ordered reported the following bills: H.R. 363, to amend section 2118 of the Energy Policy Act of 1992 to extend the Electric and Magnetic Fields Research and Public Information Dissemination Program; H.R. 437, amended, Marine Resources Revitalization Act; H.R. 1271, amended, FAA Research, Engineering, and Development Authorization Act of 1997; H.R. 1272, amended, Fire Administration Authorization Act of 1997; H.R. 1273, amended, National Science Foundation Authorization Act of 1997; H.R. 1274, amended, National Institute of Standards and Technology Authorization Act of 1997; H.R. 1275, amended, Civilian Space Authorization Act, Fiscal Years 1998 and 1999; H.R. 1276, amended, Environmental Research, Development, and Demonstration Authorization Act of 1997; H.R. 1277, Department of Energy Civilian Research and Development Act of 1997; and H.R. 1278, amended, National Oceanic and Atmospheric Administration Authorization Act of 1997.

PERSIAN GULF WAR VETERANS—HEALTH PROBLEMS

Committee on Veterans' Affairs: Subcommittee on Health and the Subcommittee on Oversight and Investigations held a joint hearing on health problems of Persian Gulf War Veterans and possible exposure to chemical warfare agents. Testimony was heard from the following officials

of the Department of Defense: Bernard Rostker, Special Assistant to the Deputy Secretary, Gulf War Illness; Col. Thomas P. Leavitt, USA, Chief, Inspections Division, Inspector General, Department of the Army; and Col. Joe Huber, USA, Office of the Deputy Chief of Staff, Army, Operations; Robert D. Walpole, Chief, Persian Gulf Task Force, CIA; and public witnesses.

ADOPTION PROMOTION ACT

Committee on Ways and Means: Subcommittee on Human Resources approved for full Committee action H.R. 867, amended, Adoption Promotion Act of 1997.

ELECTRONIC FEDERAL TAX PAYMENT SYSTEM

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the Electronic Federal Tax Payment System. Testimony was heard from Representatives Hastings of Washington and Linda Smith of Washington; the following officials of the Department of the Treasury: James E. Donelson, Chief, Taxpayer Service, IRS; and Russell D. Morris, Commissioner, Financial Management Service; and public witnesses.

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Thursday, April 17, 1997

Senate

Chamber Action

Routine Proceedings, pages 5739–5826

Measures Introduced: Twenty bills and two resolutions were introduced, as follows: S. 601–620, S. Res. 75, and S. Con. Res. 22. **Page 5786**

Measures Reported: Reports were made as follows:

S. 506, to clarify certain copyright provisions.

S. 568, to make a technical correction to title 28, United States Code, relating to jurisdiction for lawsuits against terrorist states. **Page 5785**

Measures Passed:

Chemical and Biological Weapons Threat Reduction Act: Committee on the Judiciary was discharged from further consideration of S. 495, to provide criminal and civil penalties for the unlawful acquisition, transfer, or use of any chemical weapon or biological weapon, and to reduce the threat of acts of terrorism or armed aggression involving the use of any such weapon against the United States, its citizens, or Armed Forces, or those of any allied country and, by 53 yeas to 44 nays (Vote No. 45), the bill, as modified, was then passed. **Page 5764**

Chemical Weapons Convention—Agreement: A unanimous-consent agreement was reached providing for the consideration of the Convention on the Prohibition of Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, opened for signature and signed by the United States at Paris on January 13, 1993 (Treaty Doc. 103–21), on Wednesday, April 23, 1997. **Page 5761**

Authority for Committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Friday, April 18, 1997, and Monday, April 21, 1997, from 10 a.m. to 12 noon. **Page 5826**

Appointments:

Arms Control Observer Group: The Chair, on behalf of the Majority Leader, pursuant to S. Res. 105, adopted April 13, 1989, as amended by S. Res. 280, adopted October 8, 1994, announced the following appointments and designations to the Senate Arms Control Observer Group: Senator Stevens, as Majority Administrative Co-Chairman, Senators Thurmond and Lugar, as Co-Chairmen for the Majority, and Senators Chafee, Cochran, Helms, Kyl, Lott, Nickles, Smith, Snowe, and Warner. **Page 5826**

Commission on Maintaining United States Nuclear Weapons Expertise: The Chair, on behalf of the Majority Leader, after consultation with the Democratic Leader, pursuant to Public Law 104–201, appointed the following individuals as members of the Commission on Maintaining United States Nuclear Weapons Expertise: Henry G. Chiles, Jr., of Virginia, and Robert A. Hoover, of Idaho.

Nominations Confirmed: Senate confirmed the following nominations:

Susan R. Baron, of Maryland, to be a Member of the National Corporation for Housing Partnerships for the term expiring October 27, 1997.

Charles A. Gueli, of Maryland, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 1999.

Johnny H. Hayes, of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority for a term expiring May 18, 2005.

Jeffrey A. Frankel, of California, to be a Member of the Council of Economic Advisers. **Page 5826**

Messages From the House: **Page 5783**

Measures Placed on Calendar: **Page 5784**

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Executive Reports of Committees: **Page 5785**

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Additional Cosponsors: **Page 5809**

Authority for Committees: **Page 5818**

Additional Statements: **Page 5819**

Record Votes: One record vote was taken today. (Total—45) **Page 5780**

Adjournment: Senate convened at 10 a.m., and adjourned at 5:37 p.m., until 10 a.m., on Monday, April 21, 1997, for a pro forma session.

Committee Meetings

CROP INSURANCE REFORM

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings to examine the Federal Crop and Revenue Insurance program of the Department of Agriculture, focusing on the adequacy of the administrative expense reimbursement paid by the Department of Agriculture's Federal Crop Insurance Corporation to participating insurance companies for selling and servicing crop insurance and the comparative cost to the government of delivering catastrophic crop insurance through the Department of Agriculture and the private sector, and to discuss alternative means to reimburse companies' administrative expenses for delivering crop insurance, after receiving testimony Robert A. Robinson, Director, Food and Agriculture Issues, Resources, Community, and Economic Development Division, General Accounting Office; Kenneth D. Ackerman, Administrator, Risk Management Agency, Department of Agriculture; John Joyce, National Crop Insurance Services, West Des Moines, Iowa, on behalf of the American Association of Crop Insurers; Richard C. Gibson, American Agrisurance, Council Bluffs, Iowa; Robert E. Fulwider, West Liberty, Iowa, on behalf of the Independent Insurance Agents of America; Alan S. Walter, Agricultural Risk Management North America, Inc., Overland Park, Kansas; Frank Beurskens, Frank Beurskens Consulting, Inc., Bloomington, Illinois, on behalf of the National Grain and Feed Association; and David Lehman, Chicago Board of Trade, Chicago, Illinois.

APPROPRIATIONS—SUPREME COURT/ JUDICIARY

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary, and Related Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Supreme Court of the United States and the Judiciary, receiving testimony from Anthony M. Kennedy, and David H. Souter, each an Associate Justice of the Supreme Court of the United States; and John G. Heyburn II, United States District Judge for the Western District of Kentucky.

Subcommittee will meet again on Thursday, April 24.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1998 for foreign assistance programs, focusing on Korea, Burma, and Hong Kong, receiving testimony from Charles Cartman, Acting Assistant Secretary of State for East Asian and Pacific Affairs.

Subcommittee will meet again on Tuesday, May 6.

APPROPRIATIONS—FOREST SERVICE

Committee on Appropriations: Subcommittee on Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Forest Service, receiving testimony from James R. Lyons, Under Secretary for Natural Resources and Environment, and Michael P. Dombeck, Chief, Forest Service, both of the Department of Agriculture.

Subcommittee will meet again on Thursday, April 24.

APPROPRIATIONS—LAW ENFORCEMENT

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held hearings on proposed budget estimates for fiscal year 1998 for law enforcement programs of the Department of the Treasury, receiving testimony from Raymond W. Kelly, Under Secretary for Enforcement, George Weise, Commissioner, United States Customs Service, John W. Magaw, Director, Bureau of Alcohol, Tobacco and Firearms, Charles F. Rinkevich, Director, Federal Law Enforcement Training Center, Stanley E. Morris, Director, Office of Financial Crimes Enforcement Network, Eljay B. Bowron, Director, United States Secret Service, and Valerie Lau, Inspector General, all of the Department of the Treasury.

Subcommittee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Readiness resumed hearings on S. 450, authorizing funds for fiscal years 1998 and 1999 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal years 1998 and 1999, focusing on the status of operational readiness of United States military forces, receiving testimony from Gen. Ronald H. Griffith, USA, Vice Chief of the Army; Adm. Harold W. Gehman, Jr., USN, Vice Chief of Naval Operations; Gen. Thomas S. Moorman, USAF, Vice Chief of the Air Force; Gen. Richard I. Neal, USMC, Assistant Commandant of the Marine Corps; Lt. Gen. Thomas S. Schwartz, USA, Commanding General, III Corps and Fort Hood; Vice Adm. Herbert A. Browne, Jr., USN, Commanding Admiral, III Fleet; Lt. Gen. Carl E. Franklin, USAF, Commanding General, 9th Air Force; and Lt. Gen. Charles E. Wilhelm, USMC, Commanding General, II Marine Expeditionary Force.

Subcommittee recessed subject to call.

REVENUE RAISING PROPOSALS

Committee on Finance: Committee held hearings to examine certain revenue raising provisions of the Administration's proposed budget request for fiscal year 1998, receiving testimony from Donald C. Lubick, Acting Assistant Secretary of the Treasury for Tax Policy; Martin D. Ginsburg, Georgetown University Law Center, Fred T. Goldberg, Jr., Skadden, Arps, Slate, Meagher and Flom, Gary

C. Hufbauer, Institute for International Economics, and C. Ellen MacNeil, Arthur Andersen, all of Washington, D.C.

Hearings were recessed subject to call.

CHEMICAL WEAPONS CONVENTION

Committee on Foreign Relations: Committee concluded hearings on the ratification of the Convention on the Prohibition of Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, opened for signature and signed by the United States at Paris on January 13, 1993 (Treaty Doc. 103–21), after receiving testimony from Representative Goss; Ronald F. Lehman, former Director, United States Arms Control and Disarmament Agency; Edward J. O'Malley, former Assistant Director of Counterintelligence, Federal Bureau of Investigation, Department of Justice; and Gen. William Odom, former Director, National Security Agency, Department of Defense.

IRAN WEAPONS PROLIFERATION

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs held hearings to examine United States policy with regard to the proliferation of weapons of mass destruction and missile programs in Iran, receiving testimony from Senator D'Amato; David Welch, Acting Assistant Secretary for Near Eastern Affairs, and Robert J. Einhorn, Deputy Assistant Secretary for Political-Military Affairs, both of the Department of State; R. James Woolsey, former Director of Central Intelligence; and Leonard S. Spector, Carnegie Endowment for International Peace, Washington, D.C.

Hearings were recessed subject to call.

CHINESE ARMS PROLIFERATION

Committee on Governmental Affairs: Subcommittee on International Security, Proliferation, and Federal Services concluded hearings in closed session to examine China's proliferation of weapons of mass destruction and related technologies, missile delivery systems, and advanced conventional weapons, after receiving testimony from Gordon Oehler, Special Assistant to the Director of Central Intelligence for Nonproliferation and Director, DCI's Nonproliferation Center.

D.C. PUBLIC SCHOOLS

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia concluded hearings to discuss improvement opportunities for public education in the District of Columbia, after receiving testimony from Julius W. Becton, Jr., Chief Executive Officer/Superintendent, District of Columbia Public Schools; Bruce K. MacLaury, Chairman, District of Columbia Emergency Transitional Education Board of Trustees; Kevin P. Chavous, Chairman/Committee on Education, Libraries and Recreation, District of Columbia City Council; A. Lamar Alexander, Jr., former Secretary of Education; former Mayor Edward I. Koch, New York, New York; Jay P. Greene, University of Houston, Houston, Texas; and Jeanne Allen, Center for Education Reform, Kathleen Sylvester, Progressive Policy Institute, and Mark E.P. Roberts, all of Washington, D.C.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 506, to clarify and make technical corrections to certain copyright provisions;

S. 568, to make a technical correction to title 28, United States Code, relating to jurisdiction for lawsuits against terrorist states; and

The nominations of Donald M. Middlebrooks, to be United States District Judge for the Southern District of Florida, Jeffrey T. Miller, to be United States District Judge for the Southern District of California, and Robert W. Pratt, to be United States District Judge for the Southern District of Iowa.

JOB TRAINING

Committee on Labor and Human Resources: Subcommittee on Employment and Training concluded hearings to examine innovations in youth job training, focusing on Federal programs to assist at-risk youth improve their preparation for a career, after receiving testimony from Mary H. Silva, National Director, Office of Job Corps, Department of Labor; Allyson Peerman, Advanced Mirco Devices, and Richard Halpin, American Institute for Learning, both of Austin, Texas; Ralph DiBattista, Vinnell Corporation, St. Paul, Minnesota; Carmen Placido, Center for Employment Training, San Jose, California; Lorenzo D. Harrison, East Harlem Employment Service/STRIVE, New York, New York; and Jerome Ryan, Boston Alternative Education Alliance, Boston, Massachusetts.

SENATE ELECTION INVESTIGATION

Committee on Rules and Administration: Committee ordered favorably reported an original resolution authorizing an investigation into alleged illegal and improper activities affecting the outcome of a United States Senate election held in the State of Louisiana in November 1996.

GULF WAR ILLNESSES

Committee on Veterans Affairs: Committee concluded hearings to examine the United States Government's response with regard to the disclosure of information on the possible exposure of United States and allied troops to chemical and biological weapons during the Persian Gulf War and the handling of health care concerns of U.S. veterans, after receiving testimony from Gen. Colin L. Powell, USA (Ret.).

INTELLIGENCE

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

Committee will meet again on Wednesday, April 23.

House of Representatives

Chamber Action

Bills Introduced: 47 public bills, H.R. 1358–1404; and 5 resolutions, H. Con. Res. 64 and H. Res. 120–123, were introduced. **Page 5913**

Reports Filed: Reports were filed as follows:

H.R. 688, to amend the Solid Waste Disposal Act to require at least 85 percent of funds appropriated to the Environmental Protection Agency from the Leaking Underground Storage Tank Trust Fund to be distributed to States for cooperative agreements for undertaking corrective action and for enforcement of subtitle I of such Act (H. Rept. 105–58 Part I). **Page 5913**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Kolbe to act as Speaker pro tempore for today. **Page 5828**

Journal: By a recorded vote of 317 ayes to 100 noes, Roll No. 84, the House agreed to the Speaker's approval of the Journal of Wednesday, April 16. **Page 5833**

Words Stricken From the Record—Proceed in Order: Objection was heard to the proposal of the Chair that certain words of Representative Lewis of Georgia be stricken from the record by unanimous consent. By a recorded vote of 227 ayes to 190 noes with 3 voting "present", Roll No. 82, the House voted to strike the words from the record. Subsequently, by a recorded vote of 223 ayes to 199 noes, Roll No. 83, the House agreed to table a motion that Representative Lewis of Georgia be allowed to proceed in order. **Page 5831**

Member Sworn: Representative-elect Ciro D. Rodriguez presented himself in the well of the House and was administered the oath of office by the Speaker. **Page 5834**

Personal Privilege: Representative Gingrich rose to a point of personal privilege and was recognized for one hour. **Page 5834**

21st Century Patent System Improvement Act: The House completed all general debate and began consideration of amendments to H.R. 400, to amend title 35, United States Code, with respect to patents, and began consideration of amendments. Consideration of amendments will resume on Wednesday, April 23. **Page 5836**

Agreed to the Coble amendment that includes technical changes; delays the publication of patent applications from small business concerns or independent inventors until 3 months after a second notification on the merits is made by the Patent and Trademark Office (PTO); retains the practice of charging small business and independent inventors a reduced application fee; separates operational and policy functions of PTO and creates an Under Secretary of Commerce for Intellectual Property Policy to develop patent and trademark policy; establishes an incentive program to train patent and trademark examiners; and strikes authority to accept gifts or donations of services. **Page 5877**

Rejected the Rohrabacher amendment in the nature of a substitute that sought to establish a 17-year patent term from the date the patent is granted or 20 years from the date the patent application is filed; provide that patent applications can be published only if the information is in the public domain in other countries at the time it is filed in the United States, the application has been filed with PTO for five years or longer and PTO determines that the public interest served by publication, or the inventor deliberately withholds publication of the patent; provide for patent examiner training; require that user fees be used only for the Patent and Trademark Office; and specify that contracts between marketing companies and inventors contain standardized disclosures (rejected by a recorded vote of 178 ayes to 227 noes, Roll No. 85). **Page 5893**

H. Res. 116, the rule providing for the consideration of the bill was agreed to earlier by a voice vote. **Page 5836**

Committee Resignations: Read a letter from Representative Holden wherein he resigned from the Committee on Government Reform and Oversight; read a letter from Representative Lampson wherein he resigned from the Committee on Resources; and read a letter from Representative Doggett wherein he resigned from the Committee on Science. **Page 5893**

Concerning Democracy in Zaire: The House agreed to H. Res. 115, concerning the promotion of peace, stability, and democracy in Zaire. Agreed to the Royce amendment to the text; and agreed to the Royce amendment to the preamble. **Page 5895**

Committee Election: Agreed to H. Res. 120 electing Representatives Holden and Lampson to the Committee on Transportation and Infrastructure; Representative Tauscher to the Committee on Science; Representative Davis of Florida to the Committee on International Relations; Representative Rodriguez to the Committee on National Security; Representative Doggett to the Committee on Resources; and Representative Ford to the Committee on Government Reform and Oversight. **Page 5896**

Bipartisan Task Force on Reform of the Ethics Process: Agreed by unanimous consent that the order of the House of February 12, 1997 be extended through April 23, 1997. On February 12, in furtherance of the understanding concerning the establishment of the ethics task

force, it was made in order that during the period beginning immediately and ending on April 11, 1997: (1) the Committee on Standards of Official Conduct may not receive, renew, initiate, or investigate a complaint against the official conduct of a member, officer, or employee of the House; (2) the Committee on Standard of Official Conduct may issue advisory opinions and perform other non-investigative functions; and (3) a resolution addressing the official conduct of a member, officer, or employee of the House that is proposed to be offered from the floor by a member other than the Majority Leader or the Minority Leader as a question of the privileges of the House shall once noticed pursuant to clause 2(a)(1) of Rule IX, have precedence of all other questions except motions to adjourn only at a time or place designated by the chair in the legislative schedule within two legislative days after April 11, 1997. **Page 5896**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 3:00 p.m. on Monday, April 21; and agreed that when the House adjourns on Monday, it adjourn to meet at 2:00 p.m. on Wednesday, April 23. **Page 5896**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, April 23. **Page 5896**

Senate Messages: Message received from the Senate today appears on page 5828.

Quorum Calls—Votes: Four recorded votes developed during the proceedings of the House today and appear on pages 5831, 5832, and 5892. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 8:52 p.m.

Committee Meetings

CONSERVATION RESERVE PROGRAM

Committee on Agriculture: Ordered reported amended H.R. 1342, to provide for a 1-year enrollment in the conservation reserve of land covered by expiring conservation reserve program contracts.

NAFTA—REVIEW STATUS

Committee on Agriculture: Subcommittee on General Farm Commodities held a hearing on the status of NAFTA with Canada and Mexico. Testimony was heard from August Schumacher, Jr., Administrator, Foreign Agricultural Service, USDA; and public witnesses.

COMMODITY EXCHANGE ACT

Committee on Agriculture: Subcommittee on Risk Management and Specialty Crops concluded hearings on reform of the Commodity Exchange Act and provisions of H.R. 467, Commodity Exchange Act Amendments of 1997. Testimony was heard from public witnesses.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and the Judiciary continued appropriation hearings. Testimony was heard from public witnesses.

FOREIGN OPERATIONS, EXPORT FINANCING AND RELATED PROGRAMS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on Export Finance Agencies. Testimony was heard from Rita M. Rodriquez, Acting President and Chairman, Export-Import Bank; Mildred O. Callear, Acting President and CEO, Overseas Private Investment Corporation, U.S. International Development Cooperation Agency; and J. Joseph Grandmaison, Director, Trade and Development Agency.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services continued appropriation hearings. Testimony was heard from public witnesses.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

HOUSING OPPORTUNITY AND RESPONSIBILITY ACT OF 1997

Committee on Banking and Financial Services: Continued markup of H.R. 2, Housing Opportunity and Responsibility Act of 1997.

Will continue April 23.

PROPOSED OZONE AND PARTICULATE MATTER NAAQS REVISIONS

Committee on Commerce: Subcommittee on Health and Environment and the Subcommittee on Oversight and Investigations continued joint hearings on Review of EPA's Proposed Ozone and Particulate Matter NAAQS Revisions. Testimony was heard from Mary Nichols, Assistant Administrator, Air and Radiation, EPA; and Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB.

Hearings continue April 24.

FOOD SAFETY IN THE SCHOOL LUNCH PROGRAM

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth and Families held a hearing on food safety in the School Lunch Program. Testimony was heard from the following officials of the USDA: Mary Ann Keefe, Acting Under Secretary, Food, Nutrition and Consumer Services; and Ken Clayton, Director, Agricultural Marketing Service; the following officials of the Department of Health and Human Services: Fred Shank, Di-

rector, Center for Food Safety and Applied Nutrition, FDA; and Harold Margolis, M.D., Chief, Hepatitis Branch, National Center for Infectious Diseases, Center for Disease Control, Department of Health and Human Services; and public witnesses.

U.N. PEACEKEEPING

Committee on International Relations: Continued hearings on "Does U.N. Peacekeeping Serve U.S. Interests?" (Part II). Testimony was heard from Princeton Lyman, Assistant Secretary, International Organizational Affairs, Department of State; and Edward L. Warner, Assistant Secretary, Strategy, Department of Defense.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on the following bills: H.R. 874, to provide that Oregon may not tax compensation paid to a resident of Washington for services as a Federal employee at a Federal hydroelectric facility located on the Columbia River; and H.R. 865, to provide that Kentucky may not tax compensation paid to a resident of Tennessee for services as a Federal employee at Fort Campbell, KY. Testimony was heard from Senator Thompson; Representatives Bryant, Linda Smith of Washington and Hastings of Washington; and public witnesses.

FAIR HOUSING REFORM AND FREEDOM OF SPEECH ACT

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on H.R. 589, Fair Housing Reform and Freedom of Speech Act of 1997. Testimony was heard from Representative Bilbray; Paul Hancock, Deputy Assistant Attorney General, Civil Rights Division, Department of Justice; Susan Golding, Mayor, San Diego, California; and public witnesses.

OVERSIGHT—FOREST SERVICE BUDGET

Committee on Resources: Subcommittee on Forests and Forest Health held an oversight hearing on Forest Service Budget. Testimony was heard from James Lyons, Under Secretary, Natural Resources and Environment, USDA.

OVERSIGHT—CALFED BAY-DELTA PROGRAM

Committee on Resources: Subcommittee on Water and Power held an oversight hearing on the CALFED Bay-Delta Program and the fiscal year 1998 federal funding request for the program. Testimony was heard from John R. Garamendi, Deputy Secretary, Department of the Interior; Robert Perciasepe, Assistant Administrator, Water, EPA; Douglas P. Wheeler, Secretary for Resources, State of California; Lester Snow, Executive Director, CALFED Bay-Delta Program; and public witnesses.

CIVILITY—HOUSE OF REPRESENTATIVES

Committee on Rules: Subcommittee on Rules and Organization of the House held a hearing on Civility in the House of Representatives. Testimony was heard from Kathleen Hall Jamieson, Dean, Annenberg School for Communication, University of Pennsylvania and Donald Wolfensberger, Guest Scholar, Woodrow Wilson International Center for Scholars.

FEDERAL AGENCY COMPLIANCE WITH REGULATORY FLEXIBILITY ACT

Committee on Small Business: Subcommittee on Government Programs and Oversight and Subcommittee on Regulatory Reform and Paperwork Reduction concluded joint hearings on Federal Agency Compliance with the Regulatory Flexibility Act: Are Federal Agencies Using "Good Science" In Their Making? Testimony was heard from Jere Glover, Chief Counsel for Advocacy, SBA; Thomas Kelly, Chair, Small Business Advocacy, EPA; Robert Burt, Office of Regulatory Analysis, Department of Labor; and public witnesses.

SEXUAL HARASSMENT WITHIN VA

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on sexual harassment issues involving senior career managers within the VA. Testimony was heard from Ronnie Blumenthal, Director, Office of Federal Operations, EEOC; the following officials of the Veterans Administration: Hershel Gober, Deputy Secretary; Eugene A. Brickhouse, Assistant Secretary, Human Resources and Management; Gerald K. Hinch, Deputy Assistant Secretary, Equal Opportunity; Mary Lou Keener, General Counsel; Jule D. Moravec, Chief Network Officer, Veterans Health Administration; Leroy P. Gross, M.D., Director, Veterans Integrated Service Network #6, Veterans Health Administration; and William T. Merriman, Deputy Inspector General; certain current or former women employees of the Veterans Affairs Medical Center, Fayetteville, NC; and public witnesses.

MEDICARE'S COVERAGE POLICY

Committee on Ways and Means: Subcommittee on Health held a hearing on Issues Relating to Medicare's Coverage Policy. Testimony was heard from the following officials of the Department of Health and Human Services: Bruce C. Vladeck, Administrator, Health Care Financing Administration; John M. Eisenberg, M.D., Administrator, Agency for Health Care Policy and Research; and Claude Lenfant, M.D., Director, National Heart, Blood and Lung Institute, NIH; and public witnesses.

Monday, April 21, 1997

Senate

Chamber Action

Routine Proceedings, page 5942

Senate convened at 10 a.m., in pro forma session, and adjourned at 10:00:20 a.m., until 10 a.m., on Tuesday April 22, 1997.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 1 public bill, H.R. 1405, was introduced. **Page 5949**

Reports Filed: Reports were filed as follows:

H.R. 437, to reauthorize the National Sea Grant College Program Act, amended (H. Rept. 105–22 Part 2);

H.R. 39, to reauthorize the African Elephant Conservation Act (H. Rept. 105–59);

H.R. 363, to amend section 2118 of the Energy Policy Act of 1992 to extend the Electric and Magnetic Fields Research and Public Information Dissemination Program, amended (H. Rept. 105–60 Part 1);

H.R. 363, to amend section 2118 of the Energy Policy Act of 1992 to extend the Electric and Magnetic Fields Research and Public Information Dissemination Program, amended (H. Rept. 105–60 Part 2);

H.R. 1271, to authorize the Federal Aviation Administration's research, engineering, and development programs for fiscal years 1998 through 2000, amended (H. Rept. 105–61);

H.R. 1272, to authorize appropriations for fiscal years 1998 and 1999 for the United States Fire Administration, amended (H. Rept. 105–62);

H.R. 1273, to authorize appropriations for fiscal years 1998 and 1999 for the National Science Foundation, amended (H. Rept. 105–63);

H.R. 1274, to authorize appropriations for the National Institute of Standards and Technology for fiscal years 1998 and 1999, amended (H. Rept. 105–64); and

H.R. 1275, to authorize appropriations for the National Aeronautics and Space Administration for fiscal years 1998 and 1999, amended (H. Rept. 105–65).

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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 5943**

Late Report: Committee on Science received permission to have until 6:00 p.m. on Tuesday, April 22, 1997 to file reports on H.R. 1276, Environmental Research, Development and Demonstration Authorization Act; H.R. 1277, Department of Energy Civilian Research and Development Act; and H.R. 1278, National Oceanic and Atmospheric Administration Authorization Act.

Page 5943

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

Adjournment: Met at 3:00 p.m. and adjourned at 3:04 p.m.

Committee Meetings

OVERSIGHT—DEBT COLLECTION IMPROVEMENT ACT

Committee on Government Reform and Oversight: On April 18, the Subcommittee on Government Management, Information, and Technology held a hearing on "Oversight of the Debt Collection Improvement Act". Testimony was heard from the following officials of the Department of the Treasury: Lawrence Summers, Deputy Secretary; Jerry Hawke, Under Secretary; and Gerald Murphy, Assistant Fiscal Secretary; John Koskinen, Deputy Director, OMB; Ted David, Chief Financial Officer, USDA; Steven McNamara, Assistant Inspector General, Audit, Department of Education; D. Mark Catlett, Chief, Financial Officer, Department of Veterans Affairs; and Anne Donovan, Office of Child Support Enforcement, Department of Health and Human Services.

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Tuesday, April 22, 1997

Senate

Chamber Action

Routine Proceedings, pages 5953–6031

Measures Introduced: Ten bills and two resolutions were introduced, as follows: S. 621–630 and S. Res. 76 and 77. **Page 5981**

Measures Reported: Special Report on the Activities of the Committee on Environment and Public Works for the One Hundred Fourth Congress. (S. Rept. No. 13) **Page 5981**

Measures Passed:

Authorizing Legal Representation: Senate agreed to S. Res. 77, to authorize representation by the Senate Legal Counsel. **Page 6031**

Nominations Received: Senate received the following nominations: Received on Friday, April 18, during the adjournment:

George John Tenet, of Maryland, to be Director of Central Intelligence. **Page 6031**

Received today:

Elizabeth Anne Moler, of Virginia, to be Deputy Secretary of Energy. **Page 6031**

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination: Received on Friday, April 18, 1997, during the adjournment:

Anthony Lake, of Massachusetts, to be Director of Central Intelligence. **Page 6031**

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Adjournment: Senate convened at 10 a.m., and adjourned at 3:53 p.m., until 10 a.m., on Wednesday, April 23, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 6031.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1998, receiving testimony in behalf of funds for their respective activities from Catherine E. Woteki, Acting Under Secretary, and Floyd P. Horn, Acting Deputy Under Secretary, both for Research, Education and Economics, Edward Knipling, Acting Administrator, Agricultural Research Service, Robert H. Robinson, Administrator, Cooperative State Research, Education, and Extension Service, Kelli White, Associate Administrator, Economic Research Service, Donald Bay, Administrator, National Agricultural Statistics Service, and Dennis Kaplan, Deputy Director for Budget, Legislative and Regulatory Systems, all of the Department of Agriculture.

Subcommittee will meet again on Thursday, May 1.

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1998 for energy and water development, focusing on the Environmental Management Program of the Department of Energy, receiving testimony from Alvin L. Alm, Assistant Secretary of Energy for Environmental Management.

Subcommittee will meet again on Thursday, April 24.

APPROPRIATIONS—NSF/OFFICE OF SCIENCE AND TECHNOLOGY POLICY

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1998, receiving testimony in behalf of funds for their respective activities from Neal F. Lane, Director, National Science Foundation; and John H. Gibbons, Director, Office of Science and Technology Policy.

Subcommittee will meet again on Thursday, May 1.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on SeaPower resumed hearings on S. 450, authorizing funds for fiscal years 1998 and 1999 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal years 1998 and 1999, focusing on Department of the Navy shipbuilding development and procurement programs, receiving testimony from John W. Douglass, Assistant Secretary of the Navy for Research, Development and Acquisition; Vice Adm. Donald L. Pilling, USN, Deputy Chief of Naval Operations, Resources, Warfare Requirements and Assessments; and John Birkler, RAND Corporation, Santa Monica, California.

Subcommittee recessed subject to call.

NOMINATION

Committee on Foreign Relations: On Friday, April 18, committee concluded hearings on the nomination of Thomas R. Pickering, of New Jersey, to be Under Secretary of State for Political Affairs, after the nominee, who was introduced by Senator Lautenberg, testified and answered questions in his own behalf.

AIRLINE ANTITRUST IMPLICATIONS

Committee on the Judiciary: Subcommittee on Antitrust, Business Rights, and Competition concluded hearings to examine antitrust implications of the proposed British Airways-American Airlines Alliance, focusing on the impact this alliance will have on the availability and affordability of international air travel, the long-term viability of the U.S. airline industry, the preservation of competition in the London market, and the security of the American consumer, after receiving testimony from Barry P. Simon, Continental Airlines, Inc., Mark N. Cooper, Consumer Federation of America, and D. Scott Yohe, Delta Air Lines, Inc., all of Washington, D.C.; Richard Branson, Virgin Atlantic Airlines, London, England; David A. Schwarte, American Airlines, Inc., Fort Worth, Texas; Cyril Murphy, United Airlines, Chicago, Illinois; and Lawrence M. Nagin, US Airways, Inc., Arlington, Virginia.

CHILDREN'S HEALTH

Committee on Labor and Human Resources: On Friday, April 18, committee concluded hearings on proposals to improve the health status of children, including S. 435 and S. 525, focusing on pediatric care, public health, mental health, and substance abuse issues, after receiving testimony from Senators Hatch and Specter; Donna E. Shalala, Secretary of Health and Human Services; Vermont Governor Howard Dean, Montpelier; Mohammad N. Akhter, American Public Health Association, and Mary Jane England, Washington Business Group on Health, both of Washington, D.C.; Antoinette Parisi Eaton, Children's Hospital, Inc., Columbus, Ohio; Judith S. Palfrey, Children's Hospital, Boston, Massachusetts; and James E. Copple, Community Anti-Drug Coalitions of America, Alexandria, Virginia.

AUTHORIZATION—NATIVE AMERICAN PROGRAMS

Committee on Indian Affairs: Committee concluded hearings on S. 459, to authorize funds for fiscal years 1997 through 2000 for programs administered by the Administration for Native Americans, after receiving testimony from Gary Niles Kimble, Commissioner, Administration for Native Americans, Department of Health and Human Services; A. David Lester, Council of Energy Resource Tribes, Denver, Colorado; and Wallace Coffey, Comanche Indian Tribe, Lawton, Oklahoma.

House of Representatives

Chamber Action

The House was not in session today. It will next meet on Wednesday, April 23.

Committee Meetings

No committee meetings were held.

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Wednesday, April 23, 1997

Senate

Chamber Action

Routine Proceedings, pages 6032–6135

Measures Introduced: Ten bills and two resolutions were introduced, as follows: S. 631–640 and S.J. Res. 26 and 27. **Page 6118**

Chemical Weapons Convention: Pursuant to the order of Thursday, April 17, 1997, the Committee on Foreign Relations was discharged from further consideration of the Convention on the Prohibition of Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, opened for signature and signed by the United States at Paris on January 13, 1993 (Treaty Doc. 103–21), and the Senate began consideration thereon as having passed through its various parliamentary stages, up to and including the presentation of the resolution of ratification. **Page 6032**

Also, pursuant to the order of Thursday, April 17, 1997, the Committee on Foreign Relations was discharged from further consideration of S. Res. 75, to advise and consent to the ratification of the Chemical Weapons Convention, subject to certain conditions, and the Senate began consideration of the resolution as a substitute for the resolution of ratification. **Pages 6032, 6052**

During consideration of this measure today, the Senate took the following actions:

Agreed to a motion to reconsider the vote by which S. Res. 75, listed above, was rejected by voice vote. **Page 6052**

Agreed to conditions, declarations, statements and understandings, with 5 exceptions, as follows:

(1) Conditions the depositing of the instrument of ratification on the President's certification to Congress of Russia's elimination of chemical weapons.

(2) To require that before depositing the instrument of ratification, the President certified to Congress that countries which have been determined to have offensive chemical weapons programs have ratified or otherwise acceded to the Convention.

(3) To require the President to exercise the right to bar certain inspectors.

(4) To require the President to certify to Congress that the State Parties have made an agreement to amend the Convention to stem the proliferation of chemical weapons.

(5) To require the President to certify to Congress that compliance with the Convention is effectively verifiable. **Page 6052**

Senate will continue consideration of the Treaty on Thursday, April 24, 1997, in open and closed session.

Communications: **Page 6116**

Statements on Introduced Bills: **Page 6118**

Additional Cosponsors: **Page 6128**

Notices of Hearings: **Page 6129**

Authority for Committees: **Page 6129**

Additional Statements: **Page 6130**

Adjournment: Senate convened at 10 a.m., and adjourned at 7:06 p.m., until 10 a.m., on Thursday, April 24, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 6135.)

Committee Meetings

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on District of Columbia held hearings to examine an additional funding request for fiscal year 1997 by the District of Columbia Financial Responsibility and Management Assistance Authority for capital improvements to District of Columbia public schools and for public safety agencies, receiving testimony from Andrew F. Brimmer, Chairman, District of Columbia Financial Responsibility and Management Assistance Authority; Gen. Julius W. Becton, Jr., (USA, Ret.), Chief Executive Officer/Superintendent, and Gen. Charles Williams (USA, Ret.), Chief Operations Officer, both of the District of Columbia Public Schools; Larry D. Soulsby, Police Chief, District of Columbia Metropolitan Police Department; Eugene N. Hamilton, Chief Judge, Superior Court of the District of Columbia; and Margaret A. Moore, Director, District of Columbia Department of Corrections.

Subcommittee recessed subject to call.

NATO ENLARGEMENT

Committee on Armed Services: Committee concluded hearings to examine the Administration's proposal to enlarge the membership of the North Atlantic Treaty Organization (NATO), after receiving testimony from Madeleine K. Albright, Secretary of State; and William S. Cohen, Secretary of Defense.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Kerri Ann Jones, of Maryland, and Jerry M. Melillo, of Massachusetts, each to be an Associate Director of the Office of Science and Technology Policy, after the nominees testified and answered questions in their own behalf. Testimony was also received on the nominations from John H. Gibbons, Assistant to the President for Science and Technology, and Director, Office of Science and Technology Policy.

U.S. MANUFACTURING

Committee on Commerce, Science, and Transportation: Subcommittee on Manufacturing and Competitiveness concluded hearings to examine the current state of manufacturing in the United States and prospects for the future, after receiving testimony from Jerry J. Jasinowski, National Association of Manufacturers, Charles W. McMillion, MBG Information Services, Andrew H. Card, Jr., American Automobile Manufacturers Association, William T. Archey, American Electronics Association, James F. Collins, Steel Manufacturers Association, and Edward M. Bolen, General Aviation Manufacturers Association, all of Washington, D.C.; Kenneth McLennan, Manufacturers Alliance, Arlington, Virginia; and Russell R. Coyner, BIFMA International, Grand Rapids, Michigan.

INTERCITY PASSENGER RAIL TRUST FUND

Committee on Finance: Committee held hearings on S. 436, to establish a new Intercity Passenger Rail Trust Fund to be made available for financing certain capital expenditures of the National Railroad Passenger Corporation (Amtrak), and for certain other transportation expenses by States in which Amtrak does not provide service, receiving testimony from Senator Wyden; Thomas M. Downs, Chairman, President and CEO, National Railroad Passenger Corporation (Amtrak); Phyllis F. Scheinberg, Associate Director, Transportation Issues, Resources, Community, and Economic Development Division, General Accounting Office; Brent Blackwelder, Friends of the Earth, and Ross B. Capon, National Association of Railroad Passengers, both of Washington, D.C.; Sonny Hall, Transport Workers Union of America, New York, New York, on behalf of the Transportation Trades Rail Labor Division (AFL–CIO); William Lochte, Bombardier Transit Corporation, Bensalem, Pennsylvania, on behalf of the American Passenger Rail Coalition; and Doras Briggs, Kensington, California.

Hearings were recessed subject to call.

BIENNIAL BUDGETING AND APPROPRIATIONS ACT

Committee on Governmental Affairs: Committee held hearings on S. 261, to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and the performance of the Federal Government, receiving testimony from Franklin D. Raines, Director, Office of Management and Budget; Susan J. Irving, Associate Director, Budget Issues, Accounting and Information Management Division, General Accounting Office; Louis Fisher, Senior Specialist in Separation of Powers, Congressional Research Service, Library of Congress; and Charles J. Whalen, Cornell University, Ithaca, New York.

Hearings were recessed subject to call.

GANG VIOLENCE

Committee on the Judiciary: Committee held hearings to examine the scope of the interstate spread of gang violence, and S. 54, to strengthen the coordinated, cooperative response of federal, state, and local law enforcement needed to combat gang violence, receiving testimony from Senator Reid; Steven R. Wiley, Chief, Violent Crimes and Major Offenders Section, Federal Bureau of Investigation, Department of Justice; James Mulvihill, Los Angeles County Sheriff's Office, Los Angeles, California; A. James Walton, Jr., Vermont Department of Public Safety, Waterbury; Aaron D. Kennard, Salt Lake County Sheriff's Office, and Colleen Minson, both of Salt Lake City, Utah.

Hearings were recessed subject to call.

HIGHER EDUCATION AUTHORIZATION: CAMPUS BASED FINANCIAL AID PROGRAMS

Committee on Labor and Human Resources: Committee concluded hearings on proposed legislation authorizing funds for programs of the Higher Education Act, focusing on certain campus based financial aid programs which provide federal funds to participating institutions who then administer the programs rather than the Federal Government, and the State Student Incentive Grant, after receiving testimony from Judith N. Flink, University of Illinois, Chicago, on behalf of the Coalition of Higher Education Assistance Organizations; Scott B. Freedman, New Jersey State Office of Student Assistance, Trenton, on behalf of the National Association of State Student Grant and Aid Programs; Charles Puls, Dartmouth College, Hanover, New Hampshire, on behalf of the National Student Employment Association; and Jane C. Sangeloty, University of New Haven, West Haven, Connecticut.

INTELLIGENCE

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

Committee will meet again on Wednesday, April 30.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 1406–1427; and 2 resolutions, H. Con. Res. 65 and H. Res. 124, were introduced. **Page 6215**

Reports Filed: Reports were filed as follows:

Filed on April 22, 1997, H.R. 1278, to authorize appropriations for the activities of the National Oceanic and Atmospheric Administration for fiscal years 1998 and 1999, amended (H. Rept. 105–66 Part I);

Filed on April 22, 1997, H.R. 1277, to authorize appropriations for fiscal year 1998 and fiscal year 1999 for the civilian research, development, demonstration, and commercial application activities of the Department of Energy (H. Rept. 105–67 Part I);

H.R. 449, to provide for the orderly disposal of certain Federal lands in Clark County, Nevada, and to provide for the acquisition of environmentally sensitive lands in the State of Nevada, amended (H. Rept. 105–68);

H. Con. Res. 8, expressing the sense of Congress with respect to the significance of maintaining the health and stability of coral reef ecosystems, amended (H. Rept. 105–69);

H. Res. 125 providing for consideration of H.R. 1271, to authorize the Federal Aviation Administration's research, engineering, and development programs for fiscal years 1998 through 2000 (H. Rept. 105–70);

H. Res. 126 providing for consideration of H.R. 1273, to authorize appropriations for fiscal years 1998 and 1999 for the National Science Foundation (H. Rept. 105–71);

H. Res. 127 providing for consideration of H.R. 1274, to authorize appropriations for the National Institute of Standards and Technology for fiscal years 1998 and 1999 (H. Rept. 105–72); and

H. Res. 128 providing for consideration of H.R. 1275, to authorize appropriations for the National Aeronautics and Space Administration for fiscal years 1998 and 1999 (H. Res. 105–73). **Page 6214**

Suspension of the Rules: The House agreed to H. Res. 117, the rule providing for consideration of motions to suspend the rules. **Page 6137**

Order of Business: Pursuant to H. Res. 117, Representative Hastings of Washington announced the following measures to be considered under suspension of the rules: H. Con. Res. 8, H.R. 39, H.R. 449, H.R. 688, and H.R. 1272. **Page 6138**

21st Century Patent System Improvement: The House passed H.R. 400, to amend title 35, United States Code with respect to patents. **Page 6138**

Agreed to the Committee amendment in the nature of a substitute as modified and amended. **Page 6161**

Agreed to:

The Kaptur amendment that exempts small business, independent investors, and universities from publication of patent application information until the patent is granted. Specifies that patent information can be published before the patent is granted if the data has been made public in foreign countries, the application has been filed with the Patent and Trademark Office (PTO) for five years or longer and the PTO determines that the public interest would be served by publication, or the inventor deliberately delays publication of the patent (agreed to by recorded vote of 220 ayes to 193 noes, Roll No. 88); **Pages 6150, 6160**

Rejected:

The Campbell amendment that sought to limit the defense to patent infringement based on prior domestic use, to the actual quantity, volume, or scope of the prior use (rejected by a recorded vote of 185 ayes to 224 noes, Roll No. 86); **Pages 6138, 6159**

The Campbell amendment that sought to limit the publication of all patent applications until there have been two Substantive Patent Office actions since the filing and defined Substantive Patent Office action (rejected by a recorded vote of 167 ayes to 242 noes, Roll No. 87); and **Pages 6142, 6159**

The Hunter amendment that sought to require that all patent examination and search duties shall be performed within the United States by U.S. citizens who are employees of the U.S. Government; require patent examiners to spend five percent of their duty time per annum in examiner training, establishes an incentive program to re-

tain examiners, and exempts PTO from administrative or statutory limits on full-time employee positions or personnel (rejected by a recorded vote of 133 ayes to 280 noes, Roll No. 89). **Pages 6157, 6161**

The Clerk was authorized to correct section numbers, punctuation, and cross references and to make such other technical and conforming changes as may be necessary to reflect the actions of the House in amending H.R. 400. **Page 6162**

H. Res. 116, the rule that provided for the consideration of the bill was agreed to on April 17.

Suspensions: The House voted to suspend the rules and pass the following measures:

Coral Reef Ecosystems: H. Con. Res. 8, amended, expressing the sense of Congress with respect to the significance of maintaining the health and stability of coral reef ecosystems. Agreed to amend the title; **Page 6162**

African Elephant Conservation: H.R. 39, to reauthorize the African Elephant Conservation Act; **Page 6164**

Southern Nevada Public Land: H.R. 449, amended, to provide for the orderly disposal of certain Federal lands in Clark County, Nevada, and to provide for the acquisition of environmentally sensitive lands in the State of Nevada; **Page 6166**

Leaking Underground Storage Tank Trust Fund: H.R. 688, amended, to amend the Solid Waste Disposal Act to require at least 85 percent of funds appropriated to the Environmental Protection Agency from the Leaking Underground Storage Tank Trust Fund to be distributed to States for cooperative agreements for undertaking corrective action and for enforcement of subtitle I of such Act; and **Page 6170**

Fire Administration Authorization: H.R. 1272, amended, to authorize appropriations for fiscal years 1998 and 1999 for the United States Fire Administration; **Page 6173**

Bipartisan Task Force on Reform of the Ethics Process: Agreed by unanimous consent that the order of the House of February 12, 1997 be extended through May 7, 1997 with the following modification: After "Minority Leader": insert ", or a member designated from the floor by the Majority Leader or the Minority Leader at the time of notice pursuant to clause 2(A)(1) of Rule IX,"

The order of the House on February 12, in furtherance of the understanding concerning the establishment of the ethics task force, made in order during the period beginning immediately and ending on April 11, 1997: (1) the Committee on Standards of Official Conduct may not receive, renew, initiate, or investigate a complaint against the official conduct of a member, officer, or employee of the House; (2) the Committee on Standards of Official Conduct may issue advisory opinions and perform other non-investigative functions; and (3) a resolution addressing the official conduct of a member, officer, or employee of the House that is proposed to be offered from the floor by a member other than the Majority Leader or the Minority Leader as a question of the privileges of the House shall once noticed pursuant to clause 2(a)(1) of Rule IX, have precedence of all other questions except motions to adjourn only at a time or place designated by the chair in the legislative schedule within two legislative days after April 11, 1997. **Page 6178**

Amendments: Amendments ordered printed pursuant to the rule appear on page 6217.

Senate Messages: Message received from the Senate today appears on page 6136.

Quorum Calls—Votes: Four recorded votes developed during the proceedings of the House today and appear on pages 6159, 6160, and 6161. There were no quorum calls.

Adjournment: Met at 2:00 p.m. and adjourned at 10:05 p.m.

Committee Meetings

AIR QUALITY ISSUES RELATING TO AGRICULTURE

Committee on Agriculture: Subcommittee on Forestry, Resource Conservation, and Research held a hearing on air quality issues relating to the agricultural industry. Testimony was heard from Paul Johnson, Chief, Natural Resources Conservation Service, USDA; and public witnesses.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued appropriation hearings. Testimony was heard from public witnesses.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held a hearing on Department of Veterans Affairs. Testimony was heard from Jesse Brown, Secretary of Veterans Affairs.

HOUSING OPPORTUNITY AND RESPONSIBILITY ACT

Committee on Banking and Financial Services: Ordered Reported Amended H.R. 2, Housing Opportunity and Responsibility Act of 1997.

PRESCRIPTION DRUG USER FEE ACT REAUTHORIZATION

Committee on Commerce: Subcommittee on Health and Environment held a hearing on Reauthorization of the Prescription Drug User Fee Act and FDA Reform. Testimony was heard from the following officials of the FDA, Department of Health and Human Services: Michael A.

Friedman, M.D., Lead Deputy Commissioner; William Schultz, Deputy Commissioner, Policy; and Robert Byrd, Deputy Commissioner, Management and Systems; and public witnesses.

COLLEGE EDUCATION—RISING COST

Committee on Education and the Workforce: Subcommittee on Postsecondary Education, Training and Life-Long Learning held a hearing on the Rising Price of a College Education. Testimony was heard from public witnesses.

CENSUS 2000

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on "Census 2000: How Should the Federal Government Measure Race and Ethnicity". Testimony was heard from Representatives Meek of Florida, Petri and Sawyer; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; Martha Farnsworth Riche, Director, Bureau of the Census, Department of Commerce; Norma Cantu, Assistant Secretary, Civil Rights, Department of Education; Edward Sondik, Director, National Center for Health Statistics, Department of Health and Human Services; and Bernard Ungar, Associate Director, Federal Management and Workforce Issues, GAO.

PARTICULAR MATTER AND OZONE—EPA'S PROPOSED STANDARDS

Committee on Government Reform and Oversight: Subcommittee on National Economic Growth, National Resources, and Regulatory Affairs concluded hearings on "EPA's Particulate Matter and Ozone Rulemaking: Is EPA Above the Law". Testimony was heard from Carol Browner, Administrator, EPA; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; and Jere Glover, Chief Counsel for Advocacy, SBA.

CAMBODIA—TERRORIST GRENADE ATTACK; SINO-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on Asia and the Pacific approved for full Committee action H. Res. 121, expressing the sense of the House of Representatives regarding the March 30, 1997, terrorist grenade attack in Cambodia.

The Subcommittee also held a hearing on Sino-American Relations and U.S. Policy Options. Testimony was heard from Jeffrey Bader, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of State; Winston Lord, former Assistant Secretary, East Asian and Pacific Affairs, Department of State; and public witnesses.

VOLUNTARY LIABILITY MEASURES

Committee on the Judiciary: Held a hearing on the following bills: H.R. 911, Volunteer Protection Act of 1997 and H.R. 1167, Volunteer Protection Act of 1997. Testimony was heard from Senators Coverdell, McConnell Ashcroft and Santorum; Speaker Gingrich and Representative Porter; and public witnesses.

OVERSIGHT—BORDER SECURITY AND DETERRING ILLEGAL ENTRY

Committee on the Judiciary: Subcommittee on Immigration and Claims held an oversight hearing on regarding border security and deterring illegal entry into the United States. Testimony was heard from Representative Reyes; the following officials of the Department of Justice: Alan Bersin, U.S. Attorney, Southern District of California; and George Regan, Acting Assistant Commissioner for Enforcement, Immigration and Naturalization Service; Samuel H. Banks, Deputy Commissioner, U.S. Custom Service, Department of the Treasury; Jonathan M. Winer, Deputy Assistant Secretary, International Narcotics Matters and Law Enforcement Affairs, Department of State; Richard Gallo, Senior Special Agent, USDA; and public witnesses.

FAA RESEARCH, ENGINEERING AND DEVELOPMENT AUTHORIZATION ACT

Committee on Rules: Granted by voice vote an open rule providing 1 hour of debate on H.R. 1271, FAA Research, Engineering, and Development Authorization Act of 1997. The rule waives section 306 (prohibiting consideration of legislation within the Budget Committee's jurisdiction unless the Budget Committee reports it) of the Congressional Budget Act of 1974 against consideration of the bill. The rule makes in order the Committee on Science amendment in the nature of a substitute as an original bill for amendment purposes, with each section considered as read. Section 306 of the Congressional Budget Act of 1974 is waived against the committee amendment in the nature of a substitute. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed the amendments in the Congressional Record. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Sensenbrenner, Representatives Morella and Brown of California.

NSF AUTHORIZATION ACT

Committee on Rules: The Committee granted by voice vote an open rule providing 1 hour of debate on H.R. 1273, National Science Foundation Authorization Act of 1997. The rule makes in order the Committee on Science amendment in the nature of a substitute as an original bill for amendment purposes, with each title considered as read. The rule authorizes the Chair to accord priority in the recognition to members who have pre-printed their amendments in the Congressional Record. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Sensenbrenner, Representatives Morella and Brown of California.

NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY AUTHORIZATION

Committee on Rules: The Committee granted by voice vote an open rule providing 1 hour of debate on H.R. 1274, National Institute of Standards and Technology Authorization Act of 1997. The rule waives points of order against consideration of the bill for failure to comply with clause 2(1)(6) of rule XI (3 day availability of committee reports). The rule makes in order the Committee on Science amendment in the nature of a substitute as an original bill for amendment purposes, with each section considered as read. The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the Congressional Record. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Sensenbrenner, Representatives Morella and Brown of California.

CIVILIAN SPACE AUTHORIZATION ACT

Committee on Rules: Granted by voice vote an open rule providing 1 hour of debate on H.R. 1275, Civilian Space Authorization Act, Fiscal Years 1998 and 1999. The rule waives points of order against consideration of the bill for failure to comply with clause 2(l)(6) of rule XI (3 day availability of committee reports). The rule makes in order the Committee on Science amendment in the nature of a substitute as an original bill for amendment purposes. The rule further provides that the committee amendment in the nature of a substitute be considered by title, with each title being considered as read. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Sensenbrenner, Representatives Morella and Brown of California.

SURFACE TRANSPORTATION RESEARCH

Committee on Science: Subcommittee on Technology concluded hearings on Surface Transportation Research and Development, Research Needs for the Next Century. Part II. Testimony was heard from public witnesses.

SMALL BUSINESS FAMILIES TAX BURDEN

Committee on Small Business: Held a hearing on Tax Burden on Small Business Families. Testimony was heard from Senator Bond; and public witnesses.

CLEAN WATER AND DRINKING WATER INFRASTRUCTURE NEEDS

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held a hearing on Meeting Clean Water and Drinking Water Infrastructure Needs. Testimony was heard from Robert Perciasepe, Assistant Administrator, EPA; Robert McManus, Mayor, Lynn, Massachusetts; Bruce Tobey, Mayor, Gloucester, Massachusetts; and public witnesses.

ADOPTION PROMOTION ACT; WELFARE REFORM TECHNICAL CORRECTIONS ACT

Committee on Ways and Means: Ordered reported amended the following bills: H.R. 867, Adoption Promotion Act of 1997, and H.R. 1048, Welfare Reform Technical Corrections Act of 1997.

LOW-INCOME HOUSING TAX CREDIT

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the low-income housing tax credit. Testimony was heard from James K. White, Associate Director, Tax Policy and Administration, GAO; Thomas Smith, Assistant Commissioner, Examination, IRS, Department of the Treasury; and a public witness.

Hearings continue May 1.

DEA BRIEFING REGARDING MEXICO

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on DEA regarding Mexico. The Committee was briefed by departmental witnesses.

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Thursday, April 24, 1997

Senate

Chamber Action

Routine Proceedings, pages 6338–6474

Measures Introduced: Ten bills and three resolutions were introduced, as follows: S. 641–650, S.J. Res. 28, S. Res. 78, and S. Con. Res. 23. **Page 6438**

Measures Passed:

Technical Correction: Senate passed H.R. 1225, to make a technical correction to title 28, United States Code, relating to jurisdiction for lawsuits against terrorist states, clearing the measure for the President. **Page 6474**

Resolution of Ratification Approved: By 74 yeas to 26 nays (Vote No. 51), two-thirds of the Senators present having voted in the affirmative, Senate agreed to the resolution of ratification (S. Exec. Res. 75) to the Convention on the Prohibition of Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, opened for signature and signed by the United States at Paris on January 13, 1993 (Treaty Doc. 103–21), after taking action on amendments on the resolution of ratification, as follows: **Page 6338**

Adopted:

By 71 yeas to 29 nays (Vote No. 46), Biden Amendment No. 47, to strike the condition to require that before depositing the instrument of ratification, the President certified to Congress that countries which have been

determined to have offensive chemical weapons programs have ratified or otherwise acceded to the Convention. **Page 6355**

By 66 yeas to 34 nays (Vote No. 47), Biden Amendment No. 48, to strike the condition relating to Russian elimination of chemical weapons. **Page 6378**

By 66 yeas to 34 nays (Vote No. 48), Biden Amendment No. 49, to strike the condition requiring the President to certify to Congress that compliance with the Convention is effectively verifiable. **Page 6392**

By 56 yeas to 44 nays (Vote No. 49), Biden Amendment No. 50, to strike the condition requiring the President to exercise the right to bar certain inspectors. **Page 6395**

By 66 yeas to 34 nays (Vote No. 50), Biden Amendment No. 51, to strike the condition requiring the President to certify to Congress that the State Parties have made an agreement to amend the Convention to stem the proliferation of chemical weapons. **Page 6398**

Helms Amendment No. 52, to make technical and clerical corrections. **Page 6414**

Closed Session: Senate held a closed session during consideration of The Chemical Weapons Convention (Treaty Doc. No. 103–21) **Page 6341**

Senior Citizen Home Equity Protection Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 562, to amend section 255 of the National Housing Act to prevent the funding of unnecessary or excessive costs for obtaining a home equity conversion mortgage, on Friday, April 25, 1997. **Page 6474**

Messages From the House: **Page 6434**

Measures Referred: **Page 6435**

Communications: **Page 6435**

Executive Reports of Committees: **Page 6437**

Statements on Introduced Bills: **Page 6438**

Additional Cosponsors: **Page 6463**

Amendments Submitted: **Page 6466**

Notices of Hearings: **Page 6466**

Authority for Committees: **Page 6466**

Additional Statements: **Page 6467**

Record Votes: Six record votes were taken today. (Total—51) **Pages 6369, 6390, 6397, 6410, 6426**

Adjournment: Senate convened at 10 a.m., and adjourned at 10:48 p.m., until 9:30 a.m., on Friday, April 25, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 6474.)

Committee Meetings

APPROPRIATIONS—NOAA

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary, and Related Agencies concluded hearings on proposed budget estimates for fiscal year 1998 for the National Oceanic and Atmospheric Administration of the Department of Commerce, after receiving testimony from D. James Baker, Under Secretary of Commerce for Oceans and Atmosphere.

APPROPRIATIONS—ARMY CORPS OF ENGINEERS/BUREAU OF RECLAMATION

Committee on Appropriations: Subcommittee on Energy and Water Development concluded hearings on proposed budget estimates for fiscal year 1998 for programs of the Army Corps of Engineers and the Bureau of Reclamation, after receiving testimony from H. Martin Lancaster, Assistant Secretary of the Army for Civil Works; Lt. Gen. Joe N. Ballard, Chief, and Maj. Gen. Russell L. Fuhrman, Director for Civil Works, both of the U.S. Army Corps of Engineers; and Patricia J. Beneke, Assistant Secretary for Water and Science, and Eluid L. Martinez, Commissioner, Bureau of Reclamation, both of the Department of the Interior.

APPROPRIATIONS—ARTS AND HUMANITIES

Committee on Appropriations: Subcommittee on Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1998, receiving testimony in behalf of funds for their respective activities from Jane Alexander, Chairman, National Endowment for the Arts; and Sheldon Hackney, Chairman, National Endowment for the Humanities.

Subcommittee will meet again on Thursday, May 1.

NATIONAL MISSILE DEFENSE ACT

Committee on Armed Services: Committee ordered favorably reported the following business items:

S. 7, to establish a United States policy for the deployment of a national missile defense system; and

2,449 military nominations in the Army, Navy, Marine Corps, and Air Force.

ISTEA AUTHORIZATION

Committee on Commerce, Science, and Transportation: Committee held hearings on proposed legislation authorizing funds for the Intermodal Surface Transportation Efficiency Act, focusing on truck safety issues, receiving testimony from Rodney E. Slater, Secretary of Transportation; Mayor Louis Bronaugh, Lufkin, Texas, on behalf of the Coalition Against Bigger Trucks; Warren Hoemann, Traffic Safety Alliance, Burlingame, California; Thomas J. Donohue, American Trucking Associations, Alexandria, Virginia; Lisa Irwin, Michigan State Police, Lansing, on behalf of the Commercial Vehicle Safety Alliance; and Steven Wel-

lington, Mesa, Arizona, on behalf of Citizens for Reliable and Safe Highways (CRASH).

Hearings were recessed subject to call.

AUTHORIZATION—NASA

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings on proposed legislation authorizing funds for fiscal year 1998 for the National Aeronautics and Space Administration (NASA), after receiving testimony from Daniel S. Goldin, Administrator, Edward A. Frankle, General Counsel, and Malcolm Peterson, Comptroller, all of the National Aeronautics and Space Administration; Marcia Smith, Specialist in Aerospace and Telecommunications Policy, and Dave Radzanowski, Analyst in Aerospace Policy, both of the Congressional Research Service, Library of Congress; Kenneth F. Galloway, Vanderbilt University, Nashville, Tennessee; and Jerry Grey, American Institute of Aeronautics and Astronautics, Reston, Virginia.

AIR QUALITY STANDARDS

Committee on Environment and Public Works: Subcommittee on Clean Air, Wetlands, Private Property and Nuclear Safety held hearings to examine the Environmental Protection Agency implementation and health effects of proposed revisions to the national ambient air quality standards for ozone and particulate matters, receiving testimony from Mary D. Nichols, Assistant Administrator for Air and Radiation, Environmental Protection Agency; Kenneth W. Chilton, Center for the Study of American Business/Washington University, St. Louis, Missouri; Thomas B. Starr, ENVIRON International Corporation, Raleigh, North Carolina; Susan E. Dudley, Economists Incorporated, Alan J. Krupnick, Resources for the Future, and Paul C. Kerkhoven, American Highway Users Alliance, all of Washington, D.C.; Carl M. Shy, University of North Carolina School of Public Health, Chapel Hill; Morton Lippmann, New York University Medical Center, New York, New York; Benjamin Y. Cooper, Printing Industries of America, Alexandria, Virginia; Pat Leyden, South Coast Air Quality Management District, Diamond Bar, California; and Beverly Hartsock, Texas Natural Resource Conservation Commission, Austin.

Hearings continue on Tuesday, April 29.

HONG KONG

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings to examine United States interests and policies toward Hong Kong, after receiving testimony from Jeffrey A. Bader, Deputy Assistant Secretary of State for East Asian and Pacific Affairs; William H. Overholt, Bankers Trust Company, Hong Kong; Andrew Y. Au, Alliance of Hong Kong Chinese in the United States, Greenbelt, Maryland; and Mike Jendrzejczyk, Human Rights Watch/Asia, Washington, D.C.

NOAA MANAGEMENT REFORM

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia resumed hearings on proposals to reorganize the Department of Commerce, focusing on management reforms at the National Oceanic and Atmospheric Administration, receiving testimony from Diana Josephson, Deputy Under Secretary of Commerce for Oceans and Atmosphere/National Oceanic and Atmospheric Administration; Joel C. Willemssen, Director, Information Resources Management, Accounting and Information Management Division, General Accounting Office; Bryan J. Logan, Photo Science, Inc., Gaithersburg, Maryland, and John M. Palatiello, Reston, Virginia, both on behalf of the Management Association for Private Photogrammetric Surveyors; Kenneth S. Johnson, Moss Landing Marine Laboratories/California State University, Moss Landing, on behalf of the University-National Oceanographic Laboratory System; and Joel N. Myers, AccuWeather, Inc., State College, Pennsylvania.

Subcommittee recessed subject to call.

VOCATIONAL EDUCATION

Committee on Labor and Human Resources: Committee concluded oversight hearings on the status of vocational education assistance and its role in workforce development and the Administration's views on reforming the Federal investment in vocational education, after receiving testimony from Patricia W. McNeil, Assistant Secretary of Education for Vocational and Adult Education; David Stern, University of California, Berkeley; Harris N. Miller, Information Technology Association of America, Arlington, Virginia; Paul F. Cole, American Federation of Teachers, Loudonville, New York; Rick Theders, Clark-Theders Insurance Group, Cincinnati, Ohio, on behalf of the American Vocational Association; Dan Hull, Center for Occupational Research and Development, Waco, Texas; and Larry Rosenstock, New Urban High School Project, Cambridge, Massachusetts.

GPO REFORM

Committee on Rules and Administration: Committee held hearings to review legislative recommendations on certain revisions to Title 44 of the U.S. Code which authorizes the Government Printing Office to provide permanent public access to Federal government information, receiving testimony from Michael F. DiMario, Public Printer, and George E. Lord, Chairman, Joint Council of Unions, both of the Government Printing Office; Royce C. Lamberth, United States District Judge for the District of Columbia; and William J. Boarman, Communications Workers of America, Washington, D.C.

Hearings continue on Wednesday, April 30.

SBA'S NON-CREDIT PROGRAMS

Committee on Small Business: Committee held oversight hearings on the success and failures of the Small Business

Administration's (SBA) non-credit and business development programs and the future direction of such programs, including initiatives in training young people for careers as entrepreneurs, receiving testimony from Jeanne Sclater, Acting Associate Deputy Administrator for Economic Development, Small Business Administration; Jean M. Buckley, Junior Achievement, Colorado Springs, Colorado; Terry Jarchow, Junior Achievement Mississippi Valley, Inc., Hazelwood, Missouri; Reginald G. Harmon, The Dream Team, St. Louis, Missouri; Marilyn L. Kourilsky, Ewing Marion Kauffman Foundation, Kansas City, Missouri; Michael D. Case, Case Custom Painting, Norborne, Missouri; Frederic W. Thomas, Service Corps of Retired Executives Association (SCORE), and Susan Eckerly, National Federation of Independent Business, both of Washington, D.C.; Sam Males, Nevada Small Business Development Center, Reno, on behalf of the Association of Small Business Development Centers; S. Terry Neese, Terry Neese Personnel Services and Terry Neese Temporaries, Oklahoma City, Oklahoma, on behalf of the National Association of Women Business Owners; Robert T. Creighton, Lynnfield, Massachusetts; Douglas P. Schoen, Ballwin, Missouri; Katie Sullivan, Cincinnati, Ohio; and Casey Collier, Shawnee, Kansas.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 35 public bills, H.R. 1428–1462; and 7 resolutions, H.J. Res. 73, H. Con. Res. 66–67, and H. Res. 129–132, were introduced. **Page 6333**

Reports Filed: Reports were filed as follows:

H.R. 408, to amend the Marine Mammal Protection Act of 1972 to support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean, amended (H. Rept. 105–74 Part I); and

H.R. 478, to amend the Endangered Species Act of 1973 to improve the ability of individuals and local, State, and Federal agencies to comply with that Act in building, operating, maintaining, or repairing flood control projects, facilities, or structures, amended (H. Rept. 105–75). **Page 6333**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Burton of Indiana to act as Speaker pro tempore for today. **Page 6237**

National Institute of Standards and Technology Authorization Act: The House passed H.R. 1274, to authorize appropriations for the National Institute of Standards and Technology for fiscal years 1998 and 1999. **Page 6244**

Agreed to the Committee amendment in the nature of a substitute. **Page 6248**

Earlier, the House agreed to H. Res. 127, the rule that provided for consideration of the bill. **Page 6241**

National Science Foundation Authorization Act: The House passed H.R. 1273, to authorize appropriations for fiscal years 1998 and 1999 for the National Science Foundation. **Page 6248**

Agreed to the Committee amendment in the nature of a substitute. **Page 6259**

Agreed to:

The Coburn amendment that provides that no funds appropriated pursuant to the Act shall be used for the United States Man and Biosphere Program; and **Page 6255**

The Jackson-Lee amendment that expresses the sense of Congress that NSF donate surplus computers and other research equipment to elementary and secondary education schools to enhance their science and mathematics programs and requires an annual report to Congress on these donations. **Page 6258**

Earlier, the House agreed to H. Res. 126, the rule that provided for consideration of the bill. **Page 6242**

Civilian Space Authorization Act: The House passed H.R. 1275, to authorize appropriations for the National Aeronautics and Space Administration for fiscal years 1998 and 1999. **Page 6259**

Agreed to the Committee amendment in the nature of a substitute. **Page 6290**

Agreed to:

The Rohrabacher amendment as amended by the Cramer amendment to increase funding for aeronautical research that strikes the limitation to the transfer of space station program responsibilities; expands the definition of space science data that may be acquired from commercial providers to include asteroids, moons of planets, and comets; and amends the Unitary Wind Tunnel Plan Act of 1949 to include hypersonic speeds; **Page 6275**

The Cramer amendment to the Rohrabacher amendment that increases funding for Aeronautical Research by $5 million and reduces Commercial Technology funding accordingly; and **Page 6275**

The Jackson-Lee amendment that permits NASA to pay the tuition expenses of any employee attending programs of the International Space University held in the United States. **Page 6287**

Rejected:

The Roemer amendment that sought to terminate the space station program and retain $500 million for termination costs (rejected by a recorded vote of 112 ayes to 305 noes, Roll No.90); and **Page 6276**

The Jackson-Lee amendment that sought to increase funding for NASA minority university research and education programs by $8.1 million (rejected by a recorded vote of 186 ayes to 226 noes, Roll No. 91). **Page 6289**

Withdrawn:

The Roemer amendment was offered, but subsequently withdrawn, that sought to remove the Russian Government as a partner in the International Space Station Program; and **Page 6285**

The Jackson-Lee amendment was offered, but subsequently withdrawn, that sought to designate all NASA employees as essential in case of a lapse of appropriations. **Page 6288**

Earlier, the House agreed to H. Res. 128 the rule that provided for consideration of the bill. **Page 6242**

Re-Referral: Agreed by unanimous consent that the Committee on Government Reform and Oversight be discharged from further consideration of H.R. 892, and that the bill be re-referred to the Committee on Transportation and Infrastructure. H.R. 892 would designate the Federal building located at 223 Sharkey Street in Clarksdale, Mississippi, as the "Aaron Henry United States Post Office". **Page 6291**

Corrections Calendar Office: The House agreed to H. Res. 130, providing for a lump sum allowance for the Corrections Calendar Office. **Page 6291**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 2 p.m. on Monday, April 28; and agreed that when the House adjourns on Monday, it adjourn to meet at 12:30 p.m. on Tuesday, April 29 for morning hour debate. **Page 6291**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, April 30. **Page 6291**

Quorum Calls—Votes: Two recorded votes developed during the proceedings of the House today and appear on pages 6284 and 6290. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 8 p.m.

Committee Meetings

AGRICULTURAL EXPORT PROGRAMS

Committee on Agriculture: Subcommittee on General Farm Commodities and the Subcommittee on Risk Management and Specialty Crops held a joint hearing on the effectiveness of Agricultural Export Programs. Testimony was heard from Chris Goldthwait, General Sales Manager, Foreign Agricultural Service, USDA; and public witnesses.

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Ordered reported an Emergency Supplemental Appropriations for Fiscal Year 1997.

COMMERCE, JUSTICE, STATE, AND THE JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary continued appropriation hearings. Testimony was heard from Members of Congress.

FOREIGN OPERATIONS, EXPORT FINANCING, AND RELATED PROGRAMS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued appropriation hearings. Testimony was heard from public witnesses.

NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection held a hearing on Reauthorization of the National Telecommunications and Information Administration. Testimony was heard from the following officials of the Department of Commerce: Shirl G. Kinney, Deputy Assistant Secretary, National Telecommunications and Information Administration; and Larry Irving, Assistant Secretary, Communications and Information; and public witnesses.

EMPLOYMENT, TRAINING AND LITERACY ENHANCEMENT ACT

Committee on Education and the Workforce: Subcommittee on Postsecondary Education, Training and Life-Long Learning approved for full Committee action amended H.R. 1385, Employment, Training and Literacy Enhancement Act of 1997.

FEDERAL HIRING FROM WELFARE ROLLS

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on Federal Hiring from the Welfare Rolls. Testimony was heard from Representative Eddie Bernice Johnson of Texas; John A. Koskinen, Deputy Director, Management, OMB; James B. King, Director, OPM; Diane Disney, Deputy Assistant Secretary (Civilian Personnel), Department of Defense; Eugene A. Brickhouse, Assistant Secretary, Administration, Department of Veterans Affairs; and public witnesses.

OVERSIGHT—STATUS OF EFFORTS TO IDENTIFY GULF WAR SYNDROME

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations continued oversight hearings on Status of Efforts to Identify Gulf War Syndrome, Part II. Testimony was heard from the following officials of the Department of Defense: Bernard Rostker, Special Assistant, Gulf War Illnesses; and Donald Mancuso, Deputy Inspector Gen-

eral; Robert Walpole, Special Assistant, Gulf War Illnesses, CIA; and public witnesses.

OVERSIGHT—U.S. POSTAL SERVICE

Committee on Government Reform and Oversight: Subcommittee on Postal Service held an oversight hearing of the U.S. Postal Service. Testimony was heard from Michael E. Motley, Acting Director, Government Business Operations Issues, GAO; and Marvin T. Runyon, Postmaster General and CEO, U.S. Postal Service.

COMMITTEE FUNDING; MISCELLANEOUS MEASURE; COMMITTEE BUSINESS

Committee on House Oversight: Ordered reported amended the following measures: H. Res. 129, providing amounts for the expenses of certain committees of the House of Representatives in the One Hundred Fifth Congress; and H. Con. Res. 25, providing for acceptance of a statute of Jack Swigert, presented by the State of Colorado, for placement in National Statuary Hall.

The Committee also considered pending Committee business.

ANGOLA'S GOVERNMENT OF NATIONAL UNITY

Committee on International Relations: Subcommittee on Africa held a hearing on Angola's Government of National Unity. Testimony was heard from the following officials of the Department of State: George Moose, Assistant Secretary; and Paul Hare, U.S. Special Representative to Angola.

The Subcommittee also received a briefing on this subject from public witnesses.

JUVENILE CRIME CONTROL ACT

Committee on the Judiciary: Began mark up of H.R. 3, Juvenile Crime Control Act of 1997.

Will continue April 29.

FUTURE OF HYDROGRAPHY

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held an oversight hearing on the future of hydrography. Testimony was heard from Diana Josephson, Deputy Under Secretary, Oceans and Atmosphere, Department of Commerce; and public witnesses.

QUINCY LIBRARY GROUP FOREST RECOVERY AND ECONOMIC STABILITY ACT

Committee on Resources: Subcommittee on Forests and Forests Health approved for full Committee action amended H.R. 858, Quincy Library Group Forest Recovery and Economic Stability Act of 1997.

BUDGET REQUEST—NATIONAL EARTHQUAKE HAZARDS REDUCTION PROGRAM

Committee on Science: Subcommittee on Basic Research held a hearing on fiscal year 1998 budget request for the National Earthquake Hazards Reduction Program. Testimony was heard from Richard W. Krimm, Executive Associate Director, Mitigation Directorate, FEMA; P. Patrick Leahy, Chief Geologist, U.S. Geological Survey, Department of the Interior; Elbert L. Marsh, Acting Assistant Director, Engineering, NSF; Robert Hebner, Acting Director, National Institute of Standards and Technology, Department of Commerce; and public witnesses.

PATENT TERM AND PATENT APPLICATION DISCLOSURE

Committee on Small Business: Subcommittee on Government Programs and Oversight held a hearing on the Importance of Patent Term and Patent Application Disclosure Issues to Small Businesses: What Impact Will Proposed Changes in the Patent Laws Have on Small Businesses? Testimony was heard from Representatives Rohrabacher and Kucinich; and public witnesses.

GSA FEDERAL BUILDINGS FUND SHORTFALL

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development held a hearing on the Shortfall in the GSA Federal Buildings Fund. Testimony was heard from Robert A. Peck, Commissioner, Public Buildings Service, GSA; and Michael Motley, Associate Director, Government Business Operations Issues, GAO.

MEDICARE PROVIDER-SPONSORED ORGANIZATIONS

Committee on Ways and Means: Subcommittee on Health held a hearing on Medicare Provider-Sponsored Organizations. Testimony was heard from Kathleen A. Buto, Associate Administrator, Policy, Health Care Financing Administration, Department of Health and Human Services; Gail R. Wilensky, Chair, Physician Payment Review Commission; and public witnesses.

UNEMPLOYMENT INSURANCE ISSUES

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on Unemployment Insurance Issues. Testimony was heard from Representatives Thomas, English of Pennsylvania, Upton, Farr and Shadegg; David Poythress, Commissioner, Department of Labor, State of Georgia; Thomas P. Nagle, Under Secretary, Health and Welfare, State of California; and public witnesses.

DISABILITY APPEALS PROCESS

Committee on Ways and Means: Subcommittee on Social Security held an oversight hearing on the Disability Appeals Process. Testimony was heard from Carolyn Colvin, Deputy Commissioner, Programs and Policy, SSA; Jane L. Ross, Director, Income Security Issues, Health, Education, and Human Services Division, GAO; and public witnesses.

Joint Meetings

NATO ENLARGEMENT

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission held hearings to examine the process to enlarge the membership of the North Atlantic Treaty Organization (NATO), receiving testimony from Ojars Kainins, Latvia Ambassador to the United States; Alfonsas Eidintas, Lithuania Ambassador to the United States; Jerzy Kozminski, Poland Ambassador to the United States; and Grigore-Kalev Stoicescu, Estonia Ambassador to the United States.

Hearings continue on Thursday, May 8.

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Friday, April 25, 1997

Senate

Chamber Action

Routine Proceedings, pages 6500–6543

Measures Introduced: Nine bills were introduced, as follows: S. 651–659. **Page 6528**

Measures Passed:

Senior Citizen Home Equity Protection Act: Committee on Banking, Housing and Urban Affairs was discharged from further consideration of S. 562, to amend section 255 of the National Housing Act to prevent the funding of unnecessary or excessive costs for obtaining a home equity conversion mortgage, and the bill was then passed. **Page 6513**

Volunteer Protection Act: A motion was entered to close further debate on the motion to proceed to consideration of S. 543, to provide certain protections to volunteers, nonprofit organizations, and governmental entities in lawsuits based on the activities of volunteers 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 Tuesday, April 29, 1997. **Page 6541**

Senate will consider the motion to proceed to consideration of the bill on Monday, April 28, 1997.

Nominations Received: Senate received the following nominations:

Andrew J. Pincus, of New York, to be General Counsel of the Department of Commerce.

4 Air Force nominations in the rank of general.

8 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

5 Navy nominations in the rank of admiral.

Routine lists in the Army, Foreign Service. **Page 6541**

Messages From the House: **Page 6528**

Communications: **Page 6528**

Statements on Introduced Bills: **Page 6529**

Additional Cosponsors: **Page 6538**

Notices of Hearings: **Page 6539**

Additional Statements: **Page 6539**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 2:27 p.m., until 2 p.m., on Monday, April 28, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 6541.)

Committee Meetings

AUTHORIZATION—HEALTH PROFESSIONS

Committee on Labor and Human Resources: Subcommittee on Public Health and Safety concluded hearings on proposed legislation authorizing funds for health professions and nursing education programs of the Public Health Service Act, and related workforce issues, after receiving testimony from Representative Becerra, on behalf of the Congressional Hispanic Caucus; Claude Earl Fox, Acting Administrator, Health Resources and Services Administration, Department of Health and Human Services; Leonard H. Finkelstein, Philadelphia College of Osteopathic Medicine, Philadelphia, Pennsylvania, on behalf of the American Association of Colleges of Osteopathic Medicine; James E. Kennedy, University of Connecticut School of Dental Medicine, Farmington, on behalf of the American Dental Association and the American Association of Dental Schools; Sheila A. Ryan, University of Rochester School of Nursing, Rochester, New York, on behalf of the National League for Nursing; John E. Maupin, Jr., Meharry Medical College, Nashville, Tennessee, on behalf of the Association of Minority Health Professions Schools; Stephen Gehlbach, University of Massachusetts School of Public Health and Health Sciences, Amherst, on behalf of the Association of Schools of Public Health; J. Ocie Harris, University of Florida College of Medicine, Gainesville, on behalf of the National Organization of Area Health Education Centers Program Directors; Robert E. Roush, Jr., Baylor College of Medicine, Houston, Texas, on behalf of the National Association of Geriatric Education Centers; and David M. Gibson, University of Medicine and Dentistry of New Jersey, Newark, on behalf of the Association of Schools of Allied Health Professions.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting is on Monday, April 28.

Committee Meetings

NATIONAL CAPITAL REVITALIZATION AND SELF-GOVERNMENT IMPROVEMENT PLAN—MEDICAID AND TREASURY BORROWING SECTIONS

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia, held a hearing on Medicaid and Treasury Borrowing Sections of the Administration's National Capital Revitalization and Self-Government Improvement Plan. Testimony was heard from Edward DeSeve, Comptroller, OMB; Deborah Chang, Director, Legislative and Intergovernmental Affairs, Health Care Financing Administration, Department of Health and Human Services; Mozelle W. Thompson, Principal Deputy Assistant Secretary, Department of the Treasury; the following officials of the Financial Responsibility and Management Assistance Authority: Mark Goldstein, Deputy Director and Dexter Lockamy, Chief Financial Officer; and the following officials of the District of Columbia: Michael Rogers, City Administrator, Charlene Drew Jarvis, Chairwoman Pro Tempore, Linda Cropp, Chairwoman, Committee on Human Services and Frank Smith, Chairman, Finance and Revenue Committee, all members of the City Council; Michael Rogers, City Administrator; Jalal Greene, Deputy CFO/Budget and Planning; Paul Offner, Commissioner, Commission on Health Care Finance; and Thomas Huestis, Deputy CFO/Finance.

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Monday, April 28, 1997

Senate

Chamber Action

Routine Proceedings, pages S3741–61

Measures Introduced: Two bills and one resolution were introduced, as follows: S. 660 and 661 and S. Res. 79. **Page 6568**

Measures Reported:

Special report entitled "Review of Legislative Activity of the Committee on Rules and Administration During the 104th Congress". (S. Rept. No. 105–14). **Page 6568**

Volunteer Protection Act: Senate resumed consideration of the motion to proceed to consideration of S. 543, to provide certain protections to volunteers, nonprofit organizations, and governmental entities in lawsuits based on the activities of volunteers. **Page 6562**

A second motion was entered to close further debate on the motion to proceed to consideration of the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the second cloture motion could occur on Wednesday, April 30, 1997. **Page 6566**

Senate will continue consideration of the motion to proceed to consideration of the bill on Tuesday, April 29, 1997, with a cloture vote to occur thereon.

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

Transmitting, a report relative to the Chemical Weapons Convention; to the Committee on Foreign Relations. (PM–30). **Page 6567**

Transmitting, a report relative to the Chemical Weapons Convention; to the Committee on Foreign Relations. (PM–31). **Page 6567**

Nominations Received: Senate received the following nominations:

Michael J. Armstrong, of Colorado, to be an Associate Director of Federal Emergency Management Agency.

Edward William Gnehm, Jr., of Georgia, to be Director General of the Foreign Service.

Routine lists in the Navy. **Page 6578**

Messages From the President: **Page 6566**

Communications: **Page 6568**

Statements on Introduced Bills: **Page 6568**

Additional Cosponsors: **Page 6574**

Notices of Hearings: **Page 6575**

Additional Statements: **Page 6575**

Adjournment: Senate convened at 2 p.m., and adjourned at 5:12 p.m., until 9:30 a.m., on Tuesday, April 29, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 6578.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 1463–1467, were introduced. **Page 6557**

Reports Filed: Reports were filed as follows:

Filed on April 25, H.R. 2, to repeal the United States Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs, amended (H. Rept. 105–76);

H.R. 867, to promote the adoption of children in foster care, amended (H. Rept. 105–77);

H.R. 1048, to make technical amendments relating to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, amended (H. Rept. 105–78 Part I); and

H. Res. 129, providing amounts for the expenses of certain committees of the House of Representatives in the One Hundred Fifth Congress, amended (H. Rept. 105–79). **Page 6558**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Thornberry to act as Speaker pro tempore for today. **Page 6544**

Presidential Message—Chemical Weapons Convention: Read a message from the President wherein he transmits his certification concerning the Convention on the Prohibition of the Development, Production, Stockpiling, and Use of Chemical Weapons and on Their Destruction ratified by the Senate on April 24, 1997. The message was received by the Clerk on Friday, April 25—referred to the Committee on International Relations and ordered printed (H. Doc. 105–77). **Page 6544**

Referral: S. 562, to amend section 255 of the National Housing Act to prevent the funding of unnecessary or excessive costs for obtaining a home equity conversion mortgage, was referred to the Committee on Banking and Finance. **Page 6556**

Senate Messages: Messages received from the Senate today and on Friday, April 25 appear on page 6544.

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

Adjournment: Met at 2:00 p.m. and adjourned at 3:25 p.m.

Committee Meetings

AIRBAGS, CAR SEATS, AND CHILD SAFETY

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection held a hearing on Air Bags, Car Seats, and Child Safety. Testimony was heard from the following officials of the National Highway Traffic Safety Administration, Department of Transportation: Ricardo Martinez, Administrator; Phil Recht, Deputy Administrator; James Hedlund, Associate Administrator, Traffic Safety Programs; Ralph Hitchcock, Acting Associate Administrator, Research and Development; and Robert Shelton, Associate Administrator, Safety Performance Standards; and public witnesses.

Tuesday, April 29, 1997

Senate

Chamber Action

Routine Proceedings, pages 6585–6630

Measures Introduced: Five bills were introduced, as follows: S. 662–666. **Page 6622**

Volunteer Protection Act: Senate resumed consideration of the motion to proceed to consideration of S. 543, to provide certain protections to volunteers, nonprofit organizations, and governmental entities in lawsuits based on the activities of volunteers. **Pages 6585, 6601**

During consideration of this measure today, Senate took the following action:

By 53 yeas to 46 nays (Vote No. 52), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on the motion to proceed to consideration of the bill. **Page 6605**

Third and fourth cloture motions were filed to close further debate on the motion to proceed to consideration of the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, votes on these cloture motions could occur on Thursday, May 1, 1997. **Page 6620**

Senate will continue consideration of the motion to proceed to consideration of the bill on Wednesday, April 30, 1997, with a second cloture vote to occur thereon.

Communications: **Page 6622**

Statements on Introduced Bills: **Page 6622**

Additional Cosponsors: **Page 6626**

Notices of Hearings: **Page 6627**

Authority for Committees: **Page 6627**

Additional Statements: **Page 6627**

Record Votes: One record vote was taken today. (Total—52). **Page 6605**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 5:23 p.m., until 10 a.m., on Wednesday, April 30, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 6630.)

Committee Meetings

PUBLIC UTILITY HOLDING COMPANY ACT REPEAL

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on S. 621, to repeal the Public Utility Holding Company Act of 1935 and transfer residual regulatory authority from the Securities and Exchange Commission to the Federal Energy Regulatory Commission and State public service commissions, receiving testi-

mony from Senator Murkowski; Isaac C. Hunt, Jr., Commissioner, Securities and Exchange Commission; Susan Tomasky, General Counsel, Federal Energy Regulatory Commission, Department of Energy; Robert W. Gee, Public Utility Commission of Texas, Austin, on behalf of the National Association of Regulatory Utility Commissioners; Ronald J. Tanski, National Fuel Gas Distribution Corporation, Buffalo, New York; Ferd. C. Meyer, Jr., Central and South West Corporation, Dallas, Texas; Les E. LoBaugh, Jr., Pacific Enterprises, Los Angeles, California; Mark N. Cooper, Consumer Federation of America, Washington, D.C.; and Larry A. Frimerman, Ohio Consumers' Counsel, Columbus, on behalf of the National Association of State Utility Consumer Advocates.

Hearings were recessed subject to call.

AIR BAG SAFETY

Committee on Commerce, Science, and Transportation: Committee concluded hearings to examine automobile air bag safety issues, after receiving testimony from James E. Hall, Chairman, Elaine B. Weinstein, Chief, Safety Studies Division, Office of Research and Engineering, and Barry M. Sweedler, Director, Office of Safety Recommendations, all of the National Transportation Safety Board; and Ricardo Martinez, Administrator, Philip R. Recht, Deputy Administrator, and James H. Hedlund, Traffic Safety Programs, all of the National Highway Traffic Safety Administration, Department of Transportation.

TONGASS LAND MANAGEMENT PLAN

Committee on Energy and Natural Resources: Committee concluded oversight hearings to review a General Accounting Office evaluation of the Tongass National Forest land management planning process as implemented by the Department of Agriculture's Forest Service, after receiving testimony from Barry T. Hill, Associate Director, and Charles Cotton, Assistant Director, both of Energy, Resources, and Science Issues, Resources, Community, and Economic Development Division, Angela Sanders, Program Evaluator (Seattle, Washington), and Ned Smith, Program Evaluator, all of the General Accounting Office.

AIR QUALITY STANDARDS

Committee on Environment and Public Works: Subcommittee on Clean Air, Wetlands, Private Property, and Nuclear Safety resumed oversight hearings to examine the Environmental Protection Agency implementation and health and economic effects of proposed revisions to the national ambient air quality standards for ozone and particulate matters, receiving testimony from Mayor Emma Jean Hull, Benton Harbor, Michigan; Mayor Richard P. Homrighausen, Dover, Ohio; Maryland Delegate Leon G. Billings, Annapolis; New Hampshire State Senator Richard L. Russman, Exeter; John Selph, Tulsa County, Oklahoma, on behalf of the National Association of Regional Councils; Robert C. Junk, Jr., Pennsylvania Farmers Union, Harrisburg, on behalf of the National Farmers Union; Bob L. Vice, California Farm Bureau Federation, Sacramento, on behalf of the American Farm Bureau Federation; Paul Hansen, Izaak Walton League of America, Gaithersburg, Maryland; Kevin P. Fennelly, National Jewish Medical and Research Center, Denver, Colorado; Christopher M. Grande, International Trauma Anesthesia and Critical Care Society, Baltimore, Maryland; Harry C. Alford, National Black Chamber of Commerce, and Jeffrey C. Smith, Institute of Clean Air Companies, Inc., both of Washington, D.C.; Frank Herhold, Marine Industries Association of South Florida, Ft. Lauderdale, on behalf of the National Marine Manufacturers Association; and Glenn Heilman, Heilman Pavement Specialties, Inc., Freeport, Pennsylvania.

Hearings were recessed subject to call.

FLANK DOCUMENT TREATY

Committee on Foreign Relations: Committee concluded hearings on the ratification of the Document Agreed Among the States Parties to the Treaty on Conventional Armed Forces in Europe (CFE) of November 19, 1990, adopted at Vienna on May 31, 1996 ("the Flank Document") (Treaty Doc. 105–5), after receiving testimony from Lynn E. Davis, Under Secretary of State for Arms Control and International Security Affairs; Walter B. Slocombe, Under Secretary of Defense for Policy; Brig. Gen. Gary M. Rubus, USAF, Deputy Director for International Negotiations, Joint Chiefs of Staff; and Sherman Garnett, Carnegie Endowment for International Peace, and Paul A. Goble, Radio Free Europe/Radio Liberty, Inc., both of Washington, D.C.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Joel I. Klein, of the District of Columbia, to be an Assistant Attorney General, Department of Justice, after the nominee, who was introduced by Senator D'Amato and District of Columbia Delegate Norton, testified and answered questions in his own behalf.

AUTHORIZATION—ARTS AND HUMANITIES

Committee on Labor and Human Resources: Committee concluded hearings on proposed legislation authorizing funds for the National Endowment for the Arts and the Humanities, focusing on the educational programs of the endowments, after receiving testimony from Senator Hutchison; Sheldon Hackney, Chairman, National Endowment for the Humanities, and Jane Alexander, Chairman, National Endowment for the Arts, both of the National Foundation on the Arts and the Humanities; Alicia B. Dandridge, Marie Reed Community Learning Center, Washington, D.C.; Jeff Hooper, Mad River Theater Works, West Liberty, Ohio; Victor R. Swenson, Vermont Council on the Humanities, Morrisville; and Edward L. Ayers, University of Virginia, Charlottesville.

NATIVE AMERICAN PROGRAMS ACT

Committee on Indian Affairs: Committee ordered favorably reported S. 459, to authorize funds for and extend certain programs of the Native American Programs Act of 1974, with an amendment in the nature of a substitute.

SAN CARLOS APACHE WATER RIGHTS SETTLEMENT

Committee on Indian Affairs: Committee held oversight hearings on the implementation of the San Carlos Apache Water Rights Settlement Act of 1992 (P.L. 102–575), receiving testimony from David J. Hayes, Counselor to the Secretary, Department of the Interior; Mayor David A. Franquero, Globe, Arizona; Mayor Van Talley, Safford, Arizona; and J. Steven Whisler and Timothy R. Snider, both of Phelps Dodge Mining Company, and John F. Sullivan, Salt River Project, all of Phoenix, Arizona.

Hearings were recessed subject to call.

MEDICARE/MEDICAID REFORM: CHRONIC HEALTH CARE

Special Committee on Aging: Committee concluded hearings to examine how to improve the administration of health care services to elderly Americans with chronic conditions who are eligible for both Medicare and Medicaid, after receiving testimony from William J. Scanlon, Director, Health Financing and Systems Issues, Health, Education, and Human Services Division, General Accounting Office; Karin von Behren, Orange, California, on behalf of the Alzheimer's Association; Richard G. Bennett, Johns Hopkins University School of Medicine, Baltimore; Lucy Nonnenkamp, Kaiser Permanente Health Plan, Portland, Oregon; Jeanne Lally, Fairview Hospital and Healthcare Services, Minneapolis, Minnesota, on behalf of the National Chronic Care Consortium; Bruce Bullen, Massachusetts Division of Medical Assistance, Boston, on behalf of the American Public Welfare Association; Pamela J. Parker, Minnesota Senior Health Options/Minnesota Department of Human Services, St. Paul; Barbara Markham Smith, George Washington University Medical Center, Washington, D.C.; and Sue Paul, Augusta, Maine.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 1468–1486; and 3 resolutions, H.J. Res. 74, H. Con. Res. 68, and H. Res. 135 were introduced. **Page 6710**

Reports Filed: Reports were filed as follows:

Supplemental Report on H.R. 2, to repeal the United States Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs (H. Rept. 105–76 Part II);

H.R. 1342, to make technical amendments relating to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, amended (H. Rept. 105–80);

H. Res. 133, providing for consideration of H.R. 2, to repeal the United States Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs (H. Rept. 105–81);

H. Res. 134, providing for consideration of H.R. 867, to promote the adoption of children in foster care (H. Rept. 105–82); and

H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997 (H. Rept. 105–83). **Page 6710**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Bliley to act as Speaker pro tempore for today. **Page 6631**

Recess: The House recessed at 1:05 p.m. and reconvened at 2 p.m. **Page 6635**

Suspensions: The House voted to suspend the rules and pass the following measures:

Welfare Reform Technical Corrections: H.R. 1048, amended, to make technical amendments relating to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996; **Page 6637**

Conservation Reserve Program Enrollment: H.R. 1342, amended, to provide for a one-year enrollment in the conservation reserve of land covered by expiring conservation reserve program contracts (agreed to by a yea-and-nay vote of 325 yeas to 92 nays with 1 voting "present", Roll No. 92); **Page 6656**

Congressional Gold Medal to Frank Sinatra: H.R. 279, to award a congressional gold medal to Francis Albert Sinatra; **Page 6658**

Donation of Surplus Property to Nonprofit Organizations: H.R. 680, amended, to amend the Federal Property and Administrative Services Act of 1949 to authorize the transfer to States of surplus personal property for donation to nonprofit providers of necessaries to impoverished families and individuals (agreed to by a yea-and-nay vote of 418 yeas with none voting "nay", Roll No. 93). Agreed to amend the title; and **Pages 6662, 6674**

Electric and Magnetic Fields Research: H.R. 363, amended, to amend section 2118 of the Energy Policy Act of 1992 to extend the Electric and Magnetic Fields Research and Public Information Dissemination Program (agreed to by a yea-and-nay vote of 387 yeas to 35 nays, Roll No. 94). **Pages 6664, 6675**

Congressional Gold Medal to Frank Sinatra: The House passed S. 305, to authorize the President to award a gold medal on behalf of the Congress to Francis Albert "Frank" Sinatra in recognition of his outstanding and enduring contributions through his entertainment career and humanitarian activities—clearing the measure for the President. Subsequently, H.R. 279, a similar bill passed earlier by the House was laid on the table. **Page 6661**

FAA Research, Engineering, and Development Authorization Act: By a yea-and-nay vote of 414 yeas to 7 nays, Roll No. 95, the House passed H.R. 1271, to authorize the Federal Aviation Administration's research, engineering, and development programs for fiscal years 1998 through 2000. **Pages 6667, 6675**

Agreed to the Committee amendment in the nature of a substitute as amended. **Page 6672**

Agreed to:

The Morella amendment that specifies that the FAA grant agreements made from the Research, Engineering, and Development Account are subject to the provisions relating to competitive, merit-based award processes. **Page 6671**

The Jackson-Lee amendment that identifies undergraduate Historically Black Colleges and Universities and Hispanic Serving Institutions as institutions eligible for the FAA Research Grants Program Involving Undergraduate Students. **Page 6671**

On Thursday, April 24, the House agreed to H. Res. 125 the rule that provided for consideration of the bill. **Pages 6243**

Recess: the House recessed at 4:08 p.m. and reconvened at 5 p.m. **Page 6673**

Late Report: The Committee on Appropriations received permission to have until midnight Tuesday, April 29, 1997, to file a privileged report on a bill making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts for the fiscal year ending September 30, 1997. **Page 6673**

Supplemental Report: The Committee on Banking and Financial Services received permission to file a Supplemental Report on H.R. 2, to repeal the United States Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs. **Page 6676**

Amendments: Amendments ordered printed pursuant to the rule appear on page 6712.

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 6673, 6674, and 6675. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 10:05 p.m.

Committee Meetings

EXPORT-IMPORT BANK REAUTHORIZATION

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy held a hearing on the Reauthorization of the Export-Import Bank. Testimony was heard from Rita Rodriquez, Acting Chairman and President, Export-Import Bank; Meg Lundsager, Deputy Assistant Secretary, Trade and Investment Policy, Department of the Treasury; Benjamin F. Nelson, Director, International Relations and Trade Issues, GAO; and public witnesses.

NUCLEAR WASTE POLICY ACT

Committee on Commerce: Subcommittee on Energy and Power held a hearing on H.R. 1270, Nuclear Waste Policy Act of 1997. Testimony was heard from Senators Bryan, Reid and Grams; Representatives Ensign, Gibbons and Gutknecht; Lake Barrett, Acting Director, Office of Civilian Radioactive Waste Management, Department of Energy; the following officials of the NRC; Shirley Ann Jackson, Chairman; and Ed McGaffigan, Commissioner; Jared L. Cohon, Chairman, Nuclear Waste Technical Review Board; Warren D. Arthur, IV, Commissioner, Public Service Commission, State of South Carolina; Don L. Keskey, Assistant Attorney General in Charge, Public Service Division, State of Michigan; and public witnesses.

ADMINISTRATION'S NATIONAL TESTING PROPOSAL

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth and Families held a hearing on the Administration's National Testing Proposal. Testimony was heard from Richard W. Riley, Secretary of Education.

DC RETIREMENT SYSTEM

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on DC Retirement System: Coping with Unfunded Liabilities. Testimony was heard from G. Edward DeSeve, Comptroller, OMB; James L. Blum, Deputy Director, CBO; the following officials of the District of Columbia: Anthony Williams, Chief Financial Officer; and Betty Ann Kane, Retirement Board; and public witnesses.

PROMOTION OUTREACH EFFORTS FOR CENSUS 2000

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice held a hearing on "Promotion Outreach Efforts for Census 2000". Testimony was heard from Michael Morgan, Commissioner, Department of City Development, Milwaukee, Wisconsin; and Leon Meyer, Director, City Planning, Cincinnati, Ohio.

JUVENILE CRIME CONTROL ACT

Committee on the Judiciary: Ordered reported amended H.R. 3, Juvenile Crime Control Act of 1997.

OVERSIGHT—FOREST HEALTH, ECOLOGY, AND MANAGEMENT

Committee on Resources: Subcommittee on Forests and Forest Health held an oversight hearing on Forest Health, Ecology, and Management. Testimony was heard from public witnesses.

OVERSIGHT—GRAND STAIRCASE-ESCALANTE NATIONAL MONUMENT

Committee on Resources: Subcommittee on National Parks and Public Lands held an oversight hearing on the Grand Staircase-Escalante National Monument. Testimony was heard from Senators Bennett and Hatch; Kathleen McGinty, Chair, Council on Environmental Quality; Bruce Babbitt, Secretary of the Interior; Michael O. Leavitt, Governor, State of Utah; and public witnesses.

THE ADOPTION PROMOTION ACT OF 1997

Committee on Rules: Granted, by voice vote, an open rule on H.R. 867, to promote the adoption of children in foster care, providing one hour of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means. The rule waives points of order against consideration of the bill for failure to comply with clause 2(1)(6) of rule XI (3 day availability of committee reports), and sections 303(a) and 308(a) of the Congressional Budget Act of 1974 (prohibiting consideration of budgetary legislation prior to the adoption of the budget resolution and requiring a CBO cost estimate in the committee report on legislation containing new budget authority, new spending authority, new credit authority, or a change in revenues, respectively). The rule makes in order the Committee on Ways and Means amendment in the nature of a substitute as an original bill for amendment purposes, modified as specified in the report of the Committee on Rules accompanying the resolution. The rule provides that each section of the committee amendment in the nature of a substitute, as modified, shall be considered as read. Points of order are waived against the committee amendment in the nature of a substitute for failure to comply with clause 7 of rule XVI (germaneness) and sections 303(a) and 306 (prohibits consideration of legislation with Budget Committee's jurisdiction unless reported by the Budget Committee) of the Congressional Budget Act of 1974. The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the Congressional Record. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Archer, Representatives Shaw, Camp, Tiahrt, and Maloney of New York.

HOUSING OPPORTUNITY AND RESPONSIBILITY ACT OF 1997

Committee on Rules: Granted, by voice vote, an open rule on H.R. 2, to repeal the United States Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs, providing one hour of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Banking and Financial Services. The rule waives points of order against consideration of the bill for failure to comply with clause 2(1)(6) of rule XI (3 day availability of committee reports) or clause 7(b) of rule XIII (relating to cost estimate availability in the report). The rule makes in order the Banking and Financial Services Committee amendment in the nature of a substitute as an original bill for amendment purposes and provides that the committee amendment in the nature of a substitute be considered by title. The rule waives points of order against the Committee amendment in the nature of a substitute for failure to comply with clause 5(a) of rule XXI (relating to appropriations in a legislative bill). Before the consideration of any other amendment, the rule provides that it shall be in order to consider the amendment printed in the Congressional Record of April 29, 1997, if offered by Representative Lazio of New York or his designee. The rule provides that the amendment shall be considered as read, shall be debatable for 10 minutes equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole and all points of order against the amendment are waived. The rule provides that if the amendment is adopted, the bill, as amended, shall be considered as an original bill for the purpose of further amendment. The rule provides that Members who have pre-printed their amendments in the Congressional Record prior to their consideration will be given priority recognition to offer their amendments if otherwise consistent with House rules, and provides that pre-printed amendments will be considered as read. The rule allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce to five minutes on a postponed question if the vote follows a fifteen minute vote. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Leach, Representatives Lazio, Gonzalez, and Kennedy of Massachusetts.

WETLANDS—RECENT REGULATORY AND JUDICIAL DEVELOPMENTS

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held a hearing on Wetlands—recent regulatory and judicial developments. Testimony was heard from Michael L. Davis,

Deputy Assistant Secretary (Civil Works), Department of the Army; Robert H. Wayland, III, Director, Office of Wetlands, Oceans and Watersheds, EPA; and public witnesses.

COORDINATED CARE OPTIONS FOR SENIORS

Committee on Ways and Means: Subcommittee on Health held a hearing on Coordinated Care Options for Seniors. Testimony was heard from public witnesses.

EXPANDING U.S. TRADE WITH SUB-SAHARAN AFRICA

Committee on Ways and Means: Subcommittee on Trade held a hearing on Expanding U.S. Trade with Sub-Saharan Africa. Testimony was heard from Speaker Gingrich; Charlene Barshefsky, U.S. Trade Representative; Lawrence H. Summers, Deputy Secretary, Department of the Treasury; and public witnesses.

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Wednesday, April 30, 1997

Senate

Chamber Action

Routine Proceedings, pages 6756–6808

Measures Introduced: Eight bills and two resolutions were introduced, as follows: S. 667–674 and S. Res. 80 and 81. **Page 6792**

Measures Reported: Reports were made as follows:

S. 7, to establish a United States policy for the deployment of a national missile defense system. (S. Rept. No. 105–15)

S. 672, making supplemental appropriations and rescissions for the fiscal year ending September 30, 1997. (S. Rept. No. 105–16) **Page 6792**

Measures Passed:

National Erase the Hate and Eliminate Racism Day: Committee on the Judiciary was discharged from further consideration of S. Res. 78, to designate April 30, 1997, as "National Erase the Hate and Eliminate Racism Day", and the resolution was then agreed to. **Page 6760**

Nurse Aide Training Correction: Committee on Finance was discharged from further consideration of H.R. 968, to amend titles XVII and XIX of the Social Security Act to permit a waiver of the prohibition of offering nurse aide training and competency evaluation programs in certain nursing facilities, and the bill was then passed, clearing the measure for the President. **Page 6807**

Term Extensions: Senate passed H.R. 1001, to extend the term of appointment of certain members of the Prospective Payment Assessment Commission and the Physician Payment Review Commission, clearing the measure for the President. **Page 6807**

Volunteer Protection Act: Senate continued consideration of the motion to proceed to consideration of S. 543, to provide certain protections to volunteers, nonprofit organizations, and governmental entities in lawsuits based on the activities of volunteers. **Pages 6757, 6771, 6781**

During consideration of this measure today, Senate took the following action:

By 55 yeas to 44 nays (Vote No. 53), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on the motion to proceed to consideration of the bill. **Page 6765**

By unanimous-consent agreement, Senate will begin consideration of the bill on Thursday, May 1, 1997. **Page 6808**

Nominations Confirmed: Senate confirmed the following nominations:

By 85 yeas to 13 nays (Vote No. 54 EX), Alexis M. Herman, of Alabama, to be Secretary of Labor. **Page 6789**

Messages From the House: **Page 6791**

Measures Referred: **Page 6791**

Communications: **Page 6791**

Statements on Introduced Bills: **Page 6792**

Additional Cosponsors: **Page 6799**

Authority for Committees: **Page 6802**

Additional Statements: **Page 6803**

Record Votes: Two record votes were taken today. (Total—54) **Pages 6765, 6789**

Adjournment: Senate convened at 10 a.m., and adjourned at 5:42 p.m., until 10:30 a.m., on Thursday, May 1, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 6808.)

Committee Meetings

SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Committee ordered favorably reported an original bill (S. 672) making supplemental appropriations and rescissions for the fiscal year ending September 30, 1997.

APPROPRIATIONS—NATIONAL GUARD

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1998 for the Department of Defense, focusing on the structure and modernization of the National Guard, receiving testimony from Lt. Gen. Edward D. Baca, Chief, National Guard Bureau; Maj. Gen. William A. Navas, Jr., Director, Army National Guard; Maj. Gen. Donald W. Shepperd, Director, Air National Guard; Maj. Gen.

Richard C. Alexander, Ohio National Guard; Maj. Gen. Raymond F. Rees, Oregon National Guard; Maj. Gen. Jacob Lestenkof, Alaska National Guard; and Brig. Gen. Daniel James, III, Texas National Guard.

Subcommittee will meet again on Wednesday, May 7.

SOCIAL SECURITY REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities concluded hearings on proposals to reform the Social Security system, focusing on the impact of a proposal to privatize the Social Security trust fund on the stock market, the securities industry and the United States economy, after receiving testimony from Roger W. Mehle, Executive Director, Federal Retirement Thrift Investment Board; D.K. Kebodeaux, First Financial Capital Corporation, Houston, Texas; and Marc E. Lackritz, Securities Industry Association, and Michael Tanner, Cato Institute, both of Washington, D.C.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Andrew J. Pincus, of New York, to be General Counsel of the Department of Commerce, after the nominee testified and answered questions in his own behalf.

U.S. TRADE POLICY

Committee on Commerce, Science, and Transportation: Committee held hearings to examine how the United States is using international trade to promote economic prosperity and stability in the 21st century, receiving testimony from William M. Daley, Secretary of Commerce; and Charlene Barshefsky, United States Trade Representative.

Hearings were recessed subject to call.

TELEPRESENCE

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings to examine the use of "Telepresence", the enabling technology for telemedicine and distance learning, after receiving testimony from Arnauld E. Nicogossian, Acting Associate Administrator, Office of Life and Microgravity Sciences and Applications, National Aeronautics and Space Administration; Nat Durlach, Massachusetts Institute of Technology, Cambridge; S.K. Ganapathy, Bell Labs/Lucent Technology, Murray Hill, New Jersey; Henry Fuchs, University of North Carolina, Chapel Hill; Ken Gabriel, DARPA/ETO, Arlington, Virginia; James E. Brick, West Virginia University School of Medicine, Morgantown; and Kate Stetzner, Margaret Leary Elementary School, Butte, Montana.

NOMINATIONS

Committee on Finance: Committee ordered favorably reported the nominations of Kevin L. Thurm, of New York, to be Deputy Secretary of Health and Human Services, and Richard J. Tarplin, of New York, to be an Assistant Secretary of Health and Human Services.

Prior to this action, committee concluded hearings on the nominations (listed above), after the nominees testified and answered questions in their own behalf.

CHILDREN'S HEALTH

Committee on Finance: Committee held hearings on proposals to improve children's access to health care, including S. 13, to provide access to health insurance coverage for uninsured children and pregnant women, S. 511, to require that the health and safety of a child be considered in any foster care or adoption placement, to eliminate barriers to the termination of parental rights in appropriate cases, and to promote the adoption of children with special needs, and S. 526, to increase the excise taxes on tobacco products for the purpose of offsetting the Federal budgetary costs associated with the Child Health Insurance and Lower Deficit Act, receiving testimony from Senators Daschle, Kennedy, and Frist; Barbara A. DeBuono, New York State Department of Public Health, Albany; Christine Ferguson, Rhode Island Department of Human Services, Cranston; Donald W. Herman, Iowa Division of Medical Services, Des Moines; Michael J. Koch, California Kids Healthcare Foundation, Woodland Hills; and Rose M. Naff, Florida Healthy Kids Corporation, Tallahassee.

Hearings were recessed subject to call.

DISTRICT OF COLUMBIA CRIME AND VIOLENCE

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring and the District of Columbia concluded hearings on S. 294, to establish Federal penalties for the killing or attempted killing of a law enforcement officer of the District of Columbia, after receiving testimony from Senator Hutchison; Carol Schwartz, Member, Council of the District of Columbia, Stephen Harlan, Vice Chairman, District of Columbia Financial Responsibility and Management Assistance Authority, Eugene N. Hamilton, Chief Judge, Superior Court of the District of Columbia, Larry D. Soulsby, Chief, Metropolitan Police Department, and Robert E. Moffit, Heritage Foundation, H. Beecher Hicks, Jr., Metropolitan Baptist Church, and Tracie Gibson, all of Washington, D.C.; and Gary Mather and James Stewart, both of Booz-Allen & Hamilton, Inc., Falls Church, Virginia; and C. Stephen Wallis, Ellicott City, Maryland.

JUSTICE DEPARTMENT

Committee on the Judiciary: Committee concluded oversight hearings on the operations of the Department of Justice, after receiving testimony from Janet Reno, Attorney General, Department of Justice.

EQUAL OPPORTUNITY IN FEDERAL CONSTRUCTION

Committee on Labor and Human Resources: Committee concluded hearings to examine equal opportunity issues in the Federal construction industry, including the impact of the proposed Executive Order to require project labor agreements to be utilized for all federal and federally funded construction projects, and S. 606, to prohibit discrimination in contracting on federally funded projects on the basis of certain labor policies of potential contractors, after receiving testimony from Senator Hutchinson; John A. Koskinen, Deputy Director for Management, Office of Management and Budget; Robert A. Georgine, Building and Construction Trades Department/AFL–CIO, and R. Bruce Josten, United States Chamber of Commerce, both of Washington, D.C.; Tom Rolleri, Granite Construction Company, Watsonville, California, on behalf of the Associated General Contractors of America; Peter G. Vigue, Cianbro Corporation, Pittsfield, Maine, on behalf of the Associated Builders and Contractors, Inc.; and John T. Dunlop, Harvard University, Cambridge, Massachusetts.

INTELLIGENCE

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

Committee will meet again on Tuesday, May 6.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 1487–1507; and 4 resolutions, H.J. Res. 75, H. Con. Res. 69, and H. Res. 137–138, were introduced. **Page 6893**

Reports Filed: One report was filed as follows:

H. Res. 136, providing for consideration of H. Res. 129, providing amounts for the expenses of certain committees of the House of Representatives in the One Hundred Fifth Congress (H. Rept. 105–84). **Page 6854**

Adoption Promotion Act: By a yea-and-nay vote of 416 yeas to 5 nays, Roll No. 96, the House passed H.R. 867, to promote the adoption of children in foster care. **Pages 6815, 6836**

Agreed to the Committee amendment in the nature of a substitute as modified and amended. **Page 6835**

Agreed to:

The Traficant amendment that expresses the sense of the Congress that, to the greatest extent practicable, all equipment and products purchased with funds made available under this Act should be American-made; **Page 6830**

The Morella amendment that provides that at least one of the projects approved pursuant to the authority to approve home child protection demonstration projects shall address kinship care; **Page 6832**

The Jackson-Lee amendment that provides, at the option of the States, for a criminal record and child abuse registry check for prospective foster or adoptive parents and employees of child care institutions; and **Page 6833**

The Maloney of New York amendment that expresses the sense of the Congress that the States should have in effect laws and procedures that permit any parent who is chronically ill or near death to designate a standby guardian without surrendering parental rights. **Page 6834**

Amendments Withdrawn:

The Tiahrt amendment was offered but subsequently withdrawn that sought to have States seek to terminate parental rights of children who have spent 12 of their most recent 18 months in foster care and removes the exception that allows a state to document a compelling reason for not filing a petition to terminate the rights; **Page 6829**

The Morella amendment was offered but subsequently withdrawn that sought to establish kinship care demonstration projects; and **Page 6830**

The Eddie Bernice Johnson amendment was offered but subsequently withdrawn that sought to include assistance in establishing outreach programs to identify and recruit minority families to adopt children. **Page 6832**

The Clerk was authorized in the engrossment of H.R. 867 to correct section numbers, punctuation, and cross references and to make such other technical and conforming changes as may be necessary to reflect the actions of the House in amending the bill. **Page 6836**

Earlier, the House agreed to H. Res. 134, the rule that provided for consideration of the bill, by voice vote. **Page 6812**

Housing Authority and Responsibility Act: The House completed all debate on H.R. 2, to repeal the United States Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs. Consideration of amendments will begin on Thursday, May 1. **Page 6846**

Earlier, the House agreed to H. Res. 133, the rule that is providing for consideration of the bill, by voice vote. **Page 6836**

Committee Election: The House agreed to H. Res. 137, electing Representative Mica to the Committee on House Oversight. **Page 6854**

Amendments: Amendments ordered printed pursuant to the rule appear on page 6896.

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 6836. There were no quorum calls.

Adjournment: Met at 11:00 a.m. and adjourned at 8:45 p.m.

Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on the Administration's Proposal. Testimony was heard from John W. Hill, Jr., Executive Director, Financial Responsibility and Management Assistance Authority; G. Edward DeSeve, Controller, Office of Federal Financial Management, OMB; and public witnesses.

VA-HUD-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

RIEGLE-NEAL CLARIFICATION ACT

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit held a hearing on H.R. 1306, Riegle-Neal Clarification Act of 1997. Testimony was heard from Thomas R. Carper, Governor, State of Delaware; Margarita Prentice, Senator, State of Washington; and public witnesses.

MEDICAL DEVICES

Committee on Commerce: Subcommittee on Health and Environment held a hearing on Medical Devices: Technological Innovation and Patient/Provider Perspectives. Testimony was heard from the following officials of the FDA, Department of Health and Human Services: Michael A. Friedman, M.D., Lead Deputy Commissioner; D. Bruce Burlington, M.D., Director and Susan Alpert, M.D., Director, Office of Device Evaluation, both with the Center for Devices and Radiological Health; and public witnesses.

PRODUCT LIABILITY

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection held a hearing on Product Liability Reform and How the Legal Fee Structure Affects Consumer Compensation. Testimony was heard from public witnesses.

EMPLOYMENT, TRAINING AND LITERACY ENHANCEMENT ACT

Committee on Education and the Workforce: Ordered reported amended H.R. 1385, Employment, Training and Literacy Enhancement Act of 1997.

FEDERAL EMPLOYEES GROUP LIFE INSURANCE

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on "Federal Employees Group Life Insurance: Could We Do Better?" Testimony was heard from William E. Flynn III, Associate Director, Retirement and Insurance, OPM; and public witnesses.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held an oversight hearing on the post FTS–2000 Telecommunications Contract. Testimony was heard from the following officials of the GSA: David J. Barram, Administrator; and Robert Woods, Commissioner, Federal Telecommunications Service.

OVERSIGHT—BUREAU OF LABOR STATISTICS

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on "Bureau of Labor Statistics Oversight: Fixing the Consumer Price Index". Testimony was heard from Katherine G. Abraham, Commissioner, Labor Statistics, Department of Labor; and public witnesses.

FOREIGN POLICY REFORM ACT

Committee on International Relations: Began markup of the Foreign Policy Reform Act.

Will continue tomorrow.

BANKRUPTCY AMENDMENTS; BANKRUPTCY LAW TECHNICAL CORRECTIONS ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on the following bills: H.R. 764, Bankruptcy Amendments of 1997, and H.R. 120, Bankruptcy Law Technical Corrections Act of 1997. Testimony was heard from Representatives Ehlers and Knollenberg; Albert B. Sullivan, Director, Office of Asset Management and Disposition, Department of Housing and Urban Development; and public witnesses.

FLAG DESECRATION AMENDMENT

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on H.J. Res. 54, proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States. Testimony was heard from Representatives Solomon, Skaggs, Lipinski, Shimkus, Ackerman and Frost; Alan Lance, Attorney General, State of Idaho; Robert Zukowski, Representative, State of Wisconsin; and public witnesses.

SECURITY AND FREEDOM THROUGH ENCRYPTION

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property approved for full Committee action H.R. 695, Security and Freedom Through Encryption (SAFE) Act.

OVERSIGHT—SAFEGUARDING NATURALIZATION PROCESS INTEGRITY

Committee on the Judiciary: Subcommittee on Immigration and Claims held an oversight hearing on Safeguarding the Integrity of the Naturalization Process. Testimony was heard from Representative Ros-Lehtinen; the following officials of the Department of Justice: Stephen Colgate, Assistant Attorney General, Administration; Dennis Kurre, Deputy Assistant Director, Criminal Justice Information Services Division, FBI; and Doris Meissner, Commissioner, Immigration and Naturalization Service; Norman Rabkin, Director, Administration of Justice Issues, General Government Division, GAO; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported H.R. 1420, National Wildlife Refuge System Improvement Act of 1997.

The Committee also held a hearing on H.J. Res. 59, to disapprove a rule affecting polar bear trophies from Canada under the 1994 amendments to the Marine Mammal Protection Act issued by the U.S. and Wildlife Service of the Department of the Interior. Testimony was heard from Representative Peterson of Minnesota; Marshall Jones, Assistant Director, International Affairs, U.S. Fish and Wildlife Service, Department of the Interior; John E. Reynolds, III, Chairman, Marine Mammal Commission; and public witnesses.

COMMITTEE FUNDING

Committee on Rules: Granted by voice vote a closed rule providing for consideration in the House without the intervention of any point of order H. Res. 129, providing amounts for the expenses of certain committees of the House of Representatives in the 105th Congress. The rule provides that the committee amendment in the nature of a substitute will be considered as adopted. The rule provides 1 hour of debate. Finally, the rule provides one motion to recommit. Testimony was heard from Chairman Thomas.

MISCELLANEOUS MEASURES

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development approved for full Committee action the following: H. Con. Res. 49, authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby; H. Con. Res. 67, authorizing the 1997 Special Olympics Torch Relay to be run through the Capitol Grounds; H. Con. Res. 66, authorizing the use of the Capitol Grounds for the 16th annual National Peace Officers' Memorial Service; and two Committee amendments to GSA resolutions.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Ordered reported the following bills: H.R. 408, International Dolphin Conservation Program Act; and H.R. 1463, amended, to authorize appropriations for fiscal years 1998 and 1999 for the Customs Service, the Office of the United States Trade Representative, and the International Trade Commission.

♦♦♦♦♦♦♦♦♦♦♦

Thursday, May 1, 1997

Senate

Chamber Action

Routine Proceedings, page 6919

Measures Introduced: Sixteen bills and one resolution were introduced, as follows: S. 675–690 and S.J. Res. 29. **Page 6961**

Measures Reported: Reports were made as follows:

S. Res. 79, to commemorate the 1997 National Peace Officers Memorial Day.

S. 476, to provide for the establishment of not less than 2,500 Boys and Girls Clubs of America facilities by the year 2000. **Page 6959**

Measures Passed:

Volunteer Protection Act: By 99 yeas to 1 nay (Vote No. 55), Senate passed S. 543, to provide certain protections to volunteers, nonprofit organizations, and governmental entities in lawsuits based on the activities of volunteers, after taking action on the following amendment proposed thereto: **Pages 6919, 6928**

Adopted:

Coverdell-Leahy Amendment No. 53, in the nature of a substitute. **Pages 6933**

Honoring Jackie Robinson: Committee on Commerce, Science, and Transportation was discharged from further consideration of H. Con. Res. 61, honoring the lifetime achievements of Jackie Robinson, and the resolution was then agreed to. **Page 6990**

FDR Memorial: Senate passed S.J. Res. 29, to direct the Secretary of the Interior to design and construct a permanent addition to the Franklin Delano Roosevelt Memorial in Washington, D.C. **Pages 6990**

National Correctional Officers and Employees Week: Committee on the Judiciary was discharged from further consideration of S. Res. 64, to designate the week of May 4, 1997, as "National Correctional Officers and Employees Week", and the resolution was then agreed to. **Page 6991**

Family Friendly Workplace Act: Senate began consideration of the motion to proceed to S. 4, to amend the Fair Labor Standards Act of 1938 to provide to private sector employees the same opportunities for time-and-a-half compensatory time off, biweekly work programs, and flexible credit hour programs as Federal employees cur-

rently enjoy to help balance the demands and needs of work and family, and to clarify the provisions relating to exemptions of certain professionals from the minimum wage and overtime requirements of the Fair Labor Standards Act of 1938, with a committee amendment.

Pages 6930, 6953

Subsequently, the motion to proceed to consideration of the bill was withdrawn. Page 6954

Supplemental Appropriations—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 672, making supplemental appropriations and rescissions for the fiscal year ending September 30, 1997, on Monday, May 5, 1997, at 1 p.m. Page 6938

Nominations Confirmed: Senate confirmed the following nominations:

M.R.C. Greenwood, of California, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

John A. Armstrong, of Massachusetts, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

Stanley Vincent Jaskolski, of Ohio, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

Jane Lubchenco, of Oregon, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

Richard A. Tapia, of Texas, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

Mary K. Gaillard, of California, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

Bob H. Suzuki, of California, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

Eamon M. Kelly, of Louisiana, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

Vera C. Rubin, of the District of Columbia, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2002.

Routine lists in the Air Force, Army, Marine Corps, Navy. Page 6991

Messages From the House: Page 6959

Communications: Page 6959

Executive Reports of Committees: Page 6959

Statements on Introduced Bills: Page 6961

Additional Cosponsors: Page 6974

Amendments Submitted: Page 6974

Notices of Hearings: Page 6975

Authority for Committees: Page 6976

Additional Statements: Page 6976

Record Votes: One record vote was taken today. (Total—55). Page 6938

Adjournment: Senate convened at 10:30 a.m., and adjourned at 5:08 p.m., until 12 noon, on Monday, May 5, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 6992.)

Committee Meetings

APPROPRIATIONS—CFTC/FDA

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies concluded hearings on proposed budget estimates for fiscal year 1998, after receiving testimony in behalf of funds for their respective activities from Brooksley Born, Chairperson, Commodity Futures Trading Commission; and Michael A. Friedman, Lead Deputy Commissioner, Robert J. Byrd, Deputy Commissioner, Management and Systems, William B. Schultz, Deputy Commissioner for Policy, and Dennis P. Williams, Deputy Assistant Secretary for Budget, all of the Food and Drug Administration, Department of Health and Human Services.

APPROPRIATIONS—VETERANS AFFAIRS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1998 for the Department of Veterans Affairs, receiving testimony from Jesse Brown, Secretary of Veterans Affairs.

Subcommittee will meet again on Tuesday, May 6.

APPROPRIATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Readiness concluded hearings on S. 450, authorizing funds for fiscal years 1998 and 1999 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal years 1998 and 1999, focusing on depot maintenance privatization initiatives, after receiving testimony from John P. White, Deputy Secretary of Defense; and David Warren, Director, and Julia Denman, Assistant Director, both of the Defense Management Issues, and John Brosnan, Assistant General Counsel, all of the General Accounting Office.

COMPTROLLER OF THE CURRENCY

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions and Regulatory Relief concluded oversight hearings on the regulatory activities of the Office of the Comptroller of the Currency, after receiving testimony from Eugene A. Ludwig, Comptroller of the Currency, Department of the Treasury.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

The nominations of Triruvarur R. Lakshmanan, of New Hampshire, to be Director of the Bureau of Transportation Statistics, Kenneth M. Mead, of Virginia, to be Inspector General, Vice Adm. Roger T. Rufe, U.S. Coast Guard, to be Commander, Atlantic Area, United States Coast Guard, with the grade of vice admiral while so serving, and Rear Adm. James C. Card, U.S. Coast Guard, to be Commander, Pacific Area, United States Coast Guard, all of the Department of Transportation, Jerry M. Melillo, of Massachusetts, and Kerri-Ann Jones, of Maryland, each to be an Associate Director of the Office of Science and Technology Policy, with the grade of vice admiral while so serving, Andrew J. Pincus, of New York, to be General Counsel of the Department of Commerce, and certain promotion lists in the United States Coast Guard;

S. 648, to establish legal standards and procedures for product liability litigation;

S. 363, to require that violent video programming is limited to broadcast after the hours when children are reasonably likely to comprise a substantial portion of the audience, unless it is specifically rated on the basis of its violent content so that it is blockable by electronic means specifically on the basis of that content, with an amendment;

S. 414, to encourage competition in international shipping and growth of United States imports and exports, with an amendment in the nature of a substitute. (As approved by the committee, the bill authorizes $15 million for the Federal Maritime Commission.); and

S. 542, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Far Horizons.*

GRAND STAIRCASE-ESCALANTE NATIONAL MONUMENT

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation and Recreation concluded hearings on S. 357, to authorize the Bureau of Land Management to manage the Grand Staircase-Escalante National Monument in Utah, after receiving testimony from Senators Hatch and Bennett; Representative Hansen; Bruce Babbitt, Secretary of the Interior; Ted Stewart, Utah Department of Natural Resources, John A. Harja, Utah School and Institutional Trust Lands Administration, and Scott Groene, Southern Utah Wilderness Alliance, all of Salt Lake City; Louise Liston, Garfield County Commission, Panguitch, Utah; Joe C. Judd, Kane County Commission, Kanab, Utah; Mark Austin, Boulder Mountain Lodge, Boulder, Utah; Debbie Sease, Sierra Club, Washington, D.C.; and Robert E. Irelan, Conoco, Inc., Midland, Texas.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Stuart E. Eizenstat, of Maryland, to be Under Secretary of State for Economic, Business and Agricultural Affairs, after the nominee, who was introduced by Senators D'Amato, Sarbanes, Coverdell, and Cleland, testified and answered questions in his own behalf.

RELIGIOUS PERSECUTION

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs concluded hearings to examine the impact of religious persecution against Christians and other religious minorities in the Middle East, after receiving testimony from Representative Wolf; Steven J. Coffey, Principal Deputy Assistant Secretary of State for Democracy, Human Rights and Labor; Nina Shea, Freedom House, Washington, D.C.; Walid Phares, Florida Atlantic University, Miami; and Bat Ye'or, Geneva, Switzerland.

DOD HIGH RISK AREAS

Committee on Governmental Affairs: Committee held hearings on proposed strategies to eliminate Department of Defense programs and operations identified as high risk because of waste, fraud, abuse, and mismanagement, focusing on financial management, information technology, weapon systems acquisition, contract management, infrastructure, and inventory management, receiving testimony from Henry L. Hinton, Jr., Assistant Comptroller General, National Security and International Affairs Division, and Jeffrey C. Steinhoff, Director of Planning and Reporting, Accounting and Information Management Division, both of the General Accounting Office; and R. Noel Longuemare, Principal Deputy Under Secretary for Acquisition and Technology, John F. Phillips, Deputy Under Secretary for Logistics, Emmett Paige, Jr., Assistant Secretary for Command, Control, Communication, and Intelligence, and John J. Hamre, Under Secretary and Comptroller, all of the Department of Defense.

Hearings were recessed subject to call.

NATIONAL MISSILE DEFENSE

Committee on Governmental Affairs: Subcommittee on International Security, Proliferation, and Federal Services concluded hearings to examine the Administration's plan for national missile defense known as the "3+3" program and its compliance with the 1972 Anti-Ballistic Missile Treaty, after receiving testimony from John D. Holum, Director, U.S. Arms Control and Disarmament Agency.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following measures:

S. 476, to provide for the establishment of not less than 2,500 Boys and Girls Clubs of America facilities by the year 2000; and

S. Res. 79, to commemorate the 1997 National Peace Officers Memorial Day.

INS REFORM

Committee on the Judiciary: Subcommittee on Immigration concluded oversight hearings to review certain activities of the Immigration and Naturalization Service, focusing on the criminal record verification process for citizenship applicants, after receiving testimony from Stephen R. Colgate, Assistant Attorney General for Administration, Justice Management Division, Michael R. Bromwich, Inspector General, Doris Meissner, Commissioner, Immigration and Naturalization Service, and Charles W. Archer, Assistant Director, Criminal Justice Information Services Division, Federal Bureau of Investigation, all of the Department of Justice; Richard M. Stana, Acting Associate Director, Administration of Justice Issues, General Government Division, General Accounting Office; and Gary M. Ahrens, KPMG Peat Marwick, Washington, D.C.

AUTHORIZATION—NIH/BIOMEDICAL RESEARCH

Committee on Labor and Human Resources: Subcommittee on Public Health and Safety held hearings on proposed legislation authorizing funds for the National Institutes of Health, focusing on biomedical research priorities, receiving testimony from Harold E. Varmus, Director, National Institutes of Health, Department of Health and Human Services; Kenneth I. Shine, President, Institute of Medicine, National Academy of Sciences; Michael Rosenblatt, Harvard-MIT Division of Health Sciences and Technology, Boston, Massachusetts; John W. Suttie, Federation of American Societies for Experimental Biology, Bethesda, Maryland; Leon E. Rosenberg, Bristol-Myers Squibb Company, Princeton, New Jersey; Myrl Weinberg, National Health Council, Washington, D.C.; and Mary Woolley, Research! America, Alexandria, Virginia.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 1508–1527; 1 private bill, H.R. 1528; and 7 resolutions, H.J. Res. 76, H. Con. Res. 70–72, and H. Res. 139–141, were introduced. **Page 7055**

Reports Filed: Reports were filed as follows:

H.R. 408, to amend the Marine Mammal Protection Act of 1972 to support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean (H. Rept. 105–74 Part II);

H.R. 1463, to authorize appropriations for fiscal years 1998 and 1999 for the Customs Service, the Office of the United States Trade Representative, and the International Trade Commission, amended (H. Rept. 105–85); and

H.R. 3, to combat violent youth crime and increase accountability for juvenile criminal offenses, amended (H. Rept. 105–86). **Page 7056**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative LaTourette to act as Speaker pro tempore for today. **Page 6994**

Guest Chaplain: The prayer was offered by the guest chaplain, the Rev. Leander Wilkes of Santa Barbara, California. **Page 6994**

Journal Vote: By a yea-and-nay vote of 343 yeas to 42 nays, Roll No. 97, the House agreed to the Speaker's approval of the Journal of Wednesday, April 30. **Page 6994**

Committee Funding: By a yea-and-nay vote of 262 yeas to 157 nays, Roll No. 98, the House agreed to H. Res. 129 as amended pursuant to the rule, providing amounts for the expenses of certain committees of the House of Representatives in the One Hundred Fifth Congress. **Page 6997**

H. Res. 136, the rule that provided for consideration of the resolution was agreed to earlier by a voice vote. **Page 6997**

Housing Authority and Responsibility Act: The House completed all debate on Wednesday, April 30 and began consideration of amendments to H.R. 2, to repeal the United States Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs. Consideration of amendments will resume on Tuesday, May 6. **Page 7006**

A point of order under section 425(a) of the Budget Act, against the Committee amendment in the nature of a substitute (made in order by the rule for the purpose of amendment) was resolved by the decision of the House on the question of consideration pursuant to section 426(b)(3) of the Budget Act. The point of order asserted that Section 105, Community Work and Family Self-Sufficiency Requirements, and Section 106, Local Housing Management Plans, constituted an unfunded intergovernmental mandate. By a recorded vote of 237 ayes to 183 noes, Roll No. 99, the House voted to consider the Committee amendment in the nature of a substitute. **Page 7006**

Agreed to:

Lazio amendment that makes technical changes, allows Public Housing Authorities to use money earned from increases to rental income for additional vouchers; replaces precise authorization amount appropriated for choice-based housing assistance with "such funds as may be appropriated"; clarifies the availability of housing for non-elderly disabled tenants; revises the home rule flexible grants program to provide greater rent protections to tenants; and authorizes rule-making to protect senior homeowners under reverse mortgage programs; and **Page 7012**

Lazio en bloc amendment that requires that applicants and tenants disclose income information to the Public Housing Authority; provides for policy coordination with entities providing assistance to homeless families; and requires that homeownership activities and annual goals for additional homeownership units be reported in the housing management plan annual report. **Page 7022**

Rejected:

The Jackson of Illinois amendment that sought to prohibit any public housing agency from evicting a family solely on the basis of any failure to comply with the community work requirements (rejected by a recorded vote of 160 ayes to 251 noes, Roll No. 100); **Page 7024**

The Weldon of Florida amendment to the Jackson of Illinois amendment that sought to exempt not more than 20 percent of the total number of families assisted by a public housing agency from the community work requirement: single parents, grandparents, or spouses of an otherwise exempted individual who are the primary caregivers of children under six, elderly persons, or persons with disabilities (rejected by a recorded vote of 153 ayes to 252 noes, Roll No. 101); and **Page 7050**

The Jackson of Illinois amendment that sought to exempt from the community work requirement single parents, grandparents, or spouses of an otherwise exempted individual who are the primary caregivers of children under six, elderly persons, or persons with disabilities (rejected by a recorded vote of 181 ayes to 216 noes, Roll No. 102). **Page 7050**

On April 30, the House agreed to H. Res. 133, the rule that is providing for consideration of the bill. **Page 7050**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 2:00 p.m. on Monday, May 5. Agreed that when the House adjourns on Monday, it adjourn to meet at 12:30 p.m. on Tuesday, May 6 for morning hour debate. **Page 7051**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, May 7. **Page 7051**

Amendments: Amendments ordered printed pursuant to the rule appear on page 7058.

Senate Messages: Message received from the Senate today appears on page 6995.

Quorum Calls—Votes: Two yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 6995, 7005, 7012, 7048, 7049, and 7050. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 6:07 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 SSA and on the Corporation for National and Community Service. Testimony was heard from John J. Callahan, Acting Commissioner, Social Security, SSA and Harris Wofford, CEO, Corporation for National Service.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies continued appropriation hearings. Testimony was heard from public witnesses.

COMPUTER GENERATED CHECK FRAUD

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy held a hearing on Computer Generated Check Fraud. Testimony was heard from Kevin T. Foley, Deputy Assistant Director, U.S. Secret Service, Department of the Treasury; Charles L. Owens, Chief, Financial Crimes Section, FBI, Department of Justice; and public witnesses.

FINANCIAL SERVICES REFORM

Committee on Commerce: Subcommittee on Finance and Hazardous Materials held a hearing on Financial Services Reform, focusing on "A Two Way Street" and Functional Regulation. Testimony was heard from public witnesses.

REVIEW OF EPA'S OZONE AND PARTICULATE MATTER NAAQS REVISIONS

Committee on Commerce: Subcommittee on Health and Environment and the Subcommittee on Oversight and Investigations continued joint hearings on Review of EPA's Proposed Ozone and Particulate Matter NAAQS Revisions: Perspectives of State and Local Elected Officials. Testimony was heard from Craig Peterson, Senator, State of Utah; Tom Alley, Representative, State of Michigan; Alan Kukavich, Senator, State of Pennsylvania; Rick Russman, Senator, State of New Hampshire; Richard L. Brodsky, Chairman, Committee on Environmental Conservation, Assembly, State of New York; and public witnesses.

Hearings continue May 8th.

EDUCATION—WHAT WORKS, WHAT'S WASTED

Committee on Education and the Workforce: Subcommittee on Oversight and Investigations and the Subcommittee on the District of Columbia of the Committee on Government Reform and Oversight held a joint hearing on "Education at a Crossroads, What Works, What's Wasted in the D.C. School System?" Testimony was heard from the following officials of the District of Columbia: Marion Barry, Mayor; Julius Becton, Chief Executive Officer,

Public Schools; Bruce Maclaury, Chairman, Emergency Board of Trustees, Public Schools; Don Reeves, President, Board of Education; and Kevin Chavous, Chairman, Committee on Education, Libraries and Recreation, City Council; Joyce Ladner, member, Financial Responsibility and Management Assistance Authority; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on the following: Presidential and Executive Office Financial Accountability Act of 1997; and Special Government Employee Act of 1997. Testimony was heard from Representative Mica; Stephen Potts, Director, Office of Government Ethics; and public witnesses.

REAUTHORIZATION—OFFICE OF NATIONAL DRUG CONTROL POLICY

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs and Criminal Justice held a hearing on Reauthorization of the Office of National Drug Control Policy. Testimony was heard from Barry R. McCaffrey, Director, Office of National Drug Control Policy; and Norman J. Rabkin, Director, Administration of Justice Issues, GAO.

FOREIGN POLICY REFORM ACT

Committee on International Relations: Continued markup of H.R. 1486, Foreign Policy Reform Act.

Will continue May 6.

OVERSIGHT

Committee on Resources: Held an oversight hearing on the provision in the 1997 Omnibus Appropriations Act which removed the Narragansett Indian Tribe of Rhode Island from the coverage of the Indian Gaming Regulatory Act. Testimony was heard from Senators Chafee and Reed; Representative Weygand; David J. Hayes, Counselor to the Secretary, Department of the Interior; the following officials of the State of Rhode Island: Lincoln Almond, Governor; and Donald J. Lally, Jr., Representative, House of Representatives; and public witnesses.

CIVILITY—HOUSE OF REPRESENTATIVES

Committee on Rules: Subcommittee on Rules and Organization of the House concluded hearings on Civility in the House of Representatives. Testimony was heard from Kathleen Hall Jamieson, Dean, Annenberg School for Communication, University of Pennsylvania; Donald Wolfensberger, Guest Scholar, Woodrow Wilson International Center for Scholars; Stephen Frantzich, Professor and Chairman, Department of Political Science, U.S. Naval Academy; and Eric Uslaner, Professor, Political Science, University of Maryland-College Park.

WHY EXPORTS MATTER

Committee on Small Business: Subcommittee on Tax, Finance, and Exports held a hearing on "Why Exports Matter". Testimony was heard from public witnesses.

REAUTHORIZATION—WAR RISK INSURANCE PROGRAM

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Reauthorization of the War Risk Insurance Program. Testimony was heard from Gerald L. Dillingham, Associate Director, Transportation Issues, Resources, Community and Economic Development Division, GAO; Louise E. Maillett, Acting Assistant Administrator, Policy, Planning and International Aviation, FAA, Department of Transportation; the following officials of the U.S. Air Force, Department of Defense: Maj. Gen. Gary A. Voellger, USAF, Director of Operations, Headquarters, Air Mobility Command; and Brig. Gen. Gilbert J. Regan, USAF, Chief Counsel, Headquarters, U.S. Transportation Command and Staff Judge Advocate, Air Mobility Command; and a public witness.

LOW-INCOME HOUSING TAX CREDIT

Committee on Ways and Means: Subcommittee on Oversight concluded hearings on the Low-Income Housing Tax Credit. Testimony was heard from Representatives Rangel and Metcalf; and public witnesses.

BRIEFING; BUDGET HEARING

Permanent Select Committee on Intelligence: Met in executive session for a briefing on Chinese Counterintelligence Issues. The Committee was briefed by departmental witnesses.

The Committee also met in executive session to hold a Budget hearing on Legislative Issues. Testimony was heard from departmental witnesses.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 3 through April 30, 1997

	Senate	*House*	*Total*
Days in session	53	40	..
Time in session	338 hrs., 19′	221 hrs., 15′	..
Congressional Record:			
Pages of proceedings	3859	2094	..
Extensions of Remarks	..	808	..
Public bills enacted into law	2	10	..
Private bills enacted into law	..	..	..
Bills in conference	..	..	..
Measures passed, total	68	135	..
Senate bills	6	2	..
House bills	11	52	..
Senate joint resolutions	3	1	..
House joint resolutions	3	4	..
Senate concurrent resolutions	6	5	..
House concurrent resolutions	3	9	..
Simple resolutions	36	62	..
Measures reported, total	*36	*81	..
Senate bills	9	..	..
House bills	..	52	..
Senate joint resolutions	2	..	..
House joint resolutions	..	4	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	..	1	..
Simple resolutions	25	24	..
Special reports	6	3	..
Conference reports	..	..	..
Measures pending on calendar	27	9	..
Measures introduced, total	805	789	..
Bills	674	1507	..
Joint resolutions	28	75	..
Concurrent resolutions	23	69	..
Simple resolutions	80	138	..
Quorum calls	1	2	..
Yea-and-nay votes	54	59	..
Recorded votes	..	35	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 10 reports has been filed in the Senate, a total of 84 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 7, 1997 through April 30, 1997

Civilian nominations, totaling 174, disposed of as follows:	
Confirmed	36
Unconfirmed	136
Withdrawn	2
Civilian nominations (FS, PHS, CG, NOAA), totaling 1,772, disposed of as follows:	
Confirmed	619
Unconfirmed	1,153
Air Force nominations, totaling 2,015, disposed of as follows:	
Confirmed	244
Unconfirmed	1,771
Army nominations, totaling 1,857, disposed of as follows:	
Confirmed	908
Unconfirmed	949
Navy nominations, totaling 1,158, disposed of as follows:	
Confirmed	491
Unconfirmed	667
Marine Corps nominations, totaling 1,497, disposed of as follows:	
Confirmed	582
Unconfirmed	915

Summary

Total nominations received this session	8,473
Total confirmed	2,880
Total unconfirmed	5,591
Total withdrawn	2

Monday, May 5, 1997

Senate

Chamber Action

Routine Proceedings, pages 7083–7126

Measures Introduced: Six bills and three resolutions were introduced, as follows: S. 691–696, S. Res. 82, and S. Con. Res. 24 and 25. **Page 7110**

Measures Passed:

National Peace Officers Memorial Day: Senate agreed to S. Res. 79, to commemorate the 1997 National Peace Officers Memorial Day. **Page 7099**

Supplemental Appropriations: Senate began consideration of S. 672, making supplemental appropriations and rescissions for the fiscal year ending September 30, 1997, taking action on amendments proposed thereto, as follows: **Page 7088**

Adopted:

Stevens Amendment No. 55, to adjust the rescission for the Theater High Altitude Area Defense program to the correct fiscal year of appropriations for Research, Development, Test and Evaluation, defense-wide. **Page 7095**

Stevens (for Ford/McConnell) Amendment No. 56, to authorize the Secretary of Defense to enter into a lease of property for the Defense Finance and Accounting Service at Lexington Blue Grass Station, Lexington, Kentucky. **Page 7095**

Pending:

Grams/Johnson Amendment No. 54, to facilitate recovery from the recent flooding across North Dakota, South Dakota, and Minnesota by providing greater flexibility for depository institutions and their regualtors. **Page 7090**

During consideration of this measure today, Sentate also took the following action:

A motion was entered to close further debate on the bill 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 Wednesday, May 7, 1997. **Page 7099**

Senate will continue consideration of the bill on Tuesday, May 6, 1997.

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

Transmitting, a report relative to the U.S. Comprehensive Preparedness Program; to the Committee on Armed Services. (PM–32). **Page 7110**

Messages From the President: **Page 7110**

Messages From the House: **Page 7110**

Communications: **Page 7110**

Statements on Introduced Bills: **Page 7111**

Additional Cosponsors: **Page 7118**

Amendments Submitted: **Page 7120**

Notices of Hearings: **Page 7122**

Authority for Committees: **Page 7122**

Additional Statements: **Page 7122**

Adjournment: Senate convened at 12 noon, and adjourned at 5:06 p.m., until 10 a.m., on Tuesday, May 6, 1997. (For Senate's program, see the remarks of the Acting Majority leader in today's Record on page 7126.)

Committee Meetings

NEW MEXICO STATEHOOD AMENDMENTS

Committee on Energy and Natural Resources: Committee concluded hearings on S. 430, to protect the permanent trust funds of the State of New Mexico from erosion due to inflation and modify the basis on which distributions are made from those funds, after receiving testimony from Phil Archibeck, New Mexico State Investment Council, Santa Fe.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 1529–1531, were introduced. **Page 7081**

Reports Filed: One report, H.R. 584, a private bill, amended (H. Rept. 105–87) was filed today. **Page 7081**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Nethercutt to act as Speaker pro tempore for today. **Page 7072**

Guest Chaplain: The prayer was offered by the guest chaplain, the Reverend Dr. Ronald Christian of Washington, DC. **Page 7072**

Presidential Message—Weapons of Mass Destruction: Read a letter from the President, received on Friday, May 2 by the Clerk, wherein he transmits his report on the United States comprehensive readiness program for countering proliferation of weapons of mass destruction—referred to the Committees on National Security and International Relations and ordered printed (H. Doc. 105–79). **Page 7072**

Amendments: Amendments ordered printed pursuant to the rule appear on page 7082.

Referrals: S. 543, to provide certain protections to volunteers, nonprofit organizations, and governmental entities in lawsuits based on the activities of volunteers, was referred to the Committee on the Judiciary and S.J. Res.

29, to direct the Secretary of the Interior to design and construct a permanent addition to the Franklin Delano Roosevelt Memorial in Washington, DC, was referred to the Committee on Resources. **Page 7079**

Senate Messages: Messages received from the Senate on Friday, May 2 by the Clerk appear on page 7072

Quorum Calls—Votes; There were no quorum calls or recorded votes during the proceedings of the House today.

Adjournment: Met at 2 p.m. and adjourned at 3:11 p.m.

Committee Meetings

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: On May 2, the Subcommittee on VA, HUD, and Independent Agencies continued appropriaiton hearings. Testimony was heard from public witnesses.

Joint Meetings

EMPLOYMENT-UNEMPLOYMENT

Joint Economic Committee: On Friday, May 2, committee held hearings on the employment-unemployment situation for April and its connection to current Federal Reserve policy, receiving testimony from Katharine G. Abrahm, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Tuesday, May 6, 1997

Senate

Chamber Action

Routine Proceedings, pages 7149–7215

Measures Introduced: Twelve bills and three resolutions were introduced, as follows: S. 697–708, S.J. Res. 30, and S. Res. 83–84. **Page 7171**

Measures Passed:

Suicide Prevention: Senate agreed to S. Res. 84, recognizing suicide as a national problem. **Pages 7167, 7186**

Supplemental Appropriations: Senate continued consideration of S. 672, making supplemental appropriations and rescissions for the fiscal year ending September 30, 1997, taking action on amendments proposed thereto, as follows: **Pages 7150, 7155**

Adopted:

By a unanimous vote of 98 yeas (Vote No. 56), Grams/Johnson Amendment No. 54, to facilitate recovery from the recent flooding across North Dakota, South Dakota, and Minnesota by providing greater flexibility for depository institutions and their regulators. **Pages 7151, 7160**

Wellstone Amendment No. 57, to strike provisions clarifying the application of patent terms consistent with the Uruguay Round Agreements Act. **Pages 7151, 7161**

Wellstone Modified Amendment No. 58, to make certain funds available, under the Low-Income Home Energy Assistance Act of 1981, to victims of flooding and other natural disasters. **Page 7151**

Stevens Amendment No. 60, of a technical nature. **Page 7152**

Cochran Amendment No. 67, to make technical and clarifying changes. **Page 7160**

Stevens (for Reid), Amendment No. 143, to provide for dredging and snagging and clearing of the Truckee River, Nevada, and the San Joaquin River channel, California, and the dredging of shoaling on the Chena River. **Page 7162**

Stevens (for Bond) Amendment No. 173, to make a technical correction to Public Law 104–204, VA/HUD/Independent Agencies Appropriations, 1997, concerning EPA state grants. **Page 7165**

Stevens (for Bond) Amendment No. 174, to authorize the Environmental Protection Agency to make grants to Bay City, Michigan, for environmental remediation. **Page 7165**

Pending:

Reid/Baucus Amendment No. 171, to substitute provisions waiving formal consultation requirements and "takings" liability under the Endangered Species Act for operating and repairing flood control projects damaged by flooding. **Page 7162**

During consideration of this measure today, Senate also took the following action:

Stevens (for Ford/McConnell) Amendment No. 56, to authorize the Secretary of Defense to enter into a lease of property for the Defense Finance and Accounting Service at Lexington Blue Grass Station, Lexington, Kentucky, agreed to on Monday, May 5, 1996, was modified by unanimous-consent. **Page 7164**

Senate will continue consideration of the bill on Wednesday, May 7, 1997, with a cloture vote to occur thereon.

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties:

Agreement with Hong Kong on Mutual Legal Assistance in Criminal Matters, with Annex (Treaty Doc. 105–6); and

Agreement with Hong Kong for the Transfer of Sentenced Persons (Treaty Doc. 105–7).

The treaties were transmitted to the Senate today, considered as having been read for the first time, and re-

ferred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 7212**

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

Transmitting the report on the national emergency caused by the lapse of the Export Administration Act of 1979; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–33). **Page 7170**

Nominations Received: Senate received the following nominations:

James A. Harmon, of New York, to be President of the Export-Import Bank of the United States for a term expiring January 20, 2001.

Jackie M. Clegg, of Utah, to be First Vice President of the Export-Import Bank of the United States for a term expiring January 20, 2001.

Richard Sklar, of California, to be Representative of the United States of America to the United Nations for U.N. Management and Reform, with the Rank of Ambassador. **Page 7215**

Messages From the President: **Page 7170**

Messages From the House: **Page 7170**

Communications: **Page 7170**

Statements on Introduced Bills: **Page 7171**

Additional Cosponsors: **Page 7183**

Amendments Submitted: **Page 7186**

Authority for Committees: **Page 7207**

Additional Statements: **Page 7208**

Record Votes: One record vote was taken today. (Total—56) **Page 7161**

Adjournment: Senate convened at 10 a.m., and adjourned at 6:41 p.m., until 9:30 a.m., on Wednesday, May 7, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 7215.)

Committee Meetings

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1998 for foreign assistance programs, focusing on Russia and the New Independent States, receiving testimony from Richard L. Morningstar, Coordinator of U.S. Assistance to the New Independent States, Department of State; and Thomas A. Dine, Assistant Administrator for Europe and the New Independent States, Agency for International Development.

Subcommittee will meet again on Thursday, May 15.

APPROPRIATIONS—JOINT COMMITTEES

Committee on Appropriations: Subcommittee on the Legislative Branch held hearings on proposed budget estimates for fiscal year 1998, receiving testimony in behalf of funds for their respective activities from Senator Warner, Chairman, Joint Committee on Printing; Representative Archer, Chairman, Joint Committee on Taxation; and Representative Saxton, Chairman, Joint Economic Committee.

Subcommittee will meet again on Tuesday, May 20.

APPROPRIATIONS—NASA

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1998 for the National Aeronautics and Space Administration, receiving testimony from Daniel S. Goldin, Administrator, NASA.

Subcommittee will meet again on Tuesday, May 13.

HOLOCAUST DOCUMENTS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to examine issues surrounding the shredding of certain Holocaust-era documents by the Union Bank of Switzerland, after receiving testimony from Israel Singer, World Jewish Congress, New York, New York; and Christophe Meili, Bern, Switzerland.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Elizabeth Anne Moler, of Virginia, to be Deputy Secretary of Energy, after the nominee testified and answered questions in her own behalf.

IRAN

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs held hearings to examine issues with regard to Iran's acquisition of nuclear, biological, and chemical weapons and the United States response to countering Iranian efforts in acquiring such weapons, receiving testimony from Gary Bertsch, University of Georgia, Athens; Gary Milhollin, University of Wisconsin Law School, Madison, on behalf of the Wisconsin Project on Nuclear Arms Control; and W. Seth Carus, Washington, D.C.

Subcommittee recessed subject to call.

JUVENILE JUSTICE REFORM

Committee on the Judiciary: Subcommittee on Youth Violence concluded hearings to examine the core requirements of the Juvenile Justice and Delinquency Prevention Act of 1974 and their impact on the increase in youth violence or juvenile crime, and S. 10, to reduce violent juvenile crime, promote accountability by juvenile criminals, and punish and deter violent gang crime, after receiving testimony from Shay Bilchik, Administrator, Office of Juvenile Justice and Delinquency Prevention, Department of Justice; Arizona State Senator John Kaites, Phoenix; Judge W. Don Reader, Ohio Court of Appeals, Fifth Judicial District, Canton; Patricia L. West, Virginia Department of Public Safety, Richmond; Earl L. Dunlap,

Richmond, Kentucky, on behalf of the National Juvenile Detention Association; Gwendolyn C. Chunn, North Carolina Department of Human Resources, Raleigh; Mark I. Soler, Youth Law Center, Washington, D.C.; Bill Franklin, Elmore County, Alabama; Carol Crump, Casper, Wyoming; and Judy Nish, Marion, Iowa.

IMMUNIZATION GRANT PROGRAM

Committee on Labor and Human Resources: Subcommittee on Public Health and Safety concluded hearings on proposed authorizations for the immunization grant program (section 317(j)(1)) of the Public Health Service Act, focusing on grants to States for purchase of vaccine and support of the vaccine delivery infrastructure, after receiving testimony from Senator Bumpers; Walter A. Orenstein, Director, National Immunization Program, Centers for Disease Control and Prevention, Department of Health and Human Services; Christopher G. Atchison, Iowa Department of Public Health, Des Moines, on behalf of the Association of State and Territorial Health Officials; Thomas F. Tonniges, Elk Grove Village, Illinois, on behalf of the American Academy of Pediatrics; and Peter Paradiso, Wyeth-Lederle Vaccines and Pediatrics, Rochester, New York.

NOMINATION

Select Committee on Intelligence: Committee held hearings on the nomination of George John Tenet, of Maryland, to be Director of Central Intelligence, where the nominee, who was introduced by Senators D'Amato, Moynihan, Sarbanes, and Mikulski and former Senator Boren, testified and answered question in his own behalf.

Hearings continue tomorrow in closed session.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 1532–1541; and 3 resolutions, H. Con. Res. 73–74, and H. Res. 144, were introduced. **Page 7301**

Reports Filed: Reports were filed as follows:

H. Res. 142, providing for consideration of H.R. 478, to amend the Endangered Species Act of 1973 to improve the ability of individuals and local, State, and Federal agencies to comply with that Act in building, operating, maintaining, or repairing flood control projects, facilities, or structures (H. Rept. 105–88); and

H. Res. 143, providing for consideration of H.R. 3, to combat violent youth crime and increase accountability for juvenile criminal offenses (H. Rept. 105–89). **Page 7301**

Recess: The House recessed at 1:32 p.m. and reconvened at 2:00 p.m. **Page 7223**

Presidential Message—Re Export Administration Act: Read a letter from the President wherein he transmits his report on the national emergency declared with respect to the lapse of the Export Administration Act of 1979—referred to the Committee on International Relations and ordered printed (H. Doc. 105–80). **Page 7226**

Suspension—Trade Agencies Authorization Act: The House voted to suspend the rules and pass H.R. 1463, amended, to authorize appropriations for fiscal years 1998 and 1999 for the Customs Service, the Office of the United States Trade Representative, and the International Trade Commission. **Page 7227**

Suspension—Consumer Price Index: The House completed all debate on the motion to suspend the rules and agree to H. Res. 93, expressing the sense of the House of Representatives that the Bureau of Labor Statistics alone should make any adjustments, if any are needed, to the methodology used to determine the Consumer Price Index. The vote on this motion was postponed until Wednesday, May 7. **Page 7228**

Housing Authority and Responsibility Act: The House resumed consideration of amendments to H.R. 2, to repeal the United States Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs. The House completed all debate on Wednesday, April 30 and considered amendments to the bill on Thursday, May 1. Consideration of amendments will resume on Wednesday, May 7. **Page 7236**

Agreed To:

The Lazio en bloc amendment that clarifies that certain specified resident programs and services may be included, but are not mandated; requires that local housing authorities notify local government officials of proposed housing developments and provide information as may reasonably be requested by the local government; clarifies that operating funds from block grants may be used for child care services for public housing residents; extends hardship rent and voucher provisions to a family that includes a member who is an alien lawfully admitted for permanent residence who would be entitled to public benefits but for the Personal Responsibility and Work Opportunity Reconciliation Act of 1996; specifies that no rental assistance shall be given to private housing projects unless the owners consent to allow law enforcement officers enter common areas without advance notice upon a determination of probable cause that criminal activity is taking place; directs that the award criteria for economic development initiative grants include the extent of regional cooperation demonstrated by the proposed plan; extends emergency homeownership counseling to veterans; prohibits action during the two years following enactment that would reduce the inventory of senior citizen housing owned by the housing authority of the City of

Las Vegas and directs HUD to assist the housing authority to identify alternative repayment options without reducing senior citizen housing; prohibits any person classified as a sexually violent predator from receiving public housing assistance; and allows the Tamaqua highrise project in Tamaqua, Pennsylvania to be converted from tenant based assistance to project based rental assistance for certain residents; **Page 7234**

The Waters amendment that excludes from administrative grievance procedures an eviction or termination of tenancy in public housing that involves any activity that threatens the health and safety of other tenants or any drug-related criminal activity and, for other evictions establishes an administrative grievance process with time limits for the hearing and final action regarding the grievance; and **Page 7257**

The Jackson-Lee amendment that requires that public housing authorities and contractors working within housing projects shall try to hire public housing residents to the maximum extent that is possible. **Page 7288**

Rejected:

The Watt of North Carolina amendment that sought to require that public housing agencies compensate each person who provides work at a rate that is not less than the minimum wage rate (rejected by a recorded vote of 140 ayes to 286 noes, Roll No. 103); **Page 7255**

The Frank of Massachusetts amendment that sought to allow public housing agencies the option of complying with the family self-sufficiency agreement requirements (rejected by a recorded vote of 168 ayes to 253 noes, Roll No. 104); **Pages 7250**

The Kennedy of Massachusetts amendment that sought to revise the income mix of public housing units by requiring that not less than 40 percent shall be occupied by families whose incomes do not exceed 30 percent of the area median income; not less than 90 percent shall be occupied by families whose incomes do not exceed 60 percent of the median income for the area with the option to reduce to 80 percent occupancy if such a reduction would enhance the viability of the housing development; prohibits the concentration of very low-income families in certain housing developments; and strikes the fungibility with choice-based assistance provisions; and **Page 7270**

The Kennedy of Massachusetts amendment that sought to increase the authorized funding by $1.2 billion for capital grants, increase funding by $.3 billion for operating grants, and authorize sums as may be necessary to fully fund operating costs. **Page 7282**

Withdrawn:

The Waters amendment was offered but subsequently withdrawn that sought to only exclude from administrative grievance procedures an eviction or termination of tenancy in public housing that involves any activity that threatens the health and safety of other tenants or any drug-related criminal activity; and **Page 7238**

The Jackson-Lee amendment was offered but subsequently withdrawn that sought to establish a housing replacement requirement in areas with public housing shortages. **Page 7289**

Vote Postponed:

The Frank of Massachusetts amendment was offered that seeks to establish a monthly rent, determined by the public housing agency, that does not exceed 30 percent of the monthly adjusted income of the family or 10 percent of the monthly income of the family (the vote was postponed until Wednesday, May 7). **Page 7281**

On April 30, the House agreed to H. Res. 133, the rule that is providing for consideration of the bill. **Page 6836**

Amendments: Amendments ordered printed pursuant to the rule appear on page 7303.

Quorum Calls—Votes: Two recorded votes developed during the proceedings of the House today and appear on pages 7255, and 7256. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 10:50 p.m.

Committee Meetings

FOREIGN POLICY REFORM ACT; MISCELLANEOUS MEASURES

Committee on International Relations: Ordered and reported amended H.R. 1486, Foreign Policy Reform Act.

The Committee also favorably considered and adopted a motion urging the Chairman to request that the following measures be considered on the Suspension Calendar: H. Con. Res. 73, concerning the death of Chaim Herzog; and H. Res. 103, amended, expressing the sense of the House of Representatives that the United States should maintain approximately 100,000 U.S. military personnel in the Asia and Pacific region until such time as there is a peaceful and permanent resolution to the major security and political conflicts in the region.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held a hearing on the following measures: H. Res. 87, expressing the sense of the House of Representatives that the United States and the United Nations should condemn coral reef fisheries that are harmful to coral reef ecosystems and promote the development of sustainable coral reef fishing worldwide; H.R. 608, Marion National Fish Hatchery Conveyance Act; and H.R. 796, to direct the Secretary of the Interior to make technical corrections to a map relating to the Coastal Barrier Resources System. Testimony was heard from Representative Hilliard; Timothy E. Wirth, Under Secretary, Global Affairs, Department of State; William Knapp, Chief, Division of Fish Hatcheries, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Forests and Forest Health held a hearing on the following bills: H.R. 985, to provide for the expansion of the Eagles Nest Wilderness within Arapaho and White River National Forests, CO, to include the lands known as the Slate Creek Addition upon the acquisition of the lands by the United States; H.R. 1019, to provide for a boundary adjustment and land conveyance involving the Raggeds Wilderness, White River National Forest, CO, to correct the effects of earlier erroneous land surveys; H.R. 1020, to adjust the boundary of the White River National Forest in the State of Colorado to include all National Forest System lands within Summit County, CO, which are currently part of the Dillon Ranger District of the Arapaho National Forest; H.R. 1439, to facilitate the sale of certain land in Tahoe National Forest, in the State of California to Placer County, California; and H.R. 79, Hoopa Valley Reservation South Boundary Adjustment Act. Testimony was heard from Representatives Riggs; Janice McDougle, Acting Deputy Chief, National Forest System, USDA; and a public witness.

OVERSIGHT—BUREAU OF RECLAMATION PROJECT FINANCING

Committee on Resources: Subcommittee on Water and Power held a hearing on Bureau of Reclamation Project financing. Testimony was heard from Eluid L. Martinez, Commissioner of Reclamation, Department of the Interior; Victor S. Rezendes, Director, Energy, Resources, and Science Issues, GAO; Betsy A. Cody, Specialist in Natural Resources Policy, Congressional Research Service, Library of Congress; and public witnesses.

FLOOD PREVENTION AND FAMILY PROTECTION ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 478, Flood Prevention and Family Protection Act of 1997. The rule makes in order the Committee on Resources amendment in the nature of a substitute as an original bill for amendment purposes and said amendment in the nature of a substitute shall be considered as read. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Young and Representatives Herger and Miller of California.

JUVENILE CRIME CONTROL ACT

Committee on Rules: Granted, by a vote of 8 to 3, a modified closed rule on H.R. 3, Juvenile Crime Control Act of 1997, providing one hour of general debate equally divided between the chairman and ranking minority member of the Committee on the Judiciary. The rule provides that the committee amendment in the nature of a substitute will be considered as an original bill for amendment purposes and will be considered as read. The rule waives points of order against the committee amendment in the nature of a substitute for failure to comply with clause 5(a) of rule XXI (appropriations on a legislative bill).

The rule provides that no amendments to the committee amendment in the nature of a substitute will be in order except those printed in the report of the Committee on Rules. The rule provides that each amendment may be offered only in the order printed in the report, shall be debatable for the time specified in the report equally divided between the proponent and an opponent, and is not amendable except as specified in the report.

The rule allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce the vote to five minutes on a postponed question if the vote follows a fifteen minute vote. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Hyde and Representatives McCollum, Dunn, Conyers, Scott, Watt of North Carolina, Lofgren, Jackson-Lee of Texas, Waters, Delahunt, Traficant, Stupak and Blumenauer.

TECHNOLOGY IN THE CLASSROOM

Committee on Science: Subcommittee on Technology held a hearing on "Technology in the Classroom: Panacea or Pandora's Box?" Testimony was heard from public witnesses.

SSA'S WEBSITE

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the Social Security Administration's Website. Testimony was heard from the following officials of SSA: John J. Callahan, Acting Commissioner; and David C. Williams, Inspector General; John Willemssen, Director, Information Resources Management Issues; and public witnesses.

BRIEFING ON ENCRYPTION

Permanent Select Committee on Intelligence: Met in executive session to hold a briefing on Encryption. The Committee was briefed by departmental witnesses.

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Wednesday, May 7, 1997

Senate

Chamber Action

Routine Proceedings, pages 7319–7411

Measures Introduced: Nine bills and one resolution were introduced, as follows: S. 709–717 and S. Res. 85.

Page 7384

Measures Reported: Reports were made as follows:

S. 717, to amend the Individuals with Disabilities Education Act, to reauthorize and make improvements to that Act.

Supplemental Appropriations: Senate continued consideration of S. 672, making supplemental appropriations and rescissions for the fiscal year ending September 30, 1997, taking action on amendments proposed thereto, as follows: **Page 7319**

Adopted:

Stevens (for Byrd) Amendment No. 140, to modify eligibility for emergency rail assistance funds. **Page 7319**

Stevens Amendment No. 208, to prohibit the use of funds made available in Public Law 104–208 for assistance to Uruguay unless the Secretary of State certifies to the Committees on Appropriations that all cases involving seizure of United States business assets have been resolved. **Page 7321**

By 89 yeas to 11 nays (Vote No. 58), D'Amato Amendment No. 145, to rescind certain Job Opportunities and Basic Skills (JOBS) funds, and extend the transition period for aliens receiving SSI funds. **Pages 7323, 7344**

Hollings Amendment No. 231, to specify that none of the funds made available in any appropriations Act for fiscal year 1997 may be used by the Department of Commerce for the use of sampling data in the next census for purposes of the apportionment of Representatives in Congress. **Page 7346**

Feingold Amendment No. 83, to prohibit the use of funds for operations or activities of the Armed Forces relating to Bosnia ground deployment after September 30, 1997. **Pages 7354, 7360**

Hutchison Amendment No. 177 (to Amendment No. 83), to change the date for prohibition of the use of funds to June 30, 1998. **Pages 7355, 7360**

Stevens (for Biden) Amendment No. 131, to provide funding for the Delaware River Basin Commission and the Susquehanna River Basin Commission. **Page 7356**

Stevens Amendment No. 224 (to Amendment No. 131), to provide that the Federal representative to the river Basin Commission shall be the Secretary of the Interior or his designee. **Page 7357**

Stevens (for Johnson/Daschle) Amendment No. 70, to provide funds for channel restoration and improvements on the James River in South Dakota. **Page 7357**

Stevens Amendment No. 225 (to Amendment No. 70, to clarify that if the Secretary of the Army determines that the need for such restoration and improvements constitutes an emergency. **Page 7357**

Stevens (for Daschle) Modified Amendment No. 90, to provide funding for the Partners in Wildlife Program of the U.S. Fish and Wildlife Service to pay private landowners for the voluntary use of private land to store water in restored wetlands. **Page 7358**

Stevens (for Domenici) Amendment No. 144, to make certain technical amendments with respect to education programs. **Page 7358**

Stevens (for Bumpers) Amendment No. 97, to extend the dredging participation in the Small Business Administration Program Act of 1988. **Page 7367**

Stevens (for Specter) Amendment No. 76, to require the Secretary of Agriculture to collect and disseminate statistically reliable information from milk manufacturing plants on prices received for bulk cheese and to require the Secretary to report to Congress on the rate of reporting compliance. **Page 7367**

Stevens (for Bond) Amendment No. 169, to increase the number of units available for FHA insurance under the HUD/State Housing Finance Agency Risk-Sharing program. **Page 7374**

Stevens (for Conrad) Amendment No. 232, to make an additional $10,000,000 available for the cost of subsidized guaranteed farm operating loans under Title II, Chapter 1. **Page 7374**

Stevens (for Conrad) Amendment No. 233, to reduce funding for the Emergency Food Assistance Program commodity purchases to offset emergency disaster funding for subsidized guaranteed farm operating loans and additional funding for flood plain easements. **Page 7374**

Stevens (for Conrad) Amendment No. 234, to provide additional funds to repair damages to waterways and watersheds resulting from flooding. **Page 7374**

Stevens (for Kerrey) Amendment No. 235, to assure sufficient funding for Essential Air Service under the Rural Air Service Survival Act. **Page 7382**

Rejected:

Bumpers Amendment No. 64, to strike section 310, which would block implementation of a Department of Interior policy on rights-of-way on federal land. (By 51 yeas to 49 nays (Vote No. 59), Senate tabled the amendment.) **Pages 7326, 7345**

McCain Amendment No. 107, to strike earmarks for unrequested highway and bridge projects, parking garages, and theater restoration. **Page 7369**

Pending:

Reid/Baucus Amendment No. 171, to substitute provisions waiving formal consultation requirements and "takings" liability under the Endangered Species Act for operating and repairing flood control projects damaged by flooding. **Page 7319**

Byrd Amendment No. 59, to strike those provisions providing for continuing appropriations in the absence of regular appropriations for fiscal year 1998. **Page 7375**

Withdrawn:

D'Amato Amendment No. 166, to rescind JOBS funds and extend the transition period for aliens receiving SSI funds. **Page 7322**

During consideration of this measure today, Senate also took the following action:

By a unanimous vote of 100 yeas (Vote No. 57), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on the bill. **Page 7322**

Senate will continue consideration of the bill on Thursday, May 8, 1997.

Appointments:

Senate Arms Control Observer Group: The Chair, on behalf of the Democratic Leader, pursuant to S. Res. 105, adopted April 13, 1989, as amended, by S. Res. 280, adopted October 8, 1994, announced the following appointments to the Senate Arms Control Observer Group: Senators Kerry and Durbin. **Page 7411**

Commission on Maintaining U.S. Nuclear Weapons Expertise: The Chair, on behalf of the Democratic Leader, after consultation with the Republican Leader, pursuant to Public Law 104–201, appointed Charles B. Curtis, of Maryland, to the Commission on Maintaining United States Nuclear Weapons Expertise. **Page 7411**

Messages From the House: **Page 7384**

Measures Referred: **Page 7384**

Communications: **Page 7384**

Executive Reports of Committees: **Page 7384**

Statements on Introduced Bills: **Page 7385**

Additional Cosponsors: **Page 7394**

Amendments Submitted: **Page 7396**

Notices of Hearings: **Page 7408**

Authority for Committees: **Page 7408**

Additional Statements: **Page 7408**

Record Votes: Three record votes were taken today. (Total—59) **Pages 7321, 7345**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 8:02 p.m., until 9:15 a.m., on Thursday, May 8, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 7411.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1998 for the Department of Defense, focusing on working capital funds and depot operations, receiving testimony from Henry L. Hinton, Assistant Comptroller General for National Security and International Affairs Issues, Jack Brock, Issue Area Director for Defense Information and Financial Management Systems, Accounting and Information Management Division, and Julia Denman, Assistant Director for Defense Management Issues, National Security and International Affairs Division, all of the General Accounting Office; Gen. Johnnie E. Wilson, Commander, Army Materiel Command; Vice Adm. Donald L. Pilling, USN, Deputy Chief of Naval Operations (Resources, Warfare Requirements and Assessments); Gen. Henry Viccellio, Jr., Commander, United States Air Force, Air Force Materiel Command.

Subcommittee will meet again on Tuesday, May 13.

CANCER RESEARCH

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings to examine the need for increased funding for cancer research, receiving testimony from Senators Mack and Feinstein, both on behalf of the Senate Cancer Coalition; Richard D. Klausner, Director, National Cancer Institute, National Institutes of Health, Department of Health and Human Services; Sherry Lansing, Paramount Pictures Corporation, Helene G. Brown, UCLA Jonsson Comprehensive Cancer Center, and Keith L. Black, UCLA Medical Center, all of Los Angeles, California; Sam Donaldson, ABC News, and Ellen Sigal, Sigal Environmental, on behalf of the Friends of Cancer Research, both of Washington, D.C.; Amy S. Langer, National Alliance of Breast Cancer Organizations, New York, New York; Donald S. Coffey, Johns Hopkins University School of Medicine, Baltimore, Maryland, on behalf of the American Association for Cancer Research, Inc.; Arnold Palmer, Arnold Palmer Enterprises, Youngstown, Pennsylvania; Charles A. Coltman, San Antonio Cancer Institute, San Antonio, Texas, on behalf of the Cancer Therapy and Research Foundation of South Texas; and Toni Shaheen, Monmouth Beach, New Jersey.

Subcommittee recessed subject to call.

TRANSPORTATION INFRASTRUCTURE FINANCING

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings to examine issues with regard to the financing of certain Federal transportation programs, focusing on Federal Aviation Administration user fees, the Administration's financing proposals to leverage Federal investment in transportation infrastructure, and the current financial condition of the National Railroad Passenger Corporation (Amtrak), receiving testimony from Mortimer L. Downey, Deputy Secretary, and Jolene Molitoris, Administrator, Federal Railroad Administration, both of the Department of Transportation; Thomas M. Downs, President and Chairman, National Railroad Passenger Corporation (Amtrak); and John Anderson, Director, and Phyllis Scheinberg, Associate Director, both of the Resources, Community, and Economic Development Division, General Accounting Office.

Subcommittee recessed subject to call.

NSF AND TECHNOLOGY ADMINISTRATION BUDGETS

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings to review certain budgetary matters with regard to the National Science Foundation and the Technology Administration of the Department of Commerce, after receiving testimony from Neal F. Lane, Director, National Science Foundation; Richard N. Zare, Chairman, National Science Board; and Mary L. Good, Under Secretary of Commerce for Technology.

AUTHORIZATION—SURFACE TRANSPORTATION

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure concluded hearings on proposed legislation authorizing funds for programs of the Intermodal Surface Transportation Efficiency Act of 1991, focusing on transportation safety issues, including related measures S. 284 and S. 412, after receiving testimony from Senators Lugar and DeWine; Representative Lowey; Philip R. Recht, Deputy Administrator, National Highway Traffic Safety Administration, and Anthony R. Kane, Executive Director, Federal Highway Administration, both of the Department of Transportation; Mayor Bob Bartlett, Monrovia, California, on behalf of the Southern California Association of Governments; Richard D. Crabtree, Nationwide Mutual Insurance Company, Columbus, Ohio, and Joan B. Claybrook, Public Citizen, Washington, D.C., both on behalf of the Advocates for Highway and Auto Safety; Katherine P. Prescott, Mothers Against Drunk Driving, Irving, Texas; Thomas J. Donohue, American Trucking Associations, Inc., James L. Kolstad, American Automobile Association, Barbara Harsha, National Association of Governors' Highway and Safety Representatives, and Robert A. Georgine, Building and Construction Trades Department, and Edward Wytkind, Transportation Trades Department, both of the AFL–CIO, all of Washington, D.C.; and Brenda Berry, CRASH, Woodbridge, Virginia.

FOREIGN ASSISTANCE

Committee on Foreign Relations: Subcommittee on European Affairs held hearings to examine the Administration's proposed budget request for fiscal year 1998 for assistance to Central and Eastern Europe and the New Independent States of the former Soviet Union, receiving testimony from Richard L. Morningstar, Special Advisor to the President and Secretary of State on Assistance to the New Independent States, and James H. Holmes, Coordinator for East European Assistance, both of the Department of State; and Thomas A. Dine, Assistant Administrator, Bureau of Europe and the New Independent States, Agency for International Development.

Hearings were recessed subject to call.

GOVERNMENT SECRECY

Committee on Governmental Affairs: Committee held hearings to review the recommendations of the final report of the Commission on Protecting and Reducing Government Secrecy, and S. 712, to define the principles and standards to govern classification and declassification, and establish within an existing agency a National Declassification Center to coordinate responsibility for declassifying historical documents, receiving testimony from Senators Moynihan and Helms; Representatives Combest and Hamilton; Lawrence S. Eagleburger, former Secretary of State; Alden V. Munson, Jr., Litton Industries, Inc., Woodland Hills, California; and David Wise, Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Eric L. Clay, of Michigan, to be United States Circuit Judge for the Sixth Circuit, Arthur Gajarsa, of Maryland, to be United States Circuit Judge for the Federal Circuit, Alan S. Gold, to be United States District Judge for the Southern District of Florida, and Thomas W. Thrash, Jr., to be United States District Judge for the Northern District of Georgia, after the nominees testified and answered questions in their own behalf. Mr. Gajarsa was introduced by Senators Sarbanes and Mikulski, Mr. Gold was introduced by Senators Mack and Graham, and Mr. Thrash was introduced by Senators Coverdell and Cleland.

OMNIBUS PATENT ACT

Committee on the Judiciary: Committee concluded hearings on S. 507 and H.R. 400, bills to streamline operations in the Patent and Trademark Office of the Department of Commerce and to provide efficient and effective protection of patents and trademarks, after receiving testimony from Senator Lautenberg; Representatives Hyde and Rohrabacher; Bruce A. Lehman, Assistant Secretary of Commerce and Commissioner of Patents and Trademarks; Michael K. Kirk, American Intellectual Property Law Association, Arlington, Virginia; Eric J. Ruff, PowerQuest Corporation; Orem, Utah; William P. Parker, Vermont Inventors Association, Burlington; and Kim Muller, International Trademark Association, New York, New York.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 717, to amend and authorize funds for programs of the Individuals with Disabilities Education Act; and

The nominations of Marsha Mason, of New Mexico, to be a Member of the National Council on the Arts, and Susan E. Trees, of Massachusetts, to be a Member of the National Council on the Humanities, both of the National Foundation on the Arts and the Humanities, An-

thony R. Sarmiento, of Maryland, to be a Member of the National Institute for Literacy Advisory Board, Hans M. Mark, of Texas, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation, and Gerald N. Tirozzi, of Connecticut, to be Assistant Secretary for Elementary and Secondary Education, and Donald Rappaport, of the District of Columbia, to be Chief Financial Officer, both of the Department of Education.

SBA FINANCE PROGRAMS

Committee on Small Business: Committee held oversight hearings on the management of Small Business Administration finance programs, focusing on the 504 Development Company Loan Program and the Small Business Investment Company Program, receiving testimony from Mark Barbash, Columbus Countywide Development Corporation, Columbus, Ohio, on behalf of the National Association of Development Companies; Steve M. Dusek, Prairieland Economic Development Corporation, Slayton, Minnesota; C. Walter Dick, Pioneer Capital Corporation, Boston, Massachusetts, on behalf of the National Association of Small Business Investment Companies; N. Whitney Johns, Whitney Johns & Company, Nashville, Tennessee; and Stanley W. Tucker, MMG Ventures, Baltimore, Maryland, on behalf of the National Association of Investment Companies.

Hearings continue on Thursday, May 15.

NOMINATION

Select Committee on Intelligence: Committee continued hearings, in closed session, on the nomination of George John Tenet, of Maryland, to be Director of Central Intelligence, where the nominee further testified and answered questions in his own behalf.

Closed hearings continue on Tuesday, May 13.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 1542–1551; 1 private bill, H.R. 1552; and 3 resolutions, H.J. Res. 77, and H. Con. Res. 75–76, were introduced. **Page 7508**

Reports Filed: Reports were filed as follows:

H. Con. Res. 49, authorizing the use of the Capitol grounds for the Greater Washington Soap Box Derby (H. Rept. 105–90);

H. Con. Res. 66, authorizing the use of the Capitol grounds for the sixteenth annual National Peace Officers' Memorial Service (H. Rept. 105–91); and

H. Con. Res. 67, authorizing the 1997 Special Olympics Torch Relay to be run through the Capitol Grounds (H. Rept. 105–92). **Page 7507**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Shaw to act as Speaker pro tempore for today. **Page 7412**

Placement of Jack Swigert of Colorado Statue In National Statuary Hall: The House agreed to H. Con. Res. 25, providing for acceptance of a statue of Jack Swigert, presented by the State of Colorado, for placement in National Statuary Hall. Agreed to the Thomas amendment that strikes Section 2, providing for the printing of the transcript of proceedings at public expense. Agreed to amend the title. **Page 7418**

Suspension—Consumer Price Index: By a yea-and-nay vote of 399 yeas to 16 nays, Roll No. 105, the House voted to suspend the rules and agree to H. Res. 93, expressing the sense of the House of Representatives that the Bureau of Labor Statistics alone should make any adjustments, if any are needed, to the methodology used to determine the Consumer Price Index. The motion to suspend the rules and agree to the resolution was debated on Tuesday, May 6. **Page 7419**

Housing Authority and Responsibility Act: The House resumed consideration of amendments to H.R. 2, to repeal the United States Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs. The House completed all debate on Wednesday, April 30 and considered amendments to the bill on Thursday, May 1 and Tuesday, May 6. **Page 7420**

Rejected:

The Frank of Massachusetts amendment, debated on Tuesday, May 6, that sought to establish a monthly rent, determined by the public housing agency, that does not exceed 30 percent of the monthly adjusted income of the family or 10 percent of the monthly income of the family (rejected by a recorded vote of 172 ayes to 252 noes, Roll No. 106); and **Page 7420**

The Velázquez en block amendment that sought to reduce the minimum rental amount from not less than $25 nor more than $50 to not more than $25 per month; and reduces the minimum monthly rental contribution from not less than $25 nor more than $50 to not more than $25. **Page 7422**

Withdrawn:

The Jackson-Lee amendment was offered but subsequently withdrawn that sought to establish, for not less than 50 percent of available housing units, occupancy preferences for families who live in substandard housing, pay more than 50 percent of income for rent, or are involuntarily displaced; and **Page 7421**

The Moran of Virginia amendment was offered but subsequently withdrawn that sought to allow housing agencies with a waiting list of 1 year or longer to establish a 5-year limitation on residence in public housing

and exempts from this limitation families with a working member, the elderly, or the disabled. **Page 7426**

On April 30, the House agreed to H. Res. 133, the rule that is providing for consideration of the bill. **Pages 6838**

Flood Control and Family Protection Act: The House completed all debate and began considering amendments to H.R. 478, to amend the Endangered Species Act of 1973 to improve the ability of individuals and local, State, and Federal agencies to comply with that Act in building, operating, maintaining, or repairing flood control projects, facilities, or structures. **Page 7439**

H. Res. 142, the rule that is providing for consideration of the bill was approved earlier by a yea-and-nay vote of 415 yeas to 8 nays, Roll No. 107. **Page 7436**

Agreed To:

The Pombo amendment, as modified, that exempts from the Endangered Species Act consultation and conferencing provisions, the maintenance, rehabilitation, repair, or replacement of a flood control project, facility, or structure where necessary to protect human life or prevent the substantial risk of serious property damage; **Page 7449**

The Dicks amendment, to the agreed to Boehlert amendment in the nature of a substitute, that clarifies that exemptions apply to projects to repair a flood control facility in response to a substantial threat to human lives and property; **Page 7458**

The Gilchrest amendment, to the agreed to Boehlert amendment in the nature of a substitute, that directs that GAO conduct a study of the costs and nature of mitigation required by the U.S. Fish and Wildlife Service and the National Marine Fisheries Service pursuant to consultation under the Endangered Species Act for flood control levee maintenance projects; and **Page 7464**

The Boehlert amendment in the nature of a substitute, as amended, that exempts from the Endangered Species Act consultation and conferencing provisions, a project to replace a flood control facility that is declared a Federal disaster area in 1997 to the extent as would be required by California projects subject to the U.S. Fish and Wildlife Service Policy on Emergency Flood Response and Short Term Repair of Flood Control Facilities issued on February 19, 1997; provides that exemptions shall not apply after the date that the Assistant Secretary of the Army for Civil Works determines that repairs have been completed or December 31, 1998, whichever is earlier; and clarifies that the exemptions apply to any project to repair a flood control facility in response to an imminent threat to human lives and property (agreed to by a recorded vote of 227 ayes to 196 noes, Roll No. 108). **Page 7452**

Juvenile Crime Control Act: The House completed debate on H.R. 3, to combat violent youth crime and increase accountability for juvenile criminal offenses. Consideration of amendments will begin on Thursday, May 8. **Page 7480**

H. Res. 143, the rule that is providing for consideration of the bill was agreed to earlier by a yea-and-nay vote of 252 yeas to 159 nays, Roll No. 109. **Page 7470**

Bipartisan Task Force on Reform of the Ethics Process: Agreed by unanimous consent that the order of the House of April 23, 1997 be extended through June 12, 1997. The order of the House of February 12 concerning the Ethics process was modified on April 23. In furtherance of the understanding concerning the establishment of the ethics task force:

Made in order during the period beginning immediately and ending on June 12, 1997: (1) the Committee on Standards of Official Conduct may not receive, renew, initiate, or investigate a complaint against the official conduct of a member, officer, or employee of the House; (2) the Committee on Standard of Official Conduct may issue advisory opinions and perform other non-investigative functions; and (3) a resolution addressing the official conduct of a member, officer, or employee of the House that is proposed to be offered from the floor by a member other than the Majority Leader or the Minority Leader, or a Member designated from the floor by the Majority Leader or the Minority Leader at the time of notice pursuant to clause 2(A)(1) of Rule IX, as a question of the privileges of the House shall once noticed pursuant to clause 2(a)(1) of Rule IX, have precedence over all other questions except motions to adjourn only at a time or place designated by the Chair in the legislative schedule within two legislative days after June 12, 1997. **Page 7490**

Advisory Committee On The Records Of Congress: Read a letter from the Minority Leader wherein he appointed Dr. Joseph Cooper of Baltimore, Maryland to the Advisory Committee on the Records of Congress. **Page 7490**

Advisory Commission On Intergovernmental Relations: The Chair announced the Speaker's appointment of Representatives Shays and Snowbarger to the Advisory Commission on Intergovernmental Relations. **Page 7491**

Congressional Award Board: The Chair announced the Speaker's appointment of Representative Cubin to the Congressional Award Board. **Page 7491**

Amendments: Amendments ordered printed pursuant to the rule appear on page 7510.

Quorum Calls—Votes: Three yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 7419, 7420, 7438, 7469, and 7480. There were no quorum calls.

Adjournment: Met at 11:00 a.m. and adjourned at 12:00 midnight.

Committee Meetings

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD, and Independent Agencies held a hearing on the Consumer Product Safety Commission, the Consumer Information Center, and on the Office of Consumer Affairs. Testimony was heard from Ann Brown, Chairman, Consumer Product Safety Commission; Teresa Navarro Nasif, Director, Consumer Information Center, GSA; and Leslie L. Byrne, Director, U.S. Office of Consumer Affairs.

FINANCIAL MODERNIZATION

Committee on Banking and Financial Services: Held a hearing on Financial Modernization, including H.R. 10, Financial Services Competitiveness Act of 1997. Testimony was heard fromJames L. Bothwell, Chief Economist, GAO; and public witnesses.

RIEGLE-NEAL CLARIFICATION ACT

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit approved for full Committee action amended H.R. 1306, Riegle-Neal Clarification Act of 1997.

OFFICE OF SCIENCE AND TECHNOLOGY

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on the Department of Energy's Office of Science and Technology (OST), focusing on issues relating to OST-funded technologies and their deployment at DOE sites. Testimony was heard from the following officials of the Department of Energy: Alvin Alm, Assistant Secretary, Environmental Management; and Clyde W. Frank, Deputy Assistant Secretary, Technology Development; the following officials of the Resources, Community and Economic Development Division, GAO: Victor S. Rezendes, Director, Energy, Resources, and Science Issues; and Rachel J. Hesselink, Senior Evaluator; and a public witness.

MISCELLANEOUS MEASURES

Committee on Education and the Workforce: Ordered reported the following bills: H.R. 5, amended, IDEA Improvement Act of 1997; and H.R. 1511, Cost of Higher Education Review Act of 1997.

MISCELLANEOUS MEASURES

Committee on International Relations: Favorably considered and adopted a motion urging the Chairman to request that the following measures be considered on the Suspension Calendar: H. Res. 121, expressing the sense of the House of Representatives regarding the March 30, 1997, terrorist grenade attack in Cambodia; H. Con. Res. 50, expressing the sense of the Congress regarding the status of the investigation of the bombing of the Israeli Embassy in Buenos Aires in 1992; and H. Con. Res. 63, expressing the sense of the Congress regarding the 50th anniversary of the Marshall Plan and reaffirming the commitment of the United States to the principles that led to the establishment of that program.

U.S. POLICY TOWARD INDONESIA

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on U.S. Policy Toward Indonesia. Testimony was heard from Aurelia Brazeal, Deputy Assistant Secretary, Bureau of East Asian and Pacific Affairs, Department of State; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Held an oversight hearing on Reclaiming Our Youth: Grassroots Solutions to Crime and Violence. Testimony was heard from Speaker Gingrich, Representative Fattah; the following officials of the District of Columbia: David Gilmore, Receiver, Housing Authority; and members of the Metropolitan Police Department; and public witnesses.

NAVAL PETROLEUM RESERVES

Committee on National Security: Subcommittee on Military Readiness held a hearing on Naval Petroleum Reserves. Testimony was heard from Representative Hefley; Martin J. Fitzgerald, Associate General Counsel, GAO; and Patricia Fry Godley, Assistant Secretary, Fossil Energy, Department of Energy.

NATIONAL DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Research and Development held a hearing on the fiscal year 1998 National Defense Authorization request—Ballistic Missile Defense (BMD) Threat. Testimony was heard from public witnesses.

EPA'S PARTICULATE MATTER AND OZONE STANDARDS

Committee on Science: Subcommittee on Energy and Environment continued hearings on "The Science Behind EPA's Proposed Particulate Matter/Ozone Standards, Part 2". Testimony was heard from Carl E. Krentz, Mayor, La Porte, Indiana; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Transportation and Infrastructure: Ordered reported the following measures: H. Con. Res. 49, authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby; H. Con. Res. 66, authorizing the use of the Capitol Grounds for the 16th annual National Peace Officers' Memorial Service; and H. Con. Res. 67, authorizing the 1997 Special Olympics Torch Relay to run through the Capitol Grounds.

The Committee approved two Committee GSA resolution amendments; and 21 Water Resources Survey resolutions.

The Committee also approved other pending Committee business.

HIGH SPEED RAIL PROGRAMS

Committee on Transportation and Infrastructure: Subcommittee on Railroads held a hearing on High Speed Rail Programs. Testimony was heard from Jolene Molitoris, Administrator, Federal Railroad Administration, Department of Transportation; and a public witness.

GOVERNMENT PERFORMANCE AND RESULTS ACT—STRATEGIES FOR THE VETERANS EMPLOYMENT AND TRAINING SERVICE

Committee on Veterans' Affairs: Subcommittee on Benefits held a hearing on Government Performance and Results Act strategies for the Veterans Employment and Training Service. Testimony was heard from Preston M. Taylor, Jr., Assistant Secretary, Veterans' Employment and Training, Department of Labor; Carlotta C. Joyner, Director, Education and Employment Issues, Health, Education and Human Services Division, GAO; and representatives of various veterans organizations.

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Thursday, May 8, 1997

Senate

Chamber Action

Routine Proceedings, page 7527–7652

Measures Introduced: Fifteen bills and one resolution were introduced, as follows: S. 718–732 and S. Con. Res. 26. **Page 7614**

Measures Reported: Reports were made as follows:

S. Res. 58, to state the sense of the Senate that the Treaty of Mutual Cooperation and Security Between the United States of America and Japan is essential for furthering the security interests of the United States, Japan, and the countries of the Asia-Pacific region, and that the people of Okinawa deserve recognition for their contributions toward ensuring the Treaty's implementation.

S. 342, to extend certain privileges, exemptions, and immunities to Hong Kong Economic and Trade Offices.

S. 536, to amend the National Narcotics Leadership Act of 1988 to establish a program to support and encourage local communities that first demonstrate a comprehensive, long-term commitment to reduce substance abuse among youth, and for other purposes, with an amendment in the nature of a substitute.

S. 670, to amend the Immigration and Nationality Technical Corrections Act of 1994 to eliminate the special transition rule for issuance of a certificate of citizenship for certain children born outside the United States.

S. Con. Res. 6, expressing concern for the continued deterioration of human rights in Afghanistan and emphasizing the need for a peaceful political settlement in that country, with an amendment in the nature of a substitute.

S. Con. Res. 21, congratulating the residents of Jerusalem and the people of Israel on the thirtieth anniversary of the reunification of that historic city. **Page 7611**

Measures Passed:

Jack Swigert Statue: Senate agreed to H. Con. Res. 25, providing for acceptance of a statue of Jack Swigert, presented by the State of Colorado, for placement in Nation Statuary Hall. **Page 7609**

Authorizing Use of Capitol Rotunda: Senate agreed to S. Con. Res. 26, to permit the use of the rotunda of the Capitol for a congressional ceremony honoring Mother Teresa. **Page 7651**

Supplemental Appropriations: By 78 yeas to 22 nays (Vote No. 63) Senate agreed to a motion to advance S. 672, making supplemental appropriations and rescissions for the fiscal year ending September 30, 1997, to third reading, after taking action on amendments proposed thereto, as follows: **Pages 7531, 7652**

Adopted:

Reid (for Kempthorne) Modified Amendment No. 139, to allow emergency repairs of flood control projects, structures and facilities. **Page 7568**

Stevens (for Moseley-Braun) Amendment No. 100, to provide funds for the replacement of Gaumer's Bridge in Vermilion County, Illinois. **Page 7578**

Stevens (for Murray/Gorton) Amendment No. 134, to allow a State the option to issue food stamp benefits to certain individuals made ineligible by welfare reform. **Page 7578**

Stevens (for Cochran) Amendment No. 236, to make a technical correction. **Page 7580**

Stevens (for Torricelli/Lautenberg) Amendment No. 114, to provide funds for a study of the high rate of cancer among children in the Dover Township, New Jersey. **Page 7595**

Stevens Amendment No. 237, to provide additional emergency community development block grant funds for disaster areas. **Page 7595**

Stevens (for Snowe/Kerry) Modified Amendment No. 80, to provide a Good Samaritan exemption from the take reduction rules under the Marine Mammal Protection Act of 1972. **Page 7595**

Stevens (for Conrad) Modified Amendment No. 175, to provide permissive transfer authority of up to $20,000,000 from the Federal Emergency Management Agency Disaster Relief Account to the Disaster Assistance Direct Loan Program Account. **Page 7597**

Stevens (for Murray/Gorton) Amendment No. 238, to provide funds to continue the salmon fishing permit buyback program. **Page 7597**

Stevens (for Dorgan) Amendment No. 151, to permit the use of certain child care funds to assist the residents of areas affected by the flooding of the Red River of the

North and it tributaries in meeting emergency demands for child care services. **Page 7598**

Stevens (for Grassley) Amendment No. 239, to provide relief to agriculture producers who granted easements to, or owned or operated land condemned by, the Secretary of the Army for flooding losses caused by water retention at the dam site at Lake Redrock, Iowa, to the extent that the actual losses exceed the estimates of the Secretary. **Page 7601**

Rejected:

Byrd Amendment No. 59, to strike those provisions providing for continuing appropriations in the absence of regular appropriations for fiscal year 1998. (By 55 yeas to 45 nays (Vote No. 61), Senate tabled the amendment.) **Page 7531**

Warner Amendment No. 66, to modify the requirements for the additional obligation authority for Federal-aid highways. (By 54 yeas to 46 nays (Vote No. 60), Senate tabled the amendment.) **Page 7531**

Gramm Amendment No. 118, to ensure full funding of disaster assistance without adding to the Federal debt. (By 62 yeas to 38 nays (Vote No. 62), Senate tabled the amendment.) **Pages 7576, 7580**

Hutchison Amendment No. 62, to provide for enrollment flexibility. (The Chair sustained a point of order that the amendment was not germane, and the amendment was ruled out of order.) **Page 7599**

Withdrawn:

Reid/Baucus Amendment No. 171, to substitute provisions waiving formal consultation requirements and "takings" liability under the Endangered Species Act for operating and repairing flood control projects damaged by flooding. **Pages 7531, 7598**

A unanimous-consent agreement was reached providing that when the Senate receives from the House H.R. 1469, Fiscal Year 1997 Supplemental Appropriations and Rescissions Act, the Senate be deemed to have considered the bill, that all after the enacting clause be stricken and the text of S. 672, as amended, be substituted in lieu thereof, that the bill be deemed to have been passed, that the Senate insist on its amendment and request a conference with the House thereon, and the Chair be authorized to appoint conferees on the part of the Senate. **Page 7595**

Family Friendly Workplace Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 4, to amend the Fair Labor Standards Act of 1938 to provide to private sector employees the same opportunities for time-and-a-half compensatory time off, biweekly work programs, and flexible credit hour programs as Federal employees currently enjoy to help balance the demands and need of work and family, to clarify the provisions relating to exemptions of certain professionals from the minimum wage and overtime requirements of the Fair Labor Standards Act of 1938, on Tuesday, May 13. **Page 7601**

Appointments:

U.S. Coast Guard Academy: The Chair, on behalf of the Vice President, pursuant to 14 U.S.C. 194(a), as amended by Public Law 101–595, appointed the following Senators to the Board of Visitors of the U.S. Coast Guard Academy: Senator McCain, ex officio, as Chairman, Senator Ashcroft, and Senator Hollings, each from the Committee on Commerce, Science, and Transportation, and Senator Murray, At Large. **Page 7610**

U.S. Merchant Marine Academy: The Chair, on behalf of the Vice President, pursuant to Title 46, Section 1295(b), of the U.S. Code, as amended by Public Law 101–595, appointed the following Senators to the Board of Visitors of the U.S. Merchant Marine Academy: Senator McCain, ex officio, as Chairman, Senator Snowe, and Senator Breaux, each from the Committee on Commerce, Science, and Transportation, and Senator Inouye, At Large. **Page 7610**

Messages From the House: **Page 7610**

Measures Referred: **Page 7610**

Communications: **Page 7610**

Executive Reports of Committees: **Page 7611**

Statements on Introduced Bills: **Page 7614**

Additional Cosponsors: **Page 7645**

Amendments Submitted: **Page 7646**

Notices of Hearings: **Page 7647**

Authority for Committees: **Page 7647**

Additional Statements: **Page 7647**

Record Votes: Four record votes were taken today. (Total—63) **Pages 7545, 7568, 7586, 7601**

Adjournment: Senate convened at 9:15 a.m., and adjourned at 6:59 p.m., until 9:15 a.m., on Friday, May 9, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 7652.)

Committee Meetings

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction concluded hearings on proposed budget estimates for fiscal year 1998 for Army and certain defense agencies' military construction programs, after receiving testimony from Robert M. Walker, Assistant Secretary of the Army; Gary Robinson, Command Engineer, U.S. Special Operations Command; Brig. Gen. Robert G. Claypool, USA, Deputy Assistant Secretary of Defense; Frederick N. Baillie, Executive Director of Business Management, Defense Logistics Agency; and Bruce M. Carnes, Deputy Director for Resource Management, Defense Finance and Accounting Service.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 238 military nominations in the Army, Navy, and Air Force.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 462, to reform and consolidate the public and assisted housing programs of the United States, and to redirect primary responsibility for these programs from the Federal Government to States and localities.

AUTHORIZATION—HAZARDOUS MATERIALS TRANSPORTATION

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation and Merchant Marine concluded hearings on proposed legislation authorizing funds for programs of the Hazardous Materials Transportation Act, focusing on safety issues, after receiving testimony from Kelley S. Coyner, Deputy Administrator, and Alan Roberts, Associate Administrator for Hazardous Materials Safety, both of the Research and Special Programs Administration, Department of Transportation; Robert Chipkevich, Chief, Pipeline and Hazardous Materials Division, National Transportation Safety Board; Charlotte R. Lane, West Virginia Public Service Commission, Charleston; and Cynthia Hilton, Association of Waste Hazardous Materials Transporters, and Clifford J. Harvison, National Tank Truck Carriers, Inc., both of Alexandria, Virginia.

ELECTRIC UTILITIES DEREGULATION

Committee on Energy and Natural Resources: Committee met to further discuss proposals to advance the goals of deregulation and competition in the electric power industry, focusing on the effects of competition on fuel use and types of fuel generation, receiving testimony from Donald W. Niemiec, Union Pacific Resources Group, Fort Worth, Texas; Samuel K. Skinner, Commonwealth Edison Company, Chicago, Illinois; Steven F. Leer, Arch Mineral Corporation, St. Louis, Missouri, on behalf of the National Mining Association; George Minter, Pacific Enterprises, Los Angeles, California; Brent Allen, Alpar Resources Inc., Perryton, Texas, on behalf of the Independent Petroleum Association of America; Lawrence W. Plitch, Wheelabrator Technologies Incorporated, Hampton, New Hampshire, on behalf of the Integrated Waste Services Association; Julie A. Keil, Portland General Electric Company, Portland, Oregon, on behalf of the Industry Coalition for Hydropower; and Dede Hapner, Pacific Gas and Electric Company, San Francisco, California.

Committee will meet again on Thursday, May 22.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The Document Agreed Among the States Parties to the Treaty on Conventional Armed Forces in Europe CFE of November 19, 1990, adopted at Vienna on May 31, 1996 ("the Flank Document"). The Flank Document is Annex A of the Final Document of the first CFE Review Conference (Treaty Doc. 105–5), with 14 conditions;

The nominations of Jeffrey Davidow, of Virginia, to be a Member of the Board of Directors of the Inter-American Foundation, Stuart E. Eizenstat, of Maryland, to be Under Secretary of State for Economic, Business and Agricultural Affairs, Thomas R. Pickering, of New Jersey, to be Under Secretary of State for Political Affairs, Karen Shepherd, of Utah, to be United States Director of the European Bank for Reconstruction and Development, Letitia Chamber, of the District of Columbia, to be a Representative of the United States to the Fifty-first Session of the General Assembly of the United Nations, and Prezell R. Robinson, of North Carolina, and James Catherwood Hormel, of California, each to be an Alternate Representative of the United States to the Fifty-first Session of the United Nations, and certain Foreign Service Officers' appointment and promotion lists;

S. 342, to extend certain privileges, exemptions, and immunities to Hong Kong Economic and Trade Offices;

S. Res. 58, to state the sense of the Senate that the Treaty of Mutual Cooperation and Security Between the United States and Japan is essential for furthering the security interest of the United States, Japan, and the countries of the Asia-Pacific region, and that the people of Okinawa deserve recognition for their implementation;

S. Con. Res. 6, expressing concern for the continued deterioration of human rights in Afghanistan and emphasizing the need for a peaceful political settlement in that country, with an amendment in the nature of a substitute; and

S. Con. Res. 21, congratulating the residents of Jerusalem and the people of Israel on the thirtieth anniversary of the reunification of that historic city.

TELEVISION PROGRAMMING

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring and the District of Columbia concluded oversight hearings to discuss the influence of certain television programming on children's language development, reading skill, attention span, and attitudes toward violence, sexuality, and other behaviors, and the Federal Government's role in improving the content of programming, after receiving testimony from L. Brent Bozell III, Parents Television Council/Media Research Center, Alexandria, Virginia; Sarah S. Brown, National Campaign to Prevent Teen Pregnancy, David Murray, Statistical Assessment Service, and Elayne Bennett, Best Friends Foundation, all of Washington,

D.C.; Jane D. Brown, University of North Carolina School of Journalism and Mass Communications, Chapel Hill; Laurie Humphries, University of Kentucky College of Medicine, Lexington, on behalf of the American Academy of Child and Adolescent Psychiatry; and Mary Anne Layden, Center for Cognitive Therapy/University of Pennsylvania, Philadelphia.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nomination of Joel I. Klein, of the District of Columbia, to be an Assistant Attorney General, Department of Justice;

S. 536, to establish a program to support and encourage local communities that first demonstrate a comprehensive, long-term commitment to reduce substance abuse among youth, with an amendment in the nature of a substitute; and

S. 670, to eliminate the special transition rule for issuance of a certificate of citizenship for certain children born outside the United States.

CRIMINAL USE OF GUNS

Committee on the Judiciary: Committee concluded hearings on S. 191, to require a five-year mandatory minimum sentence for any violent or drug trafficking felon having a firearm in his or her possession during the commission of a heinous crime, and to review the impact of the Supreme Court's 1995 decision in *Bailey* v. *United States* on federal drug and violent crime prosecutions, after receiving testimony from Senator Helms; Kevin Di Gregory, Deputy Assistant Attorney General, Criminal Division, and Walter C. Holton, Jr., United States Attorney for the Middle District of North Carolina, both of the Department of Justice; George J. Terwilliger III, McGuire, Woods, Battle, and Boothe, former Deputy Attorney General of the United States, and Thomas G. Hungar, Gibson, Dunn & Crutcher, both of Washington, D.C.; Paul F. Evans, Boston Police Department, Boston, Massachusetts; Katina M. Johnstone, New Yorkers Against Gun Violence, New York, New York; and Anthony M. Wilson, Chantilly, Virginia.

GPO REFORM

Committee on Rules and Administration: Committee concluded hearings to review legislative recommendations on certain revisions to Title 44 of the U.S. Code which authorizes the Government Printing Office to provide permanent public access to Federal government information, after receiving testimony from Sally Katzen, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; Richard L. Shiffrin, Deputy Assistant Attorney General, Office of Legal Counsel, Department of Justice; Francis J. Buckley, Shaker Heights Public Library, Shaker Heights, Ohio; Ben Cooper, Printing Industries of America, Inc., Alexandria, Virginia; and Ronald G. Dunn, Information Industry Association, Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 1553–1577; and 2 resolutions, H.J. Res. 78 and H. Con. Res. 77, were introduced. **Page 7747**

Reports Filed: One Report was filed as follows:

H.R. 1385, to consolidate, coordinate, and improve employment, training, literacy, and vocational rehabilitation programs in the United States, amended (H. Rept. 105–93). **Page 7748**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Ewing to act as Speaker pro tempore for today. **Page 7653**

Journal: By a yea-and-nay vote of 350 yeas to 56 nays, Roll No. 110, the House agreed to the Speaker's approval of the Journal of Wednesday, May 7. **Page 7655**

Juvenile Crime Control Act of 1997: By a recorded vote of 286 ayes to 132 noes, Roll No. 118, the House passed H.R. 3, to combat violent youth crime and increase accountability for juvenile criminal offenses. **Page 7656**

Rejected, by a recorded vote of 174 ayes to 243 noes, Roll No. 117, the Conyers motion to recommit the bill to the Committee on the Judiciary with instructions to report it back to the House forthwith with an amendment in the nature of a substitute. **Page 7694**

Agreed to the Committee amendment in the nature of a substitute as amended. **Page 7688**

Agreed To:

The Meehan amendment that allows special priority for Byrne Discretionary Grants to public agencies that have strategies implemented or proposed that provide for cooperation between law enforcement agencies to disrupt the illegal sale or transfer of firearms to juveniles by tracing the sources of guns; **Page 7683**

The Dunn amendment that requires states submit a plan that describes the process by which parents will be notified of a juvenile sex offenders enrollment in an elementary or secondary school, as a condition of eligibility for Byrne Grant funding (agreed to by a recorded vote of 398 ayes to 21 noes, Roll No. 116); and **Pages 7683, 7688**

The McCollum amendment that specifies that the Attorney General can certify that the interests of justice can be best served by proceeding against a juvenile as a juvenile rather than an adult; clarifies that the Attorney General instead of the Director of the Bureau of Justice Assistance is authorized to provide grants; defines serious violent crime as murder, aggravated sexual assault, and

assault with a firearm; allows funding for renovating temporary or permanent juvenile correction or detention facilities and training of correctional personnel; allows 180 days to process grant applications; and limits administrative costs of eligible units that receive funds to not more than 10 percent. **Page 7686**

Rejected:

The Stupak amendment in the nature of a substitute that sought to authorize $1.5 billion in funding over three years for juvenile offender control and prevention grants with not less than 60 percent of the funding for prevention and intervention programs; not less than 10 percent of the funding for building or expanding secure juvenile correction or detention facilities for violent juvenile offenders; and not less than 20 percent of the funding for implementing graduated sanctions for juvenile offenders and improving State juvenile justice systems; expedites to 90 days the time in which a judge must decide whether to transfer a juvenile to adult court; increases the penalty for handgun possession; and provides a review to evaluate the effectiveness of federally funded programs for preventing juvenile violence and substance abuse (rejected by a recorded vote of 200 ayes to 224 noes with 1 voting "present", Roll No. 111); **Page 7660**

The Waters amendment that sought to delete the provision requiring the prosecution as adults of juveniles who are charged with conspiracy to commit drug crimes (rejected by a recorded vote of 100 ayes to 320 noes, Roll No. 112); **Page 7673**

The Conyers amendment that sought to eliminate the provisions that expand current law regarding the prosecution of 13-year-olds as adults (rejected by a recorded vote of 129 ayes to 288 noes, Roll No. 113); **Page 7675**

The Scott amendment that sought to strike the authorization to use juvenile accountability block grants for building, expanding or operating temporary or permanent juvenile correction or detention facilities (rejected by a recorded vote of 101 ayes to 321 noes, Roll No. 114); **Page 7677**

The Lofgren amendment that sought to use juvenile accountability block grants for specified programs to prevent young Americans from becoming involved in crime or gangs and requires that not less than 50 percent of the grant amount received by local governments be used for these prevention programs (recorded vote of 191 ayes to 227 noes, Roll No. 115); **Page 7679**

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 to reflect the actions of the House in amending the bill. **Page 7699**

On May 7, the House agreed to H. Res. 143, the rule that is providing for consideration of the bill. **Page 7673**

Housing Authority and Responsibility Act: The House resumed consideration of amendments to H.R. 2, to repeal the United States Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs. The House completed all debate on Wednesday, April 30 and considered amendments to the bill on Thursday, May 1, Tuesday, May 6, and Wednesday, May 7. **Page 7700**

Rejected:

The Nadler amendment that sought to increase funding for choice based rental housing and homeownership assistance by $305 million to provide an additional 50,000 vouchers; **Pages 7707, 7719**

Votes postponed:

The Kennedy of Massachusetts amendment that seeks to specify that of all families who receive choice based housing assistance, not less than 75 percent shall be families whose incomes do not exceed 30 percent of the area median income; **Page 7700**

The Kennedy of Massachusetts amendment that seeks to delete Title IV, the Home Rule Flexible Grant Option that gives local governments and municipalities the flexibility to administer Federal housing assistance. **Page 7712**

The Vento amendment that seeks to delete the Housing Evaluation and Accreditation Board that is to be established as an independent agency. **Page 7719**

On April 30, the House agreed to H. Res. 133, the rule that is providing for consideration of the bill. **Pages 6836**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at noon on Monday, May 12; and agreed that when the House adjourns on Monday, it adjourn to meet at 12:30 p.m. on Tuesday, May 13 for morning hour debate. **Page 7729**

Calendar Wednesday: Agreed that the business in order under the calendar Wednesday rule be dispensed with on Wednesday, May 14. **Page 7729**

Late Report: The Committee on International Relations received permission to have until midnight on Friday, May 9 to file a report on H.R. 1486, Foreign Policy Reform Act. **Page 7729**

Amendments: Amendments ordered printed pursuant to the rule appear on page 7749.

Quorum Calls—Votes: One yea-and-nay vote and eight recorded votes developed during the proceedings of the House today and appear on pages 7656, 7673, 7676, 7677, 7682, 7688, and 7698. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 8:40 p.m.

Committee Meetings

DAIRY AND RELATED PRODUCTS TRADE BETWEEN U.S. AND EUROPEAN UNION

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry held a hearing to review the status and future prospects for trade in livestock, dairy, and poultry products between the United States and the European Union. Testimony was heard from Representative Watkins; Paul Drazek, Special Assistant to the Secretary, International Trade, USDA; and public witnesses.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing on D.C. Privatization of the Financial Management System. Testimony was heard from public witnesses.

REAUTHORIZATIONS—EXPORT-IMPORT BANK AND U.S. PARTICIPATION IN INTERNATIONAL FINANCIAL INSTITUTIONS

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy approved for full Committee action as amended the following bills: H.R. 1370, to reauthorize the Export-Import Bank of the United States; and H.R. 1488, to authorize U.S. participation in various international financial Institutions.

REVIEW OF EPA'S OZONE AND PARTICULATE MATTER NAAQS REVISIONS

Committee on Commerce: Subcommittee on Health and Environment and Subcommittee on Oversight and Investigations continued joint hearings on Review of EPA's Proposed Ozone and Particulate Matter NAAQS Revisions. Testimony was heard from Frederick W. Lipfert, Department of Applied Science, Brookhaven National Laboratory; and public witnesses.

Hearings continue May 15.

EXPANSION OF PORTABILITY AND HEALTH INSURANCE COVERAGE ACT

Committee on Education and the Workforce: Subcommittee on Employer-Employee Relations held a hearing on H.R. 1515, Expansion of Portability and Health Insurance Coverage Act of 1997. Testimony was heard from Representative Moran of Virginia; Kathleen Sebelius, Commissioner of Insurance, State of Kansas; and public witnesses.

DOLLARS TO THE CLASSROOM

Committee on Education and the Workforce: Subcommittee on Oversight and Investigations held a hearing on Dollars to the Classroom. Testimony was heard from Representatives Pitts, Graham and Blunt; Barbara Stock Nielsen, Superintendent of Education and CEO, Department of Education, State of South Carolina; and public witnesses.

OVERSIGHT—GPO

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information and Technology held a hearing on "Oversight of the GPO". Testimony was heard from Michael DiMario, Public Printer, GPO; and public witnesses.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources held an oversight hearing of the NIH and FDA: Bioethics and the Adequacy of Informed Consent. Testimony was heard from the following officials of the Department of Health and Human Services: William Raub, Deputy Assistant Secretary and Acting Executive Director, National Bioethics Advisory Committee; Mary Pendergast, Deputy Commissioner, FDA; David Satcher, M.D., Director, Centers for Disease Control and Prevention; and Harold Varmus, M.D., Director, NIH; and public witnesses.

ENCRYPTION

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on Encryption: Individual Right to Privacy vs. National Security. Testimony was heard from William Reinsch, Under Secretary, Bureau of Export Administration, Department of Commerce; William Crowell, Deputy Director, NSA, Department of Defense; Robert Litt, Deputy Assistant Attorney General, Criminal Division, Department of Justice; and public witnesses.

FLAG DESECRATION—CONSTITUTIONAL AMENDMENT

Committee on the Judiciary: Subcommittee on the Constitution approved for full Committee action H.J. Res. 54, proposing an amendment to the Constitution of the United States authorizing the Congress to prohibit the physical desecration of the flag of the United States.

MILITARY CONSTRUCTION BUDGET

Committee on National Security: Subcommittee on Military Installations and Facilities held a hearing on the fiscal year 1998 military construction budget. Testimony was heard from Representatives Gordon, Farr, Pappas, Pallone, Whitfield, Bryant, Stupak, Smith of New Jersey and Frelinghuysen; and public witnesses.

READY RESERVE MOBILIZATION PROGRAM STATUS

Committee on National Security: Subcommittee on Military Personnel held a hearing on the status of the Ready Reserve Mobilization Insurance Program. Testimony was heard from Mark E. Gebicke, Director, Military Operations and Capabilities Issues, National Security and International Affairs Division, GAO; and the following officials of the Department of Defense: Robert J.

Lieberman, Jr., Assistant Inspector General, Auditing; and Deborah R. Lee, Assistant Secretary, Reserve Affairs.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Forests and Forest Health approved for full Committee action the following bills: H.R. 985, amended, to provide for the expansion of the Eagles Nest Wilderness within Arapaho and White River National Forests, CO, to include the lands known as the Slate Creek Addition upon the acquisition of the lands by the United States; H.R. 1019, to provide for a boundary adjustment and land conveyance involving the Raggeds Wilderness, White River National Forest, CO, to correct the effects of earlier erroneous land surveys; H.R. 1020, to adjust the boundary of the White River National Forest in the State of Colorado to include all National Forest System lands within Summit County, CO, which are currently part of the Dillon Ranger District of the Arapaho National Forest; H.R. 1439, amended, to facilitate the sale of certain land in Tahoe National Forest, in the State of California to Placer County, California; and H.R. 79, amended, Hoopa Valley Reservation South Boundary Adjustment Act.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks and Public Lands approved for full Committee action the following bills: H.R. 765, to ensure maintenance of a herd of wild horses in Cape Lookout National Seashore; and H.R. 1127, National Monument Fairness Act of 1997.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Health held a hearing on the following: H.R. 1362, Veterans Medicare Reimbursement Demonstration Act of 1997; and proposals on both Medical Care Cost Recovery and physician's special pay. Testimony was heard from Kathleen A. Buto, Associate Administrator, Policy, Health Care Financing Administration, Department of Health and Human Services; Paul Van de Water, Assistant Director, Budget Analysis, CBO; Kenneth Kizer, M.D., Under Secretary, Health, Veterans Health Administration, Department of Veterans Affairs; and representatives of veterans organizations.

IRS' 1995 EARNED INCOME TAX CREDIT COMPLIANCE STUDY

Committee on Ways and Means: Held a hearing on the Internal Revenue Service's 1995 Earned Income Tax Credit Compliance Study. Testimony was heard from the following officials of the Department of the Treasury: Michael P. Dolan, Deputy Commissioner and Ted F. Brown, Assistant Commissioner, Criminal Investigation, both with the IRS and John Karl Scholz, Deputy Assistant Secretary, Tax Analysis; and Lynda D. Willis, Director, Tax Policy and Administration Issues, General Government Division, GAO.

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Friday, May 9, 1997

Senate

Chamber Action

Routine Proceedings, pages 7801–7837

Measures Introduced: One bill was introduced, as follows: S. 733. **Page 7832**

Measures Reported: Reports were made as follows:

Report to accompany S. 717, Individuals With Disabilities Education Act Amendments of 1997. (S. Rept. No. 105–17) **Page 7829**

Executive Reports of Committees: The Senate received the following executive report of a committee:

Report to accompany the Flank Document Agreement to the CFE Treaty (Treaty Doc. 105–5) (Exec. Rept. No. 105–1); **Page 7829**

Executive Reports of Committees: **Page 7829**

Statements on Introduced Bills: **Page 7832**

Additional Cosponsors: **Page 7833**

Additional Statements: **Page 7833**

Adjournment: Senate convened at 9:15 a.m., and adjourned at 1:52 p.m., until 10 a.m., on Monday, May 12, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 7837.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. It will next meet on Monday, May 12.

Committee Meetings

No committee meetings were held.

Monday, May 12, 1997

Senate

Chamber Action

Routine Proceedings, pages 7851–7886

Measures Introduced: Two bills were introduced, as follows: S. 734 and 735. **Page 7880**

Individuals With Disabilities Education Act: Senate began consideration of S. 717, to amend the Individuals with Disabilities Education Act, to reauthorize and make improvements to that Act, taking action on amendments proposed thereto, as follows: **Page 7855**

Adopted:

Jeffords Amendment No. 240, to modify provisions relating to the limitation on the provision of a free appropriate public education to children with disabilities. **Page 7861**

Pending:

Gregg Amendment No. 241, to modify the provision relating to the authorization of appropriations for special education and related services to authorize specific amounts or appropriations. **Page 7861**

Senate may resume consideration of the bill on Tuesday, May 13, 1997.

Communications: **Page 7880**

Statements on Introduced Bills: **Page 7881**

Additional Cosponsors: **Page 7883**

Amendments Submitted: **Page 7883**

Notices of Hearings: **Page 7883**

Additional Statements: **Page 7884**

Adjournment: Senate convened at 10 a.m., and adjourned at 4:18 p.m., until 10 a.m., on Tuesday, May 13, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 7886.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: None.

Reports Filed: One Report was filed Friday, May 9, as follows:

H.R. 1486, to consolidate international affairs agencies, to reform foreign assistance programs, to authorize appropriations for foreign assistance programs and for the Department of State and related agencies for fiscal years 1998 and 1999, amended (H. Rept. 105–94). **Page 7850**

Amendments: Amendments ordered printed pursuant to the rule appear on page 7850.

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

Adjournment: Met at 12:00 noon and adjourned at 1:26 p.m.

Committee Meetings

No Committee meetings were held.

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Tuesday, May 13, 1997

Senate

Chamber Action

Routine Proceedings, pages 7890–7966

Measures Introduced: Two bills were introduced, as follows: S. 736 and 737. **Page 7958**

Family Friendly Workplace Act: Senate began consideration of S. 4, to amend the Fair Labor Standards Act of 1938 to provide to private sector employees the same opportunities for time-and-a-half compensatory time off, biweekly work programs, and flexible credit hour programs as Federal employees currently enjoy to help balance the demands and need of work and family, to clarify the provisions relating to exemptions of certain professionals from the minimum wage and overtime requirements of the Fair Labor Standards Act of 1938, with a committee amendment, as modified. **Page 7890**

During consideration of this measure today, Senate also took the following action:

A motion was entered to close further debate on the modified committee amendment 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, May 15, 1997. **Page 7914**

Individuals With Disabilities Education Act: Senate continued consideration of S. 717, to amend the Individuals With Disabilities Education Act, to reauthorize and make improvements to that Act, taking action on amendments proposed thereto, as follows: **Page 7918**

Adopted:

Jeffords Amendment No. 242, to make technical corrections. **Page 7919**

Pending:

Gregg Amendment No. 241, to modify the provision relating to the authorization of appropriations for special

education and related services to authorize specific amounts or appropriations. Page 7918

Gorton Amendment No. 243, to permit State and local educational agencies to establish uniform disciplinary policies. Page 7919

Smith Amendment No. 245, to require a court in making an award under the Individuals with Disabilities Education Act to take into consideration the impact the granting of the award would have on the education of all children of State educational agencies and local educational agencies. Page 7933

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments proposed thereto, on Wednesday, May 14, 1997, with final disposition to occur thereon. Page 7966

Partial-Birth Abortion Ban Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 1122, to amend title 18, United States Code, to ban partial-birth abortions, on Wednesday, May 14, 1997. Page 7948

Appointments:

Advisory Committee on the Records of Congress: The Chair announced, on behalf of the Democratic Leader, pursuant to Public Law 101–509, his reappointment of John C. Waugh, of Texas, to the Advisory Committee on the Records of Congress. Page 7966

Advisory Committee on the Records of Congress: The Chair announced, on behalf of the Majority Leader, pursuant to Public Law 101–509, his appointment of C. John Sobotka, of Mississippi, to the Advisory Committee on the Records of Congress. Page 7966

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

Transmitting a report concerning the national emergency with respect to Iran; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–34). Page 7956

Messages From the President: Page 7956

Messages From the House: Page 7957

Measures Referred: Page 7958

Communications: Page 7958

Statements on Introduced Bills: Page 7958

Additional Cosponsors: Page 7960

Amendments Submitted: Page 7961

Notices of Hearings: Page 7964

Authority for Committees: Page 7964

Additional Statements: Page 7964

Adjournment: Senate convened at 10 a.m., and adjourned at 7:18 p.m., until 9:15 a.m., on Wednesday, May 14, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 7966.)

Committee Meetings

COUNTERTERRORISM

Committee on Appropriations: Committee concluded hearings in open and closed sessions to examine the Administration's counterterrorism policy, the threat of terrorism in the United States, and Federal efforts to prevent and combat terrorism in the United States, after receiving testimony from Janet Reno, Attorney General, and Louis J. Freeh, Director, Federal Bureau of Investigation, both of the Department of Justice; and George J. Tenet, Acting Director, Central Intelligence Agency.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1998 for the Department of Defense, focusing on environmental programs, receiving testimony from Robert M. Walker, Assistant Secretary of the Army (Installations, Logistics and Environment); Robert Pirie, Jr., Assistant Secretary of the Navy (Installations and Environment); and Rodney A. Coleman, Assistant Secretary of the Air Force (Manpower, Reserve Affairs, Installations and Environment).

Subcommittee will meet again on Wednesday, May 21.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies concluded hearings on proposed budget estimates for fiscal year 1998 for the Department of Housing and Urban Development, after receiving testimony from Andrew M. Cuomo, Secretary of Housing and Urban Development.

AIRLINE COMPETITION

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation held hearings to examine issues with regard to maintaining competition in United States domestic airline service, focusing on how barriers to entry in the airline industry limit benefits of airline deregulation, receiving testimony from Charles A. Hunnicutt, Assistant Secretary, and Patrick Murphy, Deputy Assistant Secretary, both for Aviation and International Affairs, Department of Transportation; John H. Anderson, Jr., Director, and Tim Hennigan, Assistant Director, both of the Transportation Issues, Resources, Community, and Economic Development Division, General Accounting Office; John A. Edwardson, United Airlines, Elk Grove Village, Illinois; William A. Franke, America West Holdings Corporation, Phoenix, Arizona; Paul Stephen Dempsey, University of Denver, Denver, Colorado, on behalf of Frontier Airlines, Inc. and the Air Carrier Association of America; Duane Woerth, Air Line Pilots Association, International, Washington, D.C.; and H. Hugh

Davis, Jr., and William H. Tittle, III, both of the Metropolitan Chattanooga Airport Authority, Chattanooga, Tennessee.

Hearings were recessed subject to call.

ENERGY CONSERVATION

Committee on Energy and Natural Resources: Committee concluded hearings on S. 417, to extend energy conservation programs under the Energy Policy and Conservation Act through September 30, 2002, S. 416, to extend the expiration dates of existing authorities and enhance United States participation in the energy emergency program of the International Energy Agency, S. 186, to amend the Energy Policy and Conservation Act with respect to purchases from the Strategic Petroleum Reserve by entities in the insular areas of the United States, and S. 698, to authorize the Secretary of Energy, by lease or otherwise, to store in underutilized Strategic Petroleum Reserve facilities petroleum products owned by foreign governments or their representatives, after receiving testimony from Federico Peña, Secretary of Energy; John P. Ferriter, Deputy Executive Director, International Energy Agency; William F. Martin, Washington Policy and Analysis, Inc., Washington, D.C., former Deputy Secretary of Energy; Kenneth W. Haley, Chevron Corporation, San Francisco, California; and George M. Yates, Harvey E. Yates Company, Roswell, New Mexico, on behalf of the Independent Petroleum Association of America.

TIBET

Committee on Foreign Relations: Committee concluded hearings to examine the situation in Tibet and the impact of China's occupation policies on the people of Tibet, after receiving testimony from former Senator Pell; Jeffrey A. Bader, Deputy Assistant Secretary of State for East Asian and Pacific Affairs; Jeane M. Kirkpatrick, American Enterprise Institute, Maura Moynihan, Refugees International, and Lodi Gyari, International Campaign for Tibet, all of Washington, D.C.; and Robert A. F. Thurman, Columbia University, New York, New York.

DISTRICT OF COLUMBIA

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia concluded hearings to examine the President's proposed National Capital Revitalization and Self-Government Improvement Plan and alternative approaches to reorganize the government of the District of Columbia, after receiving testimony from G. Edward DeSeve, Controller, Office of Management and Budget; and Mayor Marion Barry, and Linda W. Cropp, Acting Chair, District of Columbia City Council, both of Washington, D.C.

CHEMICAL WEAPONS CONVENTION IMPLEMENTATION

Committee on the Judiciary: Committee concluded hearings on proposals to implement the obligations of the United States under the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, known as "the Chemical Weapons Convention" and opened for signature and signed by the United States on January 13, 1993 (Treaty Doc. 103–21), and a related measure S. 610, after receiving testimony from Richard L. Shiffrin, Deputy Assistant Attorney General, Office of Legal Counsel, Department of Justice; Ronald D. Rotunda, University of Illinois College of Law, Champaign; D. Bruce Merrifield, Pridtronics, Arlington, Virginia; and Barry Kellman, DePaul University College of Law, Chicago, Illinois.

INDIAN EMPLOYMENT AND TRAINING PROGRAMS

Committee on Indian Affairs: Committee concluded oversight hearings on the implementation of the Indian Employment Training and Related Services Demonstration Act (P.L. 102–477), after receiving testimony from Ada E. Deer, Assistant Secretary of the Interior for Indian Affairs; Russell D. Mason, Sr., Three Affiliated Tribes Business Council, New Town, North Dakota; James E. Billie and Maureen Vass, both of the Seminole Tribe of Florida, Hollywood; Leroy Bingham, Cook Inlet Tribal Council, Anchorage, Alaska, on behalf of the 477 Tribal Work Group; Sharon Olsen, Tlingit and Haida Indian Tribes of Alaska, Juneau; Gerald Heminger, Jr., Sisseton-Wahpeton Sioux Tribal Council, Agency Village, South Dakota; and Norm DeWeaver, Indian and Native American Employment and Training Coalition, Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 1578–1588; 1 private bill, H.R. 1589; and 3 resolutions, H. Con. Res. 78, and H. Res. 145 and 147, were introduced.

Page 8068

Reports Filed: Reports were filed as follows:

H.R. 5, to amend the Individuals with Disabilities Education Act, to reauthorize and make improvements to that Act, amended (H. Rept. 105–95); and

H. Res. 146, providing for consideration of H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997 (H. Rept. 105–96). Page 8068

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Sununu to act as Speaker pro tempore for today. **Page 7967**

Recess: The House recessed at 1:07 p.m. and reconvened at 2 p.m. **Page 7971**

Suspensions: The House voted to suspend the rules and pass the following measures:

IDEA Improvement Act of 1997: H.R. 5, amended, to amend the Individuals with Disabilities Education Act and to reauthorize and make improvements to that Act (passed by a yea-and-nay vote of 420 yeas to 3 nays, Roll No. 124); **Pages 7974, 8046**

Higher Education Act: H. Res. 145, providing for the concurrence of the House with the amendment of the Senate to H.R. 914, to make certain technical corrections in the Higher Education Act of 1965 relating to graduation data disclosures, with amendments; **Page 8019**

Soap Box Derby: H. Con. Res. 49, authorizing the use of the Capitol grounds for the Greater Washington Soap Box Derby; **Page 8024**

National Peace Officers' Memorial Service: H. Con. Res. 66, authorizing the use of the Capitol grounds for the sixteenth annual National Peace Officers' Memorial Service; **Page 8025**

Special Olympics Torch Relay: H. Con. Res. 67, authorizing the 1997 Special Olympics Torch Relay to be run through the Capitol Grounds; and **Page 8026**

Honoring the Late Chaim Herzog: H. Con. Res. 73, concerning the death of Chaim Herzog. **Page 8027**

Presidential Message—National Emergency Re Iran: Read a message from the President wherein he submitted his report concerning the National Emergency with respect to Iran—referred to the Committee on International Relations and ordered printed (H. Doc. 105–82). **Page 8030**

Housing Authority and Responsibility Act: The House resumed consideration of amendments to H.R. 2, to repeal the United States Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs. The House completed all debate on Wednesday, April 30 and considered amendments to the bill on Thursday, May 1, Tuesday, May 6, Wednesday, May 7, and Thursday, May 8. **Page 8031**

Agreed To:

The Nadler amendment that authorizes the sale of a Federal building at 252 Seventh Avenue in New York County, New York to a qualifying nonprofit organization for use as housing for low-and-moderate-income families or individuals; and **Page 8035**

The Towns amendment that requires a management assessment indicator to determine whether the housing agency has conducted an assessment to identify any pest control problems in its public housing and its effectiveness in eradicating or controlling such problems. **Page 8036**

Rejected:

The Smith of Michigan amendment, as modified, that sought to limit pet ownership in public housing to the elderly or a person with disabilities; **Page 8038**

The Kennedy of Massachusetts amendment, debated on May 8, that sought to specify that of all families who receive choice based housing assistance, not less than 75 percent shall be families whose incomes do not exceed 30 percent of the area median income (rejected by a recorded vote of 162 ayes to 260 noes, Roll No. 119); **Page 8041**

The Kennedy of Massachusetts amendment, debated on May 8, that sought to delete title IV, the Home Rule Flexible Grant Option that gives local governments and municipalities the flexibility to administer Federal housing assistance (rejected by a recorded vote of 153 ayes to 270 noes, Roll No. 120); **Page 8042**

The Vento amendment, debated on May 8, that sought to delete the Housing Evaluation and Accreditation Board that is to be established as an independent agency (rejected by a recorded vote of 200 ayes to 228 noes, Roll No. 121); **Page 8043**

The Kennedy amendment that sought to require adult owners of housing subject to project based assistance to contribute not less than 8 hours of work per month within the community in which the housing is located (rejected by a recorded vote of 87 ayes to 341 noes, Roll No. 122); and **Pages 8033, 8044**

The Davis of Illinois amendment that sought to exempt residents and others receiving choice-based housing assistance from community work, agreements establishing target dates for transition out of assisted housing, and minimum rent requirements when HUD takes possession of an agency or any developments or functions of an agency, or has possession of an agency or the operational responsibilities of it (rejected by a recorded vote of 145 ayes to 282 noes, Roll No. 123). **Pages 8040, 8044**

On April 30, the House agreed to H. Res. 133, the rule that is providing for consideration of the bill. **Page 6836**

Referrals: S. Con. Res. 26, to permit the use of the rotunda of the Capitol for a congressional ceremony honoring Mother Teresa, was referred to the Committee on House Oversight. **Page 8064**

Amendments: Amendments ordered printed pursuant to the rule appear on page 8070.

Senate Messages: Message received from the Senate on Friday, May 9 by the Clerk appears on page 7971.

Quorum Calls—Votes: One yea-and-nay vote and five recorded votes developed during the proceedings of the House today and appear on pages 8041, 8042, 8043, 8044, and 8046. There were no quorum calls.

Adjournment: Met at 12:30 a.m. and adjourned at 8:46 p.m.

Committee Meetings

TEXAS LOW-LEVEL RADIOACTIVE WASTE DISPOSAL COMPACT CONSENT

Committee on Commerce: Subcommittee on Energy and Power approved for full Committee action H.R. 629, Texas Low-Level Radioactive Waste Disposal Compact Consent Act.

Prior to this action, the Subcommittee held a hearing on this measure. Testimony was heard from Representatives Barton of Texas, Reyes, Bonilla and Green; and public witnesses.

ENDOWMENT FOR THE ARTS

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth and Families and the Subcommittee on Oversight and Investigations held a joint hearing on the Endowment for the Arts. Testimony was heard from Representatives Armey, Stearns, Doolittle, Lewis of Kentucky, Houghton, Slaughter and Nadler; Jane Alexander, Chairman, National Endowment for the Arts; and public witnesses.

TREATMENT OF INSIDE SALES PERSONNEL AND PUBLIC SECTOR VOLUNTEERS UNDER FAIR LABOR STANDARDS ACT

Committee on Education and the Workforce: Subcommittee on Workforce Protections held a hearing on the treatment of inside sales personnel and public sector volunteers under the Fair Labor Standards Act. Testimony was heard from Representative Myrick; and public witnesses.

EXPORT TRADE ADMINISTRATION—FUTURE

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on the Future of the Export Trade Administration. Testimony was heard from William Reinsch, Under Secretary, Bureau of Export Administration, Department of Commerce; Thomas E. McNamara, Assistant Secretary, Bureau of Politico-Military Affairs, Department of State; Michael Wallerstein, Deputy Acting Secretary, Counter Proliferation Policy, International Security Policy, Department of Defense; and public witnesses.

VOLUNTEER PROTECTION ACT; PRIVATE IMMIGRATION BILL

Committee on the Judiciary: Ordered reported amended H.R. 911, Volunteer Protection Act of 1997.

The Committee also considered a private immigration bill.

OVERSIGHT—FBI

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on the activities of the Federal Bureau of Investigation. Testimony was heard from the following officials of the Department of Justice: Michael R. Bromwich, Inspector General; Frederic Whitehurst, Supervisory Special Agent, Donald Thompson, Acting Assistant Director and James Maddock, Deputy General Counsel, all with the FBI; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Immigration and Claims held a hearing on the following bills: H.R. 231, to improve the integrity of the Social Security card and to provide for criminal penalties for fraud and related activity involving work authorization documents for purposes of the Immigration and Nationality Act; H.R. 429, NATO Special Immigration Amendments of 1997; H.R. 471, Illegal Alien Employment Disincentive Act of 1997; and H.R. 1493, to require the Attorney General to establish a program in local prisons to identify, prior to arraignment, criminal aliens and aliens who are unlawfully present in the United States. Testimony was heard from Representatives Pickett, Gallegly and McCollum; Paul Virtue, Acting Executive Associate Commissioner, Programs, Immigration and Naturalization Service, Department of Justice; Sandy Crank, Associate Commissioner, Policy and Planning, SSA; and public witnesses.

EMERGENCY SUPPLEMENTAL ACT FOR FY 1997

Committee on Rules: Granted, by voice vote, an open rule providing one hour of general debate on H.R. 1469, 1997 Emergency Supplemental Appropriations Act for Recovery from Natural Disasters, and for Overseas Peacekeeping Efforts, Including Those in Bosnia, equally divided and controlled by the Chairman and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the bill. The rule provides that the amendment printed in the rule and the amendment printed in Part 1 of the Rules Committee report shall be considered as adopted. The rule waives all points of order against provisions in the bill for failure to comply with clause 2 (prohibiting unauthorized or legislative provisions in a general appropriations bill) and clause 6 (prohibiting reappropriations in a general appropriations bill) of Rule XXI, except as specified in the rule. The rule also waive all points of order against each amendment printed in Part 2 of the Rules Committee report which may be offered in the order specified, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall be offered only by the member designated in the report, and is not amendable. The rule accords priority in recognition to those Members who have pre-printed their amendments in the Congressional Record prior to their consideration. The rule also allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce the vote to five minutes on a postponed question provided that the vote follows a fifteen minute vote. The

rule waives points of order against all amendments for failure to comply with clause 2(e) of rule XXI (prohibiting non-emergency designated amendments to be offered to an appropriations bill containing an emergency designation). Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Livingston, Representatives Sabo, Miller of Florida, Nethercutt, Neumann, McHugh, Ramstad, Spence, Gilman, Shuster, Goodling, Barcia, Roukema, Gekas, Smith of Oregon, Morella, Shays, Stearns, Crapo, Jackson-Lee, McKeon, Riggs, Coburn, Foley, Weldon of Florida, Obey, Kennedy of Rhode Island, Kleczka, Kaptur, Olver, Meek of Florida, Dingell, Oberstar, Cannon, Norton, Peterson of Minnesota, Condit, Harman, Stupak, Maloney of New York, Wynn, Romero-Barceló, Pomeroy, Jones, Minge, Strickland, Barr of Georgia, Davis of Virginia, Hilleary, and Thune.

URBAN EMPOWERMENT

Committee on Small Business: Subcommittee on Empowerment held a hearing on regulatory, tax, and licensing initiatives that empower businesses and citizens in impoverished communities. Testimony was heard from Representative Weller; and the following Mayors: Paul Helmke, Fort Wayne, Indiana and Victor Ashe, Knoxville, Tennessee; and a public witness.

Hearings continue May 20.

BRIEFING—CHINA

Permanent Select Committee on Intelligence: Met in executive session to hold a briefing on China. The Committee was briefed by departmental witnesses.

Joint Meetings

NATO ENLARGEMENT

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission resumed hearings to examine the process to enlarge the membership of the North Atlantic Treaty Organization (NATO), receiving testimony from Ernest Petric, Ambassador of the Republic of Slovenia to the United States; Mircea Dan Geoana, Ambassador of Romania to the United States; and Alexandr Vondra, Ambassador of the Czech Republic to the United States.

Commission recessed subject to call.

Wednesday, May 14, 1997

Senate

Chamber Action

Routine Proceedings, pages 8178–8286

Measures Introduced: Seven bills were introduced, as follows: S. 738–744. **Page 8259**

Measures Passed:

Individuals with Disabilities Education Act: By 98 yeas to 1 nay (Vote No. 66), Senate passed H.R. 5, to amend the Individuals with Disabilities Education Act, clearing the measure for the President. **Page 8188**

Prior to this action, Senate completed consideration of S. 717, Senate companion measure, after taking action on amendments proposed thereto, as follows: **Page 8178**

Rejected:

Gorton Amendment No. 243, to permit State and local educational agencies to establish uniform disciplinary policies. (By 51 yeas to 48 nays (Vote No. 64), Senate tabled the amendment.) **Page 8181**

Smith Amendment No. 245, to require a court in making an award under the Individuals with Disabilities Education Act to take into consideration the impact the granting of the award would have on the education of all children of State educational agencies and local educational agencies. (By 68 yeas to 31 nays (Vote No. 65), Senate tabled the amendment.) **Page 8182**

Withdrawn:

Gregg Amendment No. 241, to modify the provision relating to the authorization of appropriations for special education and related services to authorize specific amounts or appropriations. **Page 8178**

Subsequently, S. 717 was returned to the Senate calendar. **Page 8190**

Use of Capitol Grounds: Senate agreed to H. Con. Res. 66, authorizing the use of the Capitol grounds for the sixteenth annual National Peace Officers' Memorial Service. **Page 8195**

Immigration and Nationality Technical Corrections: Senate passed S. 670, to amend the Immigration and Nationality Technical Corrections Act of 1994 to eliminate the special transition rule for issuance of a certificate of citizenship for certain children born outside the United States. **Page 8286**

Partial-Birth Abortion Ban: Senate began consideration of H.R. 1122, to amend title 18, United States Code, to ban partial-birth abortions. **Page 8209**

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, on Thursday, May 15, 1997. **Page 8230**

Resolution of Ratification/Flank Document Agreement-CFE Treaty: The following treaty having passed through its various parliamentary stages up to and including presentation of resolution of ratification, by a unanimous vote of 100 yeas (Vote No. 67), two-thirds of the Senators present having voted in the affirmative, the resolution of ratification was agreed to with respect to the Document Agreed Among the States Parties to the Treaty on Conventional Armed Forces in Europe (CFE) of November 19, 1990, adopted at Vienna on May 31, 1996 (the "Flank Document") (Treaty Doc. 105–5), with 14 conditions. The Flank Document is Annex A of the Final Document of the first CFE Review Conference. **Page 8255**

During consideration of this treaty today, Senate also took the following action:

Adopted Kerry Amendment No. 279 (to condition No. 5), to require a compliance report on Armenia and other States Parties in the Caucasus region. **Page 8238**

Messages From the House: **Page 8259**

Measures Referred: **Page 8259**

Statements on Introduced Bills: **Page 8259**

Additional Cosponsors: **Page 8270**

Amendments Submitted: **Page 8271**

Notices of Hearings: **Page 8277**

Authority for Committees: **Page 8277**

Additional Statements: **Page 8278**

Record Votes: Four record votes were taken today. (Total—67) **Pages 8181, 8188, 8255**

Adjournment: Senate convened at 9:15 a.m., and adjourned at 7:18 p.m., until 9:15 a.m., on Thursday, May 15, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 8286.)

Committee Meetings

APPROPRIATIONS—OFFICE OF DRUG CONTROL POLICY

Committee on Appropriations: Subcommittee on Treasury, Postal Services, and General Government held hearings on proposed budget estimates for fiscal year 1998 for the Office of National Drug Control Policy, receiving testimony from Barry R. McCaffrey, Director, Office of National Drug Control Policy.

Subcommittee recessed subject to call.

COMMERCE MANAGEMENT REFORM

Committee on Commerce, Science, and Transportation: Committee concluded hearings to examine certain management and program areas in need of reform to improve efficiency and effectiveness at the Department of Commerce, after receiving testimony from Frank DeGeorge, Inspector General, and Raymond G. Kammer, Jr., Acting Chief Financial Officer and Assistant Secretary for Administration, both of the Department of Commerce; and L. Nye Stevens, Director, Federal Management and Workforce Issues, General Government Division, General Accounting Office.

DOLPHIN CONSERVATION

Committee on Commerce, Science, and Transportation: Subcommittee on Oceans and Fisheries held hearings on S. 39, to implement the Declaration of Panama, an agreement signed by the United States and certain other nations on October 4, 1995, to protect dolphins, tunas, and other species involved in the eastern tropical Pacific tuna fishery, receiving testimony from Senators Boxer and Biden; Eileen B. Claussen, Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs; D. James Baker, Under Secretary of Commerce for Oceans and Atmosphere; James Joseph, Inter-American Tropical Tuna Commission, La Jolla, California; and Suzanne Iudicello, Center for Marine Conservation, and Jeffrey R. Pike, Dolphin Safe/Fair Trade Campaign, both of Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

The nomination of Elizabeth Anne Moler, of Virginia, to be Deputy Secretary of Energy;

S. 430, to protect the permanent trust funds of the State of New Mexico from erosion due to inflation and modify the basis on which distributions are made from those funds; and

H.J. Res. 32, to consent to certain amendments enacted by the Legislature of the State of Hawaii to the Hawaiian Homes Commission Act, 1920.

CAMPAIGN FINANCE REFORM

Committee on Rules and Administration: Committee held hearings to examine the campaign finance system for Presidential elections, focusing on the growth of soft money and other effects on political parties and candidates, receiving testimony from former Senator McCarthy; Lamar Alexander Jr., former Secretary of Education; Larry J. Sabato, University of Virginia, Charlottesville; and Bradley A. Smith, Capital University Law School, Columbus, Ohio, on behalf of the Cato Institute.

Hearings were recessed subject to call.

SBA FINANCE PROGRAMS

Committee on Small Business: Committee resumed oversight hearings on the management of Small Business Administration finance programs, focusing on the 504 Development Company Loan Program and the Small Business Investment Company program, receiving testimony from Aida Alvarez, Administrator, Small Business Administration; Deryl K. Schuster, Business Loan Center, Wichita, Kansas, and Anthony R. Wilkinson, Stillwater, Okla-

homa, both on behalf of the National Association of Government Guaranteed Lenders, Inc.

NOMINATION

Select Committee on Intelligence: Committee resumed closed hearings on the nomination of George John Tenet, of Maryland, to be Director of Central Intelligence, where the nominee further testified and answered questions in his own behalf.

Hearings were recessed subject to call.

INTELLIGENCE

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

Committee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 1590–1616; 1 private bill, H.R. 1618; and 2 resolutions, H. Con. Res. 79 and H. Res. 148, were introduced. **Page 8174**

Reports Filed: One report was filed as follows:

H. Res. 149, providing for consideration of H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997 (H. Rept. 105–97). **Page 8174**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Stearns to act as Speaker pro tempore for today. **Page 8088**

Emergency Supplemental Appropriations: By a yea-and-nay vote of 193 yeas to 229 nays, Roll No. 125, the House failed to agree to H. Res. 128, the rule to provide for consideration of H.R. 1469, Emergency Supplemental Appropriations Act for FY 1997. **Page 8102**

Committee Election: The House agreed to H. Res. 148 electing Representative Hinojosa to the Committee on Small Business and Representative Rodriguez to the Committee on Veterans' Affairs. **Page 8103**

Housing Authority and Responsibility Act: By a recorded vote of 293 ayes to 132 noes, Roll No. 127, the House passed H.R. 2, to repeal the United States Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs. The House completed debate on Wednesday, April 30 and considered amendments to the bill on May 1, May 6, May 7, May 8, and May 12. **Page 8141**

Rejected the Kennedy of Massachusetts motion to recommit H.R. 2 to the Committee on Banking and Financial Services with instructions to reconsider the bill for the purposes of improving the income targeting provisions of the bill by reserving more housing assistance for very low-income families of various incomes and eliminating provisions in the bill creating unnecessary bureaucracies. **Page 8139**

Agreed to the Committee Amendment in the nature of a substitute as amended. **Page 8139**

Rejected the Kennedy amendment in the nature of a substitute that sought to combine public housing programs into two grant programs; requires annual management plans from housing authorities; increases the HUD authority to take action against troubled housing authorities; targets housing assistance with 40 percent of units for families with incomes less than 30 percent of median income and 90 percent of units for families with incomes less than 60 percent of median income; targets 75 percent of tenant-based rental assistance to families with incomes less than 30 percent of median income; establishes minimum rents of between zero and 25 dollars; and requires housing authorities to encourage tenants to volunteer in their community (rejected by a recorded vote of 163 ayes to 261 noes, Roll No. 126). **Page 8139**

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 to reflect the actions of the House in amending the bill. **Page 8142**

On April 30, the House agreed to H. Res. 133, the rule that provided for consideration of the bill. **Page 6836**

Amendments: Amendments ordered printed pursuant to the rule appear on page 8176.

Senate Messages: Message received from the Senate today appears on page 8107.

Quorum Calls—Votes: One yea-and-nay vote and two recorded votes developed during the proceedings of the House today and appear on pages 8102, 8139, and 8141. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 7:55 p.m.

Committee Meetings

USDA—INFORMATION TECHNOLOGY PROCUREMENT PRACTICES

Committee on Agriculture: Subcommittee on Department Operations, Nutrition, and Foreign Agriculture held a hearing to review the information technology procurement practices of the USDA. Testimony was heard from Anne Thomson Reed, Chief Information Officer, USDA; and Joel Willemssen, Director, Information Resources Management Issues, GAO.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued appropriation hearings. Testimony was heard from Alexis M. Herman, Secretary of Labor.

FINANCIAL MODERNIZATION

Committee on Banking and Financial Services: Continued hearings on Financial Modernization, including H.R. 10, Financial Services Competitiveness Act of 1997. Testimony was heard from public witnesses.

Hearings continue May 21.

FINANCIAL SERVICES REFORM

Committee on Commerce: Subcommittee on Finance and Hazardous Materials held a hearing on Financial Services Reform, focusing on Consolidation in the Brokerage Industry. Testimony was heard from public witnesses.

SAVINGS ARE VITAL TO EVERYONE'S RETIREMENT ACT

Committee on Education and the Workforce: Ordered reported amended H.R. 1377, Savings Are Vital to Everyone's Retirement Act of 1997.

FIGHT AGAINST ILLEGAL DRUGS—NATIONAL GUARD SUPPORT

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice held a hearing on National Guard Support in the Fight Against Illegal Drugs. Testimony was heard from Brad Owen, Lt. Governor, State of Washington; Michael Bowers, Attorney General, State of Georgia; and public witnesses.

MISCELLANEOUS MEASURE; ISSUANCE OF SUBPOENAS; COMMITTEE BUSINESS

Committee on House Oversight: Ordered reported S. Con. Res. 26, to permit the use of the rotunda of the Capitol for a congressional ceremony honoring Mother Teresa.

Committee adopted a motion to authorize issuance of two subpoenas to the Immigration and Naturalization Service in connection with the Contested Election in the Forty-sixth District of California.

The Committee also considered other pending committee business.

CARIBBEAN: AN OVERVIEW

Committee on International Relations: Subcommittee on the Western Hemisphere held a hearing on the Caribbean: An Overview. Testimony was heard from the following officials of the Department of State: John Hamilton, Deputy Assistant Secretary, Central America and the Caribbean; and Joseph Sullivan, Special Coordinator for Haiti; and public witnesses.

SECURITY AND FREEDOM THROUGH ENCRYPTION ACT; CONSTITUTIONAL AMENDMENT—PROHIBITING FLAG DESECRATION

Committee on the Judiciary: Ordered reported the following measures: H.R. 695, amended, Security and Freedom Through Encryption (SAFE) Act; and H.J. Res. 54, proposing an amendment to the Constitution of the United States authorizing the Congress to prohibit the physical desecration of the flag of the United States.

APPREHENSION OF TAINTED MONEY ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on H.R. 1494, Apprehension of Tainted Money Act of 1997. Testimony was heard from, Robert S. Litt, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Lawrence M. Noble, General Counsel, FEC; and public witnesses.

JUDICIAL REFORM ACT

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on H.R. 1252, Judicial Reform Act of 1997. Testimony was heard from Representatives Hyde, Bryant and Manzullo; Henry A. Politz, Chief Judge, U.S. Court of Appeals, Fifth Circuit; Anne Williams, District Judge, U.S. District Court, Northern District of Illinois; from the following officials of the State of California: Dan Lungren, Attorney General; and Richard Mountjoy, Senator; and public witnesses.

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Committee on Rules: Granted by voice vote, an open rule providing 1 hour of debate on H.R. 1469, 1997 Emergency Supplemental Appropriations Act for Recovery from Natural Disasters, and for Overseas Peacekeeping Efforts, Including Those in Bosnia. The rule waives all points of order against consideration of the bill. The rule provides that the amendment printed in the rule shall be considered as adopted.

The rule waives points of order against provisions in the bill for failure to comply with clause 2 (prohibiting unauthorized or legislative provisions in a general appropriations bill) or clause 6 (prohibiting reappropriations in a general appropriations bill) of Rule XXI, except as specified in the rule.

The rule also waives all points of order against each amendment printed in the Rules Committee report which may only be offered in the order specified, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall be offered only by the member designated in the report, and is not amendable.

The rule accords priority in recognition to those Members who have pre-printed their amendments in the Congressional Record prior to their consideration. The rule

also allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce the vote to 5 minutes on a postponed question provided that the vote follows a 15 minute vote.

The rule waives points of order against all amendments for failure to comply with clause 2(e) of rule XXI (prohibiting non-emergency designated amendments to be offered to an appropriations bill containing an emergency designation). Finally, the rule provides one motion to recommit with or without instructions.

DEPARTMENT OF ENERGY POSTURE

Committee on Science: Held a hearing on Department of Energy Posture. Testimony was heard from Federico Pena, Secretary of Energy.

COMMERCIAL VESSEL SAFETY

Committee on Transportation and Infrastructure: Subcommittee on Coast Guard and Maritime Transportation held a hearing on Commercial Vessel Safety. Testimony was heard from Rear Adm. Robert C. North, USCG, Assistant Commandant, Marine Safety and Environmental Protection, U.S. Coast Guard, Department of Transportation; and public witnesses.

VETERANS ADMINISTRATION'S COMPENSATION AND PENSION SERVICE

Committee on Veterans' Affairs: Subcommittee on Benefits held a hearing on operations within the VA's Compensation and Pension Service using Government Performance and Results Act (GPRA) principles, to review the adequacy of VA's efforts in the processing of Persian Gulf War claims for compensation, and to discuss legislation to limit the liability for compensating and treating veterans with smoking-related diseases. Testimony was heard from Kristine Moffitt, Director, Compensation and Pension Service, Department of Veterans Affairs; Stephen Backhus, Director, Veterans' Affairs and Military Health Care Issues, GAO; and representatives of veterans organizations.

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Thursday, May 15, 1997

Senate

Chamber Action

Routine Proceedings, pages 8311–8431

Measures Introduced: Twelve bills and one resolution were introduced, as follows: S. 745–756, and S. Res. 86. **Page 8395**

Measures Reported: Reports were made as follows:

S. 430, to amend the Act of June 20, 1910, to protect the permanent trust funds of the State of New Mexico from erosion due to inflation and modify the basis on which distributions are made from those funds. (S. Rept. No. 105–18) **Page 8395**

Measures Passed:

Boys and Girls Clubs of America Facilities: Senate passed S. 476, to provide for the establishment of not less than 2,500 Boys and Girls Clubs of America facilities by the year 2000. **Page 8382**

Family Friendly Workplace Act: Senate resumed consideration of S. 4, to amend the Fair Labor Standards Act of 1938 to provide to private sector employees the same opportunities for time-and-a-half compensatory time off, biweekly work programs, and flexible credit hour programs as Federal employees currently enjoy to help balance the demands and need of work and family, to clarify the provisions relating to exemptions of certain professionals from the minimum wage and overtime requirements of the Fair Labor Standards Act of 1938, with a modified committee amendment. **Page 8311**

During consideration of this measure today, Senate also took the following action:

By 53 yeas to 47 nays (Vote No. 68), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the modified committee amendment. **Page 8318**

Partial-Birth Abortion Ban: Senate resumed consideration of H.R. 1122, to amend title 18, United States Code, to ban partial-birth abortions, taking action on amendments proposed thereto, as follows: **Page 8321**

Rejected:

By 28 yeas to 72 nays (Vote No. 69), Feinstein Amendment No. 288, in the nature of a substitute. **Page 8342**

By 36 yeas to 64 nays (Vote No. 70), Daschle Amendment No. 289, in the nature of a substitute. **Page 8381**

Appointments:

Mexico-United States Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276h–276k, as amended, appointed Senators Hatch, Shelby, and McCain as members of the Senate Delegation to the Mexico-United States Interparliamentary Group meeting to be held in Santa Fe, New Mexico, May 16–18, 1997. **Page 8428**

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

Transmitting, a report relative to the Conventional Armed Forces in Europe Flank Document; to the Committee on Foreign Relations. (PM–35). **Page 8393**

Transmitting, a report relative to the Conventional Armed Forces in Europe Flank Document; to the Committee on Foreign Relations. (PM–36). **Page 8394**

Transmitting the report on the national security strategy of the United States; referred to the Committee on Armed Services. (PM–37). **Page 8395**

Nominations Received: Senate received the following nominations:

Henry Harold Kennedy, Jr., of the District of Columbia, to be United States District Judge for the District of Columbia.

Rodney W. Sippel, of Missouri, to be United States District Judge for the Eastern and Western Districts of Missouri.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, Coast Guard, Marine Corps, Navy. **Page 8431**

Messages From the President: **Page 8393**

Messages From the House: **Page 8395**

Measures Referred: **Page 8395**

Statements on Introduced Bills: **Page 8395**

Additional Cosponsors: **Page 8419**

Amendments Submitted: **Page 8421**

Notices of Hearings: **Page 8424**

Authority for Committees: **Page 8424**

Additional Statements: **Page 8424**

Record Votes: Three record votes were taken today. (Total–70) **Pages 8318, 8342, 8381**

Adjournment: Senate convened at 9:15 a.m., and adjourned at 9:23 p.m., until 10 a.m., on Friday, May 16, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 8431.)

Committee Meetings

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1998 for foreign assistance, focusing on programs to combat infectious diseases, receiving testimony from Nils Daulaire, Senior Health Policy Analyst, Global Program, Agency for International Development; Barry Bloom, Albert Einstein College of Medicine, New York, New York; David Heymann, World Health Organization, Geneva, Switzerland; John Sbarbaro, University of Colorado School of Medicine, Denver; and Gordon Douglas, Merck Pharmaceuticals, Whitehouse Station, New Jersey.

Subcommittee will meet again on Tuesday, May 20.

HOLOCAUST VICTIMS PROPERTY RESTITUTION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to examine United States and allied efforts to recover and restore gold and other assets belonging to victims of the Holocaust taken by Nazi Germany during World War II, after receiving testimony from Stuart E. Eizenstat, Under Secretary of Commerce for International Trade; William Z. Slany, Historian, Department of State; Thomas G. Borer, Chief of the Swiss Foreign Ministry Task Force, Bern; Carl Henrik Sihver Liljegren, Ambassador of Sweden to the United States; Israel Singer, General Secretary of the World Jewish Congress, New York, New York; Rabbi Marvin Hier, Simon Wiesenthal Center, Los Angeles, California; Tom Bower, British Broadcasting Corporation, London, England; and Rabbi Chaim Stauber, Brooklyn, New York, on behalf of the World Counsel of Orthodox Communities.

1998 BUDGET

Committee on the Budget: Committee met to begin markup of an original concurrent resolution setting forth the congressional budget for the United States Government, but did not complete action thereon, and recessed subject to call.

FCC SPECTRUM MANAGEMENT

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 255, to provide for the reallocation and auction of a portion of the electromagnetic spectrum to enhance law enforcement and public safety telecommunications, after receiving testimony from Representative Weldon; Bruce A. Franca, Deputy Chief, Office of Engineering and Technology, Federal Communications Commission; Howard Safir, New York Police Department, New York, New York; Mark Schwartz, Oklahoma City, Oklahoma, on behalf of the National League of Cities; Ralph A. Haller, Fox Ridge Communications, Inc., Arlington, Virginia; Dale Hatfield, Hatfield Associates, Inc., Boulder, Colorado; Charles L. Jackson, Strategic Policy Research, Bethesda, Maryland.

NATIONAL WEATHER SERVICE

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings on proposed legislation authorizing funds for fiscal year 1998 for the National Weather Service (NWS), focusing on the NWS's proposed staff reductions for fiscal year 1997 and related project cuts for fiscal year 1998, after receiving testimony from Senators Mack and Sarbanes; D. James Baker, Under Secretary for Oceans and Atmosphere and Administrator, and Elbert W. Friday, Jr., Assistant Administrator for Weather Services, both of the National Oceanic and Atmospheric Administration, Department of Commerce; Mayor James N. Mathias, Jr., Ocean City, Maryland; Richard E. Hallgren, American Meteorological Society, Washington, D.C.; William A. Wagner, Jr., Monroe County Emergency Management, Marathon, Florida; Ronald D. McPherson, Crofton, Maryland; and X. William Proenza, Colleyville, Texas;

AGRICULTURE EXPORTS

Committee on Finance: Subcommittee on International Trade held hearings to examine how to open new markets for United States products and what can be done to break down non-tariff trade barriers that may be detrimental to

U.S. agricultural exports, receiving testimony from Jeffrey M. Lang, Deputy United States Trade Representative; Paul Drazek, Special Assistant to the Secretary of Agriculture for Trade; Leonard W. Condon, American Meat Institute, Arlington, Virginia; Linda J. Fisher, Monsanto Company, Washington, D.C.; John D. Hardin, Jr., Danville, Indiana, on behalf of the National Pork Producers Council; Carl Peterson, Delanson, New York, on behalf of Agri-Mark, Incorporated; and Jack Laurie, Michigan Farm Bureau, Lansing, on behalf of the American Farm Bureau Federation.

Hearings were recessed subject to call.

SUDAN

Committee on Foreign Relations: Subcommittee on African Affairs concluded hearings to examine United States counterterrorism policy towards Sudan, after receiving testimony from Representative McCollum; George E. Moose, Assistant Secretary for African Affairs, and Kenneth R. McKune, Associate Coordinator for Counter-Terrorism, both of the Department of State; R. Richard Newcomb, Director, Office of Foreign Assets Control, Department of the Treasury; Charles Maikish, Columbia University, New York, New York; Ed Smith, Hamilton Hallmark, Woodland Hills, California; and Roger Winter, U.S. Committee for Refugees, and Steven Emerson, both of Washington, D.C.

AUTHORIZATION—HIGHER EDUCATION ACT: STUDENT AID

Committee on Labor and Human Resources: Committee resumed hearings on proposed legislation authorizing funds for programs of the Higher Education Act, focusing on the management structure of the office of Postsecondary Education for the financial aid delivery system, receiving testimony from David A. Longanecker, Assistant Secretary of Education for Postsecondary Education; Cornelia M. Blanchette, Associate Director, Education and Employment Issues, Health, Education, and Human Services Division, General Accounting Office; Robert E. Alexander, University of South Carolina, Aiken, on behalf of the Advisory Committee on Student Financial Assistance; Judith N. Flink, University of Illinois, Chicago, on behalf of the Coalition of Higher Education Assistance Organizations; Barmak Nassirian, American Association of State Colleges and Universities, Washington, D.C.; and Barbara E. Tornow, Boston University, Boston, Massachusetts.

Committee will meet again tomorrow.

SBA FINANCE PROGRAMS

Committee on Small Business: Committee resumed oversight hearings on the management of Small Business Administration finance programs, focusing on the 7(a) General Business Loan Guaranty Program, the Section 504 Development Company Loan Program, the Small Business Investment Company Program, the Microloan Program, the Disaster Loan Program, and the Surety Bond Guaranty Program, receiving testimony from Aida Alvarez, Administrator, Small Business Administration; and Deryl K. Schuster, Business Loan Center, Wichita, Kansas, and Anthony R. Wilkinson, Stillwater, Oklahoma, both on behalf of the National Association of Government Guaranteed Lenders, Inc.

Hearings were recessed subject to call.

VA SEXUAL HARASSMENT

Committee on Veterans Affairs: Committee concluded hearings to examine certain allegations of sexual harassment within the Department of Veterans Affairs, focusing on VA policies and practices regarding sexual harassment and other forms of discrimination in the workplace, after receiving testimony from Senator Faircloth; Hershel W. Gober, Deputy Secretary, and William T. Merriman, Deputy Inspector General, both of the Department of Veterans Affairs; Ronnie Blumenthal, Director, and Ellen Vargyas, Legal Counsel, both of the U.S. Equal Employment Opportunity Commission; Cynthia A. Force, Susan M. Caruana, and Doris Moore- Russell, all of the VA Medical Center, Fayetteville, North Carolina; Mary Cavanaugh, VA Medical Center, Lyons, New Jersey; Cathy Claycomb, National Association of Government Employees, Alexandria, Virginia; and Kitty Peddicord, American Federation of Government Employees (AFL–CIO), Washington, D.C.

INTELLIGENCE

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

Committee will meet again on Tuesday, May 20.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 1619–1648; 1 private bill, H.R. 1649; and 4 resolutions, H. Con. Res. 80–82 and H. Res. 151, were introduced. Page 8534

Reports Filed: One report was filed as follows:

H. Res. 150, providing for consideration of H.R. 1385, to consolidate, coordinate, and improve employment, training, literacy, and vocational rehabilitation programs in the United States (H. Rept. 105–98). Page 8534

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Collins to act as Speaker pro tempore for today. Page 8432

Journal Vote: By a yea-and-nay vote of 334 yeas to 62 nays, Roll No. 128, the House agreed to the Speaker's approval of the Journal of Wednesday, May 14. Page 8432

Presidential Messages:

Flank Document Agreement—CFE Treaty: Read a letter from the President, received by the Clerk on May 14, wherein he transmits his report concerning the Treaty on Conventional Armed Forces in Europe (the CFE Flank Document) adopted by the Senate on Wednesday, May 14—referred to the Committee on International Relations and ordered printed (H. Doc. 105–83); and **Page 8446**

National Security Strategy: Read a letter from the President wherein he transmits his report on the National Security Strategy of the United States—referred to the Committee on National Security. **Page 8447**

Emergency Supplemental Appropriations: By a yea-and-nay vote of 244 yeas to 178 nays with 1 voting "present", Roll No. 136, the House passed H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997. **Page 8447**

Agreed To:

The Obey amendment that provides an additional $38 million for the Special Supplemental Food Program for the Women, Infants, and Children program (agreed to by a recorded vote of 338 ayes to 89 noes, Roll No. 131); **Page 8464**

The McKeon amendment that authorizes a commission on the cost of higher education and provides $650,000 in funding for this purpose; **Page 8471**

The Dingell amendment that provides $300,000 in funding for costs incurred by Monroe County, Michigan, for the Comair air crash; **Page 8475**

The Thune amendment that provides $500 million in Community Development Block Grant funding for disaster relief to communities affected by the flooding in the upper midwest and other disasters in fiscal year 1997; **Page 8475**

The Traficant amendment that requires compliance with the provisions of the Buy America Act and prohibits contracts with persons falsely labeling products as made in America; **Page 8478**

The Gekas amendment that automatically provides a continuation of FY 1997 spending through the end of FY 1998 in the absence of regular appropriations or a continuing resolution at 100 percent of FY 1997 spending levels (approved by a recorded vote of 227 ayes to 197 noes, Roll No. 134); **Pages 8482, 8512**

The Diaz-Balart amendment that postpones the termination of Supplemental Security Income and Medicaid payments to legal immigrants and rescinds $240 million from the Job Opportunities and Basic Skills program to offset the cost (agreed to by a recorded vote of 345 ayes to 74 noes, Roll No. 133); **Pages 8488, 8511**

The Kolbe amendment that extends the San Carlos Apache Water Rights Settlement Act of 1992 to March 31, 1999; **Page 8501**

The Barcia amendment that authorizes the Environmental Protection Agency to make grants to the City of Bay City, Michigan, for environmental remediation and rehabilitation of publicly owned real property included in the boundaries of the Center for Ecology Research and Training; **Page 8509**

The Barr amendment that provides $2 million for the Commission on the Advancement of Federal Law Enforcement; **Page 8513**

The Vento amendment that provides regulatory relief and expedited funds availability to depository institutions to expedite the assistance to areas affected by the 1997 flooding of the Red River of the North, the Minnesota River, and their tributaries; **Page 8518**

The Hoyer amendment that authorizes a leave transfer program for federal employees to donate annual leave to other federal employees affected by disasters or emergencies; and **Page 8522**

The Barr amendment that prohibits the use of funds for studies of medical use of marijuana. **Page 8524**

Rejected:

The Neumann amendment that sought to strike $2.3 billion in forward funding for FEMA, eliminates the recapture to HUD of $3.8 billion rescission, and rescinds $3.6 billion of discretionary appropriations and requires the President to allocate the rescission with 30 days of enactment (rejected by a recorded vote of 100 ayes to 324 noes, Roll No. 132); and **Page 8478**

The Neumann amendment that sought to reduce forward funding for FEMA Disaster Relief by $1.7 billion (rejected by a recorded vote of 115 ayes to 305 noes, Roll No. 135). **Page 8513**

Points of Order Sustained Against:

Conservation Reserve Program language that reduces the acres of land in the Conservation Reserve Program from 19,000,000 acres to 14,000,000; **Page 8493**

The Goodling amendment that sought to prohibit the expenditure of any funding by the Department of Education for any national testing program in reading or mathematics; **Page 8494**

The Section 303 language that expands the emergency provisions of the Endangered Species Act; **Page 8499**

The Maloney of New York amendment that sought to provide additional funding of $1.7 million for the Federal Election Commission; **Page 8507**

The language concerning the construction of a garage at the Department of Veterans Affairs medical center in Cleveland, Ohio; **Page 8508**

The language concerning the rescission of contract authorization for the Federal Aviation Administration; **Page 8510**

The language concerning the rescission of contract authorization for the National Highway Traffic Safety Administration; **Page 8511**

The language concerning the rescission of contract authorization for the Federal Transit Administration; and Page 8511

The language concerning the rescission of contract authorization for Highway Trust Fund Discretionary Grants. Page 8511

Withdrawn:

The Fazio amendment was offered but subsequently withdrawn that sought to provide $1 million in disaster relief funding to assist the purchase of farm labor housing; Page 8496

The Sanders amendment was offered but subsequently withdrawn that sought to provide $10 million in funding to the National Institute of Environmental Health Sciences for emergency research and treatment of Gulf War Syndrome; Page 8500

The Kennedy of Massachusetts amendment was offered but subsequently withdrawn that sought to provide an additional $2 million for the National Institute on Alcohol Abuse and Alcoholism and reduce FEMA Disaster Relief funding accordingly; Page 8509

The Sam Johnson of Texas amendment was offered but subsequently withdrawn that sought to authorize the approval of State plans to integrate enrollment services for federally funded public health and human services programs; and Page 8523

The Barr amendment was offered but subsequently withdrawn that sought to prohibit any funds appropriated by this or any other act to be used for any study on the medicinal use of marijuana. Page 8524

The Clerk was authorized in the engrossment of the bill to correct section numbers, punctuation, cross references, and to make other conforming changes as may be necessary to reflect the actions of the House. Page 8526

Earlier, during the proceedings of the Committee of the Whole, the call of the Committee was vacated when a quorum was constituted. Page 8464

The House agreed to H. Res. 149, providing for consideration of the bill, by a recorded vote of 269 ayes to 152 noes, Roll No. 130. Pursuant to the rule, an amendment striking an additional amount for the Federal Election Commission was considered as adopted. Earlier, agreed to order the previous question by a yea-and-nay vote of 228 yeas to 196 nays, Roll No. 129. Page 8436

Mexico-United States Interparliamentary Group: The Chair announced the Speaker's appointment of Representative Gilman, Vice Chairman, and Representatives Dreier, Barton of Texas, Campbell, Manzullo, Gejdenson, Lantos, Filner, Reyes, and Delegate Underwood to the Mexico-United States Interparliamentary Group. Page 8526

Referrals: S. 670 to amend the Immigration and Nationality Technical Corrections Act of 1994 to eliminate the special transition rule for issuance of a certificate of citizenship for certain children born outside the United States was referred to the Committee on the Judiciary. Page 8533

Amendments: Amendments ordered printed pursuant to the rule appear on page 8537.

Senate Messages: Message received from the Senate today appears on page 8433.

Quorum Calls—Votes: Three yea-and-nay votes and six recorded votes developed during the proceedings of the House today and appear on pages 8432, 8445, 8471, 8481, 8511, 8512, 8516, and 8526. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 10:03 p.m.

Committee Meetings

USDA'S PROGRESS IN IMPLEMENTING DAIRY REFORMS

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry held a hearing to review the USDA's progress in implementing the dairy reforms in the Foreign Agriculture Improvement and Reform Act of 1996. Testimony was heard from Lon Hatamiya, Administrator, Agricultural Marketing Service, USDA; and public witnesses.

TREASURY DEPARTMENT STUDY OF CASH SURPLUSES

Committee on Banking and Financial Services: Held a hearing on the Department of the Treasury Study of Cash Surpluses at the San Antonio Branch of the Dallas Federal Reserve Bank. Testimony was heard from the following officials of the Department of the Treasury: James Johnson, Assistant Secretary, Enforcement; Stanley Morris, Director, Financial Crimes Enforcement Network; and Edward Federico, Deputy Assistant Commissioner, IRS; Jonathan Wiener. Deputy Assistant Secretary, International Narcotics and Law Enforcement, Department of State; and public witnesses.

CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Began markup of the Fiscal Year 1998 Concurrent Budget Resolution.

Will continue tomorrow.

REVIEW OF EPA'S OZONE AND PARTICULATE MATTER NAAQS REVISIONS

Committee on Commerce: Subcommittee on Health and Environment and Subcommittee on Oversight and Investigations continued joint hearings on Review of EPA's Proposed Ozone and Particulate Matter NAAQS Revisions. Testimony was heard from the following officials of the EPA: Carol M. Browner, Administrator; Mary D. Nichols, Assistant Administrator, Office of Air and Radiation; and Jonathan Z. Cannon, General Counsel.

OVERSIGHT—JUDICIAL MISCONDUCT AND DISCIPLINE

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held an oversight hearing on Judicial Misconduct and Discipline. Testimony was heard from Representatives Barr of Georgia, DeLay, Hostettler and Lowey; and public witnesses.

NATIONAL MISSILE DEFENSE

Committee on National Security: Subcommittee on Military Research and Development and the Subcommittee on Military Procurement held a joint hearing on National Missile Defense. Testimony was heard from the following officials of the Department of Defense: Paul Kaminski, Under Secretary (Acquisition and Technology); and Lt. Gen. Lester L. Lyles, USAF, Director, Ballistic Missile Defense Organization.

MIGRATORY BIRD TREATY REFORM ACT

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held a hearing on H.R. 741, Migratory Bird Treaty Reform Act of 1997. Testimony was heard from Senator Breaux; Representative Stearns; Robert Streeter, Assistant Director, Refuges and Wildlife, U.S. Fish and Wildlife Service, Department of the Interior; Brent Manning, Director, Department of Natural Resources, State of Illinois; and public witnesses.

OVERSIGHT

Committee on Resources: Subcommittee on National Parks and Public Lands held an oversight hearing on Bureau of Land Management Law Enforcement Authorities. Testimony was heard from Sylvia Baca, Acting Director, Bureau of Land Management, Department of the Interior; and public witnesses.

EMPLOYMENT, TRAINING, AND LITERACY ENHANCEMENT ACT

Committee on Rules: Granted by voice vote an open rule providing 1 hour of debate on H.R. 1385, Employment, Training, and Literacy Enhancement Act of 1997. The rule makes in order the Committee on Education and the Workforce amendment in the nature of a substitute as an original bill for amendment purposes, which shall be considered by division rather than by section and each division shall be considered as read. The rule waives clause 5(a) of rule XXI (appropriating on a legislative bill) against the committee amendment in the nature of a substitute.

The rule provides for the consideration of the amendment numbered 1 printed in the Congressional Record if offered by Representative McKeon or his designee, which is considered as read, not subject to amendment or to a division of the question, and is debatable for 10 minutes equally divided between the proponent and an opponent. If adopted, the amendment is considered as part of the base text for further amendment purposes. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Goodling and Representatives McKeon, Kildee and Clay.

"DOES OPIC HELP SMALL BUSINESS EXPORTERS?"

Committee on Small Business: Subcommittee on Tax, Finance, and Exports held a hearing on "Does OPIC Help Small Business Exporters?" Testimony was heard from Mildred O. Callear, Acting President and CEO, Overseas Private Investment Corporation, U.S. International Development Cooperation Agency; and public witnesses.

ONE YEAR AFTER VALUJET CRASH

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on One Year After Valujet Crash—FAA Response to Hazmat and Cargo Fire Protection Issues. Testimony was heard from Barry Valentine, Acting Administrator, FAA, Department of Transportation; James E. Hall, Chairman, National Transportation Board; and public witnesses.

INNOVATIVE FINANCING—ACQUIRING FEDERAL REAL ESTATE

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development held a hearing on Innovative Financing for Acquiring Federal Real Estate and Scoring Issues. Testimony was heard from Representative Blumenauer; Robert A. Peck, Commissioner, Public Buildings Service, GSA; Herbert M. Franklin, Executive Officer, Architect of the Capitol; and public witnesses.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Health approved for full Committee action the following: H.R. 1362, amended, Veterans Medicare Reimbursement Demonstration Act of 1997; and a measure on physician's special pay.

OVERSIGHT—U.S. CUSTOMS SERVICE

Committee on Ways and Means: Subcommittee on Trade held an oversight hearing on U.S. Customs Service. Testimony was heard from George Weise, Commissioner, U.S. Customs Service, Department of the Treasury; Norman J. Rabkin, Director, Administration of Justice Issues, General Government Division, GAO; and public witnesses.

BRIEFING—NORTH KOREA

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on North Korea. The Committee was briefed by departmental witnesses.

Joint Meetings

COLUMBIA BASIN PLAN

Joint Hearings: Senate Committee on Energy and Natural Resources' Subcommittee on Forests and Public Land Management concluded joint hearings with the House Committee on Resources' Subcommittee on Forests and Forest Health to review proposed environmental impact statements, and a related alternative, relating to the Interior Columbia Basin Ecosystem Management Project, initiated by the Forest Service and Bureau of Land Management to respond to forest and rangeland ecosystem health, after receiving testimony from Senator Kempthorne; Representative Nethercutt; and Bob Williams, Regional Forester, Pacific Northwest Region, Forest Service, Department of Agriculture, on behalf of the Executive Steering Committee of the Interior Columbia Basin Ecosystem Management Project.

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Friday, May 16, 1997

Senate

Chamber Action

Routine Proceedings, pages 8556–8594

Measures Introduced: Six bills were introduced, as follows: S. 757–762. **Page 8590**

Measures Reported: Reports were made as follows:

H.J. Res. 32, to consent to certain amendments enacted by the Legislature of the State of Hawaii to the Hawaiian Homes Commission Act, 1920. (S. Rept. No. 105–19)

Measures Passed:

Emergency Supplemental Appropriations: Pursuant to the order of May 8, 1997, Senate passed H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997, after striking all after the enacting clause and inserting in lieu thereof the text of S. 672, Senate companion measure, as amended. Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Stevens, Cochran, Specter, Domenici, Bond, Gorton, McConnell, Burns, Shelby, Gregg, Bennett, Campbell, Craig, Faircloth, Hutchison, Byrd, Inouye, Hollings, Leahy, Bumpers, Lautenberg, Harkin, Mikulski, Reid, Kohl, Murray, Dorgan, and Boxer. **Page 8564**

Appointments:

Commission to Assess the Organization of the Federal Government to Combat the Proliferation of Weapons of Mass Destruction: The Chair, on behalf of the Majority Leader, pursuant to Section 711(b)(2) of Public Law 104–293, appointed Senator Specter as a Member of the Commission to Assess the Organization of the Federal Government to Combat the Proliferation of Weapons of Mass Destruction. **Page 8581**

Messages From the House: **Page 8590**

Statements on Introduced Bills: **Page 8590**

Additional Cosponsors: **Page 8593**

Additional Statements: **Page 8593**

Adjournment: Senate convened at 10 a.m., and adjourned at 2:04 p.m., until 12 noon, on Monday, May 19, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 8594.)

Committee Meetings

ADULT EDUCATION

Committee on Labor and Human Resources: Committee concluded hearings on proposals to provide assistance to States and local communities to improve adult education and literacy skills, and to help achieve the national educational goals for all citizens, after receiving testimony from Patricia W. McNeil, Assistant Secretary of Education for Vocational and Adult Education; Mary Paul Hankinson, Joel Mudge, and Kathy Garrow, all of the Vermont Adult Learning, East Montpelier; Stephen Steurer, Correctional Education Association, John Ryan, and Richard Dennis, all of Baltimore, Maryland; James Olson, Toyota Motor Sales, U.S.A., Inc., Washington, DC.; Lloyd David, Continuing Education Institute, Inc., Watertown, Massachusetts; and Lois J. Thoms, Fire Control Instruments, Inc., Newton, Massachusetts.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 1650–1659; and 1 resolution, H. Con. Res. 83, were introduced. **Page 8676**

Reports Filed: One report was filed as follows:

H.R. 1276, to authorize appropriations for fiscal years 1998 and 1999 for the research, development, and demonstration activities of the Environmental Protection Agency, amended (H. Rept. 105–99 Part I). **Page 8675**

Guest Chaplain: The prayer was offered by the Guest Chaplain, the Rev. Dr. Ronald Christian of Washington, DC. **Page 8595**

Employment, Training, and Literacy Enhancement Act: By a yea-and-nay vote of 343 yeas to 60 nays, Roll No. 138, the House passed H.R. 1385, to consolidate,

coordinate, and improve employment, training, literacy, and vocational rehabilitation programs in the United States. **Page 8597**

Agreed to the Committee amendment in the nature of a substitute as amended. **Page 8662**

Agreed To:

The McKeon amendment that requires that state collaborative processes represent diverse regions of the State, including urban, rural, and suburban areas; clarifies the development of accountability standards by the States and expedites their ability to enforce standards and provide comments to Congress; provides discretion to States to allocate funds not distributed under the formula; provides local discretion for summer youth and year-round disadvantaged youth programs; and streamlines the adult education provisions; **Page 8610**

The Graham amendment that clarifies that parents engaged in home schooling are not compelled to participate in the programs; emphasizes the importance of phonics in literacy; and specifies that local workforce development boards do not have the authority to mandate the curriculum for schools; **Page 8643**

The Traficant en bloc amendment that requires compliance with the provisions of the Buy America Act; expresses the Sense of Congress that entities receiving financial assistance should purchase only American-made equipment and products; and prohibits contracts with persons falsely labeling products as made in America; and **Page 8644**

The McKeon amendment that streamlines the individualized rehabilitation plan for employment; provides for informed choice throughout the vocational rehabilitation process; allows services to individuals whose vocational goal is self-employment or business ownership; and requires that federal agencies provide certification of compliance with electronic and information technology accessibility guidelines. **Page 8660**

Rejected:

The Owens amendment that sought to separate the summer youth employment program from the disadvantaged youth block grant program (rejected by a recorded vote of 168 ayes to 238 noes, Roll No. 137). **Page 8646**

Withdrawn:

The Millender-McDonald amendment was offered but subsequently withdrawn that sought to revise the qualifications for membership on the National Institute for Literacy Advisory Board; and **Page 8654**

The Kennedy of Massachusetts amendment was offered but subsequently withdrawn that sought to establish support for a workforce development coordinator on site at a secondary or post-secondary educational institution. **Page 8654**

The Clerk was authorized in the engrossment of H.R. 1385 to make technical and conforming changes as may be necessary to reflect the actions of the House. **Page 8662**

Earlier, the House agreed to H. Res. 150, the rule that provided for consideration of the bill. **Page 8596**

Emergency Supplemental Appropriations: The House disagreed to the Senate amendment to H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997 and agreed to a conference. Appointed as conferees: Representatives Livingston, McDade, Young of Florida, Regula, Lewis of California, Porter, Rogers, Skeen, Wolf, Kolbe, Packard, Callahan, Walsh, Taylor of North Carolina, Obey, Yates, Stokes, Murtha, Sabo, Fazio, Hoyer, Mollohan, Kaptur, and Pelosi. **Page 8663**

Agreed to the Kaptur motion to instruct conferees that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on H.R. 1469 be instructed to insist on the House position with respect to funding for the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC), providing a funding level of $76,000,000 to ensure no reduction in the number of participants being served by this program. **Page 8663**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 2 p.m. on Monday, May 19; and agreed that when the House adjourns on Monday, it adjourn to meet at 10:30 a.m. on Tuesday, May 20 for Morning-Hour debate. **Page 8674**

Receiving Former Members of Congress: Agreed that when the House adjourns on Tuesday, May 20, it adjourn to meet at 9 a.m. on Wednesday, May 21. Agreed that it may be in order for the Speaker to declare a recess, subject to the Call of the Chair, on Wednesday, May 21 for the purpose of receiving in the Chamber former Members of Congress. **Page 8674**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, May 21. **Page 8674**

Late Report: The Committee on the Budget received permission to have until midnight on Sunday, May 18 to file a report on a Concurrent Resolution on the Budget for FY 1998. **Page 8674**

Senate Messages: Message received from the Senate today appears on page 8653.

Quorum Calls—Votes: One yea-and-nay vote and one recorded vote developed during the proceedings of the House today and appear on pages 8652 and 8662. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 3:44 p.m.

Committee Meetings

CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Ordered reported the Fiscal Year 1998 Concurrent Budget Resolution.

MISCELLANEOUS MEASURES

Committee on Government Reform and Oversight: Ordered reported the following bills: H.R. 1057, to designate the building in Indianapolis, IN, which houses the operations of the Circle City Station Post Office as the "Andrew Jacobs, Jr. Post Office Building"; H.R. 1058, to designate the facility of the U.S. Postal Service under construction at 150 West Margaret Drive in Terre Haute, IN, as the "John T. Myers Post Office Building"; and H.R. 956, amended, Drug-Free Communities Act of 1997.

TROUBLED MEDICARE TRANSACTION SYSTEM

Committee on Government Reform and Oversight: Subcommittee on Human Resources and the Subcommittee on Government Management, Information and Technology held a joint hearing on the Health Care Financing Administration's Management of the Troubled Medicare Transaction System. Testimony was heard from Joel Willemssen, Director, Information Resources, GAO; Bruce Vladeck, M.D., Administrator, Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

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Monday, May 19, 1997

Senate

Chamber Action

Routine Proceedings, pages 8684–8712

Measures Introduced: Two bills and one resolution were introduced as follows: S. 763–764, and S. Con. Res. 27. **Page 8699**

Measured Reported: Reports were made as follows:

S. Con. Res. 27, setting forth the congressional budget for the United States Government for fiscal years 1998, 1999, 2000, 2001, and 2002.

Nominations Received: Senate received the following nominations:

William P. Greene, Jr., of West Virginia, to be an Associate Judge of the United States Court of Veterans Appeals for the term of fifteen years.

20 Navy nominations in the rank of admiral.

Page 8712

Messages From the House: **Page 8697**

Measures Referred: **Page 8697**

Communications: **Page 8697**

Statements on Introduced Bills: **Page 8699**

Additional Cosponsors: **Page 8704**

Notices of Hearings: **Page 8705**

Authority for Committees: **Page 8705**

Additional Statements: **Page 8705**

Adjournment: Senate convened at 12 noon, and adjourned at 5:37 p.m., until 9:30 a.m., on Tuesday, May 20, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 8712).

Committee Meetings

1998 BUDGET

Committee on the Budget: Committee ordered favorably reported an original concurrent resolution (S. Con. Res. 27) setting forth the congressional budget for the United States Government for fiscal years 1998, 1999, 2000, 2001, and 2002.

ELECTRIC AND MAGNETIC FIELDS RESEARCH

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development, Production and Regulation concluded hearings on H.R. 363, authorizing funds for fiscal year 1998 for the Electric and Magnetic Fields Research and Public Information Dissemination Program of the Energy Policy Act of 1992, after receiving testimony from Robert Brewer, Senior Advisor, Office of Energy Efficiency and Renewable Energy, Department of Energy; and Richard M. Loughery, Washington, D.C., on behalf of the Edison Electric Institute, the American Public Power Association, National Electrical Manufacturers Association, and the National Rural Electric Cooperative Association.

MEDICARE REFORM

Special Committee on Aging: Committee held hearings to examine ways to restructure the current Medicare payment system to insure greater choice and equity, focusing on managed care plans, receiving testimony from William J. Scanlon, Director, Health Financing and Systems Issues, Health, Education, and Human Services Division, General Accounting Office; David C. Colby, Deputy Director, Physician Payment Review Commission; Steve Brenton, Association of Iowa Hospitals and Health Systems, Des Moines; Doug Dillon, Providence Health Plans, Portland, Oregon; Susan Bartlett Foote, Coalition for Fairness in Medicare, Washington, D.C.; Kenneth E. Thorpe, Tulane University School of Public Health and Tropical Medicine, New Orleans, Louisiana; and Hans Running, Hillsboro, Oregon.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 1 public bill, H.R. 1660, was introduced. **Page 8718**

Reports Filed: Reports were filed as follows:

Filed on May 18, H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002 (H. Rept. 105–100);

H.R. 911, to encourage the States to enact legislation to grant immunity from personal civil liability, under certain circumstances, to volunteers working on behalf of nonprofit organizations and governmental entities, amended (H. Rept. 105–101 Part I); and

H. Res. 152, providing for consideration of H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002 (H. Rept. 105–102). **Page 8718**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Pease to act as Speaker pro tempore for today. **Page 8713**

Recess: The House recessed at 2:42 p.m. and reconvened at 8:08 p.m. **Page 8717**

Amendments: Amendments printed pursuant to the rule appear on page 8719.

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

Adjournment: Met at 2 p.m. and adjourned at 8:10 p.m.

Committee Meetings

NASA'S MISSION AND AMERICA'S VISION—FUTURE OF SPACE EXPLORATION

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs and Criminal Justice continued hearings on Defining NASA's Mission and America's Vision for the Future of Space Exploration, Part II. Testimony was heard from the following Astronauts: Buzz Aldrin; Scott Carpenter and Gene Cernan; and public witnesses.

CONCURRENT BUDGET RESOLUTION FOR FY 1998

Committee on Rules: Granted, by voice vote, a modified closed rule on H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002. The rule waives all points of order against the resolution and against its consideration. The rule provides for five hours of general debate (including one hour on the subject of economic goals and policies) equally divided and controlled by the chairman and ranking minority member of the Committee on the Budget and 20 minutes controlled by Representative Minge or his designee. The rule provides for the consideration of those 5 amendments in the nature of a substitute designated in section 2 of the resolution, if printed in the portion of the Congressional Record designated for that purpose, which may be offered only in the order designated, may be offered only by a Member designated, shall be considered as read, shall be debatable for 20 minutes (except as specified in the rule) equally divided and controlled by a proponent and an opponent, and shall not be subject to amendment. All points of order are waived against the amendments designated in section 2. The rule allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce to five minutes on a postponed question if the vote follows a fifteen minute vote. The rule provides that the adoption of an amendment in the nature of a substitute shall constitute the conclusion of consideration of the concurrent resolution for amendment. The previous question shall be considered as ordered on the concurrent resolution and amendments thereto to final passage without intervening motion except amendments offered by the chairman of the Committee on the Budget to achieve mathematical consistency. The rule further provides that the concurrent resolution will not be subject to a demand for a division of the question of its adoption. Finally, the rule provides that rule XLIX (establishment of statutory limit on the public debt) shall not apply with respect to the adoption by the Congress of a concurrent resolution on the budget for fiscal year 1998. Testimony was heard from Chairman Kasich, Representatives Hobson, Smith of Michigan, Shuster, Doolittle, Sam Johnson of Texas, Doggett, Thompson, Minge, Brown of California, Oberstar, Peterson of Minnesota, DeFazio, Waters, Boyd, and Turner.

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Tuesday, May 20, 1997

Senate

Chamber Action

Routine Proceedings, pages 8791–8883

Measures Introduced: Six bills and one resolution were introduced as follows: S. 765–770 and S. Res. 87. **Page 8850**

Measures Passed:

Vietnam Veterans Memorial Anniversary: Senate agreed to S. Res. 87, commemorating the 15th anniversary of the construction and dedication of the Vietnam Veterans Memorial. **Page 8791**

Partial-Birth Abortion Ban: By 63 yeas to 36 nays (Vote No. 71), Senate passed H.R. 1122, to amend title 18, United States Code, to ban partial-birth abortions, after taking action on the following amendment proposed thereto: **Page 8794**

Adopted:

Santorum Amendment No. 290, to provide a procedure for determining whether a physician's conduct was necessary to save the life of the mother. **Page 8794**

Authorizing Use of Capitol Grounds: Senate agreed to H. Con. Res. 49, authorizing the use of the Capitol grounds for the Greater Washington Soap Box Derby. **Page 8876**

Hong Kong Economic and Trade Office: Senate passed S. 342, to extend certain privileges, exemptions, and immunities to Hong Kong Economic and Trade Offices. **Page 8876**

Afghanistan Human Rights: Senate agreed to S. Con. Res. 6, expressing concern for the continued deterioration of human rights in Afghanistan and emphasizing the need for a peaceful political settlement in that country, after agreeing to a committee amendment in the nature of a substitute. **Page 8876**

Congratulating Residents of Jerusalem: Senate agreed to S. Con. Res. 21, congratulating the residents of Jerusalem and the people of Israel on the thirtieth anniversary of the reunification of that historic city. **Page 8879**

Japan/U.S. Mutual Cooperation: Senate agreed to S. Res. 58, to state the sense of the Senate that the Treaty of Mutual Cooperation and Security Between the United States of America and Japan is essential for furthering the security interest of the United States, Japan and the countries of the Asia-Pacific region, and that the people of Okinawa deserve recognition for their contributions toward ensuring the treaty's implementation. **Page 8879**

Concurrent Budget Resolution: Senate began consideration of S. Con. Res. 27, setting forth the congressional budget for the United States government for fiscal years 1998, 1999, 2000, 2001, and 2002, taking action on amendments proposed thereto, as follows: **Page 8817**

Adopted:

Allard Amendment No. 293, to express the sense of the Senate about the Federal debt and that the President should submit a budget proposal with a plan for repayment of the Federal debt. **Page 8830**

Rejected:

Dodd Modified Amendment No. 296, to increase the discretionary spending caps by $15.752 billion in outlays over five years to improve funding of critical programs to assist infants, toddlers and young children, and offset this effort by closing corporate tax loopholes. (By 61 yeas to 39 nays (Vote No. 72), Senate tabled the amendment.) **Page 8832**

Allard/Inhofe Amendment No. 292, to require that any shortfall in revenues projected by the resolution be offset by reductions in discretionary spending. (By 70 yeas to 29 nays (Vote No. 73), Senate tabled the amendment.) **Pages 8840, 8846**

By 8 yeas to 91 nays (Vote No. 74), Hollings Amendment No. 295, to adjust the President's initiatives for increased spending and the tax cuts. **Page 8843**

A unanimous-consent agreement was reached providing for further consideration of the resolution and certain amendments to be proposed thereto, on Wednesday, May 21, 1997. **Page 8880**

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

Transmitting the report of the executive order prohibiting new investment in Burma; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–38). **Page 8848**

Nominations Confirmed: Senate confirmed the following nominations:

Vice Admiral Roger T. Rufe, U.S. Coast Guard, to be Commander, Atlantic Area, United States Coast Guard, with the grade of vice admiral while so serving.

Rear Admiral James C. Card, U.S. Coast Guard, to be Commander, Pacific Area, United States Coast Guard, with the grade of vice admiral while so serving.

16 Air Force nominations in the rank of general.

17 Army nominations in the rank of general.

15 Marine Corps nominations in the rank of general.

3 Navy nominations in the rank of admiral.

Routine lists in the Coast Guard, Navy. **Pages 8875, 8882**

Nominations Received: Senate received the following nominations:

A. Peter Burleigh, of California, to be the Deputy Representative of the United States of America to the United Nations, with the rank and status of Ambassador Extraordinary and Plenipotentiary.

James W. Pardew, Jr., of Virginia, for the Rank of Ambassador during his tenure of service as U.S. Special Representative for Military Stabilization in the Balkans. **Page 8882**

Messages From the President: **Page 8848**

Communications: **Page 8849**

Statements on Introduced Bills: **Page 8850**

Additional Cosponsors: **Page 8862**

Amendments Submitted: **Page 8864**

Authority for Committees: **Page 8866**

Additional Statements: Page 8863

Record Votes: Four record votes were taken today. (Total—74). Pages 8815, 8840, 8846, 8847

Adjournment: Senate convened at 9:30 a.m., and adjourned at 9:10 p.m., until 9:30 a.m., on Wednesday, May 21, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 8880.)

Committee Meetings

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1998 for foreign assistance programs, focusing on international financial institutions, receiving testimony from Robert E. Rubin, Secretary of the Treasury.

Subcommittee will meet again on Thursday, May 22.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on Interior and Related Agencies concluded hearings on proposed budget estimates for fiscal year 1998 for the Department of the Interior, after receiving testimony from Bruce Babbitt, Secretary of the Interior.

APPROPRIATIONS—CAPITOL POLICE BOARD/ CBO

Committee on Appropriations: Subcommittee on the Legislative Branch held hearings on proposed budget estimates for fiscal year 1998 for the United States Capitol Police Board and the Congressional Budget Office, receiving testimony from Gregory S. Casey, Senate Sergeant at Arms, Wilson Livingood, House Sergeant at Arms, Gary L. Abrecht, Chief, U.S. Capitol Police, and Alan M. Hantman, Architect of the Capitol, all on behalf of the United States Capitol Police Board; and June E. O'Neill, Director, Congressional Budget Office, who was accompanied by several of her associates.

Subcommittee will meet again on Thursday, June 5.

QUADRENNIAL DEFENSE REVIEW

Committee on Armed Services: Committee held hearings to examine the Department of Defense Quadrennial Defense Review which relates to the shape, makeup, characterization, and the implementation of American armed forces for the next several years, receiving testimony from William S. Cohen, Secretary of Defense; and Gen. John M. Shalikashvili, USA, Chairman, Joint Chiefs of Staff.

Hearings continue tomorrow.

PRIVATE RELIEF

Committee on the Judiciary: Subcommittee on Immigration concluded hearings on S. 768, to grant Michel Christopher Meili and his family, of Switzerland, permanent residence in the United States for his efforts in providing evidence of relations between Swiss banks and Nazi Germany during and after World War II regarding the disposal of assets of Holocaust victims, after receiving testimony from Senators Hatch and D'Amato; and Michel Christopher Meili, Rutihof, Switzerland.

HEALTH CARE REFORM

Committee on Labor and Human Resources: Committee concluded hearings on proposed legislation to provide patients quality health care, while maintaining affordability and the consumers right to receive all relevant information regarding their treatment and costs, including S. 449, to prohibit the restriction of certain types of medical communications between a health care provider and a patient, and S. 644, to establish standards for relationships between group health plans and health insurance issuers with enrollees, health professionals, and providers, after receiving testimony from Senators Kyl, Wyden, and D'Amato; Representatives Ganske and Norwood; Theodore N. Tsangaris, Breast Care Center/ George Washington University Medical Center, Andrew Webber, Consumer Coalition for Quality Health Care, Mary Jane England, Washington Business Group on Health, and Karen Ignagni, American Association of Health Plans, all of Washington, D.C.; Dennis O'Leary, Joint Commission on the Accreditation of Health Organizations, Oakbrook Terrace, Illinois; and William A. Reynolds, Missoula, Montana, on behalf of the American College of Physicians.

1985 ZONA ROSA TERRORIST ATTACK

Select Committee on Intelligence: Committee concluded hearings to examine the United States response to the murders of four United States marines and two private U.S. citizens in the Zona Rosa district of San Salvador in 1985, after receiving testimony from John R. Hamilton, Deputy Assistant Secretary of State for Central America, the Caribbean and Cuba; Michael O'Neil, General Counsel, Central Intelligence Agency; James S. Reynolds, Chief, Terrorism and Violent Crime Section, Criminal Division, Dale L. Watson, Chief of the International Operations Section, National Security Division, Federal Bureau of Investigation, and Phyllis A. Coven, Director of International Affairs, Immigration and Naturalization Service, all of the Department of Justice; William Walker, former United States Ambassador to El Salvador; Ed Mulvaney, Anniston, Alabama; Joe Dickson and Betty Malone, both of Northport, Alabama; Andy and Brenda Whitt, and Beth Kwiatkowski, all of Wausau, Wisconsin; and John and Marlene Weber, both of Cincinnati, Ohio.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 1661–1685; 1 private bill, H.R. 1686; and 1 resolution, H. Res. 154, were introduced. **Page 9030**

Reports Filed: Reports were filed as follows:

H. Res. 153, providing for consideration of H.R. 408, to amend the Marine Mammal Protection Act of 1972 to support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean (H. Rept. 105–103);

H.R. 1377, to amend title I of the Employee Retirement Income Security Act of 1974 to encourage retirement income savings, amended (H. Rept. 105–104); and

H.R. 956, to amend the National Narcotics Leadership Act of 1988 to establish a program to support and encourage local communities that first demonstrate a comprehensive, long-term commitment to reduce substance abuse among youth, amended (H. Rept. 105–105 Part I). **Page 9030**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Pryce to act as Speaker pro tempore for today. **Page 8884**

Recess: The House recessed at 11:03 a.m. and reconvened at 12:00 noon. **Page 8889**

Journal Vote: By a yea-and-nay vote of 311 yeas to 44 nays, Roll No. 139, the House agreed to the Speaker's approval of the Journal of Monday, May 19. **Page 8889**

Member Sworn: Representative-elect Bill Redmond presented himself in the well of the House and was administered the oath of office by the Speaker. **Page 8890**

Private Calendar: It was made in order that the call of the Private Calendar be dispensed with on Tuesday, May 20. **Page 8894**

Motions to Suspend the Rules on Wednesday, May 21: It was made in order that on Wednesday, May 21, the Speaker be authorized to entertain motions to suspend the rules and pass the following bills and resolutions: H.R. 1377, Savings are Vital to Everyone's Retirement Act of 1997; H.R. 1306, Riegle-Neal Clarification Act of 1997; H.R. 911, Volunteer Protection Act of 1997; H. Res. 121, expressing the sense of the House of Representatives regarding the March 30, 1997 Terrorist Grenade Attack in Cambodia; H. Con. Res. 63, reaffirming the Commitment of the United States to the Principles of the Marshall Plan; and H.R. 956, Drug-Free Communities Act. **Page 8894**

Suspensions: The House voted to suspend the rules and pass the following measures:

Ceremony Honoring Mother Teresa: S. Con. Res. 26, to permit the use of the Rotunda of the Capitol for a congressional ceremony honoring Mother Teresa (agreed to by a yea-and-nay vote of 415 yeas with none voting "nay", Roll No. 142); **Pages 8894, 8917**

Congressional Gold Medal to Mother Teresa: H.R. 1650, to authorize the President to award a gold medal on behalf of the Congress to Mother Teresa of Calcutta in recognition of her outstanding and enduring contributions through humanitarian and charitable activities; and **Pages 8895, 8918**

Activities to Provide Decent Homes: H. Res. 147, amended, expressing the sense of the House of Representatives that the House of Representatives should participate in and support activities to provide decent homes for the people of the United States. Agreed to amend the title. **Pages 8898, 8918**

Concurrent Budget Resolution: By a yea-and-nay vote of 333 yeas to 99 nays, Roll No. 148, the House agreed to H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002. **Page 8919**

Rejected:

The Waters amendment in the nature of a substitute that sought to achieve a balanced budget and reduce defense spending and corporate tax considerations, delay tax cuts until the budget is balanced, and increase funding for education, training, healthcare, community development, crime prevention, and other discretionary programs (rejected by a recorded vote of 72 ayes to 358 noes with 1 voting "present", Roll No. 143); **Page 8981**

The Doolittle amendment in the nature of a substitute that sought to achieve a balanced budget and reduce nondefense discretionary spending, provide additional tax cuts, and allow a point of order against any concurrent resolution on the budget or against any measure that would cause total outlays to exceed total receipts in FY 2002 and beyond (rejected by a recorded vote of 119 ayes to 313 noes, Roll No. 144); **Page 8993**

The Brown of California amendment in the nature of a substitute that sought to achieve a balanced budget and delay tax cuts until the budget is balanced, decrease defense outlays, increase net savings from overall spending reductions and the elimination of unwarranted benefits, and increase funding for research and development, transportation, education and training, and law enforcement (rejected by a recorded vote of 91 ayes to 339 noes, Roll No. 145); **Page 9001**

The Kennedy of Massachusetts amendment in the nature of a substitute that sought to achieve a balanced budget and reduce defense funding and tax cuts and increase funding for healthcare, education, transportation, research and development, Medicaid, and other domestic discretionary spending programs (rejected by a recorded vote of 123 ayes to 306 noes, Roll No. 146); and **Page 9008**

The Shuster amendment in the nature of a substitute that sought to achieve a balanced budget and increase outlays for federal highway and mass transit programs with offsets from a 0.39 percent across the board reduction to discretionary spending and tax cuts phased in over four years (rejected by a recorded vote of 214 ayes to 216 noes Roll No. 147). **Page 9016**

H. Res. 152, the rule that provided for consideration of H. Con. Res. 84, was agreed to earlier by a yea-and-nay vote of 278 yeas to 142 nays, Roll No. 141. Earlier, agreed to order the previous question by a yea-and-nay vote of 220 yeas to 200 nays, Roll No. 140. **Page 8904**

Presidential Message—National Emergency Re Burma: Read a message from the President wherein he transmits his report concerning the repression of the democratic opposition in Burma, his declaration of a national emergency to respond to the actions and policies of the Government of Burma, and his issuance of an Executive order prohibiting United States persons from new investment in Burma—referred to the Committees on International Relations and Appropriations and ordered printed (H. Doc. 105–85); **Page 9027**

Senate Messages: Message received by the Senate today appears on page 8917.

Quorum Calls—Votes: Five yea-and-nay votes and five recorded votes developed during the proceedings of the House today and appear on pages 8889, 8916, 8917, 8992, 9000, 9008, 9016, 9026, and 9027. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 3:32 a.m. on Wednesday, May 21.

Committee Meetings

FINANCING NATIONAL FOREST ROADS

Committee on Agriculture: Subcommittee on Forestry, Resource Conservation, and Research held a hearing to review the financing of National Forest roads. Testimony was heard from public witnesses.

DOE CIVILIAN RESEARCH AND DEVELOPMENT ACT

Committee on Commerce: Subcommittee on Energy and Power held a hearing on H.R. 1277, Department of Energy Civilian Research and Development Act of 1997. Testimony was heard from Kyle Simpson, Senior Policy Advisor, Department of Energy.

OVERSIGHT—CIVIL RIGHTS DIVISION DEPARTMENT OF JUSTICE

Committee on the Judiciary: Subcommittee on the Constitution held an oversight hearing regarding the Civil Rights Division of the Department of Justice. Testimony was heard from Isabelle Katz Pinzler, Acting Assistant Attorney General, Civil Rights Division, Department of Justice; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Immigration and Claims held an oversight hearing regarding visa fraud and immigration benefits application fraud. Testimony was heard from Mary Ryan, Assistant Secretary, Bureau of Consular Affairs, Department of State; the following officials of the Department of Justice: Paul W. Virtue, Acting Executive Associate Commissioner, Programs, Immigration and Naturalization Service; and Michael R. Bromwich, Inspector General; and Benjamin F. Nelson, Director, International Relations and Trade Issues, National Security and International Affairs Division, GAO.

OVERSIGHT

Committee on Resources: Subcommittee on Energy and Mineral Resources held an oversight hearing on the agreement reached by the United States, the environmental community and the mining industry in the New World Mine proposed buyout. Testimony was heard from Kathleen A. McGinty, Chair, Council on Environmental Quality; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 60, to authorize the Secretary of the Interior to provide assistance to the Casa Malpais National Historic Landmark in Springerville, AZ; H.R. 951, to require the Secretary of the Interior to exchange certain lands located in Hinsdale, CO; H.R. 822, to facilitate a land exchange involving private land within the exterior boundaries of Wenatchee National Forest in Chelan County, WA; H.R. 1198, to direct the Secretary of the Interior to convey certain land to the City of Grants Pass, OR; and H.R. 960, to validate certain conveyances in the City of Tulare, Tulare County, CA. Testimony was heard from Representatives Hayworth, Thomas, Hastings of Washington and Smith of Oregon; from the following officials of the Department of the Interior: Katherine H. Stevenson, Associate Director, Cultural Resource Stewardship and Partnership, National Park Service; and W. Hord Tipton, Assistant Director, Bureau of Land Management; and public witnesses.

INTERNATIONAL DOLPHIN CONSERVATION PROGRAM

Committee on Rules: Granted, by voice vote, a modified closed rule providing 1 hour of debate on H.R. 408, International Dolphin Conservation Program Act. The rule provides that, in lieu of the Resources Committee amendment, the amendment in the nature of a substitute printed in the Congressional Record and numbered 1 shall be considered as an original bill for the purpose of amendment, and said amendment shall be considered as read. Clause 7 of rule XVI (germaneness) is waived against the Resources Committee amendment in the nature of a substitute.

The rule further provides for an amendment printed in the Congressional Record to be offered by Representative Miller of California or his designee; and said amendment shall be considered as read, shall be debatable for one hour equally divided and controlled by the proponent and an opponent, and shall not be subject to amendment.

Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Saxton, Gilchrest, Cunningham and Miller of California.

RURAL EMPOWERMENT

Committee on Small Business: Subcommittee on Empowerment held a hearing on regulatory, tax, licensing incentives and impediments to empowerment in rural and impoverished communities. Testimony was heard from Senator Lugar; and public witnesses.

Joint Meetings

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees: Continued in evening session to further resolve the differences between the Senate- and House-passed versions of H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997.

NATO ENLARGEMENT

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission resumed hearings to examine the process to enlarge the membership of the North Atlantic Treaty Organization (NATO), receiving testimony from H.E. Branislav Lichardus, Ambassador of the Slovak Republic to the United States; Gyorgy Banlaki, Ambassador of the Republic of Hungary to the United States; and Stefan Tafrov, Ambassador-at-Large of the Republic of Bulgaria to the United States.

Hearings were recessed subject to call.

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Wednesday, May 21, 1997

Senate

Chamber Action

Routine Proceedings, pages 9148–9295

Measures Introduced: Eight bills and two resolutions were introduced as follows: S. 771–778 and S. Res. 88 and 89. **Page 9249**

Measures Reported: Reports were made as follows:

S. 459, to amend the Native American Programs Act of 1974 to extend certain authorizations, with an amendment in the nature of a substitute. (S. Rept. No. 105–20) **Page 9249**

Measures Passed:

Majority Party Committee Appointments: Senate agreed to S. Res. 89, to constitute the majority party's membership on the Governmental Affairs committee for the 105th Congress, or until their successors are chosen. **Page 9287**

Congressional Gold Medal to Mother Teresa: Senate passed H.R. 1650, to authorize the President to award a gold medal on behalf of the Congress to Mother Teresa of Calcutta in recognition of her outstanding and enduring contributions through humanitarian and charitable activities, clearing the measure for the President. **Page 9290**

Authorizing Use of Capitol Grounds: Senate agreed to H. Con. Res. 67, authorizing the 1997 Special Olympics Torch Relay to be run through the Capitol Grounds. **Page 9291**

New Mexico Trust Fund Protection: Senate passed S. 430, to amend the Act of June 20, 1910, to protect the permanent trust funds of the State of New Mexico from erosion due to inflation and modify the basis on which distributions are made from those funds. **Page 9291**

Volunteer Protection Act: Senate concurred in the amendment of the House to S. 543, to provide certain protections to volunteers, nonprofit organizations, and government entities in lawsuits based on the activities of volunteers, clearing the measure for the President. **Page 9287**

Concurrent Budget Resolution: Senate continued consideration of S. Con. Res. 27, setting forth the congressional budget for the United States government for fiscal years 1998, 1999, 2000, 2001, and 2002, taking action on amendments proposed thereto, as follows: **Pages 9148, 9220, 9292**

Adopted:

By 98 yeas to 2 nays (Vote No. 75), Domenici Modified Amendment No. 307, to clarify the use of funds for health coverage for eligible children. **Page 9178**

Kerrey Amendment No. 312, to express the sense of the Senate on the need for long-term entitlement reforms. **Page 9199**

Gramm Modified Amendment No. 317, to express the sense of the Senate on disaster assistance funding. **Pages 9203, 9217**

Brownback/Kohl Amendment No. 329, to express the sense of the Senate on enforcement of the bipartisan budget agreement. **Page 9217**

By a unanimous vote of 98 yeas (Vote No. 78), Mack Amendment No. 315, to express the sense of the Senate

that the Federal commitment to biomedical research should be doubled over the next 5 years.

Pages 9202, 9230

Domenici (for Feinstein) Amendment No. 341, to express the sense of the Senate that certain elderly legal aliens should continue to receive benefits during a redetermination transition period. **Page 9239**

Domenici (for Coverdell) Amendment No. 342, to express the sense of the Senate regarding retroactive taxes. **Page 9241**

Domenici (for Dorgan/Hollings/Daschle) Amendment No. 343, to express the sense of the Senate on Social Security and balancing the budget. **Page 9241**

Domenici (for Daschle/Rockefeller) Amendment No. 344, to express the sense of the Senate in support of sufficient funding for veterans programs and benefits.

Page 9242

Domenici (for Murray) Amendment No. 345, to express the sense of Congress concerning domestic violence. **Page 9242**

Rejected:

Hatch/Kennedy Amendment No. 297, to increase the excise taxes on tobacco products for the purpose of providing affordable health coverage for low- and moderate-income uninsured children and for additional deficit reduction. (By 55 yeas to 45 nays (Vote No. 76), Senate tabled the amendment.) **Page 9149**

Gramm Amendment No. 318, to hold nondefense discretionary spending for fiscal years 1998 through 2002 to the same levels proposed in the President's fiscal year 1997 budget request. (By 68 yeas to 31 nays (Vote No. 77), Senate tabled the amendment.) **Pages 9203, 9215**

Pending:

Murray/Wellstone Amendment No. 291, to express the sense of the Congress concerning domestic violence.

Page 9200

Inhofe Amendment No. 301, to create a point of order against any budget resolution for fiscal years after 2001 that causes a unified budget deficit for the budget year or any of the 4 fiscal years following the budget year.

Page 9198

Hollings Amendment No. 302, to express the sense of the Senate that the Highway Trust Fund should not be taken into account in computing the deficit in the budget of the United States. **Page 9197**

Hollings Amendment No. 303, to express the sense of the Senate that the Airport and Airway Trust Fund should not be taken into account in computing the deficit in the budget of the United States. **Page 9197**

Hollings Amendment No. 304, to express the sense of the Senate that the Military Retirement Trust Funds should not be taken into account in computing the deficit in the budget of the United States. **Page 9197**

Hollings Amendment No. 305, to express the sense of the Senate that the Civil Service Retirement Trust Funds should not be taken into account in computing the deficit in the budget of the United States. **Page 9198**

Hollings Amendment No. 306, to express the sense of the Senate that the Federal Unemployment Compensation Trust fund should not be taken into account in computing the deficit in the budget of the United States.

Page 9198

Kerry Amendment No. 309, to allocate funds for early childhood development programs for children ages zero to six. **Page 9198**

Dorgan Amendment No. 310, to express the sense of the Senate that the Congress should continue efforts to reduce the on-budget deficit without counting Social Security surpluses. **Page 9198**

Warner/Baucus Amendment No. 311, to ensure that transportation revenues are used solely for transportation.

Page 9199

Wellstone Amendment No. 313, to provide for increases in funding for Headstart and Early Start, child nutrition programs, and school construction, which will be paid for by reducing tax benefits to the top 2 percent of income earners in the United States as well as by reducing tax benefits that are characterized as corporate welfare or tax loopholes. **Page 9201**

Wellstone Amendment No. 314, to provide that Pell Grants for needy students should be increased. **Page 9202**

Abraham Amendment No. 316, to express the sense of the Senate that, to the extent that future revenues exceed the revenue aggregates, those additional revenues should be reserved for deficit reduction and tax cuts only.

Page 9203

Gramm Amendment No. 319, to ensure that the discretionary limits provided in the budget resolution shall apply in all years. **Page 9204**

Gramm Amendment No. 320, to ensure that the 4.3 cents federal gas tax increase enacted in 1993 will be transferred to the Highway Trust Fund. **Page 9204**

Faircloth Amendment No. 321, to express the sense of the Senate that a non-refundable tax credit for the expenses of an education at a 2-year college should be enacted. **Page 9208**

Ashcroft Amendment No. 322, to add enforcement mechanisms to reflect the stated commitment to reach a balanced budget in 2002, to maintain a balanced budget thereafter, and to achieve these goals without raising taxes. **Page 9208**

Ashcroft Amendment No. 323, to limit increases in the statutory limit on the debt to the levels in the budget resolution. **Page 9209**

Bond Amendment No. 324, to express the sense of the Senate regarding the protection of children's health.

Page 9213

Bond Amendment No. 325, to express the sense of the Senate concerning the Highway Trust Fund. **Page 9213**

McCain/Hollings Amendment No. 326, to express the sense of the Senate that the Congress shall take such steps

as necessary to reconcile the difference between actual revenues raised and estimates made and shall reduce spending accordingly if Spectrum Auctions raise less revenue than projected. **Page 9214**

McCain/Mack Amendment No. 327, to express the sense of the Senate with respect to certain highway demonstration projects. **Page 9214**

McCain Amendment No. 328, to express the sense of the Senate that the revenues generated to finance an intercity passenger rail fund under section 207 should not be appropriated before enactment of legislation to reauthorize and reform the National Rail Passenger Corporation. **Page 9215**

Brownback/Kohl Amendment No. 329, to express the sense of the Senate on enforcement of the bipartisan budget agreement.

Bumpers Amendment No. 330, to delay the effectiveness of the tax cuts assumed in the Budget Resolution until the Federal budget is balanced. **Page 9216**

Bumpers Amendment No. 331, to ensure that the Medicare cuts that will be enacted are not used to pay tax cuts and that instead the tax cuts are completely paid for by the closure of tax loopholes. **Page 9216**

Bumpers Amendment No. 332, to express the sense of the Senate that no budget reconciliation bill shall increase the Federal deficit. **Page 9216**

Lautenberg (for Moseley-Braun) Amendment No. 333, to express the sense of the Senate regarding the use of budget savings. **Page 9216**

Lautenberg (for Moseley-Braun) Amendment No. 334, to express the sense of the Senate regarding the value of the social security system for future retirees. **Page 9216**

Lautenberg (for Dodd) Amendment No. 335, to ensure that the concurrent resolution conforms with the bipartisan budget agreement to restrict revenue reductions over a the ten-year period. **Page 9216**

Moseley-Braun Amendment No. 336, to provide $5 billion for school repair, renovation, modernization, and construction priorities, offset by closing tax loopholes. **Page 9216**

Specter Amendment No. 338, to provide for a reduction in mandatory spending and an increase in discretionary spending relating to children's health. **Page 9278**

Specter Amendment No. 339, to provide for a reduction in mandatory spending and an increase in discretionary spending relating to children's health. **Page 9278**

Specter Amendment No. 340, to restore funding within the discretionary health function to maintain progress in medical research, offset by reductions in Federal agency administrative costs. **Page 9278**

Domenici (for Grams) Amendment No. 346, to require that the $225 billion CBO revenue receipt windfall be used for deficit reduction and tax relief, and that non-defense discretionary spending be kept at a freeze baseline level. **Page 9243**

Domenici (for Coverdell) Amendment No. 347, to provide for parental involvement in prevention of drug use by children. **Page 9243**

Domenici (for Kyl) Amendment No. 348, to express the sense of the Senate that the budget resolution agreement does not foreclose the possibility of Congress adopting additional tax cuts in the future, so long as they are paid for. **Page 9244**

Domenici (for Snowe/Coverdell) Amendment No. 349, to express the sense of the Senate relative to higher education tax relief and higher education expenses. **Page 9244**

Lautenberg (for Harkin) Amendment No. 350, to express the sense of the Senate supporting an increase in funding for defense 050 account funds dedicated for medical research. **Page 9244**

Lautenberg (for Harkin/Bingaman) Amendment No. 351, to reduce the incentives to use tax gimmicks that artificially increase revenues in 2002 in ways that make balancing the deficit more difficult after 2002. **Page 9244**

Lautenberg (for Kohl/Kerry) Amendment No. 352, to express the sense of the Senate on early childhood education. **Page 9244**

Lautenberg (for Byrd) Amendment No. 353, to expand opportunities to access funding in the Highway Reserve fund. **Page 9245**

Lautenberg (for Biden) Amendment No. 354, to express the sense of the Senate regarding the extension of the Violent Crime Reduction Trust Fund through fiscal year 2002. **Page 9245**

Lautenberg (for Boxer) Amendment No. 355, to express the sense of the Senate regarding tax cut benefits. **Page 9246**

Robb Amendment No. 356, to express the sense of the Senate on Social Security and retirement savings. **Page 9292**

Withdrawn:

Jeffords Motion to recommit the resolution to the Committee on the Budget with instructions to report back forthwith with the following amendment:

Jeffords/Coats Amendment No. 337 (to the Motion to recommit), to strike the reconciliation instruction for the Committee on Labor and Human Resources, and adjust the reconciliation instructions for the Committee on Finance to reflect an increase in revenues. (The amendment fell when the motion to recommit was withdrawn.) **Page 9230**

A unanimous-consent agreement was reached providing for further consideration of the bill on Thursday, May 22, 1997. **Page 9246**

Nominations Confirmed: Senate confirmed the following nominations:

52 Air Force nominations in the rank of general. **Pages 9291, 9295**

Messages From the House: **Page 9248**

Measures Referred: Page 9248
Measures Placed on Calendar: Page 9248
Measures Read First Time: Page 9248
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Amendments Submitted: Page 9271
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Authority for Committees: Page 9282
Additional Statements: Page 9282

Record Votes: Four record votes were taken today. (Total—78)

Pages 9195, 9215, 9239

Adjournment: Senate convened at 9:30 a.m., and adjourned at 10:50 p.m., until 9:30 a.m., on Thursday, May 22, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 9292.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1998 for the Department of Defense, focusing on Air Force programs, receiving testimony from Sheila E. Widnall, Secretary of the Air Force; and Gen. Ronald R. Fogleman, Chief of Staff of the Air Force.

Subcommittee will meet again on Wednesday, June 4.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 1,121 routine military nominations in the Air Force, Navy, Marine Corps, and Army Reserve.

QUADRENNIAL DEFENSE REVIEW

Committee on Armed Services: Committee concluded hearings to examine the Department of Defense Quadrennial Defense Review which relates to the shape, makeup, characterization, and the implementation of American armed forces for the next several years, focusing on its impact on the future years defense program, after receiving testimony from Gen. Dennis J. Reimer, USA, Chief of Staff, United States Army; Adm. Jay L. Johnson, USN, Chief of Naval Operations; Gen. Charles C. Krulak, USMC, Commandant, United States Marine Corps; and Gen. Ronald R. Fogleman, USAF, Chief of Staff, United States Air Force.

TRANSPORTATION MANAGEMENT REFORM

Committee on Commerce, Science, and Transportation: Committee concluded hearings to examine certain management and program areas in need of reform to improve efficiency and effectiveness at the Department of Transportation, after receiving testimony from Raymond J. DeCarli, Associate Deputy Inspector General, and Mortimer L. Downey, Deputy Secretary, both of the Department of Transportation; and John H. Anderson, Jr., Director, Transportation Issues, Resources, Community, and Economic Development Division, General Accounting Office.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following measures:

S. 417, authorizing funds for energy conservation programs under the Energy Policy and Conservation Act, with an amendment in the nature of a substitute. (As approved by the committee, the amendment authorizes funds for the Strategic Petroleum Reserve through fiscal year 2000, and United States' participation in the International Energy Agency through fiscal year 2002);

S. 210, to make technical and other changes to the Organic Act of Guam, the Revised Organic Act of the Virgin Islands, and the Compact of Free Association Act, and to return excess Federal land to the people of Guam, with an amendment in the nature of a substitute;

H.R. 649, to amend sections of the Department of Energy Organization Act that are obsolete or inconsistent with other statutes and to repeal a related section of the Federal Energy Administration Act of 1974; and

S. Res. 57, to support the work of the National Lewis and Clark Bicentennial Council and all the Federal, State, and local entities and other interested groups that are preparing bicentennial activities to celebrate the 200th anniversary of the Lewis and Clark Expedition during the years 2004 through 2006.

HISTORIC SITES/MEMORIALS

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation and Recreation concluded hearings on S. Res. 57, to support the commemoration of the bicentennial of the Lewis and Clark Expedition, S. 231, to establish the National Cave and Karst Research Institute in New Mexico to further the study of the physical, geological, and biological aspects of caves, S. 312, to revise the boundary of the Abraham Lincoln Birthplace National Historic Site in Larue County, Kentucky, S. 423, to grant a three-year extension to the Board of Regents of Gunston Hall to establish a memorial to honor George Mason in the District of Columbia, S. 669, to provide for the acquisition of the Plains Railroad Depot at the Jimmy Carter National Historic Site in Georgia, and S. 731, to grant a five-year extension for construction of the National Peace Garden memorial in the District of Columbia, after receiving testimony from Katherine H. Stevenson, Associate Director for Cultural Resources Stewardship and Partnerships, National Park Service, Department of the Interior.

NOMINATION

Committee on Finance: Committee concluded hearings on the nomination of Robert S. LaRussa, of Maryland, to be Assistant Secretary of Commerce for Import Administration, after the nominee, who was introduced by Senator D'Amato and Representative Levin, testified and answered questions in his own behalf.

MEDICARE REFORM

Committee on Finance: Committee held hearings to examine the applicability of the Federal Employees Health Benefits Program (FEHBP) as a model for reform of the Medicare program, receiving testimony from Senators Gregg and Wyden; Stuart M. Butler, Heritage Foundation, Robert D. Reischauer, Brookings Institution, and Edwin C. Hustead, Hay Group, all of Washington, D.C.; Kenneth E. Thorpe, Tulane University School of Public Health and Tropical Medicine, New Orleans, Louisiana; Richard V. Anderson, Kaiser Permanente, Oakland, California; and Peter Wyckoff, Minnesota Senior Federation-Metropolitan Region, St. Paul, on behalf of the National Council on the Aging and the National Coalition of Consumer Organizations on Aging.

Hearings were recessed subject to call.

CHILD WELFARE REFORM

Committee on Finance: Subcommittee on Social Security and Family Policy held hearings on child welfare reform proposals, including S. 511, to require that the health and safety of a child be considered in any foster care of adoption placement, to eliminate barriers to the termination of parental rights in appropriate cases, and to promote the adoption of children with special needs, and S. 742 and H.R. 867, bills to promote the adoption of children in foster care, receiving testimony from Senator DeWine; Representatives Kennelly and Camp; Chief Justice Margaret L. Workman, West Virginia Supreme Court of Appeals, Charleston; Susan Badeau, National Adoption Center, Philadelphia, Pennsylvania, on behalf of the Voice for Adoption; Sister Rose Logan, Astor Home for Children, Rhinebeck, New York, on behalf of Catholic Charities USA; and Gary J. Stangler, Missouri Department of Social Services, Jefferson City, on behalf of the American Public Welfare Association.

Hearings were recessed subject to call.

U.S.-CHINA TRADE ENFORCEMENT

Committee on Foreign Relations: Committee concluded hearings to examine the status of United States enforcement of laws and regulations prohibiting the importation of prison-made products manufactured in the People's Republic of China, after receiving testimony from James E. Johnson, Assistant Secretary for Enforcement, and George J. Weise, Commissioner, U.S. Customs Service, both of the Department of the Treasury; Jeffrey A. Bader, Deputy Assistant Secretary of State for East Asian and Pacific Affairs; Jeffrey L. Fiedler, Food and Allied Service Trades Department (AFL–CIO), and Maranda Yen Shieh, Greater Washington Network for Democracy in China and Friends of Hong Kong and Macao Association, both of Washington, D.C.; Harry Wu, Laogai Research Foundation, Milpitas, California; Peter B. Levy, Labelon/Noesting Company, Mt. Vernon, New York; and Fu Shenqi, New York, New York.

NATIVE AMERICAN VETERANS

Committee on Indian Affairs: Committee held oversight hearings to review Federal services and benefits designed to assist Native American veterans, receiving testimony from Jesse Brown, Secretary of Veterans Affairs; Espiridion Borrego, Deputy Assistant Secretary of Labor for Veterans' Employment and Training; Arcenio Smiley, Church Rock, New Mexico, on behalf of the Navajo Code Talkers Association; Apesanahkwat, Menominee Indian Nation, Keshena, Wisconsin; Anthony R. Pico, Viejas Band of the Kumeyaay Indian Reservation, Alpine, California; Samuel N. Penney, Nez Perce Tribal Executive Committee, Lapwai, Idaho; Kali Watson, Hawaii Department of Hawaiian Home Lands, Honolulu; and Ernie Stevens, Jr., National Congress of American Indians, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 1687–1701; and 1 resolution, H. Con. Res. 85, were introduced.

Page 9146

Reports Filed: Reports were filed as follows:

H.R. 1420, to amend the National Wildlife Refuge System Administration Act of 1966 to improve the management of the National Wildlife Refuge System (H. Rept. 105–106); and

H. Res. 155, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 105–107). Page 9146

Recess: The House recessed at 9:03 a.m. and reconvened at 10:32 a.m. Page 9045

Receiving Former Members of Congress: The Speaker declared a recess for the purpose of receiving in the Chamber former Members of Congress. It was made in order that the proceedings during the recess be printed in the record. Page 9045

Motion to Suspend the Rules on Thursday, May 22: It was made in order that on Thursday, May 22, the Speaker be authorized to entertain a motion to suspend the rules and pass H.R. 956, to amend the National Nar-

cotics Leadership Act of 1988 to establish a program to support and encourage local communities that first demonstrate a comprehensive, long-term commitment to reduce substance abuse among youth. **Page 9056**

Suspensions: The House voted to suspend the rules and pass the following measures:

Savings are Vital to Everyone's Retirement Act of 1997: H.R. 1377, amended, to amend title I of the Employee Retirement Income Security Act of 1974 to encourage retirement income savings; **Page 9056**

Riegle-Neal Clarification Act of 1997: H.R. 1306, amended, to amend the Federal Deposit Insurance Act to clarify the applicability of host State laws to any branch in such State of an out-of-State bank; **Page 9063**

Volunteer Protection Act of 1997: H.R. 911, amended, to encourage the States to enact legislation to grant immunity from personal civil liability, under certain circumstances, to volunteers working on behalf of nonprofit organizations and governmental entities (passed by a yea-and-nay vote of 390 yeas to 35 nays, Roll No. 150). **Pages 9070, 9093**

Subsequently, agreed by unanimous consent to consider a similar Senate-passed bill, S. 543, to provide certain protections to volunteers, nonprofit organizations, and governmental entities in lawsuits based on the activities of volunteers. S. 543 was passed in lieu after being amended to strike all after the enacting clause and inserting the text of H.R. 911, as passed the House. Agreed to lay H.R. 911 on the table; **Page 9093**

Grenade Attack in Cambodia: H. Res. 121, expressing the sense of the House of Representatives regarding the March 30, 1997 terrorist grenade attack in Cambodia; and **Page 9078**

Reaffirming the Principles of the Marshall Plan: H. Con. Res. 63, expressing the sense of the Congress regarding the 50th anniversary of the Marshall Plan and reaffirming the commitment of the United States to the principles that led to the establishment of that program. **Page 9081**

International Dolphin Conservation Program Act: By a yea-and-nay vote of 262 yeas to 166 nays, Roll No. 151, the House passed H.R. 408, to amend the Marine Mammal Protection Act of 1972 to support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean. **Page 9095**

Agreed to an amendment in the nature of a substitute made in order by the rule. **Page 9115**

Agreed to H. Res. 153, the rule that provided for consideration of the bill by a voice vote. Earlier, agreed to order the previous question by a yea-and-nay vote of 226 yeas to 203 nays, Roll No. 149. **Page 9084**

Referrals: S. 342, to extend certain privileges, exemptions, and immunities to Hong Kong Economic and Trade Offices was referred to the Committee on International Relations; S. Con. Res. 6, expressing concern for the continued deterioration of human rights in Afghanistan and emphasizing the need for a peaceful political settlement in that country was referred to the Committee on International Relations; and S. Con. Res. 21, congratulating the residents of Jerusalem and the people of Israel on the thirtieth anniversary of the reunification of that historic city was referred to the Committee on International Relations. **Page 9146**

Senate Messages: Message received by the Senate today appears on page 9053

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 9093, 9094, and 9115. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 7:55 p.m.

Committee Meetings

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued appropriation hearings. Testimony was heard from Members of Congress.

FINANCIAL MODERNIZATION

Committee on Banking and Financial Services: Continued hearings on Financial Modernization, including, H.R. 10, Financial Services Competitiveness Act of 1997. Testimony was heard from public witnesses.

Hearings continue tomorrow.

SEC AUTHORIZATION ACT; COMMON CENTS STOCK PRICING ACT

Committee on Commerce: Subcommittee on Finance and Hazardous Material approved for full Committee action the following bills: H.R. 1262, Securities and Exchange Commission Authorization Act of 1997; and H.R. 1053, Common Cents Stock Pricing Act of 1997.

JUVENILE CRIME CONTROL AND DELINQUENCY PREVENTION ACT

Committee on Education and the Workforce: Subcommitte on Early Childhood, Youth and Families held a hearing on proposals for the Juvenile Crime Control and Delinquency Prevention Act. Testimony was heard from Shay Bilchik, Administrator, Office of Juvenile Justice and Delinquency Prevention, Department of Justice; and public witnesses.

STATUS OF SCIENTIFIC INFORMATION ON ERGONOMICS

Committee on Education and the Workforce: Subcommittee on Workforce Protections held a hearing to review the status of scientific information on ergonomics. Testimony was heard from Linda Rosenstock, M.D., Director, National

Institute for Occupational Safety and Health, Department of Health and Human Services; and public witnesses.

DORNAN V. SANCHEZ

Committee on House Oversight: Met to consider motions on subpoenas issued in connection with the Contested Election in the Forty-sixth District of California.

OBSTACLES TO U.S.-AFRICAN TRADE AND INVESTMENT

Committee on International Relations: Subcommittee on Africa and the Subcommittee on International Economic Policy and Trade held a joint hearing on Obstacles to U.S.-African Trade and Investment. Testimony was heard from Jeffrey M. Lang, Deputy U.S. Trade Representative; and public witnesses.

QUADRENNIAL DEFENSE REVIEW

Committee on National Security: Held a hearing on Quadrennial Defense Review. Testimony was heard from the following officials of the Department of Defense: William S. Cohen, Secretary; and Gen. John M. Shalikashvili, USA, Chairman, Joint Chiefs of Staff.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following bills: H.R. 79, amended, Hoopa Valley Reservation South Boundary Adjustment Act; H.R. 856, amended, United States-Puerto Rico Political Status Act; H.R. 858, amended, Quincy Library Group Forest Recovery and Economic Stability Act of 1997; H.R. 985, amended, to provide for the expansion of the Eagles Nest Wilderness within Arapaho and White River National Forests, CO, to include the lands known as the Slate Creek Addition upon the acquisition of the lands by the United States; H.R. 1019, to provide for a boundary adjustment and land conveyance involving the Raggeds Wilderness, White River National Forest, CO, to correct the effects of earlier erroneous land surveys; H.R. 1020, to adjust the boundary of the White River National Forest in the State of Colorado to include all National Forest System lands within Summit County, CO, which are currently part of the Dillon Ranger District of the Arapaho National Forest; and H.R. 1439, amended, to facilitate the sale of certain land in Tahoe National Forest, in the State of California to Placer County, California.

The Committee began markup of H.R. 1127, National Monument Fairness Act of 1997.

TWO-THIRDS VOTE WAIVER

Committee on Rules: Granted, by voice vote, a rule waiving clause 4(b) of rule XI (requiring a two-thirds vote to consider a rule on the same day it is reported from the Committee on Rules) against the same day consideration of any resolution reported before May 23, 1997, providing for consideration of specified measures. The waiver applies: (1) to a concurrent resolution on the budget, an amendment thereto, a conference report thereon, or an amendment reported in disagreement from a conference thereon; (2) to the bill H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping effort, including those in Bosnia, for the fiscal year ending September 30, 1997, and for other purposes, an amendment thereto, a conference report thereon, or an amendment reported in disagreement from a conference thereon.

EPA'S PROPOSED PARTICULATE MATTER—OZONE STANDARDS

Committee on Science: Subcommittee on Energy and Environment concluded hearings on the Science behind EPA's Proposed Particulate Matter/Ozone Standards, Part 3. Testimony was heard from Carol M. Browner, Administrator, EPA.

COMMERCIAL SPACE ACT

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on Commercial Space Act of 1997: Commercial Remote Sensing, Part I. Testimony was heard from Keith Calhoun-Senghor, Director, Office of Aid and Space Commercialization, Department of Commerce; Susan Moran, Physical Scientist, Southwest Watershed Research Center, USDA; and public witnesses.

Hearings continue tomorrow.

MEDICAL KITS ON COMMERCIAL AIRLINES

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Medical Kits on Commercial Airlines. Testimony was heard from Representative Kennelly; Jon L. Jordan, M.D., Federal Air Surgeon, FAA, Department of Transportation; and public witnesses.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Ordered reported the following measures: H.R. 1362, amended, Veterans Medicare Reimbursement Demonstration Act of 1997; H.R. 1687, to amend title 38, United States Code, to provide that special pay paid to certain physicians and dentists of the Veterans Health Administration who retire before October 1, 1999, shall be considered to be basic pay for retirement purposes; and H.J. Res. 75, to confer status as an honorary veteran of the U.S. Armed Forces on Leslie Townes (Bob) Hope.

The Committee also held a hearing to accept the report of the Veterans' Claims Adjudication Commission. Testimony was heard from William LaVere, member, Veterans' Claims Adjudication Commission; Stephen L. Lemons, Acting Under Secretary, Benefits, Department of Veterans Affairs; representatives of veterans organizations; and a public witness.

Joint Meetings

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997, but did not complete action thereon, and recessed subject to call.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, May 22, 1997

Senate

Chamber Action

Routine Proceedings, pages 9317–9417

Measures Introduced: Twenty bills and one resolution were introduced as follows: S. 779–798 and S. Con. Res. 28. **Page 9395**

Measures Reported: Reports were made as follows:

S. Res. 57, to support the commemoration of the bicentennial of the Lewis and Clark Expedition, with amendments.

S. 610, to implement the obligations of the United States under the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, known as "the Chemical Weapons Convention" and opened for signature and signed by the United States on January 13, 1993, with an amendment in the nature of a substitute.

S. 768, for the relief of Michel Christopher Meili, Giuseppina Meili, Mirjam Naomi Meili, and Davide Meili. **Page 9395**

Concurrent Budget Resolution: Senate continued consideration of S. Con. Res. 27, setting forth the congressional budget for the United States government for fiscal years 1998, 1999, 2000, 2001, and 2002, taking action on amendments proposed thereto, as follows:

Pages 9317, 9337

Adopted:

Lautenberg (for Boxer) Amendment No. 355, to express the sense of the Senate regarding tax cut benefits. **Pages 9318, 9327, 9387**

Bond Modified Amendment No. 324, to express the sense of the Senate regarding the protection of children's health. **Pages 9317, 9353, 9380**

Lautenberg (for Dodd) Amendment No. 335, to ensure that the concurrent resolution conforms with the bipartisan budget agreement to restrict revenue reductions over a the ten-year period. **Pages 9318, 9376**

McCain Modified Amendment No. 328, to express the sense of the Senate that the revenues generated to finance an intercity passenger rail fund under section 207 should not be appropriated before enactment of legislation to reauthorize and reform the National Rail Passenger Corporation. **Pages 9318, 9377**

By 83 yeas to 16 nays (Vote No. 84), Gramm Modified Amendment No. 320, to ensure that the 4.3 cents Federal gas tax increase enacted in 1993 will be transferred to the Highway Trust Fund.

Pages 9317, 9357, 9381

Lautenberg (for Byrd) Modified Amendment No. 353, to expand opportunities to access funding in the Highway Reserve Fund. **Pages 9318, 9384**

Lautenberg (for Biden) Amendment No. 354, to express the sense of the Senate regarding the extension of the Violent Crime Reduction Trust Fund through fiscal year 2002. **Pages 9318, 9384**

Lautenberg (for Kohl/Kerry) Modified Amendment No. 352, to express the sense of the Senate on early childhood education. **Pages 9318, 9386**

Hollings Modified Amendment No. 302, to express the sense of the Senate that the Highway Trust Fund should not be taken into account in computing the deficit in the budget of the United States. **Pages 9317, 9386**

Hollings Modified Amendment No. 303, to express the sense of the Senate that the Airport and Airway Trust Fund should not be taken into account in computing the deficit in the budget of the United States.

Pages 9317, 9386

Hollings Modified Amendment No. 304, to express the sense of the Senate that the Military Retirement Trust Funds should not be taken into account in computing the deficit in the budget of the United States.

Pages 9317, 9386

Hollings Modified Amendment No. 305, to express the sense of the Senate that the Civil Service Retirement Trust Fund should not be taken into account in computing the deficit in the budget of the United States.

Pages 9317, 9386

Hollings Modified Amendment No. 306, to express the sense of the Senate that the Federal Unemployment Compensation Trust Fund should not be taken into account in computing the deficit in the budget of the United States. **Pages 9317, 9386**

Bond Modified Amendment No. 325, to express the sense of the Senate concerning the Highway Trust Fund.

Pages 9318, 9386

Faircloth Modified Amendment No. 321, to express the sense of the Senate that a non-refundable tax credit for the expenses of an education at a 2-year college should be enacted. **Pages 9318, 9387**

Domenici (for Kyl) Modified Amendment No. 348, to express the sense of the Senate that the budget resolution agreement does not foreclose the possibility of Congress

adopting additional tax cuts in the future, so long as they are paid for. **Pages 9318, 9387**

Rejected:

Moseley-Braun Amendment No. 336, to provide $5 billion for school repair, renovation, modernization, and construction priorities, offset by closing tax loopholes. (By 56 yeas to 43 nays (Vote No. 79), Senate tabled the amendment.) **Pages 9318, 9327**

Warner/Baucus Amendment No. 311, to ensure that transportation revenues are used solely for transportation. (By 51 yeas to 49 nays (Vote No. 80), Senate tabled the amendment.) **Pages 9317, 9338**

Bumpers Amendment No. 331, to ensure that the medicare cuts that will be enacted are not used to pay tax cuts and that instead the tax cuts are completely paid for by the closure of tax loopholes. (By 73 yeas to 26 nays (Vote No. 81), Senate tabled the amendment.) **Pages 9318, 9349, 9379**

Bumpers Amendment No. 330, to delay the effectiveness of the tax cuts assumed in the Budget Resolution until the Federal budget is balanced. (By 81 yeas to 18 nays (Vote No. 82), Senate tabled the amendment.) **Pages 9318, 9350, 9380**

Inhofe Amendment No. 301, to create a point of order against any budget resolution for fiscal years after 2001 that causes a unified budget deficit for the budget year or any of the 4 fiscal years following the budget year. (By 52 yeas to 47 nays (Vote No. 85), Senate tabled the amendment.) **Pages 9317, 9375, 9382**

Pending:

Kerry Amendment No. 309, to allocate funds for early childhood development programs for children ages zero to six. **Pages 9317, 9345**

Dorgan Amendment No. 310, to express the sense of the Senate that the Congress should continue efforts to reduce the on-budget deficit without counting social security surpluses. **Page 9317**

Wellstone Modified Amendment No. 313, to provide for increases in funding for Headstart and Earlystart, child nutrition programs, and school construction, which will be paid for by reducing tax benefits to the top 2 percent of income earners in the United States as well as by reducing tax benefits that are characterized as corporate welfare or tax loopholes. **Pages 9317, 9367**

Wellstone Amendment No. 314, to provide that Pell Grants for needy students should be increased. **Pages 9317, 9367**

Abraham Amendment No. 316, to express the sense of the Senate that, to the extent that future revenues exceed the revenue aggregates, those additional revenues should be reserved for deficit reduction and tax cuts only. **Pages 9317, 9383**

Gramm Amendment No. 319, to ensure that the discretionary limits provided in the budget resolution shall apply in all years. **Page 9317**

McCain/Hollings Amendment No. 326, to express the sense of the Senate that the Congress shall take such steps as necessary to reconcile the difference between actual revenues raised and estimates made and shall reduce spending accordingly if Spectrum Auctions raise less revenue than projected. **Page 9318**

McCain/Mack Amendment No. 327, to express the sense of the Senate with respect to certain highway demonstration projects. **Page 9318**

Lautenberg (for Moseley-Braun) Amendment No. 333, to express the sense of the Senate regarding the use of budget savings. **Page 9318**

Lautenberg (for Moseley-Braun) Amendment No. 334, to express the sense of the Senate regarding the value of the social security system for future retirees. **Page 9318**

Specter Amendment No. 338, to provide for a reduction in mandatory spending and an increase in discretionary spending relating to children's health. **Page 9318**

Specter Amendment No. 339, to provide for a reduction in mandatory spending and an increase in discretionary spending relating to children's health. **Page 9318**

Specter Amendment No. 340, to restore funding within the discretionary health function to maintain progress in medical research, offset by reductions in Federal agency administrative costs. **Pages 9318, 9356, 9358**

Domenici (for Grams) Amendment No. 346, to require that the $225 billion CBO revenue receipt windfall be used to for deficit reduction and tax relief, and that nondefense discretionary spending be kept at a freeze baseline level. **Page 9318**

Domenici (for Coverdell) Amendment No. 347, to provide for parental involvement in prevention of drug use by children. **Page 9318**

Domenici (for Snowe/Coverdell) Amendment No. 349, to express the sense of the Senate relative to higher education tax relief and higher education expenses. **Page 9318**

Withdrawn:

Bumpers Amendment No. 332, to express the sense of the Senate that no budget reconciliation bill shall increase the Federal deficit. **Pages 9318, 9352**

Ashcroft Amendment No. 323, to limit increases in the statutory limit on the debt to the levels in the budget resolution. **Pages 9317, 9367, 9382**

Murray/Wellstone Amendment No. 291, to express the sense of the Congress concerning domestic violence. **Pages 9317, 9384**

Lautenberg (for Harkin) Amendment No. 350, to express the sense of the Senate supporting an increase in funding for defense 050 account funds dedicated for medical research. **Pages 9318, 9384**

Lautenberg (for Harkin/Bingaman) Amendment No. 351, to reduce the incentives to use tax gimmicks that artificially increase revenues in 2002 in ways that make balancing the deficit more difficult after 2002. **Pages 9318, 9384**

Robb Amendment No. 356, to express the sense of the Senate on social security and retirement savings.

Pages 9318, 9384

During consideration of this measure today, Senate also took the following action:

By 41 yeas to 58 nays (Vote No. 83), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Ashcroft Amendment No. 322, to add enforcement mechanisms to reflect the stated commitment to reach a balanced budget in 2002, to maintain a balanced budget thereafter, and to achieve these goals without raising taxes. Subsequently, a point of order that the amendment was in violation of section 305(b)(2) of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 9381

A unanimous-consent agreement was reached providing for further consideration of the resolution and amendments pending thereto, on Friday, May 23, 1997, with a final vote to occur thereon. **Page 9416**

Appointments:

North Atlantic Assembly: The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, as amended, appointed Senator Hatch as a member of the Senate Delegation to the North Atlantic Assembly during the First Session of the 105th Congress, to be held in Luxembourg, May 28–June 1, 1997.

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North Atlantic Assembly: The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, as amended, appointed Senator Biden as Vice Chairman of the Senate Delegation to the North Atlantic Assembly during the 105th Congress. **Page 9416**

Nominations Received: Senate received the following nominations:

Kenneth S. Apfel, of Maryland, to be Commissioner of Social Security for the term expiring January 19, 2001.

Stanley O. Roth, of Virginia, to be an Assistant Secretary of State.

Marc Grossman, of Virginia, to be an Assistant Secretary of State.

John Christian Kornblum, of Michigan, to be Ambassador to the Federal Republic of Germany.

David J. Scheffer, of Virginia, to be Ambassador at Large for War Crimes Issues. **Page 9417**

Messages From the House: **Page 9395**

Measures Referred: **Page 9395**

Measures Placed on Calendar: **Page 9395**

Communications: **Page 9395**

Executive Reports of Committees: **Page 9395**

Statements on Introduced Bills: **Page 9396**

Additional Cosponsors: **Page 9409**

Authority for Committees: **Page 9412**

Additional Statements: **Page 9413**

Record Votes: Seven record votes were taken today. (Total—85) **Pages 9330, 9342, 9380**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 9:20 p.m., until 9:30 a.m., on Friday, May 23, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 9417.)

Committee Meetings

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations concluded hearings on proposed budget estimates for fiscal year 1998 for foreign assistance programs, focusing on international affairs, after receiving testimony from Madeleine K. Albright, Secretary of State.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of James A. Harmon, of New York, to be President, and Jackie M. Clegg, of Utah, to be First Vice President, both of the Export-Import Bank of the United States, after the nominees testified and answered questions in their own behalf. Ms. Clegg was introduced by Senators Hatch and Bennett.

ELECTRONIC FUND TRANSFER

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to examine electronic funds transfer and electronic benefit transfer and the effect of these programs on Federal benefit recipients, receiving testimony from John D. Hawke, Jr., Under Secretary of the Treasury for Domestic Finance; John R. Dyer, Principle Deputy Commissioner, Social Security Administration; Stephen L. Lemons, Acting Under Secretary of Veterans Affairs for Benefits; Kathleen Myers, Brooklyn-Wide Interagency Council of the Aging, Inc., Brooklyn, New York; and Marcelyn Creque, American Association of Retired Persons, Richard A. Wannemacher, Jr., Disabled American Veterans, and Margot F. Saunders, National Consumer Law Center, all of Washington, DC.

Hearings were recessed subject to call.

PROFESSIONAL BOXING

Committee on Commerce, Science, and Transportation: Committee concluded oversight hearings on activities of the professional boxing industry, focusing on the possible creation of a pension system or assistance fund for professional boxers, after receiving testimony from Richard DeCuir, California State Athletic Commission, Sacramento; Floyd Patterson, New York State Athletic Commission, Poughkeepsie; Brenda Reneau, Oklahoma Department of Labor, Oklahoma City; Gregory P. Sirb, Pennsylvania State Athletic Commission, Harrisburg, on

behalf of the Association of Boxing Commissioners; Seth G. Abraham, Time Warner Sports, Roy Langbord, Showtime Networks, Inc., and Thomas Hoover, Veteran Boxers Association of New York, all of New York, New York; Jim Brady, Boxing News, Lawrence, Massachusetts; Rich Rose, Ceasars World Sports, Las Vegas, Nevada; Alfonso Daniels, Riverdale, Maryland; and Joseph M. DeGuardia, Bronx, New York.

INTERNET TAX FREEDOM ACT

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 442, to establish a national policy against State and local government interference with interstate commerce on the Internet or interactive computer services, and to exercise Congressional jurisdiction over interstate commerce by establishing a moratorium on the imposition of exactions that would interfere with the free flow of commerce via the Internet, after receiving testimony from Representatives Cox and White; Lawrence H. Summers, Deputy Secretary of the Treasury; Timothy M. Kaine, National League of Cities, Richmond, Virginia; Linda Rankin, Bear Creek Corporation, Medford, Oregon; Wade Anderson, Texas Office of the State Comptroller, Austin; Kendall L. Houghton, Committee on State Taxation, Washington, DC.; and James Walton, Association of Online Professionals, Nashville, Tennessee.

ELECTRIC UTILITIES DEREGULATION

Committee on Energy and Natural Resources: Committee met to further discuss proposals to advance the goals of deregulation and competition in the electric power industry, focusing on financial implications of utility restructuring, receiving testimony from Ronald L. McMahan, Resource Data International, Inc., Boulder, Colorado; Steven M. Fetter, Fitch Investors Service, New York, New York; Kit Konolige, Morgan Stanley & Co., and Douglas W. Kimmelman, Goldman, Sachs & Co., both of New York, New York; Frank Pazlar, Minnesota Utility Investors, St. Paul; T. Graham Edwards, South Carolina Public Service Authority (Santee Cooper), Columbia, on behalf of the Large Public Power Council; and William D. Steinmeier, Jefferson City, Missouri, on behalf of the Electric Utility Shareholders Alliance.

Committee will meet again on Thursday, June 12.

COMMUNITY BASED FORESTRY

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management met to discuss the emerging process of community-based forestry, or finding community-based solutions to conflict resolution in public land management, receiving testimony from Lynn Jungwirth, Watershed Research and Training Center, Hayfork, California; Carol Daly, Flathead Economic Policy Center, Kalispell, Montana; Jonathan Kusel, Forest Community Research, Taylorsville, California; Dan'l Markham, Willapa Alliance, South Bend, Washington; Wendy Hinrichs Sanders, Lake States Forestry Alliance, Inc., Hayward, Wisconsin; Jack Shipley, Applegate Partnership, Grants Pass, Oregon; Nadine Bailey, Timber Producers Association of Michigan and Wisconsin, Inc., Rhilander, Wisconsin; Louis Blumberg, Wilderness Society, San Francisco, California; Neil Dion, Plumas Forest Project, Blairsden, California; John Doggett, American Farm Bureau, Washington, DC.; and Bonnie Phillips, Pilchuck Audubon Society, Seattle, Washington.

CHINA MFN STATUS

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs held hearings on East Asian and Pacific Affairs to examine whether the renewal of China's most favored nation status is an appropriate tool for the United States to use in trying to shape the Chinese government's international and domestic policy, receiving testimony from Representative Bereuter; Jeane J. Kirkpatrick, American Enterprise Institute, Nicholas R. Lardy, Brookings Institution, James J. Przystup, Heritage Foundation, and Robert Kagan, American University, all of Washington, DC.; and Kenneth Lieberthal, University of Michigan, Ann Arbor.

Subcommittee recessed subject to call.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following business items:

S. 261, to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and the performance of the Federal Government, with an amendment in the nature of a substitute;

S. 207, to review, reform, and terminate unnecessary and inequitable Federal subsidies, with amendments;

S. 307, to authorize the transfer to States of surplus personal property for donation to nonprofit providers of assistance to impoverished families and individuals;

H.R. 680, to authorize the transfer to States of surplus personal property for donation to nonprofit providers of necessaries to impoverished families and individuals; and

The nominations of David J. Barram, of California, to be Administrator of General Services, and Mary Ann Gooden Terrell, to be an Associate Judge of the Superior Court of the District of Columbia.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 768, for the relief of Michel Christopher Meili, Giuseppina Meili, Mirjam Naomi Meili, and Davide Meili;

S. 507, to establish the United States Patent and Trademark Organization as a Government corporation, to amend the provisions of title 35, United States Code, relating to procedures for patent applications, commercial use of patents, and reexamination reform, with amendments;

S. 610, to implement the obligations of the United States under the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, known as "the Chemical Weapons Convention" and opened for signature and signed by the United States on January 13, 1993, with an amendment in the nature of a substitute;

H.R. 400, to streamline operations in the Patent and Trademark Office of the Department of Commerce and to provide efficient and effective protection of patents and trademarks, with an amendment in the nature of a substitute; and

The nominations of Eric L. Clay, of Michigan, to be United States Circuit Judge for the Sixth Circuit, Arthur Gajarsa, of Maryland, to be United States Circuit Judge for the Federal Circuit, Alan S. Gold, to be United States District Judge for the Southern District of Florida, and Thomas W. Thrash, Jr., to be United States District Judge for the Northern District of Georgia.

COLLEGE BOWL ALLIANCE

Committee on the Judiciary: Subcommittee on Antitrust, Business Rights and Competition concluded hearings to examine antitrust and competitive issues within the college football Bowl Alliance, which consists of the Southeastern Athletic Conference, the Big 12, the Atlantic Coast Conference, and the Big East, as well as the University of Notre Dame, after receiving testimony from Senators McConnell, Bennett, Thomas, and Enzi; Ron Cooper, University of Louisville, Louisville, Kentucky; Wally Richardson, Penn State University, State College, Pennsylvania; Richard Peace and David Baker, both of the University of Wyoming, Laramie; Roy F. Kramer, Southeastern Conference, Birmingham, Alabama; Karl Benson, Western Athletic Conference, Englewood, Colorado; Cedric W. Dempsey, National Collegiate Athletic Association, Overland Park, Kansas; Gary R. Roberts, Tulane University Law School, New Orleans, Louisiana; James E. Delany, Big Ten Conference, Park Ridge, Illinois; Chad Lewis, Brigham Young University, Provo, Utah; Tim Layden, Sports Illustrated, New York, New York; and Richard Circuit, Plymouth Holiday Bowl, San Diego, California.

Hearings were recessed subject to call.

AUTHORIZATION—SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

Committee on Labor and Human Resources: Subcommittee on Public Health and Safety concluded hearings on proposed legislation authorizing funds for the Substance Abuse and Mental Health Services Administration, after receiving testimony from Nelba Chavez, Administrator, Substance Abuse and Mental Health Services Administration, Department of Health and Human Services; Marsha Lillie-Blanton, Associate Director, Health Services Quality and Public Health Issues, Health, Education, and Human Services Division, General Accounting Office; Luceille Fleming, Ohio Department of Alcohol and Drug Addiction Services, Columbus, on behalf of the National Association of State Alcohol and Drug Abuse Directors, Inc.; Mary Phillips Hauser, Marathon, Inc., Providence, Rhode Island, on behalf of Therapeutic Communities of America; J. David Hawkins, University of Washington, Seattle; James Langenbucher, Rutgers University, New Brunswick, New Jersey; A. Kathryn Power, Rhode Island Department of Mental Health, Mental Retardation and Hospitals, Cranston, on behalf of the National Association of State Mental Health Program Directors; Mary Jane England, Washington Business Group on Health, Washington, D.C., on behalf of the American Psychiatric Association; Philip J. Leaf, Johns Hopkins University School of Hygiene and Public Health, Baltimore, Maryland; and Fred Frese, National Alliance for the Mentally Ill, Akron, Ohio.

GPO REFORM

Committee on Rules and Administration: Committee concluded hearings to review legislative recommendations on certain revisions to Title 44 of the U.S. Code which authorizes the Government Printing Office to provide permanent public access to Federal government information, after receiving testimony from Henry J. Gioia, Senior Management Analyst, Office of the Director of Administration and Management, Office of the Secretary, Department of Defense; Gary R. Bachula, Deputy Under Secretary of Commerce for Technology Administration; John W. Carlin, Archivist of the United States; and Joan K. Lippincott, Coalition for Networked Information, Washington, DC.

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: 48 public bills, H.R. 1702–1749; 1 private bill, H.R. 1750; and 9 resolutions, H. Con. Res. 86–91 and H. Res. 156–158, were introduced. **Page 9448**

Reports Filed: No reports were filed today.

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Taylor of North Carolina to act as Speaker pro tempore for today.

Page 9418

Guest Chaplain: The prayer was offered by the guest Chaplain, the Rev. Sam P. Lamback, Jr. of Byron, Georgia. **Page 9418**

Journal Vote: By a recorded vote of 352 ayes to 65 noes, Roll No. 154, the House agreed to the Speaker's approval of the Journal of Wednesday, May 22. **Pages 9418, 9438**

North Atlantic Assembly: The Chair announced the Speaker's appointment of Representative Bereuter, as Chairman; Representative Solomon, as Vice Chairman; and Representatives Regula, Bateman, Bliley, Boehlert, Roukema, Ballenger, Hamilton, Rush, Lantos, and Manton to the United States Group of the North Atlantic Assembly. **Page 9418**

Motion to Adjourn: Rejected the Moakley motion to adjourn by a yea-and-nay vote of 80 yeas to 339 nays, Roll No. 152. **Page 9434**

Waiving Two-Thirds Vote Requirement For Same Day Consideration: The House agreed to H. Res. 155, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules. **Page 9436**

Suspension—Drug Free Communities Act: By a yea-and-nay vote of 420 yeas to 1 nay, Roll No. 153, the House voted to suspend the rules and pass H.R. 956, amended, to amend the National Narcotics Leadership Act of 1988 to establish a program to support and encourage local communities that first demonstrate a comprehensive, long-term commitment to reduce substance abuse among youth. **Pages 9423, 9438**

Recess: The House recessed at 1:08 p.m. and reconvened at 6:38 p.m. **Page 9439**

Memorial Day District Work Period: By a recorded vote of 67 ayes to 278 noes, Roll No. 155, the House failed to agreed to H. Con. Res. 87, providing for the adjournment of the two Houses of Congress. **Page 9443**

Recess: The House recessed at 7:45 p.m. and reconvened at 12:02 a.m. on Friday, May 23. **Page 9444**

Extension of Remarks: It was made in order that for today all members be permitted to extend their remarks and to include extraneous material in that section of the Record entitled "Extension of Remarks". **Page 9444**

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of Wednesday, June 4. **Page 9444**

Resignations—Appointments: It was made in order that notwithstanding any adjournment of the House until Tuesday, June 3, 1997, the Speaker, Majority Leader, and Minority Leader be authorized to accept resignations and to make appointments authorized by law or by the House. **Page 9444**

Meeting Hour—Tuesday, May 27: Agreed that when the House adjourns on Friday, May 23, it stand adjourned to meet at 10 a.m. on Tuesday, May 27. **Page 9444**

Meeting Hour—Friday, May 30: Agreed that when the House adjourns on Tuesday, May 27, it stand adjourned to meet at 10 a.m. on Friday, May 30. **Page 9444**

Meeting Hour—Tuesday, June 3: Agreed that when the House adjourns on Friday, May 30, it stand adjourned to meet at 12:30 p.m. on Tuesday, June 3, for Morning Hour debate. **Page 9444**

Designation of Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Morella to act as Speaker pro tempore to sign enrolled bills and joint resolutions through June 3, 1997. **Page 9444**

Committee Resignation: Read a letter from Representative Manzullo wherein he resigned from the Joint Economic Committee. **Page 9444**

Joint Economic Committee: The Chair announced the Speaker's appointment of Representative Ewing to the Joint Economic Committee. **Page 9444**

Transportation and Infrastructure Committee Resolutions: Read a letter from Chairman Shuster wherein he transmitted copies of resolutions adopted by the committee on May 7, 1997—referred to the Committee on Appropriations. **Page 9444**

National Historical Publications and Records Commission: The Chair announced the Speaker's appointment of Representative Blunt to the National Historical Publications and Records Commission. **Page 9447**

Referrals: S. 430, to amend the Act of June 20, 1910, to protect the permanent trust funds of the State of New Mexico from erosion due to inflation and modify the basis on which distributions are made from those funds was referred to the Committee on Resources. **Page 9447**

Senate Messages: Message received by the Senate today appears on page 9418.

Quorum Calls—Votes: Two yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 9434, 9438, 9439, and 9443. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 12:07 a.m. on Friday, May 23.

Committee Meetings

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued appropriation hearings. Testimony was heard from Members of Congress.

FINANCIAL MODERNIZATION

Committee on Banking and Financial Services: Continued hearings on Financial Modernization, including, H.R. 10, Financial Services Competitiveness Act of 1997. Testi-

mony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; Ricki Helfer, Chairman, FDIC; the following officials of the Department of the Treasury: Eugene Ludwig, Comptroller of the Currency; and Nicolas Retsinas, Director, Office of Thrift Supervision; Arthur Levitt, Jr., Chairman, SEC; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Commerce: Subcommittee on Energy and Power approved for full Committee action the following bills: H.R. 1277, amended, Department of Energy Civilian Research and Development Act of 1997; H.R. 848, to extend the deadline under the Federal Power Act applicable to the construction of the AuSable Hydroelectric Project in New York; H.R. 1184, to extend the deadline under the Federal Power Act for the construction of the Bear Creek hydroelectric project in the State of Washington; and H.R. 1217, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington.

NATIONAL HIGHWAY AND TRAFFIC SAFETY ADMINISTRATION REAUTHORIZATION

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection continued hearings on Reauthorization of the National Highway and Traffic Safety Administration. Testimony was heard from Ricardo Martinez, M.D., Administrator, National Highway Traffic Safety Administration, Department of Transportation; and public witnesses.

21ST CENTURY—VOCATIONAL AND TECHNICAL EDUCATION

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth, and Families held a hearing on Vocational and Technical Education for the 21st Century. Testimony was heard from public witnesses.

HIGHER EDUCATION—EARLY RETIREMENT

Committee on Education and the Workforce: Subcommittee on Employer-Employee Relations held a hearing on Early Retirement in Higher Education. Testimony was heard from public witnesses.

ADMINISTRATION'S NATIONAL CAPITAL REVITALIZATION AND SELF-GOVERNMENT IMPROVEMENT PLANS

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia held a hearing on Economic Development of the Administration's National Capital Revitalization and Self-Government Improvement Plans. Testimony was heard from Michael Barr, Deputy Assistant Secretary, Community Development, Department of the Treasury; the following officials of the District of Columbia: Marion Barry, Mayor; Linda Cropp, Chairwoman Pro Tempore, City Council; and Charlene Drew-Jarvis, member, Council; and public witnesses.

CENSUS 2000—RACE AND ETHNICITY

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on Race and Ethnicity in the Census 2000. Testimony was heard from Senator Akaka; and public witnesses.

AFRICAN GROWTH AND OPPORTUNITY ACT

Committee on International Relations: Subcommittee on Africa approved for full Committee action amended H.R. 1432, African Growth and Opportunity Act.

FORCED LABOR IN CHINA

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on Forced Labor in China. Testimony was heard from public witnesses.

FEDERAL AGENCY COMPLIANCE ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on H.R. 1544, Federal Agency Compliance Act. Testimony was heard from Stephen H. Anderson, Judge, U.S. Court of Appeals, 10th Circuit, Salt Lake City, Utah; Stephen W. Preston, Deputy Assistant Attorney General, Civil Division, Department of Justice; Arthur Fried, General Counsel, SSA; Daniel J. Wiles, Deputy Associate Chief Counsel, IRS, Department of the Treasury; and public witnesses.

AMERICANS WITH DISABILITIES ACT—APPLICATION TO MEDICAL LICENSURE AND JUDICIAL OFFICERS

Committee on the Judiciary: Subcommittee on the Constitution held a hearing regarding Application of the Americans with Disabilities Act to Medical Licensure and Judicial Officers. Testimony was heard from Richard S. Brown, Judge, Court of Appeals, State of Wisconsin; Peter Verniero, Attorney General, State of New Jersey; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on the following bills: H.R. 567, Madrid Protocol Implementation Act; and H.R. 1661, Trademark Law Treaty Implementation Act. Testimony was heard from Bruce A. Lehman, Commissioner and Assistant Secretary, U.S. Patent and Trademark Office, Department of Commerce; Shaun Donnelly, Deputy Assistant Secretary, Trade Policy and Programs, Bureau of Economics and Business Affairs, Department of State; and public witnesses.

QUADRENNIAL DEFENSE REVIEW

Committee on National Security: Continued hearings on Quadrennial Defense Review. Testimony was heard from the following officials of the Department of Defense: Gen. Dennis J. Reimer, USA, Chief of Staff, Army; Adm. Jay

L. Johnson, USN, Chief of Naval Operations, Navy; Gen. Charles C. Krulak, USMC, Commandant, U.S. Marine Corps; and Gen. Ronald R. Fogleman, USAF, Chief of Staff, Air Force.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife, and Oceans approved for full Committee action the following measures: H.R. 608, Marion National Fish Hatchery Conveyance Act; H.R. 796, amended, to direct the Secretary of the Interior to make technical corrections to a map relating to the Coastal Barrier Resources System; H.R. 1278, amended, National Oceanic and Atmospheric Administration Authorization Act of 1997; H.R. 1658, Atlantic Striped Bass Conservation Act Amendments of 1997; and H. Res. 87, expressing the sense of the House of Representatives that the United States and the United Nations should condemn coral reef fisheries that are harmful to coral reef ecosystems and promote the development of sustainable coral reef fishing worldwide.

The Subcommittee also held a hearing on H.R. 374, Sikes Act Improvement Amendments of 1997. Testimony was heard from Representative Delahunt; Sherri W. Goodman, Deputy Under Secretary, Environmental Security, Department of Defense; Gary Edwards, Assistant Director, Fisheries, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

COMMERCIAL SPACE ACT

Committee on Science: Subcommittee on Space and Aeronautics continued hearings on the Commercial Space Act of 1997: Space Transportation. Testimony was heard from Edward A. Frankle, General Counsel, NASA; Patti Grace Smith, Associate Administrator (Acting), Commercial Space Transportation, FAA, Department of Transportation; and public witnesses.

SMALL BUSINESS TECHNOLOGY TRANSFER PILOT PROGRAM

Committee on Small Business: Subcommittee on Government Programs and Oversight held a hearing on the performance of the Small Business Technology Transfer Pilot Program (STTR). Testimony was heard from Susan D. Kladiva, Acting Associate Director, Energy, Resources and Science Issues, Resources, Community and Economic Development Issues, GAO; Kesh Narayan, Director, Industrial Innovative Group, NSF; Daniel O. Hill, Assistant Administrator, Technology, SBA; Robert L. Neal, Jr., Director, Office of Small and Disadvantaged Business Utilization, Department of Defense; and public witnesses.

CAPITOL VISITOR CENTER AUTHORIZATION ACT

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development held a hearing on H.R. 20, Capitol Visitor Center Authorization Act of 1997. Testimony was heard from Representative Mica; Wilson Livingood, Sergeant at Arms, House of Representatives; Alan Hantman, Architect of the Capitol; Winston Tabb, Associate Librarian, Library of Congress; and public witnesses.

DVA—SAFETY AND SECURITY PROCEDURES

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing to review safety and security procedures within the Department of Veterans Affairs. Testimony was heard from the following officials of the Department of Veterans Affairs: John H. Baffa, Deputy Assistant Secretary, Security and Law Enforcement; Richard P. Miller, Director, G.V. "Sonny" Montgomery Veterans Affairs Medical Center, John E. Ogden, Director, Pharmacy Service and Kenneth Faulstich, Engineering Management and Field Support Office, all with the Veterans Health Administration; Joseph Wolfinger, Assistant Director, Training Division, FBI, Department of Justice; Charles F. Rinkevich, Director, Federal Law Enforcement Training Center, Department of the Treasury; representatives of veterans organizations; and a public witness.

LOW INCOME HOUSING TAX CREDIT

Committee on Ways and Means: Subcommittee on Oversight approved for full Committee action a Subcommittee Report on the Administration of the Low Income Housing Tax Credit.

FUTURE OF SOCIAL SECURITY

Committee on Ways and Means: Subcommittee on Social Security continued hearings on the Future of Social Security for this Generation and the Next, focusing on the 1997 Annual Report of the Board of Trustees on the financial status of the Social Security Trust Funds. Testimony was heard from the following Trustees of the Social Security Board of Trustees, SSA: Marilyn Moon and Stephen G. Kellison; and public witnesses.

BRIEFINGS

Permanent Select Committee on Intelligence: Subcommittee on Human Intelligence, Analysis, and Counterintelligence met in executive session to hold Briefings on Counter-terrorism Operations and Counter-proliferation Operations. The Subcommittee was briefed by departmental witnesses.

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Friday, May 23, 1997

Senate

Chamber Action

Routine Proceedings, pages 9495–9628

Measures Introduced: Twenty bills and seven resolutions were introduced, as follows: S. 799–818, S. Con. Res. 29–30, and S. Res. 90–94.

Page 9583

Measures Reported: Reports were made as follows:

S. 462, to reform and consolidate the public and assisted housing programs of the United States, and to redirect primary responsibility for these programs from the Federal Government to States and localities, with an amendment in the nature of a substitute. (S. Rept. No. 105–21)

S. 507, to establish the United States Patent and Trademark Organization as a Government corporation, to amend the provisions of title 35, United States Code, relating to procedures for patent applications, commercial use of patents, reexamination reform, with an amendment in the nature of a substitute.

Page 9583

Measures Passed:

Concurrent Budget Resolution: By 78 yeas to 22 nays (Vote No. 92), Senate agreed to H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002, after striking all after the resolving clause and inserting in lieu thereof the text of S. Con. Res. 27, Senate companion measure, after taking action on further amendments proposed thereto, as follows:

Page 9495

Adopted:

By 84 yeas to 15 nays (Vote No. 86) McCain/Hollings Amendment No. 326, to express the sense of the Senate that the Congress shall take such steps as necessary to reconcile the difference between actual revenues raised and estimates made and shall reduce spending accordingly if Spectrum Auctions raise less revenue than projected.

Page 9495, 9496

McCain/Mack Amendment No. 327, to express the sense of the Senate with respect to certain highway demonstration projects.

Pages 9495, 9498

Domenici (for Coverdell) Modified Amendment No. 347, to provide for parental involvement in prevention of drug use by children.

Pages 9495, 9500

Lautenberg (for Moseley-Braun) Amendment No. 333, to express the sense of the Senate regarding the use of budget savings.

Pages 9495, 9500

Lautenberg (for Moseley-Braun) Amendment No. 334, to express the sense of the Senate regarding the value of the social security system for future retirees.

Pages 9495, 9500

By 56 yeas to 44 nays (Vote No. 88), Abraham Amendment No. 316, to express the sense of the Senate that, to the extent that future revenues exceed the revenue aggregates, those additional revenues should be reserved for deficit reduction and tax cuts only.

Pages 9495, 9502

Wellstone Modified Amendment No. 313, to provide for increases in funding for Headstart and Earlystart, child nutrition programs, and school construction, which will be paid for by reducing tax benefits to the top 2 percent of income earners in the United States as well as by reducing tax benefits that are characterized as corporate welfare or tax loopholes.

Pages 9495, 9503

By 51 yeas to 49 nays (Vote No. 89), Domenici (for Coverdell) Amendment No. 357 (to Amendment No. 313), to allow children who have been victims of violent crime the ability to transfer to another school by allowing states and local educational agencies to use Federal education funds in the jurisdiction of the Labor Committee to assist such victims in attending any other school of their choice.

Page 9504

Wellstone Amendment No. 314, to provide that Pell Grants for needy students should be increased.

Pages 9495, 9505

Domenici (for Snowe) Amendment No. 358 (to Amendment No. 314), to provide for provisions to encourage parents and students to save for higher education expenses and that provide relief from the debt burden associated with borrowing to pay for a postsecondary education. **Page 9506**

Domenici/Lautenberg Amendment No. 359, to make technical corrections. **Page 9508**

Kerry Amendment No. 309, to allocate funds for early childhood development programs for children ages zero to six. **Pages 9495, 9508**

Rejected:

Domenici (for Grams) Amendment No. 346, to require that the $225 billion CBO revenue receipt windfall be used for deficit reduction and tax relief, and that non-defense discretionary spending be kept at a freeze baseline level. (By 73 yeas to 27 nays (Vote No. 90), Senate tabled the amendment. **Pages 9495, 9505**

Specter Amendment No. 340, to restore funding within the discretionary health function to maintain progress in medical research, offset by reductions in Federal agency administrative costs. (By 63 yeas to 37 nays (Vote No. 91), Senate tabled the amendment. **Pages 9495, 9507**

Withdrawn:

Dorgan Amendment No. 310, to express the sense of the Senate that the Congress should continue efforts to reduce the on-budget deficit without counting social security surpluses. **Pages 9495, 9527**

Gramm Amendment No. 319, to ensure that the discretionary limits provided in the budget resolution shall apply in all years. **Pages 9495, 9509**

Specter Amendment No. 338, to provide for a reduction in mandatory spending and an increase in discretionary spending relating to children's health.

Pages 9495, 9527

Specter Amendment No. 339, to provide for a reduction in mandatory spending and an increase in discretionary spending relating to children's health.

Pages 9495, 9527

Domenici (for Snowe/Coverdell) Amendment No. 349, to express the sense of the Senate relative to higher education tax relief and higher education expenses.

Pages 9495, 9527

During consideration of this measure today, Senate also took the following action:

By 66 yeas to 33 nays (Vote No. 87), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate, pursuant to section 904(c) of the Congressional Budget Act of 1974, agreed to a motion to waive section 601(b) of the Congressional Budget Act and, pursuant to section 24(b) of H. Con. Res. 218 (FY 1995 Budget Resolution), agreed to waive section 24(a) of H. Con. Res. 218 for the consideration of this concurrent resolution for fiscal year 1998 as reported, and any amendment to the House companion measure (H. Con. Res. 84) and any conference report thereon. Subsequently, a point of order that the resolution was in violation of section 601(b) of the Congressional Budget Act was not sustained and thus fell. **Page 9501**

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint conferees. **Page 9539**

Subsequently, S. Con. Res. 27 was returned to the Senate Calendar. **Page 9578**

Chemical Weapons Convention Implementation Act: Senate passed S. 610, to implement the obligations of the United States under the Chemical Weapons Convention, after agreeing to a committee amendment in the nature of a substitute. **Page 9543**

Printing Authorization: Senate agreed to S. Res. 90, authorizing the printing of the publication entitled "Dedication and Unveiling of the Statue of Richard Brevard Russell, Jr. **Page 9578**

Private Relief: Senate passed S. 768, for the relief of Michel Christopher Meili, Giuseppina Meili, Mirjam Naomi Meili, and Davide Meili. **Page 9579**

Lewis and Clark Expedition Bicentennial: Senate agreed to S. Res. 57, to support the commemoration of the bicentennial of the Lewis and Clark Expedition, after agreeing to committee amendments. **Page 9580**

Production of Intelligence Records Authorization: Senate agreed to S. Res. 91, to authorize the production of records by the Select Committee on Intelligence.

Page 9581

Honoring American Patriots: Committee on the Judiciary was discharged from further consideration of S. Res. 76, proclaiming a nationwide moment of remembrance, to be observed on Memorial Day, May 26, 1997, in order to appropriately honor American patriots lost in the pursuit of peace of liberty around the world, and the resolution was then agreed to, after agreeing to the following amendment proposed thereto: **Page 9581**

Lott (for Thurmond) Amendment No. 360, to clarify the designated time for a moment of remembrance.

Page 9581

Family Friendly Workplace Act-Agreement: A unanimous-consent agreement was reached providing for the further consideration of S. 4, to amend the Fair Labor Standards Act of 1938 to provide to private sector employees the same opportunities for time-and-a-half compensatory time off, biweekly work programs, and flexible credit hour programs as Federal employees currently enjoy to help balance the demands and need of work and family, to clarify the provisions relating to exemptions of certain professionals from the minimum wage and overtime requirements of the Fair Labor Standards Act of 1938, on Monday, June 2, 1997 at 1 p.m. **Page 9626**

Authority for committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Wednesday, May 28, 1997, from 10 a.m. to 3 p.m. **Page 9627**

Nominations Confirmed: Senate confirmed the following nominations:

Donald M. Middlebrooks, of Florida, to be United States District Judge for the Southern District of Florida.

Jeffrey T. Miller, of California, to be United States District Judge for the Southern District of California.

Robert W. Pratt, of Iowa, to be United States District Judge for the Southern District of Iowa.

Donna Holt Cunninghame, of Maryland, to be Chief Financial Officer, Corporation for National and Community Service, (New Position), to which position she was appointed during the last recess of the Senate.

Donald Rappaport, of the District of Columbia, to be Chief Financial Officer, Department of Education.

Karen Shepherd, of Utah, to be United States Director of the European Bank for Reconstruction and Development.

Arthur I. Blaustein, of California, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Dave Nolan Brown, of Washington, to be a Member of the National Council on Disability for a term expiring September 17, 1998.

Lorraine Weiss Frank, of Arizona, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Hans M. Mark, of Texas, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excel-

lence in Education Foundation for a term expiring April 17, 2002. (Reappointment)

Susan Ford Wiltshire, of Tennessee, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Lowell Lee Junkins, of Iowa, to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation.

Triruvarur R. Lakshmanan, of New Hampshire, to be Director of the Bureau of Transportation Statistics, Department of Transportation, for the term of four years.

Jerry M. Melillo, of Massachusetts, to be an Associate Director of the Office of Science and Technology Policy.

Kerri-Ann Jones, of Maryland, to be an Associate Director of the Office of Science and Technology Policy.

D. Michael Rappoport, of Arizona, to be a Member of the Board of Trustees of the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation for a term expiring October 6, 2002.

Judith M. Espinosa, of New Mexico, to be a Member of the Board of Trustees of the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation for a term of four years.

David J. Barram, of California, to be Administrator of General Services.

Gerald N. Tirozzi, of Connecticut, to be Assistant Secretary for Elementary and Secondary Education, Department of Education.

Nathan Leventhal, of New York, to be a Member of the National Council on the Arts for a term expiring September 3, 2002.

Jon Deveaux, of New York, to be a Member of the National Institute for Literacy Advisory Board for a term expiring October 12, 1998.

Anthony R. Sarmiento, of Maryland, to be a Member of the National Institute for Literacy Advisory Board for a term expiring September 22, 1998.

Magdalena G. Jacobsen, of Oregon, to be a Member of the National Mediation Board for a term expiring July 1, 1999.

Susan E. Trees, of Massachusetts, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Ann Jorgenson, of Iowa, to be a Member of the Farm Credit Administration Board, Farm Credit Administration for a term expiring May 21, 2002.

Marsha Mason, of New Mexico, to be a Member of the National Council on the Arts for a term expiring September 3, 2002.

Letitia Chambers, of the District of Columbia, to be a Representative of the United States of America to the Fifty-first Session of the General Assembly of the United Nations.

James Catherwood Hormel, of California, to be an Alternate Representative of the United States of America to the Fifty-first Session of the General Assembly of the United Nations.

Prezell R. Robinson, of North Carolina, to be an Alternate Representative of the United States of America to the Fifty-first Session of the General Assembly of the United Nations.

Stuart E. Eizenstat, of Maryland, to be an Under Secretary of State.

Kenneth M. Mead, of Virginia, to be Inspector General, Department of Transportation.

Thomas R. Pickering, of New Jersey, to be an Under Secretary of State.

Andrew J. Pincus, of New York, to be General Counsel of the Department of Commerce.

1 Air Force nomination in the rank of general.

7 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

2 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Foreign Service, Navy, Public Health Service. **Pages 9542, 9582, 9627**

Nominations Received: Senate received the following nominations:

James P. Rubin, of New York, to be an Assistant Secretary of State.

Paul Simon, of Illinois, to be a Member of the National Institute for Literacy Advisory Board for a term expiring September 22, 1998.

Harold W. Furchtgott-Roth, of the District of Columbia, to be a Member of the Federal Communications Commission for a term of five years from July 1, 1995.

William E. Kennard, of California, to be a Member of the Federal Communications Commission for a term of five years from July 1, 1996.

Bonnie R. Cohen, of District of Columbia, to be an Under Secretary of State.

28 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

Page 9627

Communications: **Page 9583**

Statements on Introduced Bills: **Page 9583**

Additional Cosponsors: **Page 9614**

Amendments Submitted: **Page 9618**

Additional Statements: **Page 9619**

Record Votes: Seven record votes were taken today. (Total—92) **Pages 9499, 9501, 9508, 9527**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 3:40 p.m., until 10 a.m., on Tuesday, May 27, 1997, for a pro forma session. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 9627.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. It will next meet on Tuesday, May 27.

Committee Meetings

No committee meetings were held.

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Tuesday, May 27, 1997

Senate

Chamber Action

Routine Proceedings, page 9645

Senate met at 10 a.m. in pro forma session, and adjourned at 10:00:30 a.m., until 11 a.m., on Friday, May 30, 1997, for a pro forma session.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Reports Filed: One report was filed as follows:

Filed on May 22, H.R. 695, to amend title 18, United States Code, to affirm the rights of the United States persons to use and sell encryption and to relax export controls on encryption, amended (H. Rept. 105–108 Part I).

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Upton to act as Speaker pro tempore for today. **Page 9645**

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

Adjournment: Met 10:00 a.m. and adjourned at 10:03 a.m.

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Friday, May 30, 1997

Senate

Chamber Action

Routine Proceedings, page 9647

Senate met at 11 a.m. in pro forma session, and adjourned at 11:00:14 a.m., until 12 noon, on Monday, June 2, 1997.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 1751–1753, were introduced. **Page 9654**

Reports Filed: No reports were filed today.

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Davis of Virginia to act as Speaker pro tempore for today. **Page 9648**

Referrals: S. 768 was referred to the Committee on the Judiciary. **Page 9649**

Senate Messages: Message received by the Senate today appears on page 9648.

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

Adjournment: Met at 10 a.m. and adjourned at 10:06 a.m.

Committee Meetings

No committee meetings were held.

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Monday, June 2, 1997

Senate

Chamber Action

Routine Proceedings, pages 9661–9701

Measures Introduced: One bill and one resolution were introduced, as follows: S. 819 and S. Res. 95. **Page 9696**

Measures Reported: Reports were made as follows:

Reported on Wednesday, May 28, during the adjournment:

S. 210, to amend the Organic Act of Guam, the Revised Organic Act of the Virgin Islands, and the Compact of Free Association Act, with an amendment in the nature of a substitute. (S. Rept. No. 105–22) **Page 9696**

Family Friendly Workplace Act: Senate resumed consideration of S. 4, to amend the Fair Labor Standards Act of 1938 to provide to private sector employees the same

opportunities for time-and-a-half compensatory time off, biweekly work programs, and flexible credit hour programs as Federal employees currently enjoy to help balance the demands and need of work and family, to clarify the provisions relating to exemptions of certain professionals from the minimum wage and overtime requirements of the Fair Labor Standards Act of 1938, with a modified committee amendment. **Page 9662**

A motion was entered to close further debate on the modified committee amendment and, in accordance with Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Wednesday, June 4, 1997. **Page 9678**

Senate will continue consideration of the bill on Tuesday, June 3, 1997.

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

Received on Wednesday, May 28, 1997, during the adjournment of the Senate:

Transmitting the report concerning the continuation with respect to the Federal Republic of Yugoslavia; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–39). **Page 9678**

Received on Thursday, May 29, 1997, during the adjournment of the Senate:

Transmitting the report concerning the extension of waiver authority for the People's Republic of China; referred to the Committee on Finance. (PM–40). **Page 9679**

Received on Friday, May 30, 1997, during the adjournment of the Senate:

Transmitting the report concerning the Federal Republic of Yugoslavia; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–41). **Page 9679**

Transmitting the report concerning the General System of Preference (GSP) for Cambodia; referred to the Committee on Finance. (PM–42). **Page 9680**

Nominations Received: Senate received the following nominations:

James Franklin Collins, of Illinois, to be Ambassador to the Russian Federation.

Janice R. Lachance, of Virginia, to be Deputy Director of the Office of Personnel Management.

27 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

9 Navy nominations in the rank of admiral.

Routine lists in the Marine Corps and Navy.

Page 9700

Messages From the President: **Page 9678**

Messages From the House: **Page 9681**

Measures Placed on Calendar: **Page 9681**

Measures Read First Time: **Page 9681**

Communications: **Page 9681**

Petitions: **Page 9683**

Statements on Introduced Bills: **Page 9696**

Additional Cosponsors: **Page 9697**

Additional Statements: **Page 9698**

Adjournment: Senate convened at 12 noon, and adjourned at 5:04 p.m., until 9:30 a.m., on Tuesday, June 3, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 9700.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The house was not in session today. It will next meet on Tuesday, June 3.

Committee Meetings

No Committee meetings were held.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 7 through May 31, 1997

	Senate	*House*	*Total*
Days in session	71	56	..
Time in session	468 hrs., 35′	331 hrs., 18′	..
Congressional Record:			
Pages of proceedings	5,155	3,213	..
Extensions of Remarks	..	1,071	..
Public bills enacted into law	3	12	15
Private bills enacted into law	..	..	..
Bills in conference	1	2	..
Measures passed, total	99	170	269
Senate bills	13	3	..
House bills	15	64	..
Senate joint resolutions	4	1	..
House joint resolutions	3	4	..
Senate concurrent resolutions	9	6	..
House concurrent resolutions	9	16	..
Simple resolutions	46	76	..
Measures reported, total	*55	*105	..
Senate bills	21	..	..
House bills	..	64	..
Senate joint resolutions	2	..	..
House joint resolutions	1	4	..
Senate concurrent resolutions	3	..	..
House concurrent resolutions	..	5	..
Simple resolutions	28	32	..
Special reports	6	3	..
Conference reports	..	..	..
Measures pending on calendar	34	8	..
Measures introduced, total	970	2,080	3,050
Bills	818	1,753	..
Joint resolutions	30	78	..
Concurrent resolutions	30	91	..
Simple resolutions	92	158	..
Quorum calls	1	2	..
Yea-and-nay votes	92	81	..
Recorded votes	..	72	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

* These figures include all measures reported, even if there was no accompanying report. A total of 22 reports has been filed in the Senate, a total of 108 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 7 through May 31, 1997

Civilian nominations, totaling 192, disposed of as follows:	
Confirmed	78
Unconfirmed	112
Withdrawn	2
Civilian nominations (FS, PHS, CG, NOAA), totaling 1,773, disposed of as follows:	
Confirmed	1,467
Unconfirmed	306
Air Force nominations, totaling 2,016, disposed of as follows:	
Confirmed	2,012
Unconfirmed	4
Army nominations, totaling 1,924, disposed of as follows:	
Confirmed	1,378
Unconfirmed	546
Navy nominations, totaling 1,180, disposed of as follows:	
Confirmed	1,147
Unconfirmed	33
Marine Corps nominations, totaling 1,550, disposed of as follows:	
Confirmed	1,496
Unconfirmed	54

Summary

Total nominations received this session	8,635
Total confirmed	7,578
Total unconfirmed	1,055
Total withdrawn	2

Tuesday, June 3, 1997

Senate

Chamber Action

Routine Proceedings, pages 9704–9786

Measures Introduced: Ten bills and one resolution were introduced, as follows: S. 820–829, and S.J. Res. 31. **Page 9762**

Family Friendly Workplace Act: Senate continued consideration of S. 4, to amend the Fair Labor Standards Act of 1938 to provide to private sector employees the same opportunities for time-and-a-half compensatory time off, biweekly work programs, and flexible credit hour programs as Federal employees currently enjoy to help balance the demands and need of work and family, to clarify the provisions relating to exemptions of certain professionals from the minimum wage and overtime requirements of the Fair Labor Standards Act of 1938, with a modified committee amendment, taking action on amendments proposed thereto, as follows: **Page 9725**

Pending:

Grassley Amendment No. 253, to provide protections in bankruptcy proceedings for claims relating to compensatory time off and flexible work credit hours. **Page 9727**

Grassley Modified Amendment No. 256, to apply to Congress the same provisions relating to compensatory time off, biweekly work programs, flexible credit hour programs, and exemptions of certain professionals from the minimum wage and overtime requirements as apply to private sector employees. **Pages 9728, 9756**

Gorton Modified Amendment No. 265, to prohibit coercion by employers of certain public employees who are eligible for compensatory time off under the Fair Labor Standards Act of 1938 and provide for additional remedies in a case of coercion by such employers of such employees. **Pages 9728, 9756**

Senate will continue consideration of the bill on Wednesday, June 4, 1997, with a vote on a motion to close further debate on the modified committee to occur thereon.

Concurrent Budget Resolution—Conferees: The Chair, pursuant to the order of May 23, 1997, appointed conferees to H. Con. Res. 84, establishing the congressional budget for the United States government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001 and 2002, as follows: Senators Domenici, Grassley, and Lautenberg. **Page 9743**

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

Transmitting the report concerning emigration laws and policies of Armenia, Azerbaijan, Georgia, Moldova, and Ukraine; referred to the Committee on Finance. (PM–43). **Page 9759**

Transmitting the report concerning the extension of waiver authority for Albania, Belarus, Kazakstan, Kyrgystan, Tajikistan, Turkmenistan and Uzbekistan; referred to the Committee on Finance. (PM–44). **Page 9759**

Nominations Received: Senate received the following nomination:

Beth Nolan, of New York, to be an Assistant Attorney General. **Page 9786**

Messages From the President: **Page 9759**

Messages From the House: **Page 9759**

Petitions: **Page 9759**

Executive Reports of Committees: **Page 9762**

Statements on Introduced Bills: **Page 9762**

Additional Cosponsors: **Page 9773**

Amendments Submitted: **Page 9775**

Notices of Hearings: **Page 9778**

Authority for Committees: **Page 9778**

Additional Statements: **Page 9778**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 7:19 p.m., until 3 p.m., on Wednesday, June 4, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 9786.)

Committee Meetings

INFORMATION TECHNOLOGY

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings to examine the management of Federal research and development investment in advanced information technologies, focusing on the President's proposed Next Generation Internet initiative and related programs to accelerate the development of a high-speed, high-quality information infrastructure in the United States, after receiving testimony from Henry C. Kelly, Acting Associate Director for Technology, Office of Science and Technology Policy; Neal F. Lane, Director, National Science Foundation; Ken Kennedy, Rice University, Houston, Texas, on behalf of the Presidential Advisory Committee on High Performance Computing and Communications, Information Technology, and the Next Generation Internet; Gwen A. Jacobs, Montana State University, Bozeman; Bonnie Neas, North Dakota State University, Fargo; Cherri Pancake, Oregon State University, Corvallis; and Douglas E. Van Houweling, Internet 2 Project, Washington, D.C.

UNIVERSAL TELEPHONE SERVICE

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings to ex-

amine the Federal Communications Commission implementation of the Telecommunications Act of 1996, focusing on efforts to implement universal telephone service reform and FCC proposals to assess new per-minute fees on Internet service providers, after receiving testimony from Reed E. Hundt, Chairman, and Rachelle B. Chong, James H. Quello, and Susan Ness, each a Commissioner, all of the Federal Communications Commission; Jay Kitchen, Personal Communications Industry Association, Alexandria, Virginia; Roy Neel, United States Telephone Association, and Jonathan B. Sallet, MCI Communications Corporation, both of Washington, D.C.; Bob Rowe, Montana Public Service Commission, Helena, on behalf of the National Association of Regulatory Utility Commissioners; and Ronald E. Spears, Citizen Utilities Company, Stanford, Connecticut.

NOMINATION

Committee on Finance: Committee ordered favorably reported the nomination of Robert S. LaRussa, of Maryland, to be Assistant Secretary of Commerce for Import Administration.

FAST-TRACK TRADE AUTHORITY

Committee on Finance: Committee held hearings to examine whether to extend the President's fast-track negotiating authority to continue to fully participate in the World Trade Organization, receiving testimony from Charlene Barshefsky, United States Trade Representative; Duane L. Burnham, Abbott Laboratories, on behalf of the Emergency Committee for American Trade, C. Fred Bergsten, Institute for International Economics, and Richard L. Trumka, AFL–CIO, all of Washington, D.C.; and Mark Van Putten, National Wildlife Federation, Vienna, Virginia.

Hearings were recessed subject to call.

U.S.-HONG KONG AGREEMENT

Committee on Foreign Relations: Committee concluded hearings on the Agreement Between the Government of the United States of America and the Government of Hong Kong for the Surrender of Fugitive Offenders signed at Hong Kong on December 20, 1996 (Treaty Doc. 105–3), after receiving testimony from Jamison S. Borek, Deputy Legal Advisor, Department of State; and Mark M. Richard, Deputy Assistant Attorney General, Criminal Division, Department of Justice.

DEPARTMENT OF COMMERCE GRANT PROGRAMS

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia concluded hearings to examine the merits of the Department of Commerce Advanced Technology Program and other corporate subsidies to private industry to develop civilian technologies, after receiving testimony from Mary Lowe Good, Under Secretary of Commerce for Technology; Robert M. White, Carnegie Mellon University, Pittsburgh, Pennsylvania, former Under Secretary of Commerce for Technology; T.J. Rodgers, Cypress Semiconductor Corporation, San Jose, California; Tim Draper, Draper Fisher Associates, Redwood City, California; Stephen Moore, Cato Institute, Washington, D.C.; and Dwight D. Carlson, Perceptron, Ann Arbor, Michigan.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 1754–1774; and 1 resolution, H.J. Res. 79, were introduced. **Page 9846**

Reports Filed: Reports were filed as follows:

H.J. Res. 75, to confer status as an honorary veteran of the United States Armed Forces on Leslie Townes (Bob) Hope (H. Rept. 105–109);

H.R. 79, to provide for the conveyance of certain land in the Six Rivers National Forest in the State of California for the benefit of the Hoopa Valley Tribe, amended (H. Rept. 105–110);

H.R. 985, to provide for the expansion of the Eagles Nest Wilderness within Arapaho and White River National Forests, Colorado, to include the lands known as the Slate Creek Addition upon the acquisition of the lands by the United States, amended (H. Rept. 105–111);

H.R. 1019, to provide for a boundary adjustment and land conveyance involving the Raggeds Wilderness, White River National Forest, Colorado and to correct the effects of earlier erroneous land surveys (H. Rept. 105–112);

H.R. 1020, to adjust the boundary of the White River National Forest in the State of Colorado to include all National Forest System lands within Summit County, Colorado, which are currently part of the Dillon Ranger District of the Arapaho National Forest (H. Rept. 105–113);

H.R. 1439, to facilitate the sale of certain land in Tahoe National Forest, in the State of California to Placer County, California, amended (H. Rept. 105–114); and

H. Res. 159, providing for consideration of H.R. 1757, to consolidate international affairs agencies and to authorize appropriations for the Department of State and related agencies for fiscal years 1998 and 1999; and providing for consideration of H.R. 1758, to ensure that the enlargement of the North Atlantic Treaty Organization (NATO) proceeds in a manner consistent with United States interests, to strengthen relations between the United States and Russia, and to preserve the prerogatives of the Congress with respect to certain arms control agreements (H. Rept. 105–115). **Page 9846**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Nethercutt to act as Speaker pro tempore for today. **Page 9787**

Weapons of Mass Destruction Commission: On May 30, the Chair announced the Speaker's appointment of Mr. Henry F. Cooper of Virginia to the Commission to Assess the Organization of the Federal Government to Combat the Proliferation of Weapons of Mass Destruction on the part of the House. **Page 9648**

John C. Stennis Center for Public Service Training and Development: On May 30, the Chair announced the Speaker's appointment of Representative Fowler to the Board of Trustees for the John C. Stennis Center for Public Service Training and Development. **Page 9648**

Recess: The House recessed at 12:48 p.m. and reconvened at 2:00 p.m. **Page 9789**

Private Calendar: It was made in order that the call of the Private Calendar be dispensed with on Tuesday, June 3. **Page 9789**

Suspensions: The House voted to suspend the rules and pass the following measures:

Honorary Veteran Status to Bob Hope: H.J. Res. 75, to confer status as an honorary veteran of the United States Armed Forces on Leslie Townes (Bob) Hope; **Page 9793**

Alternatives for the Federal Courts of Appeals: H.R. 908, amended, to establish a Commission on Structural Alternatives for the Federal Courts of Appeals; **Page 9795**

National Wildlife Refuge System Improvement: H.R. 1420, amended, to amend the National Wildlife Refuge System Administration Act of 1966 to improve the management of the National Wildlife Refuge System (passed by a yea-and-nay vote of 407 yeas to 1 nay, Roll No. 156); **Pages 9797, 9810**

Raggeds Wilderness, White River National Forest: H.R. 1019, to provide for a boundary adjustment and land conveyance involving the Raggeds Wilderness, White River National Forest, Colorado and to correct the effects of earlier erroneous land surveys; **Page 9804**

White River National Forest Boundary Adjustment: H.R. 1020, to adjust the boundary of the White River National Forest in the State of Colorado to include all National Forest System lands within Summit County, Colorado, which are currently part of the Dillon Ranger District of the Arapaho National Forest; **Page 9806**

Sale of Land in Tahoe National Forest: H.R. 1439, amended, to facilitate the sale of certain land in Tahoe National Forest, in the State of California to Placer County, California; and **Page 9806**

Hoopa Valley Reservation South Boundary Adjustment: H.R. 79, amended, H.R. 79, to provide for the conveyance of certain land in the Six Rivers National Forest in the State of California for the benefit of the Hoopa Valley Tribe. **Page 9807**

Recess: The House recessed at 3:39 p.m. and reconvened at 5:00 p.m. **Page 9810**

Concurrent Budget Resolution: The House disagreed to the Senate amendment to H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002, and agreed to a conference. Appointed as conferees: Representatives Kasich, Hobson, and Spratt. **Page 9811**

Agreed to the Spratt motion to instruct managers on the part of the House at the conference on disagreeing votes of the House of Representatives and the Senate on H. Con. Res. 84, be instructed to do everything possible within the scope of the conference to (1) agree to section 104(b) of the Senate-passed resolution, limiting the 10 year net cost of the tax cuts to $250 billion; and (2) agree to section 321 of the Senate-passed resolution, with respect to fair distribution of tax cuts. **Page 9818**

Presidential Messages:

Extension of Trade Waiver for the People's Republic of China: On May 30, read a message from the President wherein he transmitted his report recommending a 12 month continuation of the waiver in effect for the People's Republic of China under the Trade Act of 1974—referred to the Committee on Ways and Means and ordered printed (H. Doc. 105–86); **Page 9649**

Continuation of National Emergency re Federal Republic of Yugoslavia and the Bosnian Serb Forces: On May 30, read a message from the President wherein he transmitted his report concerning the continuation of the national emergency with respect to the Federal Republic of Yugoslavia (Serbia and Montenegro) and the Bosnian Serb Forces—referred to the Committee on International Relations and ordered printed (H. Doc. 105–87); **Page 9649**

Generalized System of Preferences re Cambodia: Read a message from the President wherein he transmitted his report concerning the designation of Cambodia as a least developed beneficiary developing country under the Generalized System of Preferences program—referred to the Committee on Ways and Means and ordered printed (H. Doc. 105–88); **Page 9791**

National Emergency re Federal Republic of Yugoslavia and the Bosnian Serb Forces: Read a message from the President wherein he transmitted his report concerning Administration actions and expenses relating to the national emergency declared with respect to the Federal Republic of Yugoslavia (Serbia and Montenegro) and the Bosnian Serb Forces—referred to the Committee on International Relations and ordered printed (H. Doc. 105–89); **Page 9792**

Extension of Trade Waiver for Albania, Belarus, Kazakstan, Kyrgyzstan, Tajikistan, Turkmenistan, and Uzbekistan: Read a message from the President wherein he transmitted his report recommending a 12 month continuation of the waivers in effect for Albania, Belarus, Kazakstan, Kyrgyzstan, Tajikistan, Turkmenistan, and Uzbekistan under the Trade Act of 1974—referred to the Committee on Ways and Means and ordered printed (H. Doc. 105–91); and **Page 9819**

Emigration Laws and Policies of Armenia, Azerbaijan, Georgia, Moldova, and Ukraine: Read a message from the President wherein he transmitted his report concerning emigration laws and policies of Armenia, Azerbaijan, Georgia, Moldova, and Ukraine as required by the Trade Act of 1974—referred to the Committee on Ways and Means and ordered printed (H. Doc. 105–92). **Page 9819**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 12:00 noon on Wednesday, June 4. **Page 9830**

Amendments: Amendments ordered printed pursuant to the rule appear on page 9849.

Senate Messages: Message received from the Senate today appears on page 9811.

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 9810. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 10:16 p.m.

Committee Meetings

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued appropriation hearings. Testimony was heard from Members of Congress.

FINANCIAL MODERNIZATION

Committee on Banking and Financial Services: Continued hearings on Financial Modernization, including H.R. 10, Financial Services Competitiveness Act of 1997. Testimony was heard from the following officials of the Department of the Treasury: Robert E. Rubin, Secretary; and John D. Hawke, Jr., Under Secretary.

GOVERNMENT PERFORMANCE AND RESULTS ACT

Committee on Government Reform and Oversight, Subcommittee on Government Management, Information, and Technology held a hearing on Government Performance and Results Act: Status and Prospects of the Results Act. Testimony was heard from John Koskinen, Deputy Director, Management, OMB; and L. Nye Stevens, Director, Federal Management and Workforce Issues, General Government Division, GAO.

FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT AMENDMENTS

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on H.R. 404, to amend the Federal Property and Administrative Services Act of 1949 to authorize the transfer to State and local governments of certain surplus property for use for law enforcement or public safety purposes. Testimony was heard from Senator Feinstein; Representatives Calvert and Bono; Gordon Creed, Deputy Assistant Commissioner, Public Buildings Service, GSA; and public witnesses.

PRIVATE CLAIMS AND IMMIGRATION MEASURES

Committee on the Judiciary: Subcommittee on Immigration and Claims met and considered private claims and immigration measures.

OVERSIGHT-INTERNATIONAL TRADE IN ENDANGERED SPECIES

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held an oversight hearing on the CITES (Convention on International Trade in Endangered Species of Wild Fauna and Flora) meeting. Testimony was heard from David J. Barry, Acting Assistant Secretary, Fish and Wildlife and Parks, Department of the Interior.

FOREIGN RELATIONS AUTHORIZATION ACT FOR FY 1998–99 AND EUROPEAN SECURITY ACT OF 1997

Committee on Rules: Granted, by a vote of 9 to 4, an open rule providing for the consideration of H.R. 1757, to consolidate international affairs agencies and to authorize appropriations for the Department of State and related agencies for fiscal years 1998 and 1999. The rule provides one hour of general debate equally divided and controlled between the chairman and ranking minority member of the Committee on International Relations. The rule provides for consideration of the bill for amendment under the five-minute rule. The rule allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill and to reduce to five minutes on a postponed question if the vote follows a fifteen minute vote. The rule also provides one motion to recommit, with or without instructions. Section 2 of the rule provides for consideration in the House of H.R. 1758, to ensure that the enlargement of the North Atlantic Treaty Organization (NATO) proceeds in a manner consistent with United States interests, to strengthen relations between the United States and Russia, and to preserve the prerogatives of the Congress with respect to certain arms control agreements under a closed rule. The rule provides

one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on International Relations. The rule provides one motion to recommit which may include instructions. Section 3 of the rule provides that in the engrossment of H.R. 1757, the Clerk shall await the disposition of H.R. 1758 pursuant to section 2 of the rule; add the test of H.R. 1758, as passed by the House, as a new matter of the end of H.R. 1757; and make conforming and designation changes to the titles within the engrossment. Section 3 also provides that upon the addition of the text of H.R. 1758 to the engrossment of H.R. 1757, H.R. 1758 shall be laid on the table. Testimony was heard from Chairman Gilman, Representatives Goodling, Smith of New Jersey, Rohrabacher, Kim, Fox of Pennsylvania, Packard, Callahan, Kolbe, Hefley, Cox of California, Stearans, Lazio, Mica, Miller of Florida, Scarborough, Weldon of Florida, Snowbarger, Hamilton, Vento, Frank of Massachusetts, Kennedy of Massachusetts, Traficant, Pallone, Condit, Engel, Moran of Virginia, Barcia, Brown of Florida, and Jackson-Lee of Texas.

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Wednesday, June 4, 1997

Senate

Chamber Action

Routine Proceedings, pages 9878–9893

Family Friendly Workplace Act: Senate continued consideration of S. 4, to amend the Fair Labor Standards Act of 1938 to provide to private sector employees the same opportunities for time-and-a-half compensatory time off, biweekly work programs, and flexible credit hour programs as Federal employees currently enjoy to help balance the demands and need of work and family, to clarify the provisions relating to exemptions of certain professionals from the minimum wage and overtime requirements of the Fair Labor Standards Act of 1938, with a modified committee amendment, and the following amendments pending thereto: **Page 9882**

Pending:

Grassley Amendment No. 253, to provide protections in bankruptcy proceedings for claims relating to compensatory time off and flexible work credit hours. **Page 9882**

Grassley Modified Amendment No. 256, to apply to Congress the same provisions relating to compensatory time off, biweekly work programs, flexible credit hour programs, and exemptions of certain professionals from the minimum wage and overtime requirements as apply to private sector employees. **Page 9882**

Gorton Modified Amendment No. 265, to prohibit coercion by employers of certain public employees who are eligible for compensatory time off under the Fair Labor Standards Act of 1938 and provide for additional remedies in a case of coercion by such employers of such employees. **Page 9882**

During consideration of this measure today, Senate took the following action:

By 51 yeas to 47 nays (Vote No. 93), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to close further debate on the modified committee amendment. **Page 9892**

Motion To Adjourn: By 53 yeas to 44 nays (Vote No. 94), Senate agreed to a motion to adjourn. **Page 9892**

Messages From the House: **Page 9878**

Measures Referred: **Page 9879**

Amendments Submitted: **Page 9879**

Authority for Committees: **Page 9880**

Additional Statements: **Page 9880**

Record Votes: Two record votes were taken today. (Total—94) **Page 9892**

Adjournment: Senate convened at 3 p.m., and adjourned at 4:51 p.m., until 12 noon, on Thursday, June 5, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 9892.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1998 for the Department of Defense and defense related programs, receiving testimony from numerous public witnesses.

Subcommittee will meet again on Wednesday, June 11.

INTERNATIONAL AVIATION NEGOTIATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation held hearings to examine the status of the bilateral aviation negotiations between the United States and the United Kingdom, focusing on the planned alliance of American Airlines and British Airways, receiving testimony from Senator Torricelli; Charles A. Hunnicutt, Assistant Secretary of Transportation for Aviation and International Affairs; John H. Anderson, Jr., Director, and Timothy Hannegan, Assistant Director, both for Transportation Issues, Resources, Community, and Economic Development Division, General Accounting Office; Robert L. Crandall, American Airlines, Inc., Dallas/Fort Worth Airport, Texas; Robert J. Ayling, British Airways, London, England; Stephen M. Wolf, US Airways, Arlington, Virginia; Richard Branson, Virgin Atlantic Airways Limited, West Sussex, United Kingdom; and Sir Freddie Laker, Laker Airways, Inc., Fort Lauderdale, Florida.

Hearings were recessed subject to call.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Michael J. Armstrong, of Colorado, to be an Associate Director of the Federal Emergency Management Agency, after the nominee, who was introduced by Senators Campbell, Allard, Conrad, Dorgan and Representatives Skaggs and Pomeroy, testified and answered questions in his own behalf. Testimony was also received from James Lee Witt, Director, FEMA.

FBI OVERSIGHT

Committee on the Judiciary: Committee concluded oversight hearings to review the administration and operations of the Federal Bureau of Investigation, after receiving testimony from Louis J. Freeh, Director, Federal Bureau of Investigation, Department of Justice.

SMALL BUSINESS MANDATES

Committee on Small Business: Committee held hearings to examine Federal efforts to reduce unfunded mandates, paperwork requirements, and certain regulations affecting the small business community, and provisions of S. 389 and H.R. 1010, bills to improve congressional deliberation on proposed Federal private sector mandates, receiving testimony from Senator Abraham; Representative Condit; Michael Brostek, Associate Director, Federal Management and Workforce Issues, General Government Division, General Accounting Office; Angela Antonelli, Heritage Foundation, Washington, D.C.; Bob Spence, Faultless Laundry Company, Kansas City, Missouri; David S. Marsh, Marsh Plating Company, Ypsilanti, Michigan; Shelly Netherwood, Clarendon Flavor Engineering, Inc., Louisville, Kentucky; and Philip C. Hauck, Counselor Publishing Company, Green Bay, Wisconsin.

Hearings were recessed subject to call.

AUTHORIZATION-INTELLIGENCE

Select Committee on Intelligence: Committee ordered favorably reported an original bill authorizing funds for fiscal year 1998 for the intelligence community.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 1775–1793; and 1 private bill, H.R. 1794 were introduced. **Page 10097**

Reports Filed: Reports were filed as follows:

Conference report on H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002 (H. Rept. 105–116);

H. Res. 160, waiving points of order against the conference report to accompany H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002 (H. Rept. 105–117);

H. Res. 161, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 105–118); and

Conference report on H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997 (H. Rept. 105–119). **Pages 9978, 10063, 10097**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Hobson to act as Speaker pro tempore for today. **Page 9894**

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997. **Page 9908**

Foreign Relations Authorization Act: The House completed all debate and began consideration of amendments to H.R. 1757, to consolidate international affairs agencies and to authorize appropriations for the Department of State and related agencies for fiscal years 1998 and 1999. Consideration of amendments will resume on Thursday, June 6. **Pages 9909, 10045**

Agreed To:

The Gilman en bloc amendment that strikes fee account provisions for passport information services and visas to conform to existing procedure; **Page 9931**

The Diaz-Balart amendment to the Skaggs amendment that requires the President to certify that continued funding for television broadcasting to Cuba is not in the national interest of the United States (agreed to by a recorded vote of 271 ayes to 155 noes, Roll No. 159); **Page 9932**

The Skaggs amendment, as amended, that prohibits funding for television broadcasting to Cuba after October 1, 1997 if the President certifies that continued funding is not in the national interest of the United States; **Page 9932**

The Smith of New Jersey amendment that increases funding for Radio Free Asia; **Page 9940**

The Bachus amendment that requires an annual report to Congress listing overseas United States surplus properties for sale and specifies that amounts received from

these sales be used for deficit reduction (agreed to by a recorded vote of 277 ayes to 146 noes Roll No. 161); **Pages 9943, 9961**

The Hefley amendment that requires that the State Department maintain records on criminal incidents of individuals with immunity from the criminal jurisdiction of the United States under the Vienna Convention; **Page 9944**

The Gilman en bloc amendment that authorizes certain U.S. citizen employees to perform designated consular officer duties; clarifies that the Assistant Secretary of State for Diplomatic Security is responsible for diplomatic security and management; increases the authorized strength of the Foreign Service; establishes the policy that the United States shall not expel, extradite, or otherwise effect the involuntary return of any person to a country in which there is a substantial danger of torture; expresses the sense of Congress that the Government of Turkey recognize the Ecumenical Patriarch and its nonpolitical, religious mission and reopen the Halki Patriarchal School of Theology; and requires a report dealing with the repatriation of unresolved POW/MIA remains from Viet Nam; **Page 9945**

The Goss amendment that strikes the section relating to the Office of the Inspector General procedures for instances where an employee is the likely subject or target of a criminal investigation (agreed to by a recorded vote of 214 ayes to 211 noes Roll No. 162); **Pages 9948, 9961**

The Gilman en bloc amendment that urges Peru to respect the rights of prisoners and expedite legal procedures; directs the State Department to monitor human rights in Ethiopia; establishes special envoys to promote mutual disarmament talks throughout the world; expresses the sense of Congress that Taiwan should reconsider the transfer of nuclear waste to North Korea; expresses support for Prime Minister Gujral of India; supports the sovereignty of Belarus; supports the accession of Taiwan to the World Trade Organization; requires a report concerning human rights violations of the Hmong and Laotian refugees who have returned to Laos; withholds assistance to countries that provide nuclear fuel to Cuba; makes funds available for the Cuban liberty and Democratic Solidarity Act of 1996 and the Cuban Democracy Act of 1992; urges the President to achieve an international arms sales code of conduct with all Wassenaar Arrangement countries; and requires compliance with the Buy American Act; **Page 9963**

The Coburn amendment that prohibits funding for the Man and Biosphere Program or the World Heritage Program administered by the United Nations Educational, Scientific, and Cultural Organization; **Page 9973**

The Smith of New Jersey amendment that requires the President to report on any border closure or economic or commercial blockade by any newly independent states that impede the delivery of U.S. humanitarian aid; **Page 9976**

The Pallone amendment that expresses the sense of Congress that reaffirms United States policy and commitment to a negotiated settlement to the conflict in Nagorno-Karabagh; **Page 9977**

The Engel amendment that establishes a declaration of policy regarding the crisis in Albania and urges the U.S. to support the new government as it attempts to reestablish calm and achieve political reconciliation; **Page 10047**

The Serrano amendment that requires a report to Congress concerning official complaints of the government of Cuba to the departments or agencies of the U.S. government; **Page 10048**

The Fox of Pennsylvania amendment that expresses the sense of Congress commending the government of Ukraine for their decision to relinquish nuclear weapons; **Page 10049**

The Lazio amendment that expresses the sense of Congress regarding the compliance with child and spousal support obligations by United Nations Personnel; **Page 10051**

The Pallone amendment that expresses the sense of Congress concerning the development of Azerbaijan's Caspian Sea petroleum reserves; **Page 10052**

The Condit amendment that requires an annual foreign assistance justification report from the President and requires congressional explanation of proposed changes to the President's foreign assistance report; and **Page 10053**

The Menendez amendment that maintains proportions of assistance made available for activities and programs in Latin America and the Caribbean region and the Asia and Pacific region. **Page 10054**

Rejected:

The Hamilton en bloc amendment that sought to strike the Consolidation of Foreign Affairs Agencies sections in the bill and replace with sections that authorize the President to implement his proposal to reorganize and consolidate the foreign affairs agencies and requires a plan to be submitted to Congress within 120 days of enactment (rejected by a recorded vote of 202 ayes to 224 noes, Roll No. 160) **Pages 9917, 9939**

The Paul amendment that sought to withdraw the United States from the United Nations upon enactment; repeal the United Nations Participation, Headquarters Agreement, Educational, Scientific, and Cultural Organization, and Environment Program Participation Acts; terminate Peacekeeping Operations and U.S. contributions to the United Nations; withdraw United Nations presence in facilities of the U.S. Government; and repeal diplomatic immunity for United Nations employees (rejected by a recorded vote of 54 ayes to 369 noes Roll No. 163); **Pages 9954, 9962**

The Stearns amendment that sought to have the Congress, instead of the Secretary of State, make the determination that the United Nations or any such agency has failed to implement consensus-based decisionmaking pro-

cedures on budgetary matters (rejected by a recorded vote of 176 ayes to 244 noes Roll No. 164); **Pages 9960, 9963**

Withdrawn:

The Snowbarger amendment was offered but subsequently withdrawn that sought to condition any payment of arrearage to the United Nations upon a certification by the President that the United Nations has implemented a range of reforms. **Page 9971**

The Nethercutt amendment was offered but subsequently withdrawn that sought to establish the sense of Congress relating to the abduction and detention of Donald Hutchings of the State of Washington; **Page 10048**

Votes Postponed:

The Stearns amendment that seeks to express the sense of Congress that the President and Permanent Representative of the United States to the United Nations should encourage the United Nations to commission a study concerning a revolving headquarters for the U.N. and establish the United Nations as a part-time body was debated and a recorded vote was postponed until Thursday, June 5; **Page 9968**

The Scarborough amendment that seeks to apply to Sudan the provisions of the Anti-terrorism and Effective Death Penalty Act that restricts financial transactions until the President certifies that Sudan is no longer sponsoring or supporting terrorism and establishes findings that continued disregard of the freedom of religion by Sudan is unacceptable was debated and a recorded vote was postponed until Thursday, June 5; **Page 10045**

The Engel amendment that seeks to express the sense of Congress that the United States should consider applying to Syria sanctions which are currently enforced against Iran and Libya was debated and a recorded vote was postponed until Thursday, June 5; **Page 10050**

By a yea-and-nay vote of 221 yeas to 200 nays, Roll No. 158, the House agreed to H. Res. 159, the rule providing for consideration of both H.R. 1757, to consolidate international affairs agencies and to authorize appropriations for the Department of State and related agencies for fiscal years 1998 and 1999 and H.R. 1758, to ensure that the enlargement of the North Atlantic Treaty Organization (NATO) proceeds in a manner consistent with United States interests, to strengthen relations between the United States and Russia, and to preserve the prerogatives of the Congress with respect to certain arms control agreements. Earlier, agreed to order the previous question by a yea-and-nay vote of 219 yeas to 204 nays, Roll No. 157. **Page 9898**

Amendments: Amendments ordered printed pursuant to the rule appear on page 10099.

Quorum Calls—Votes: Two yea-and-nay votes and six recorded votes developed during the proceedings of the house today and appear on pages 9907, 9908, 9938, 9939, 9961, 9962, and 9963. There were no quorum calls.

Adjournment: Met at 12:00 noon and adjourned at 11:14 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Commerce: Ordered reported the following bills: H.R. 848, to extend the deadline under the Federal Power Act applicable to the construction of the AuSable Hydroelectric Project in New York; H.R. 1184, to extend the deadline under the Federal Power Act for the construction of the Bear Creek hydroelectric project in the State of Washington; H.R. 1217, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington; and H.R. 1277, amended, Department of Energy Civilian Research and Development Act of 1997.

JFK ASSASSINATION RECORDS COLLECTION ACT AMENDMENTS

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice approved for full Committee action H.R. 1553, to amend the President John F. Kennedy Assassination Records Collection Act of 1992 to extend the authorization of the Assassination Records Review Board until September 30, 1998.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representative Stokes; John Tunheim, Chair, Assassination Records Review Board; Steve Tilley, Chief, John F. Kennedy Assassination Records Collection, National Archives and Records Administration; and public witnesses.

OVERSIGHT—ANTITRUST ASPECTS OF ELECTRICITY DEREGULATION

Committee on the Judiciary: Held an oversight hearing on the Antitrust Aspects of Electricity Deregulation. Testimony was heard from Robert Pitofsky, Chairman, FTC; Douglas Melamed, Principal Deputy Assistant Attorney General, Antitrust Division, Department of Justice; and public witnesses.

NATIONAL DEFENSE AUTHORIZATION ACT

Committee on National Security: Merchant Marine Panel approved for full Committee action H.R. 1119, National Defense Authorization Act for Fiscal Years 1998 and 1999.

NATIONAL DEFENSE AUTHORIZATION ACT

Committee on National Security: Morale, Welfare and Recreation Panel approved for full Committee action H. R. 1119, National Defense Authorization Act for Fiscal Years 1998 and 1999.

NATIONAL DEFENSE AUTHORIZATION ACT

Committee on National Security: Subcommittee on Military Installations and Facilities approved for full Committee

action amended H. R. 1119, National Defense Authorization Act for Fiscal Years 1998 and 1999.

CONFERENCE REPORT ON FY 1998 BUDGET

Committee on Rules: Granted, by a voice vote, a rule waiving all points of order against the Conference Report to Accompany H. Con. Res. 84, the Concurrent Resolution on the Budget for Fiscal Years 1998–2002 and against its consideration. The rule further provides for one hour of debate to be divided equally between the chairman and ranking member of the Committee on the Budget. Testimony was heard from Chairman Kasich.

WAIVING RULES REQUIREMENT TO ALLOW FOR SAME DAY CONSIDERATION

Committee on Rules: Granted, by a voice vote, a rule waiving clause 4(b) of rule XI (requiring a two-thirds vote to consider a rule on the same day it is reported from the Committee on Rules) against the same day consideration of any resolution reported before June 7, 1997, providing for consideration of specified measures. The waiver applies to the emergency supplemental bill, H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997 and for other purposes, an amendment thereto, a conference report thereon, or an amendment reported in disagreement from a conference thereon.

COMMERCIAL SPACE ACT

Committee on Science: Subcommittee on Space and Aeronautics concluded hearings on the Commercial Space Act of 1997: Commercial Remote Sensing, Part II. Testimony was heard from D. James Baker, Under Secretary, Oceans and Atmosphere, Department of Commerce; Cheryl Roby, Principle Deputy to the Assistant Secretary, Command, Control, Communications, and Intelligence, Department of Defense; and a public witness.

JFK CENTER PARKING IMPROVEMENT ACT

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development approved for full Committee action amended H.R. 1747, John F. Kennedy Center Parking Improvement Act of 1997.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Lawrence J. Wilker, President, John F. Kennedy Center for the Performing Arts.

MILITARY VOTING RIGHTS ACT

Committee on Veterans' Affairs: Held a hearing on H. R. 699, the Military Voting Rights Act of 1997. Testimony was heard from Representatives Bonilla and Sam Johnson of Texas; Phyllis J. Taylor, Director, Federal Voting Assistance Programs, Washington Headquarters Services, Department of Defense; Johnny H. Killian, Legislative Attorney, American Law Division, Congressional Research Service, Library of Congress; and public witnesses.

BUDGET RECONCILIATION HEALTH PROPOSALS

Committee on Ways and Means: Subcommittee on Health approved for full Committee action as amended budget reconciliation health recommendations.

Joint Meetings

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997.

CONCURRENT BUDGET RESOLUTION

Conferees on Tuesday, June 3, met to resolve the differences between the Senate- and House-passed versions of H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002, but did not complete action thereon, and recessed subject to call.

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Thursday, June 5, 1997

Senate

Chamber Action

Routine Proceedings, pages 10122–10218

Measures Introduced: Nineteen bills and three resolutions were introduced, as follows: S. 830–848, S. Res. 96–97, and S. Con. Res. 31. **Page 10172**

Measures Reported: Reports were made as follows:

S. 289, to designate the United States courthouse to be constructed at the corner of Superior Road and Huron Road in Cleveland, Ohio, as the "Carl B. Stokes United States Courthouse".

S. 347, to designate the Federal building located at 100 Alabama Street NW, in Altanta, Georgia, as the "Sam Nunn Federal Center".

S. 478, to designate the Federal building and United States courthouse located at 475 Mulberry Street in Macon, Georgia, as the "William Augustus Bootle Federal Building and United States Courthouse".

S. 628, to designate the United States courthouse to be constructed at the corner of 7th Street and East Jackson Street in Brownsville, Texas, as the "Reynaldo G. Garza United States Courthouse."

S. 681, to designate the Federal building and United States courthouse located at 300 Northeast First Avenue in Miami, Florida, as the "David W. Dyer Federal Courthouse".

S. 715, to redesignate the Dublin Federal Courthouse building located in Dublin, Georgia, as the "J. Roy Rowland Federal Courthouse."

S. 819, to designate the United States courthouse at 200 South Washington Street in Alexandria, Virginia, as the "Martin V.B. Bostetter, Jr. United States Courthouse". **Page 10171**

Measures Passed:

George C. Marshall Month: Senate agreed to S. Res. 97, expressing the sense of the Senate that the President should designate the month of June 1997, the fiftieth anniversary of the Marshall Plan, as George C. Marshall month. **Page 10217**

Emergency Supplemental Appropriations—Conference Report: By 67 yeas to 31 nays (Vote No. 95), Senate agreed to the conference report on H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997, clearing the measure for the President. **Pages 10168, 10168**

Concurrent Budget Resolution—Conference Report: By 76 yeas to 22 nays (Vote No. 96), Senate agreed to the conference report on H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002, clearing the measure for the President. **Page 10169**

Motion to Adjourn: By 51 yeas to 45 nays (Vote No. 97), Senate agreed to a motion to adjourn. **Page 10218**

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

Transmitting the report concerning the national emergency in response to the threat posed by weapons of mass destruction; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–45). **Page 10169**

Nominations Confirmed: Senate confirmed the following nominations:

Elizabeth Anne Moler, of Virginia, to be Deputy Secretary of Energy. **Pages 10216, 10218**

Nominations Received: Senate received the following nominations:

Robert Charles Chambers, of West Virginia, to be United States District Judge for the Southern District of West Virginia.

Christopher Droney, of Connecticut, to be United States District Judge for the District of Connecticut.

Janet C. Hall, of Connecticut, to be United States District Judge for the District of Connecticut.

Katharine Sweeney Hayden, of New Jersey, to be United States District Judge for the District of New Jersey.

1 Air Force nomination in the rank of general.

3 Army nominations in the rank of general.

A routine list in the Army. **Page 10218**

Messages From the President: **Page 10169**

Messages From the House: **Page 10169**

Communications: **Page 10170**

Petitions: **Page 10170**

Executive Reports of Committees: **Page 10171**

Statements on Introduced Bills: **Page 10172**

Additional Cosponsors: **Page 10200**

Notices of Hearings: **Page 10204**

Authority for Committees: **Page 10205**

Additional Statements: **Page 10205**

Record Votes: Three record votes were taken today. (Total–97) **Pages 10168, 10217**

Adjournment: Senate convened at 12 noon, and adjourned at 7:09 p.m., until 12 noon, on Monday, June 9, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 10218.)

Committee Meetings

SCHOOL LUNCH SAFETY

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings to examine issues with regard to the recent outbreak of Hepatitis A as a result of the consumption of contaminated frozen strawberries in school lunches in the State of Michigan, and the Department of Agriculture response, after receiving testimony from Senators Abraham; Representative Nick Smith; Mary Ann Keeffe, Acting Under Secretary for Food, Nutrition, and Consumer Services, and Lon Hatamiya, Administrator, Agricultural Marketing Service, both of the Department of Agriculture; David R. Johnson, Michigan Department of Community Health, Lansing; Thomas W. Schimm, Bay City, Michigan; and Susan Doneth, Marshall, Michigan.

NEUROLOGICAL AND COMMUNICATION DISORDERS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education, and Related Agencies concluded hearings to examine progress reports on research with regard to neurological and communication disorders, after receiving testimony from Geraldine Fox, National Organization for Hearing Research,

Narberth, Pennsylvania; Josef Miller, Kresge Hearing Research Institute, Ann Arbor, Michigan; Christopher Reeve, West Chester, New York; and Caitlin Parton, New York, New York.

APPROPRIATIONS—LOC/GPO/GAO

Committee on Appropriations: Subcommittee on the Legislative Branch held hearings on proposed budget estimates for fiscal year 1998, receiving testimony in behalf of funds for their respective activities from James H. Billington, Librarian of Congress; Michael F. DiMario, Public Printer, Government Printing Office; James F. Hinchman, Acting Comptroller General of the United States, General Accounting Office; and former Representative Bill Orton and Janet S. Zagorin, Stroock & Stroock & Lavan, New York, New York, both on behalf of the Standing Committee on the Law Library of Congress.

Subcommittee will meet again on Tuesday, June 10.

GENDER INTEGRATED BASIC TRAINING

Committee on Armed Services: Subcommittee on Personnel concluded hearings to examine the extent to which military services have integrated men and women in basic training services and the effect this has on their performance, after receiving testimony from Gen. William W. Hartzog, USA, Commanding General, United States Army Training and Doctrine Command; Vice Adm. Patricia A. Tracey, USN, Chief of Naval Education and Training; Lt. Gen. Paul K. Van Riper, USMC, Commanding General, Marine Corps Combat Development Command; Gen. Lloyd W. Newton, USAF, Commander, Air Education and Training Command; Staff Sgt. Mary M. Wilson, USMC; Sgt. First Class Allison Smith, USA; Staff Sgt. John F. McNeirney, USA; Senior Master Sgt. Harry E. Creacy, Jr., USAF (Ret.); Donna Carson, Woodbridge, Virginia; and Michelle Danko, Newport News, Virginia.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the following business items:

S. 621, to repeal the Public Utility Holding Company Act of 1935 and transfer residual regulatory authority from the Securities and Exchange Commission to the Federal Energy Regulatory Commission and State public service commissions, with an amendment; and

The nominations of James A. Harmon, of New York, to be President, and Jackie M. Clegg, of Utah, to be First Vice President, both of the Export-Import Bank of the United States.

CHINA-UNITED STATES TRADE

Committee on Commerce, Science, and Transportation: Committee held hearings to examine emerging trade issues in China, focusing on United States-China trade imbalances and China's restrictive trade practices and the renewal of China's Most-Favored-Nation status, receiving testimony from Henry Kissinger, New York, New York, former National Security Advisor and Secretary of State.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

S. 797, to authorize the design and construction of additions to the parking garage and certain site improvements at the John F. Kennedy Center in Washington, D.C.;

S. 289, to designate the United States courthouse to be constructed at the corner of Superior Road and Huron Road in Cleveland, Ohio, as the "Carl B. Stokes United States Courthouse";

S. 347, to designate the Federal building located at 100 Alabama Street NW, in Atlanta, Georgia, as the "Sam Nunn Federal Center";

S. 478, to designate the Federal building and United States courthouse located at 475 Mulberry Street in Macon, Georgia, as the "William Augustus Bootle Federal Building and United States Courthouse";

S. 628, to designate the United States courthouse to be constructed at the corner of 7th Street and East Jackson Street in Brownsville, Texas, as the "Reynaldo G. Garza United States Courthouse";

S. 681, to designate the Federal building and United States courthouse located at 300 Northeast First Avenue in Miami, Florida, as the "David W. Dyer Federal Courthouse";

S. 715, to redesignate the Dublin Federal Courthouse building located in Dublin, Georgia, as the "J. Roy Rowland Federal Courthouse";

S. 819, to designate the United States courthouse at 200 South Washington Street in Alexandria, Virginia, as the "Martin V.B. Bostetter, Jr. United States Courthouse"; and

The nominations of Brig. Gen. Robert Bernard Flowers, USA, to be a Member and President of the Mississippi River Commission, and Michael J. Armstrong, of Colorado, to be an Associate Director of the Federal Emergency Management Agency.

SMALL BUSINESS TAXATION

Committee on Finance: Subcommittee on Taxation and IRS Oversight held hearings on S. 460, to increase the deduction for health insurance costs of self-employed individuals, to provide clarification for the deductibility of expenses incurred by a taxpayer in connection with the business use of the home, and to clarify the standards used for determining that certain individuals are not employees, and S. 570, to exempt certain small businesses from the mandatory electronic fund transfer system, receiving testimony from Senators Bond and Snowe; Donald C. Lubick, Acting Assistant Secretary of the Treasury for Tax Policy; Stephen Kenda, KENDA Systems, Inc.,

Salem, New Hampshire; Randy Mason, Mason Mechanical Laboratories, Inc., Salem, Virginia; Susan Thomas, Best of Service and Sales International, Annandale, Virginia, on behalf of the National Association for the Self-Employed; Debbi-Jo Horton, DJ Horton & Associates, East Providence, Rhode Island; John Satagaj, Small Business Legislative Counsel, and Deborah Walker, American Institute of Certified Public Accountants, both of Washington, D.C.; and Frederick S. Oyer, International Piping Systems, Inc., Schiller Park, Illinois, on behalf of the Mechanical/Electrical/Sheet Metal Alliance.

Hearings were recessed subject to call.

RUSSIAN WEAPONS PROLIFERATION

Committee on Governmental Affairs: Subcommittee on International Security, Proliferation, and Federal Services concluded hearings to examine cases of Russian weapons proliferation, focusing on Russia's exports of weapons of mass destruction components and technologies and missile delivery systems to certain countries, including Iran, Iraq, and India, after receiving testimony from Robert J. Einhorn, Deputy Assistant Secretary of State for Nonproliferation/Bureau of Political-Military Affairs; William C. Potter, Monterey Institute of International Studies, Monterey, California; and Richard H. Speier, McLean, Virginia.

ALZHEIMER'S RESEARCH

Committee on Labor and Human Resources: Subcommittee on Aging concluded hearings to examine challenges for treating Alzheimer's disease, focusing on biomedical research options, after receiving testimony from Richard J. Hodes, Director, National Institute on Aging, National Institutes of Health, Department of Health and Human Services; Zaven S. Khachaturian, Potomac, Maryland, on behalf of the Alzheimers' Association Ronald and Nancy Reagan Research Institute; Allen D. Roses, Duke University Medical Center, Durham, North Carolina; Sam Sisodia, Johns Hopkins University School of Medicine, Baltimore, Maryland; Stephen Gracon, Warner-Lambert/Parke–Davis, Ann Arbor, Michigan; and Eric B. Larson, University of Washington Medical Center, Seattle.

CHILD BRAIN DEVELOPMENT

Committee on Labor and Human Resources: Subcommittee on Children and Families concluded hearings to examine the status of medical and scientific findings into prenatal and postnatal brain development and implications that federal policies have on childhood development, after receiving testimony from Harry Chugani, Children's Hospital of Michigan/Wayne State University, Detroit; Benjamin S. Carson, Sr., Johns Hopkins University Hospital, Baltimore, Maryland; Anthony DeCasper, University of North Carolina, Greensboro; Diane Fisher, Kensington, Maryland, on behalf of the Independent Women's Forum; Carlie Sorensen Dixon, Lawyers at Home and Mothers First, Arlington, Virginia; and Edward Zigler, Yale University, New Haven, Connecticut.

House of Representatives

Chamber Action

Bills Introduced:

30 public bills, H.R. 1795–1824; 1 private bill, H.R. 1825; and 3 resolutions, H. Con. Res. 92–94, were introduced. **Page 10308**

Reports Filed: Reports were filed as follows:

H. Res. 162, waiving points of order against the conference report to accompany H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997 (H. Rept. 105–120); and

H.J. Res. 54, proposing an amendment to the Constitution of the United States authorizing the Congress to prohibit the physical desecration of the flag of the United States (H. Rept. 105–121). **Page 10308**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Ney to act as Speaker pro tempore for today. **Page 10219**

Guest Chaplain: The prayer was offered by the guest Chaplain, the Rev. Steve Kummernuss of Doylestown, Ohio. **Page 10219**

Foreign Relations Authorization Act: The House resumed consideration of amendments to H.R. 1757, to consolidate international affairs agencies and to authorize appropriations for the Department of State and related agencies for fiscal years 1998 and 1999. The House completed all debate and began consideration of amendments on Wednesday, June 4. **Pages 10221, 10259**

Agreed To:

The Smith of New Jersey amendment that prohibits population planning assistance to any foreign organization until the organization certifies that it will not perform abortions in any foreign country except where the life of the mother would be endangered or in cases of rape or incest and certifies that it will not engage in any activity to alter the laws or policies of any foreign country concerning the circumstances under which abortion is permitted, regulated, or prohibited; and prohibits any funds to the United Nations Population Fund (UNFPA) unless the President certifies that UNFPA has terminated all activities in the People's Republic of China or during the 12 months preceding such certification there have been no coerced abortions associated with the family planning policies of the People's Republic of China (agreed to by recorded vote of 232 ayes to 189 noes Roll No. 168); and **Pages 10221, 10258**

The Brown of Florida amendment that expresses the sense of Congress relating to the rights of prisoners, timely legal procedures, and international standards of due process in the Andean countries of Peru, Ecuador, Bolivia, Colombia, and Venezuela; **Page 10237**

Rejected:

The Campbell amendment to the Smith of New Jersey amendment that sought to prohibit the use of population planning assistance for abortions in any foreign country except where the life of the mother would be endangered or in cases of rape or incest; prohibit the use of funding to lobby for or against abortion; and prohibit any U.S. funding to the United Nations Population Fund to be used for a country program in the People's Republic of China and imposes a dollar-for-dollar reduction of U.S. contributions to the U.N. Population Fund for any amounts used on future programs in China (rejected by a recorded vote of 200 ayes to 218 noes Roll No. 167); **Pages 10221, 10258**

Vote Postponed:

The Nethercutt amendment that seeks to express the sense of Congress relating to the abduction and detention of Donald Hutchings of the State of Washington by Al-Faran, a militant organization that seeks to merge Kashmir with Pakistan was debated and a recorded vote was postponed. **Page 10235**

On Wednesday, June 5, the House agreed to H. Res. 159, the rule that provided for consideration of H.R. 1757. **Page 10260**

Order of Business—Foreign Relations Authorization Act: It was made in order that during further consideration of H.R. 1757, in the Committee of the Whole, that each further amendment and all amendments thereto, shall be debatable for 10 minutes equally divided and controlled by the proponent and an opponent, except for the following amendments: Amendments en bloc offered by the chairman of the Committee on International Relations pursuant to this unanimous consent agreement; Representative Kennedy of Rhode Island regarding Indonesia; Representative Miller of California regarding Cuba; Representative Schumer regarding Egypt; Representative Paxon or Engel regarding Palestinian land transactions; Representative Ney regarding Libya; Representative Sanford regarding authorization levels; Representative McKinney regarding arms transfer code of conduct; Representative Capps regarding Tibet; Representative Gilman regarding counternarcotics authorities; Representative Hamilton; and Representative Gilman. It shall be in order at any time for the Chairman of the Committee on International Relations or a designee, with the concurrence of the ranking minority member of that committee or a designee, to offer amendments en bloc. Amendments en bloc offered pursuant to this unanimous consent agreement shall be considered as read, shall not be subject to amendment, shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole, and may amend portions of the bill previously read for amendment. The original proponent of an amendment included in such amendments en bloc may insert a statement in the Congressional Record immediately before the disposition of the amendments en bloc. **Page 10260**

Recess: The House recessed at 12:50 p.m. and reconvened at 1:30 p.m. **Page 10261**

Budget Resolution for FY 1998: By a yea-and-nay vote of 327 yeas to 97 nays, Roll No. 166, the House agreed to the conference report on H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002. **Page 10257**

Earlier, agreed to H. Res. 160, the rule that waived points of order against the conference report on H. Con. Res. 84, by a yea-and-nay vote of 373 yeas to 47 nays, Roll No. 165. **Pages 10239, 10241**

Recess: The House recessed at 4:07 p.m. and reconvened at 5:14 p.m. **Page 10241**

Emergency Supplemental Appropriations: By a yea-and-nay vote of 220 yeas to 201 nays, Roll No. 169, the House agreed to the conference report on H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997. **Page 10285**

Earlier, it was made in order that at any time today to consider a conference report to accompany H.R. 1469, that all points of order against the conference report and against its consideration be waived, and that the conference report be considered as read when called up. **Page 10261**

Presidential Message—National Emergency re Nuclear, Biological, and Chemical Weapons: Read a message from the President wherein he transmitted his report concerning the national emergency with respect to the threat posed by the proliferation of nuclear, biological, and chemical weapons and of the means of delivering such weapons—referred to the Committee on International Relations and ordered printed (H. Doc. 105–94). **Page 10286**

Meeting Hour—Saturday, June 7: Agreed that when the House adjourns on Friday, June 6, it adjourn to meet at 10:00 a.m. on Saturday, June 7. **Page 10290**

Meeting Hour—Tuesday, June 10: Agreed that when the House adjourns on Saturday, June 7, it adjourn to meet at 10:30 a.m. on Tuesday, June 10 for morning hour debate. **Page 10290**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, June 11. **Page 10290**

Senate Messages: Messages received from the Senate today appear on page 10290.

Quorum Calls—Votes: Three yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 10241, 10257, 10258, and 10285. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 9:45 p.m.

Committee Meetings

FOREST HEALTH—SCIENTIFIC REVIEW

Committee on Agriculture: Held a hearing on Scientific Review of Forest Health. Testimony was heard from public witnesses.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on Occupational Safety and Health Review Commission, on the Federal Mine Safety and Health Review Commission and on the Federal Mediation and Conciliation Service. Testimony was heard from Stuart E. Weisberg, Chairman, Occupational Safety and Health Review Commission; Mary Lu Jordan, Chairman, Federal Mine Safety and Health Review Commission; and the following officials of the Federal Mediation and Conciliation Service: John Calhoun Wells, Director; C. Richard Barnes, Deputy Director, Field Operations; Wilma B. Liebman, Deputy Director, National Office Operations; and Fran Leonard, Director, Budget and Finance.

BUDGET RECONCILIATION

Committee on Commerce: Subcommittee on Energy and Power approved for full Committee action the following budget reconciliation recommendations: Title III, Subtitle A—NRC User Fees; Title III, Subtitle—Lease of Excess Strategic Petroleum Reserve Capacity; and Title III, Subtitle C—Sale of DOE Assets.

BUDGET RECONCILIATION

Committee on Commerce: Subcommitee on Telecommunications, Trade, and Consumer Protection began markup of the following budget reconciliation recommendation: Title III, Subtitle D—Communications.

Will continue June 10.

VOCATIONAL EDUCATION

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth and Families held a hearing on proposed Vocational Education legislation. Testimony was heard from Patricia McNeil, Assistant Secretary, Office of Vocational and Adult Education, Department of Education; Robert Bartman, Commissioner of Education, Department of Elementary and Secondary Education, State of Missouri; and public witnesses.

HIGHER EDUCATION ACT AMENDMENTS

Committee on Education and the Workforce: Subcommittee on Postsecondary Education, Training, and Life-Long Learning continued hearings on H.R. 6, Higher Education Act Amendments of 1998. Testimony was heard from Representative Fattah; and public witnesses.

HEALTH INFORMATION—AIR INFORMATION PRACTICES

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on H.R. 52, to establish a code of fair information practices for health information, to amend section 552a of title 5, United States Code. Testimony was heard from Representatives Condit, Green and Stearns; and public witnesses.

BLOOD SAFETY—FDA REGULATION

Committee on Government Reform and Oversight: Subcommittee on Human Resources held a hearing on FDA Regulation of Blood Safety: Notification, Recall, and Enforcement Practices. Testimony was heard from Bernice Steinhardt, Director, Health Services Quality and Public Health Issues, GAO; and the following officials of the Department of Health and Human Services: Thomas D. Roslewicz, Deputy Inspector General, Audit Services, Office of Inspector General; Michael Friedman, M.D., Lead Deputy Commissioner, Jay S. Epstein, M.D., Director, Office of Blood Research and Review and Ronald G. Chesemore, Associate Commissioner, Regulatory Affairs, all with the FDA.

MISCELLANEOUS MEASURE; BUDGET RECONCILIATION

Committee on Government Reform and Oversight: Subcommittee on Postal Service approved for full Committee action the following: H.R. 1254, amended, to designate the U.S. Post Office building located at Bennett and Kansas Avenue in Springfield, Missouri, as the "John N. Griesemer Post Office Building"; and Budget Reconciliation recommendations relating to the U.S. Postal Service.

The Subcommittee also approved for full Committee action Budget Reconciliation recommendations.

OVERSIGHT—FBI

Committee on the Judiciary: Subcommittee on Crime continued oversight hearings regarding the activities of the FBI. Testimony was heard from Louis J. Freeh, Director, FBI, Department of Justice.

NATIONAL DEFENSE AUTHORIZATION ACT

Committee on National Security: Subcommittee on Military Personnel approved for full Committee action amended H.R. 1119, National Defense Authorization Act for Fiscal Years 1998 and 1999.

NATIONAL DEFENSE AUTHORIZATION ACT

Committee on National Security: Subcommittee on Military Readiness approved for full Committee action amended H.R. 1119, National Defense Authorization Act for Fiscal Years 1998 and 1999.

CONFERENCE REPORT—EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report on H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for the overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997, and against its consideration. The rule also provides that the conference report shall be considered as read. Testimony was heard from Chairman Livingston.

OVERSIGHT—SMALL BUSINESS REGULATORY ENFORCEMENT FAIRNESS ACT

Committee on Small Business: Held a hearing on Small Business Regulatory Enforcement Fairness Act (P.L. 104–121), including the amendments to the Regulatory Flexibility Act contained therein. Testimony was heard from Representatives Skelton and Ewing; and public witnesses.

GREAT LAKES AVIATION GROUNDING

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Grounding of Great Lakes Aviation. Testimony was heard from Barry Valentine, Acting Administrator, FAA, Department of Transportation; and public witnesses.

TVA FUTURE

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held a hearing on The Future of TVA and its Non-power Programs. Testimony was heard from Representatives Wamp, Bryant, Clement and Gordon; the following officials of the TVA: Craven Crowell, Chairman; Johnny H. Hayes and William H. Kennoy, both Directors; and public witnesses.

OVERSIGHT—GOVERNMENT PERFORMANCE AND RESULTS ACT

Committee on Veterans' Affairs: Subcommittee on Benefits held an oversight hearing to review the Government Performance and Results Act (GPRA) strategies for both the Education Service and the Vocational Rehabilitation and Counseling Service (VR&C) within the Department of Veterans Affairs. Testimony was heard from Cynthia M. Fagnoni, Acting Associate Director, Veterans' Affairs and Military Health Care Issues, GAO; and the following officials of the Department of Veterans Affairs: Celia Dollarhide, Director, Education Service; Jeffrey T. Goetz, Operations Manager, Vocatioal Rehabilitation and Counseling Service; and Robert Gardner, Chief Financial Officer, Veterans Benefits Administration.

BUDGET RECONCILIATION

Committee on Ways and Means: Subcommittee on Human Resources approved for full committee action budget reconciliation welfare recommendations.

INTELLIGENCE AUTHORIZATION ACT

Permanent Select Committee on Intelligence: Met in executive session and ordered reported amended H.R. 1775, Intelligence Authorization Act of Fiscal Year 1998.

Joint Meetings

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees: On Wednesday, June 4, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997.

BUDGET RESOLUTION

Conferees: On Wednesday, June 4, agreed to file a conference report on the differences between the Senate- and House-passed versions of H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002.

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Friday, June 6, 1997

Senate

Chamber Action

The Senate was not in session today. It will next meet at 12 noon on Monday, June 9, 1997.

Committee Meetings

AUTHORIZATION—SURFACE TRANSPORTATION

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure resumed hearings on proposed legislation authorizing funds for programs of the Intermodal Surface Transportation Efficiency Act of 1991, focusing on the replacement of the federally owned

Woodrow Wilson Bridge, receiving testimony from Jane F. Garvey, Acting Administrator, Federal Highway Administrator, Department of Transportation; Mayor Kerry J. Donley, Alexandria, Virginia; Kenneth Laden, Acting Administrator of Policy and Planning, District of Columbia Department of Public Works; Robert E. Martinez, Virginia Secretary of Transportation, Richmond; David L. Winstead, Maryland Secretary of Transportation, Annapolis; Wayne K. Curry, Prince George's County Office of the County Executive, Upper Marlboro, Maryland; Katharine K. Hanley, Fairfax County Board of Supervisors, Fairfax, Virginia; John J. Collins, American Trucking Associations, Inc., Jonas Neihardt, Old Town Civic Association, Robert L. Montague, III, Alexandria Historical Restoration and Preservation Commission, and Randall Kell, Mark Winkler Company, on behalf of the Alexandria Chamber of Commerce, all of Alexandria, Virginia; Michael J. Lewis, American Institute of Aeronautics and Astronautics, Reston, Virginia, on behalf of the Fairfax County Chamber of Commerce; and Susan J. Williams, Greater Washington Board of Trade, Washington, DC.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 1826–1832, were introduced.

Reports Filed: No reports were filed today.

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

Adjournment: Met at 9 a.m. and adjourned at 9:46 a.m.

Committee Meetings

No Committee meetings were held.

Joint Meetings

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings to examine the employment-unemployment situation for May and the Consumer Price Index, receiving testimony from Katharine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

Saturday, June 7, 1997

Senate

Chamber Action

The Senate was not in session today. It will next meet at 12 noon on Monday, June 9, 1997.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 1 public bill, H.R. 1833, and 1 private bill, H.R. 1834, were introduced. **Page 10344**

Reports Filed: Reports were filed as follows:

H.R. 848, to extend the deadline under the Federal Power Act applicable to the construction of the AuSable Hydroelectric Project in New York (H. Rept. 105–122);

H.R. 1184, to extend the deadline under the Federal Power Act for the construction of the Bear Creek hydroelectric project in the State of Washington (H. Rept. 105–123); and

H.R. 1217, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington (H. Rept. 105–124). **Page 10344**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Pease to act as Speaker pro tempore for today. **Page 10344**

Guest Chaplain: The prayer was offered by the guest Chaplain, the Reverend Dr. Ronald Christian of Fairfax, Virginia. **Page 10344**

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

Adjournment: Met at 10:00 a.m. and adjourned at 10:04 a.m.

Committee Meetings

No Committee meetings were held.

Monday, June 9, 1997

Senate

Chamber Action

Routine Proceedings, pages 10348–10393

Measures Introduced: Fourteen bills were introduced as follows: S. 849–862. **Page 10374**

Measures Reported: Reports were made as follows: Special Report on the Legislative and Oversight Activities during the 104th Congress by the Committee on Veterans' Affairs. (S. Rept. No. 105–23)

S. 858, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Retirement and Disability System. (S. Rept. No. 105–24) **Page 10374**

Messages From the President: Senate received the following messages from the President of the United States: Transmitting, the report of a draft of proposed legislation entitled "The Cloning Prohibition Act of 1997"; to the Committee on the Judiciary. (PM–46). **Page 10373**

Messages From the President: **Page 10373**

Messages From the House: **Page 10374**

Measures Read First Time: **Page 10374**

Communications: **Page 10374**

Statements on Introduced Bills: **Page 10375**

Additional Cosponsors: **Page 10386**

Notices of Hearings: **Page 10388**

Authority for Committees: **Page 10388**

Additional Statements: **Page 10388**

Adjournment: Senate convened at 12 noon, and adjourned at 5:15 p.m., until 11 a.m., on Tuesday, June 10, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 10393.)

Committee Meetings

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Personnel approved for full committee consideration those provisions which fall within its jurisdiction of the subcommittee of S. 450, proposed National Defense Authorization Act for Fiscal Years 1998 and 1999.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Readiness approved for full committee consideration those provisions which fall within its jurisdiction of the subcommittee of S. 450, proposed National Defense Authorization Act for Fiscal Years 1998 and 1999.

JUDGESHIP ALLOCATION

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded hearings to examine the appropriate allocation of judgeships in the United States Court of Appeals for the Fifth and Eleventh Circuits, after receiving testimony from Gerald Tjoflat, Circuit Judge, U.S. Court of Appeals for the Eleventh Circuit (Jacksonville, Florida); Joseph Hatchett, Chief Judge, U.S. Court of Appeals for the Eleventh Circuit (Tallahassee, Florida); Patrick Higginbotham, Circuit Judge, U.S. Court of Appeals for the Fifth Circuit (Dallas, Texas); Edith Jones, Circuit Judge, U.S. Court of Appeals for the Fifth Circuit (Houston, Texas); and W. Frank Newton, Texas Tech University School of Law, Lubbock.

House of Representatives

Chamber Action

The House was not in session today. It will next meet on Tuesday, June 10.

Committee Meetings

TOTAL QUALITY MANAGEMENT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on Total Quality Management. Testimony was heard from Harry Hertz, Director, National Quality Programs, National Institute of Standards and Technology, Department of Commerce; Thomas Carroll, National Director for Quality, IRS, Department of the Treasury; David Cooke, Director, Administrator and Management, Department of Defense; Steve Wall, Director, Office of Quality Services, State of Ohio; Greg Frampton, Executive Administrator, Department of Revenue, State of South Carolina; and public witnesses.

BUDGET RECONCILIATION—HEALTH

Committee on Ways and Means: Approved health reconciliation recommendations to be transmitted to the Committee on the Budget for inclusion in Budget Reconciliation legislation.

Tuesday, June 10, 1997

Senate

Chamber Action

Routine Proceedings, pages 10397–10451

Measures Introduced: Twelve bills were introduced as follows: S 863–874. **Page 10410**

Nominations Received: Senate received the following nominations:

Patrick A. Shea, of Utah, to be Director of the Bureau of Land Management.

1 Marine Corps nomination in the rank of general.

Routine lists in the Army and Marine Corps. **Page 10449**

Motion to Adjourn: By 55 yeas to 37 nays (Vote No. 98), Senate agreed to a motion to adjourn. **Page 10448**

Measures Placed on Calendar: **Page 10410**

Communications: **Page 10410**

Statements on Introduced Bills: **Page 10411**

Additional Cosponsors: **Page 10432**

Additional Statements: **Page 10433**

Record Votes: One record vote was taken today. (Total—98) **Page 10448**

Quorum Calls: One quorum call was taken today. (Total—3) **Page 10448**

Adjournment: Senate convened at 11 a.m., and adjourned at 4:40 p.m., until 12 noon, on Wednesday, June 11, 1997. S5481 **Page 10449**

Committee Meetings

BUDGET RECONCILIATION

Committee on Agriculture, Nutrition, and Forestry: Committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

APPROPRIATIONS—LEGISLATIVE BRANCH

Committee on Appropriations: Subcommittee on the Legislative Branch concluded hearings on proposed budget estimates for fiscal year 1998, after receiving testimony in behalf of funds for their respective activities from Glen Nager, Chairman of the Board, and Ricky Silberman, Executive Director, both of the Senate Office of Compliance; Gregory S. Casey, Senate Sergeant at Arms; Gary Sisco, Secretary of the Senate; and Alan M. Hantman, Architect of the Capitol.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on AirLand Forces met in closed session and approved for full committee consideration those provisions which fall within the jurisdiction of the subcommittee of S. 450, proposed National Defense Authorization Act for Fiscal Years 1998 and 1999.

WATER AND POWER PROJECTS

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded hearings on the following measures:

S. 439, to provide for Alaska State jurisdiction over small hydroelectric projects, to address voluntary licensing of hydroelectric projects on fresh waters in the State of Hawaii, and to provide an exemption for portion of a hydroelectric project located in the State of New Mexico, H.R. 651 and H.R. 652, bills to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington, and S. 846, to remove the jurisdiction of the Federal Energy Regulatory Commission to license projects on fresh waters in the State of Hawaii, after receiving testimony from Susan Tomasky, General Counsel, Federal Energy Regulatory Commission, Department of Energy; Percy Frisby, Alaska Division of Energy, Juneau; Robert S. Grimm, Alaska Power and Telephone Company, Port Townsend, Washington; Jack Hession, Sierra Club, and Charles Y. Walls, Alaska Village Electric Cooperative, both of Anchorage, Alaska; and Mona Janopaul, Trout Unlimited, Arlington, Virginia, on behalf of the Hydropower Reform Coalition;

S. 736, to convey certain real property within the Carlsbad Project in New Mexico to the Carlsbad Irrigation District, and S. 744, to authorize the construction of the Fall River Water Users District Rural Water System and authorize financial assistance to the Fall River Water Users District, a non-profit corporation, in the planning and construction of the water supply system, after receiving testimony from Eluid Martinez, Commissioner, Bureau of Reclamation, Department of the Interior; and Bruce C. Driver, Boulder, Colorado. Testimony was also received on S. 736 (listed above) from Tom Davis, Carlsbad Irrigation District, Carlsbad, New Mexico, and S. 744 (listed above) from Leonard Benson, Fall River Water Users District, Fall River, South Dakota; and

S. 538, to authorize the Secretary of the Interior to convey certain facilities of the Minidoka project in Idaho to the Burley Irrigation District, after receiving testimony from Mr. Martinez (listed above); and Roger D. Ling, Ling, Nielsen and Robinson, Rupert, Idaho.

ENFORCEMENT OF ENVIRONMENTAL LAWS

Committee on Environment and Public Works: Committee concluded oversight hearings on the relationship between the Federal and State governments in the enforcement of environmental laws, after receiving testimony from Lois J. Schiffer, Assistant Attorney General, Environment and Natural Resources Division, Department of Justice; Steven H. Herman, Assistant Administrator, Office of Enforcement and Compliance Assistance, and Nikki L. Tinsley, Acting Inspector General, both of the Environmental Protection Agency; Connecticut Assistant Attorney General Joseph Rubin, Hartford; Mark Coleman, Oklahoma Department of Environmental Quality, Oklahoma City, on behalf of the Environmental Council of States; Becky Norton Dunlop, Virginia Department of Natural Resources, Richmond; Patricia S. Bangert, Office of the Attorney General for the State of Colorado, Denver; Christophe A.G. Tulou, Delaware Department of Natural Resources and Environmental Control, Dover; Todd E. Robins, U.S. Public Interest Research Group, Washington, D.C.; Robert R. Kuehn, Tulane Law School, New Orleans, Louisiana; and Robert E. Harmon, Harmon Industries, Blue Springs, Missouri.

CHINA MFN TRADE STATUS

Committee on Finance: Committee held hearings on issues with regard to the Administration's renewal of the Most-Favored-Nation (MFN) trade status with China and U.S. trade policies with China, receiving testimony from Madeleine K. Albright, Secretary of State; Charlene Barshefsky, United States Trade Representative; T. Kumar, Amnesty International USA, and Barbara Shailor, AFL–CIO, both of Washington, D.C.; Nick Liang, China Society, San Francisco, California; Lawrence Pemble, U.S.-China Industrial Exchange, Inc. (CHINDEX), Bethesda, Maryland; and Edvard P. Torjesen, Evergreen Family Friendship Service, Colorado Springs, Colorado.

Hearings were recessed subject to call.

NATIONAL LABOR RELATIONS

Committee on Labor and Human Resources: Committee concluded hearings to examine the impact of organized labor's technique of salting whereby union organizers apply for jobs while at the same time advising their prospective employers that they are union organizers and intend to organize the employer's employees, and S. 328, to amend the National Labor Relations Act to provide that nothing in specified prohibitions against unfair labor practices shall be construed as requiring an employer to employ any person who seeks or has sought employment with the employer in furtherance of the objectives of an organization other than the employer, after receiving testimony from George E. Smith, Little Rock Electrical Contractors, Inc., Little Rock, Arkansas; Don O. Mailman, Bay Electric Company, Inc., Cape Elizabeth, Maine; Roselyn F. Nyeholt, Nyeholt Steel Company, Holt, Michigan; Terrance G. Korthof, Wright Electric, Inc., Plymouth, Minnesota; Charles Fletcher, Corey Delta Constructors, Benicia, California, on behalf of the Associated General Contractors of America; Robert A. Georgine, Building and Construction Trades Department (AFL–CIO), and Clifford R. Oviatt, Jr., McGuire, Woods, Battle, and Boothe, both of Washington, D.C.; Michael T. Manley, Blake and Uhlig, Kansas City, Kansas, on behalf of the International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers (AFL–CIO); and Thomas J. Cook, Omega Electric Construction Company, Inc., Williston, Vermont.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 1835–1859; 1 private bill, H.R. 1860; and 3 resolutions, H.J. Res. 80–81 and H. Con. Res. 95, were introduced. **Page 10534**

Reports Filed: Reports were filed as follows:

Filed on June 9, H.R. 1277, to authorize appropriations for fiscal year 1998 and fiscal year 1999 for the civilian research, development, demonstration, and commercial application activities of the Department of Energy, amended (H. Rept. 105–67 Part II);

H.R. 378, a private bill (H. Rept. 105–125);

H. Res. 163, providing for consideration of H.J. Res. 54, proposing an amendment to the Constitution of the United States authorizing the Congress to prohibit the physical desecration of the flag of the United States (H. Rept. 105–126); and

H. Res. 164, providing for consideration of H.R. 437, to reauthorize the National Sea Grant College Program Act (H. Rept. 105–127). **Page 10533**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Young of Florida to act as Speaker pro tempore for today. **Page 10452**

Recess: The House recessed at 10:58 p.m. and reconvened at 12:00 p.m. **Page 10456**

Suspensions: The House voted to suspend the rules and pass the following measures:

AuSable Hydroelectric Project: H.R. 848, to extend the deadline under the Federal Power Act applicable to the construction of the AuSable Hydroelectric Project in New York; **Page 10458**

Bear Creek Hydroelectric Project: H.R. 1184, amended, to extend the deadline under the Federal Power Act for the construction of the Bear Creek hydroelectric project in the State of Washington; **Page 10459**

Washington State Hydroelectric Project: H.R. 1217, to extend the deadline under the Federal Power Act for

the construction of a hydroelectric project located in the State of Washington; and **Page 10460**

Reunification of the City of Jerusalem: H. Con. Res. 60, relating to the 30th anniversary of the reunification of the city of Jerusalem (agreed to by a yea-and-nay vote of 406 yeas to 17 nays with 1 voting "present", Roll No. 176). **Pages 10461, 10507**

Foreign Relations Authorization Act: The House resumed consideration of amendments to H.R. 1757, to consolidate international affairs agencies and to authorize appropriations for the Department of State and related agencies for fiscal years 1998 and 1999. The House considered amendments to the bill on Wednesday, June 4 and Thursday, June 5. **Page 10464**

Agreed To:

The Gilman amendment that removes the prohibition against foreign assistance for narcotics related purposes to countries that have been decertified for funding; **Page 10464**

The Ney amendment that prohibits assistance to any government that assists the Government of Libya in violating sanctions imposed by the United Nations and provides an exception for national security interests of the United States (agreed to by a recorded vote of 426 ayes with none voting "no", Roll No. 174); **Pages 10466, 10487**

The Capps amendment that provides 30 scholarships to Tibetan students who are outside of Tibet and 15 scholarships to Burmese students who are outside of Burma; **Page 10467**

The Diaz-Balart amendment to the Miller of California amendment that additionally specifies that at such time as the government of Cuba has freed all political prisoners, legalized all political activity, and agreed to hold free and fair elections then it is the sense of Congress that the United States should allow the import of Cuban cigars; **Page 10468**

The Miller of California amendment, as amended by the Diaz-Balart amendment, that expresses the sense of Congress that the United States should allow the import of Cuban cigars at such time as the government of Cuba has freed all political prisoners, legalized all political activity, and agreed to hold free and fair elections (agreed to by a recorded vote of 375 ayes to 49 noes Roll No. 175); **Pages 10468, 10488**

The Scarborough amendment debated on June 4, as modified, that applies to Sudan the provisions of the Anti-terrorism and Effective Death Penalty Act that restricts financial transactions until the President certifies that Sudan is no longer sponsoring or supporting terrorism and provides that this restriction shall not apply to humanitarian assistance (agreed to by a recorded vote of 415 ayes to 9 noes, Roll No. 171); **Pages 10471, 10473**

The Engel amendment, debated on June 4, that expresses the sense of Congress that the United States should consider applying to Syria sanctions which are currently enforced against Iran and Libya (agreed to by a recorded vote of 410 ayes to 15 noes, Roll No. 172); **Page 10473**

The Nethercutt amendment, debated on June 5, that expresses the sense of Congress that Al-Faran, a militant organization that seeks to merge Kashmir with Pakistan should release immediately Donald Hutchings of the State of Washington and 3 Western Europeans from captivity and cease and desist from all acts of hostage-taking and other violent acts within the state of Jammu and Kashmir (agreed to by a recorded vote of 425 ayes with 1 voting "present" and none voting "no", Roll No. 173); **Page 10474**

The Paxon amendment that condemns the Palestinian Authority policy and practice of imposing the death penalty on anyone who sells land to a Jew; **Page 10475**

The Payne amendment that lifts the prohibition of assistance to the Democratic Republic of Congo formerly Zaire; **Page 10481**

The Bereuter amendment to the Kennedy of Rhode Island amendment that adds findings and expresses the sense of Congress relating to attacks carried out by the East Timorese resistance forces and condemns these acts as they discredit the East Timorese cause and could result in violent reprisals; **Page 10483**

The Kennedy of Rhode Island amendment as amended by the Bereuter amendment that expresses the sense of Congress that the United States should not provide military assistance to Indonesia unless it accredits independent election-monitoring organizations; insures that police or military do not confiscate materials from domestic or international nongovernmental organizations; investigates the attack on the headquarters of the Democratic Party of Indonesia; establishes a dialogue to resolve the conflict in East Timor; releases political prisoners; and expresses the sense of Congress relating to attacks carried out by the East Timorese resistance forces and condemns these acts as they discredit the East Timorese cause and could result in violent reprisals; **Page 10481**

The Engel amendment that establishes the "MacBride Principles of Economic Justice Act of 1997" for all contributions made by the United States to Northern Ireland; **Page 10489**

The Slaughter amendment that expresses the sense of Congress that adequate assistance be provided to Lithuania and Latvia; **Page 10491**

The McKinney amendment that establishes the "Code of Conduct on Arms Transfers Act of 1997"; prohibits military assistance and arms transfers to foreign governments unless the government promotes democracy; respects human rights; is not engaged in certain acts of armed aggression; and participates in the U.N. and provides exemptions for national security interests of the United States; **Page 10492**

The Hall of Ohio amendment that provides findings concerning the conflict in east Timor and affirms the support of Congress for a just and peaceful solution to it; **Page 10501**

The Sanders amendment that expresses the sense of Congress regarding the imprisonment of Ngawang Choephel in China and that Ngawang Choephel and other prisoners of conscience in Tibet, as well as in China, should be released immediately and unconditionally; and **Page 10502**

The Fox of Pennsylvania amendment that expresses the sense of Congress regarding the designation of Romania as eligible for assistance under the NATO Participation Act of 1994. **Page 10504**

Rejected:

The Stearns amendment, debated on June 4, that sought to express the sense of Congress that the President and Permanent Representative of the United States to the United Nations should encourage the United Nations to commission a study concerning a revolving headquarters for the U.N. and establish the United Nations as a part-time body (rejected by a recorded vote of 108 ayes to 315 noes, Roll No. 170); **Page 10472**

Vote Postponed:

The Rohrabacher amendment that seeks to restrict funding to the Russian Federation if the federation transfers an SS–N–22 missile system to the People's Republic of China was debated and the recorded vote was postponed. **Page 10500**

On Wednesday, June 4, the House agreed to H. Res. 159, the rule that is providing for consideration of H.R. 1757. **Page 9908**

Order of Business—Foreign Relations Authorization Act: It was made in order that during further consideration of H.R. 1757, in the Committee of the Whole, that no further amendment shall be in order except 1) amendments en bloc offered by the Chairman of the Committee on International Relations pursuant to the order of the House of June 5, 1997; and 2) an amendment offered by Representative Sanford regarding authorization levels which shall be debatable under the five-minute rule. The order of the House of June 5 provided that it shall be in order at any time for the Chairman of the Committee on International Relations or a designee, with the concurrence of the ranking minority member of that committee or a designee, to offer amendments en bloc. Amendments en bloc offered pursuant to this unanimous consent agreement shall be considered as read, shall not be subject to amendment, shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole, and may amend portions of the bill previously read for amendment. The original proponent of an amendment included in such amendments en bloc may insert a statement in the Congressional Record immediately before the disposition of the amendments en bloc. **Page 10507**

Presidential Veto Message—Emergency Supplemental Appropriations: Read a message from the President received by the Clerk on Monday, June 9, wherein he announces his veto of H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997, and explains his reasons therefor. The message was ordered printed (H. Doc. 105–96). **Page 10508**

Subsequently, agreed to the motion to refer the bill and veto message to the Committee on Appropriations. Earlier, agreed to order the previous question by a yea-and-nay vote of 216 yeas to 205 nays, Roll No. 177. **Page 10509**

Presidential Message—Cloning Prohibition: Read a message from the President received by the Clerk on Monday, June 9, wherein he transmits his proposed legislation titled the "Cloning Prohibition Act of 1997"—referred to the Committee on Commerce and ordered printed (H. Doc. 105–97). **Page 10512**

Referral: S. 610, to implement the obligations of the United States under the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, known as "the Chemical Weapons Convention" and opened for signature and signed by the United States on January 13, 1993 was referred to the Committees on International Relations and the Judiciary. **Page 10532**

Amendments: Amendments ordered printed pursuant to the rule appear on page 10536.

Quorum Calls—Votes: Two yea-and-nay votes and six recorded votes developed during the proceedings of the House today and appear on pages 10472, 10473, 10474, 10475, 10487, 10488, 10507, and 10512. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 10:45 p.m.

Committee Meetings

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on National Institute of Health Priority-Setting. Testimony was heard from Harold Varmus, M.D., Director, NIH, Department of Health and Human Services.

BUDGET RECONCILIATION

Committee on Commerce: Subcommittee on Health and Environment approved for full Committee action the following Budget Reconciliation recommendations: Title IV—Committee on Commerce-Medicare; Title III, Subtitle E—Medicaid; and Title III, Subtitle F—Child Health Assistance Programs.

BUDGET RECONCILIATION

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection approved for full Committee action amended the following Budget Reconciliation recommendation: Title III, Subtitle D—Communications.

OVERSIGHT—FAMILY AND MEDICAL LEAVE ACT

Committee on Education and the Workforce: Subcommittee on Oversight and Investigations held an oversight hearing on the Family and Medical Leave Act. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURE; BUDGET RECONCILIATION

Committee on Government Reform and Oversight: Subcommittee on Civil Service approved for full Committee action the following: H.R. 1316, to amend chapter 87 of title 5, United States Code, with respect to the order of precedence to be applied in the payment of life insurance benefits; and Budget Reconciliation recommendations.

OVERSIGHT—DEPARTMENT OF LABOR'S: MISSION, MANAGEMENT AND PERFORMANCE

Committee on Government Reform and Oversight: Subcommittee on Human Resources continued hearings on Department of Labor's: Mission, Management, and Performance. Testimony was heard from Alexis M. Herman, Secretary of Labor.

ADMINISTRATION'S—TRADE PRIORITIES

Committee on International Relations: Held a hearing on Trade Priorities of the Administration. Testimony was heard from Charlene Barshefsky, U.S. Trade Representative.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property approved for full Committee action the following bills: H.R. 567, Madrid Protocol Implementation Act; H.R. 1661, amended, to implement the provisions of the Trademark Law Treaty; H.R. 1581, to reauthorize the program established under chapter 44 of title 28, United States Code, relating to arbitration; and H.R. 1252, amended, Judicial Reform Act of 1997.

PROHIBITION OF FINANCIAL TRANSACTIONS WITH COUNTRIES SUPPORTING TERRORISM ACT

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 748, Prohibition of Financial Transactions with Countries Supporting Terrorism Act of 1997. Testimony was heard from William C. Ramsay, Deputy Assistant Secretary, Energy, Sanctions, and Commodities, Bureau of Economic and Business Affairs, Department of State; R. Richard Newcomb, Director, Office of Foreign Assets Control, Department of the Treasury; and public witnesses.

NATIONAL DEFENSE AUTHORIZATION ACT

Committee on National Security: Subcommittee on Military Procurement approved for full Committee action H.R. 1119, National Defense Authorization Act for Fiscal Years 1998 and 1999.

NATIONAL DEFENSE AUTHORIZATION ACT

Committee on National Security: Subcommittee on Military Research and Development approved for full Committee action H.R. 1119, National Defense Authorization Act for Fiscal Years 1998 and 1999.

AMERICAN LAND SOVEREIGNTY PROTECTION ACT

Committee on Resources: Held a hearing on H.R. 901, American Land Sovereignty Protection Act. Testimony was heard from Rafe Pomerance, Deputy Assistant Secretary, Oceans and International Environmental and Scientific Affairs, Department of State; Denis P. Galvin, Acting Deputy Director, National Park Service, Department of the Interior; Charles P. Childers, Representative, State of Wyoming; Jeannette James, Representative, State of Alaska; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 588, National Discovery Trails Act of 1997; and H.R. 1513, to amend the National Trails System Act to designate the Lincoln National Historic Trail as a component of the National Trails System. Testimony was heard from Representative Bereuter; Katherine H. Stevenson, Associate Director, Cultural Resource Stewardship and Partnership, National Park Service, Department of the Interior; Robert C. Joslin, Deputy Chief, Forest Service, USDA; and public witnesses.

NATIONAL SEA GRANT COLLEGE PROGRAM REAUTHORIZATION ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate, on H.R. 437, National Sea Grant College Program Reauthorization Act of 1997, with 40 minutes equally divided between the chairman and ranking minority member of the Committee on Resources and 20 minutes equally divided between the chairman and ranking minority member of the Committee on Science. The rule provides that, in lieu of the Science Committee amendment now printed in the bill, that the amendment in the nature of a substitute printed in the Congressional Record and numbered 1 shall be considered as an original bill for the purpose of amendment, and provides that the amendment shall be considered as read. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representative Saxton.

DESECRATION OF THE FLAG—CONSTITUTIONAL AMENDMENT

Committee on Rules: Granted, by voice vote, a closed rule providing 2 hours of debate on H.J. Res. 54, proposing an amendment to the Constitution of the United States authorizing the Congress to prohibit the physical desecration of the flag of the United States. The rule provides one motion to recommit which may include instructions only if offered by the Minority Leader or his designee, and if including instructions, shall be debatable for 1 hour equally divided between the proponent and an opponent. Testimony was heard from Chairman Hyde and Representative Canady.

BUDGET RECONCILIATION WELFARE RECOMMENDATIONS

Committee on Ways and Means: Approved welfare reconciliation recommendations to be transmitted to the Committee on the Budget for inclusion in Budget Reconciliation legislation.

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Wednesday, June 11, 1997

Senate

Chamber Action

Routine Proceedings, pages 10565–10632

Measures Introduced: Thirteen bills were introduced as follows: S. 875–887. **Page 10589**

Measures Reported: Reports were made as follows:

S. 417, to extend energy conservation programs under the Energy Policy and Conservation Act through September 30, 2002, with an amendment in the nature of a substitute. (S. Rept. No. 105–25)

H.R. 649, to amend sections of the Department of Energy Organization Act that are obsolete or inconsistent with other statutes and to repeal a related section of the Federal Energy Administration Act of 1974. (S. Rept. No. 105–26) **Page 10588**

Appointments:

Canada-U.S. Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276d–276g, as amended, appointed Senator Murray as Vice Chair of the Senate Delegation to the Canada-U.S. Interparliamentary Group during the 105th Congress. **Page 10631**

National Nutrition Monitoring Advisory Council: The Chair, on behalf of the Democratic Leader, pursuant to Public Law 101–445, appointed Arlene M. Chamberlain, of South Dakota, to the National Monitoring Advisory Council. **Page 10631**

Motion to Adjourn: By 55 yeas to 44 nays (Vote No. 99), Senate agreed to a motion to adjourn. **Page 10631**

Nominations Received: Senate received the following nominations:

Robert L. Mallett, of Texas, to be Deputy Secretary of Commerce.

George A. Omas, of Mississippi, to be a Commissioner of the Postal Rate Commission for a term expiring October 14, 2000.

Jane Garvey, of Massachusetts, to be Administrator of the Federal Aviation Administration for the term of five years.

Karl Frederick Inderfurth, of North Carolina, to be Assistant Secretary of State for South Asian Affairs.

David Andrews, of California, to be Legal Adviser of the Department of State.

Timberlake Foster, of California, to be Ambassador to the Islamic Republic of Mauritania.

Ralph Frank, of Washington, to be Ambassador to the Kingdom of Nepal.

John C. Holzman, of Hawaii, to be Ambassador to the People's Republic of Bangladesh.

Nancy Jo Powell, of Iowa, to be Ambassador to the Republic of Uganda.

Amelia Ellen Shippy, of Washington, to be Ambassador to the Republic of Malawi.

A routine list in the Navy. **Page 10632**

Messages From the House: **Page 10584**

Measures Referred: **Page 10584**

Measures Placed on Calendar: **Page 10584**

Communications: **Page 10584**

Petitions: **Page 10585**

Executive Reports of Committees: **Page 10588**

Statements on Introduced Bills: **Page 10588**

Additional Cosponsors: **Page 10623**

Additional Statements: **Page 10624**

Record Votes: One record vote was taken today. (Total—99) **Page 10631**

Adjournment: Senate convened at 12 noon, and adjourned at 6:32 p.m., until 11 a.m., on Thursday, June 12, 1997.

Committee Meetings

APPROPRIATIONS—NIH

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1998 for the National Institutes of Health, receiving testimony in behalf of funds for their respective activities from Harold Varmus, Director, and Anthony S. Fauci, Director, National Institute of Allergy and Infectious Diseases, both

of the National Institutes of Health, and Earl Fox, Acting Administrator, Health Resources and Services Administration, all of the Department of Health and Human Services; F.E. Thompson, Jr., Mississippi State Department of Health, Jackson; Kim Williams, Biloxi, Mississippi; and Danyse Leon, Philadelphia, Pennsylvania.

Subcommittee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee began markup of S. 450, to authorize funds for fiscal years 1998 and 1999 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal years 1998 and 1999, and related proposals, but did not complete action thereon, and will meet again tomorrow.

AUTHORIZATION—DEFENSE

Committee on Armed Services: On Tuesday, June 10, Subcommittee on Acquisition and Technology met in closed session and approved for full committee consideration those provisions which fall within the jurisdiction of the subcommittee of S. 450, proposed National Defense Authorization Act for Fiscal Years 1998 and 1999.

AUTHORIZATION—DEFENSE

Committee on Armed Services: On Tuesday, June 10, Subcommittee on Seapower met in closed session and approved for full committee consideration those provisions which fall within the jurisdiction of the subcommittee of S. 450, proposed National Defense Authorization Act for Fiscal Years 1998 and 1999.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces met in closed session and approved for full committee consideration those provisions which fall within the jurisdiction of the subcommittee of S. 450, proposed National Defense Authorization Act for Fiscal Years 1998 and 1999.

ATM SURCHARGES

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to examine the practice of surcharging by banks and thrifts with regard to automated teller machines used by individuals who do not hold accounts at the institutions owning the ATMs, and S. 885, to limit fees charged by financial institutions for the use of automatic teller machines, receiving testimony from Thomas J. McCool, Associate Director, Financial Institutions and Markets Issues, General Government Division, and Lamont Kincaid, Evaluator-in-Charge, both of the General Accounting Office; Edmund Mierzwinski, U.S. Public Interest Research Group, Washington, D.C.; and Kurt Helwig and Henry Polmer, both of the Electronic Funds Transfer Association, Herndon, Virginia.

Hearings were recessed subject to call.

OECD SHIPBUILDING AGREEMENT ACT

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 629, to declare that the Congress approve the Agreement Respecting Normal Competitive Conditions in the Commercial Shipbuilding and Repair Industry (Shipbuilding Agreement), a reciprocal trade agreement resulting from negotiations under the auspices of the Organization for Economic Cooperation and Development, entered into on December 21, 1994, after receiving testimony from Thomas P. Jones, Jr., Atlantic Marine Holding Company, Jacksonville, Florida, on behalf of the Shipbuilders Council of America; and Cindy Brown, American Shipbuilding Association, Arlington, Virginia.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

H.R. 363, to extend the Electric and Magnetic Fields Research and Public Information Dissemination program through fiscal year 1998;

S. 231, to establish the National Cave and Karst Research Institute in the State of New Mexico;

S. 423, to extend the legislative authority through August 10, 2000 for the Board of Regents of Gunston Hall to establish a memorial to honor George Mason;

S. 669, to provide for the acquisition of the Plains Railroad Depot at the Jimmy Carter National Historic Site; and

S. 731, to extend the legislative authority through June 30, 2002 for construction of the National Peace Garden memorial.

Also, committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

LAND AND WATER CONSERVATION FUND

Committee on Energy and Natural Resources: Committee held oversight hearings to examine the benefits of, and needs for, the State-side Land and Water Conservation Fund Grant program, receiving testimony from Fran P. Mainella, Florida State Division of Recreation and Parks, Tallahassee, on behalf of the National Recreation and Park Association; Donald W. Murphy, California State Department of Parks and Recreation, Sacramento, on behalf of the National Association of State Outdoor Recreation Liaison Officers and the Americans for Our Heritage and Recreation; Brigid Sullivan, Louisville and Jefferson County Parks Department, Louisville, Kentucky, on behalf of the Urban Park and Recreation Alliance; Bernadette Castro, New York State Office of Parks, Recreation

and Historic Preservation, Albany; and Nancy Hogshead, Women's Sport Foundation, New York, New York.

Hearings were recessed subject to call.

WEAPONS PROLIFERATION AND U.S. EXPORT CONTROLS

Committee on Governmental Affairs: Subcommittee on International Security, Proliferation and Federal Services concluded hearings to examine the role of the United States in assisting other nations through the transfer of dual-use technology, focusing on the modernization of certain militaries and proliferation of weapons of mass destruction technology and delivery systems, and the Administration's policy loosening export control restrictions on United States supercomputers, after receiving testimony from William A. Reinsch, Bureau of Export Administration, Department of Commerce; Mitchel B. Wallerstein, Deputy Assistant Secretary of Defense for Counterproliferation Policy; Stephen D. Bryen, Delta Tech, Inc., Silver Spring, Maryland, former Deputy Under Secretary of Defense for Trade Security Policy; and William Schneider, Jr., Arlington, Virginia, former Under Secretary of State.

JUDICIAL ACTIVISM

Committee on the Judiciary: Subcommittee on the Constitution, Federalism, and Property Rights held hearings to examine issues with regard to the constitutional role of federal judges to decide cases and controversies, focusing on the problem and impact of judicial activism, whereby federal judges decisions are based on policy preferences, receiving testimony from C. Boyden Gray, Wilmer, Cutler & Pickering, former White House Counsel to President Bush; Edwin Meese III, Heritage Foundation, former Attorney General of the United States, Nebraska Attorney General Don Stenberg, Lincoln; and Wade Henderson, Leadership Conference on Civil Rights, all of Washington, D.C.; Patrick Boyle, Philadelphia Police Department, Philadelphia, Pennsylvania; and Bruce Fein, McLean, Virginia.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the nominations of Yerker Andersson, of Maryland, to be a Member of the National Council on Disability, Jose-Marie Griffiths, of Tennessee, to be a Member of the National Commission on Libraries and Information Science, and Kathryn O'Leary Higgins, of South Dakota, to be Deputy Secretary of Labor.

Also, committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

Also, committee began consideration of S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, but did not complete action thereon, and will meet again on Wednesday, June 18.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 1861–1866; and 3 private bills, H.R. 1867–1869 were introduced. **Page 10688**

Reports Filed: Reports were filed as follows:

H. Res. 165, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 105–128); and

S. 768, a private bill (H. Rept. 105–129). **Page 10688**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Rogers to act as Speaker pro tempore for today. **Page H3665**

Foreign Relations Authorization Act: The House passed H.R. 1757, to consolidate international affairs agencies and to authorize appropriations for the Department of State and related agencies for fiscal years 1998 and 1999. The House considered amendments to the bill on Wednesday, June 4 and Thursday, June 5 and Tuesday, June 10, and Wednesday June 11. **Page 10637**

On a demand for a separate vote on certain amendments agreed to in the Committee of the Whole:

By a yea-and-nay vote of 420 yeas to 6 nays, Roll No. 180, agreed to the Gilman en bloc amendment that establishes the "Foreign Affairs Agencies Consolidation and Reinvention Act of 1997," (agreed to in the Committee of the Whole on June 11); **Page 10655**

By a recorded vote of 422 ayes with none voting "no", Roll No. 181, agreed to the Gilman en bloc amendment that strikes fee account provisions for passport information services and visas to conform to existing procedure; (agreed to in the Committee of the Whole on June 4); **Page 10656**

By a recorded vote of 354 ayes to 72 noes, Roll No. 182, agreed to the Smith of New Jersey amendment that increases funding for Radio Free Asia; (agreed to in the Committee of the Whole on June 4); **Page 10656**

By a recorded vote of 279 ayes to 149 noes, Roll No. 183 agreed to the Skaggs amendment as amended that prohibits funding for television broadcasting to Cuba after October 1, 1997 if the President certifies that con-

tinued funding is not in the national interest of the United States (agreed to in the Committee of the Whole on June 4); **Page 10657**

By a recorded vote of 386 ayes to 42 noes with 1 voting "present", Roll No. 184 agreed to the Hefley amendment that requires that the State Department maintain records on criminal incidents of individuals with immunity from the criminal jurisdiction of the United States under the Vienna Convention (agreed to in the Committee of the Whole on June 4); **Page 10658**

By a recorded vote of 283 ayes to 146 noes, Roll No. 185, agreed to the Bachus amendment that requires an annual report to Congress listing overseas United States surplus properties for sale and specifies that amounts received from these sales be used for deficit reduction (agreed to in the Committee of the Whole on June 4 by a recorded vote of 277 ayes to 146 noes, Roll No. 161); **Page 10659**

By a recorded vote of 428 ayes with none voting "no", Roll No. 186, agreed to the Gilman en bloc amendment that authorizes certain U.S. citizen employees to perform designated consular officer duties; clarifies that the Assistant Secretary of State for Diplomatic Security is responsible for diplomatic security and management; increases the authorized strength of the Foreign Service; establishes the policy that the United States shall not expel, extradite, or otherwise effect the involuntary return of any person to a country in which there is a substantial danger of torture; expresses the sense of Congress that the Government of Turkey recognize the Ecumenical Patriarch and its nonpolitical, religious mission and reopen the Halki Patriarchal School of Theology; and requires a report dealing with the repatriation of unresolved POW/MIA remains from Viet Nam (agreed to in the Committee of the Whole on June 4); **Page 10660**

By a recorded vote of 226 ayes to 201 noes, Roll No. 187, agreed to the Goss amendment that strikes the section relating to the Office of the Inspector General procedures for instances where an employee is the likely subject or target of a criminal investigation (agreed to in the Committee of the Whole on June 4 by a recorded vote of 214 ayes to 211 noes Roll No. 162); **Page 10661**

By a recorded vote of 222 ayes to 202 noes, Roll No. 188, agreed to the Coburn amendment that prohibits funding for the Man and Biosphere Program or the World Heritage Program administered by the United Nations Educational, Scientific, and Cultural Organization (agreed to in the Committee of the Whole on June 4); **Page 10662**

By a recorded vote of 292 ayes to 135 noes with 1 voting "present", Roll No. 189 agreed to the Gilman en bloc amendment that urges Peru to respect the rights of prisoners and expedite legal procedures; directs the State Department to monitor human rights in Ethiopia; establishes special envoys to promote mutual disarmament talks throughout the world; expresses the sense of Congress that Taiwan should reconsider the transfer of nuclear waste to North Korea; expresses support for Prime Minister Gujral of India; supports the sovereignty of Belarus; supports the accession of Taiwan to the World Trade Organization; requires a report concerning human rights violations of the Hmong and Laotian refugees who have returned to Laos; withholds assistance to countries that provide nuclear fuel to Cuba; makes funds available for the Cuban liberty and Democratic Solidarity Act of 1996 and the Cuban Democracy Act of 1992; urges the President to achieve an international arms sales code of conduct with all Wassenaar Arrangement countries; and requires compliance with the Buy American Act (agreed to in the Committee of the Whole on June 4); **Page 10664**

By a recorded vote of 425 ayes with none voting "no" and 1 voting "present", Roll No. 190, agreed to the Smith of New Jersey amendment that requires the President to report on any border closure or economic or commercial blockade by any newly independent states that impede the delivery of U.S. humanitarian aid (agreed to in the Committee of the Whole on June 4); **Page 10665**

By a recorded vote of 141 ayes to 287 noes, Roll No. 191, rejected the Serrano amendment that requires reports to Congress on official complaints by the government of Cuba to the departments or agencies of the U.S. government (agreed to in the Committee of the Whole on June 4); **Page 10666**

By a recorded vote of 415 ayes to 12 noes, Roll No. 192, agreed to the Fox of Pennsylvania amendment that expresses the sense of Congress commending the government of Ukraine for their decision to relinquish nuclear weapons (agreed to in the Committee of the Whole on June 4); **Page 10667**

By a recorded vote of 387 ayes to 38 noes, Roll No. 193, agreed to the Lazio amendment that expresses the sense of Congress regarding the compliance with child and spousal support obligations by United Nations Personnel (agreed to in the Committee of the Whole on June 4); **Page 10668**

By a recorded vote of 234 ayes to 193 noes, Roll No. 194, agreed to the Smith of New Jersey amendment that prohibits population planning assistance to any foreign organization until the organization certifies that it will not perform abortions in any foreign country except where the life of the mother would be endangered or in cases of rape or incest and certifies that it will not engage in any activity to alter the laws or policies of any foreign country concerning the circumstances under which abortion is permitted, regulated, or prohibited; and prohibits any funds to the United Nations Population Fund (UNFPA) unless the President certifies that UNFPA has terminated all activities in the People's Republic of China or during the 12 months preceding such certification there have been no coerced abortions associated with the family planning policies of the People's Republic of

China (agreed to in the Committee of the Whole on June 5 by a recorded vote of 232 ayes to 189 noes Roll No. 168); **Page 10669**

By a voice vote, agreed to the Gilman amendment that removes the prohibition against foreign assistance for narcotics related purposes to countries that have been decertified for funding (agreed to in the Committee of the Whole on June 10); **Page 10670**

By a recorded vote of 410 ayes to 12 noes, Roll No. 195, agreed to the Scarborough amendment that applies to Sudan the provisions of the Anti-terrorism and Effective Death Penalty Act that restricts financial transactions until the President certifies that Sudan is no longer sponsoring or supporting terrorism and provides that this restriction shall not apply to humanitarian assistance (agreed to in the Committee of the Whole on June 10 by a recorded vote of 415 ayes to 9 noes Roll No. 171); **Page 10670**

By a recorded vote of 423 ayes with none voting "no", Roll No. 196, agreed to the Nethercutt amendment that expresses the sense of Congress that Al-Faran, a militant organization that seeks to merge Kashmir with Pakistan should release immediately Donald Hutchings of the State of Washington and 3 Western Europeans from captivity and cease and desist from all acts of hostage-taking and other violent acts within the state of Jammu and Kashmir (agreed to in the Committee of the Whole on June 10 by a recorded vote of 425 ayes with 1 voting "present", Roll No. 173); **Page 10671**

By a recorded vote of 366 ayes to 59 noes, Roll No. 197, agreed to the Miller amendment as amended that expresses the sense of Congress that the United States should allow the import of Cuban cigars at such time as the government of Cuba has freed all political prisoners, legalized all political activity, and agreed to hold free and fair elections (agreed to in the Committee of the Whole on June 10 by a recorded vote of 375 ayes to 49 noes Roll No. 175); **Page 10672**

By a recorded vote of 417 ayes to 10 noes, Roll No. 198, agreed to the Fox of Pennsylvania amendment that expresses the sense of Congress regarding the designation of Romania as eligible for assistance under the NATO Participation Act of 1994 (agreed to in the Committee of the Whole on June 10); **Page 10672**

By a recorded vote of 427 ayes with none voting "no", Roll No. 199, agreed to the Ney amendment that prohibits assistance to any government that assists the Government of Libya in violating sanctions imposed by the United Nations and provides an exception for national security interests of the United States (agreed to in the Committee of the Whole on June 10 by a recorded vote of 426 ayes with none voting "no", Roll No. 174); **Page 10673**

By a recorded vote of 244 ayes to 184 noes, Roll No. 200, agreed to the Rohrabacher amendment that restricts funding to the Russian Federation if the federation transfers an SS-N-22 missile system to the People's Republic of China (agreed to in the Committee of the Whole on June 11 by a recorded vote of 225 ayes to 190 noes, Roll No. 178); and **Page 10674**

By a recorded vote of 425 ayes with none voting "no" and 3 voting "present", Roll No. 201, agreed to the Paxon amendment that condemns the Palestinian Authority policy and practice of imposing the death penalty on anyone who sells land to a Jew (agreed to in the Committee of the Whole on June 10). **Page 10675**

Earlier, agreed to amendments in the Committee of the Whole:

The Rohrabacher amendment, debated on June 10, that restricts funding to the Russian Federation if the federation transfers an SS-N-22 missile system to the People's Republic of China (agreed to by a recorded vote of 225 ayes to 190 noes, Roll No. 178); and **Page 10638**

The Gilman en bloc amendment that establishes the "Foreign Affairs Agencies Consolidation and Reinvention Act of 1997," requires a reorganization plan from the President not later than 60 days after enactment; mandates the abolition of the Arms Control and Disarmament Agency and transfers its functions to the Secretary of State by October 1, 1998; mandates the abolition of the United States Information Agency and transfers its functions to the Secretary of State by October 1, 1999; mandates the abolition of the International Development Cooperation Agency and transfers its functions to another agency or agencies by October 1, 1998; and reorganizes the functions of the Agency of International Development and consolidates various of its functions with the Department of State by October 1, 1999. **Page 10648**

Rejected in the Committee of the Whole:

The Sanford amendment that sought to limit the aggregate funding authorized to the amount appropriated in fiscal year 1997 resulting in a reduction of $265 million for both fiscal years 1998 and 1999 (rejected by a recorded vote of 163 ayes to 261 noes, Roll No. 179); **Page 10648**

The Clerk was authorized in the engrossment of H.R. 1757 to correct section numbers, punctuation, and cross references and to make such other technical and conforming changes as may be necessary to reflect the actions of the House in amending the bill. **Page 10687**

On June 4, the House agreed to H. Res. 159, the rule that provided for consideration of H.R. 1757 and H.R. 1758. **Page 9909**

European Security Act: The House passed H.R. 1758, to ensure that the enlargement of the North Atlantic Treaty Organization (NATO) proceeds in a manner consistent with United States interests, to strengthen relations between the United States and Russia, and to preserve the prerogatives of the Congress with respect to certain arms control agreements. Pursuant to section 3 of H. Res. 159, the rule that provided for consideration of the bill, the text of H.R. 1758 was appended to the engross-

ment of H.R. 1757, and H.R. 1758 was laid on the table. **Page 10676**

Agreed to the Frank motion to recommit the bill to the Committee on International Relations with instructions to report H.R. 1758 back forthwith with an amendment that adds a new section on Burdensharing that expresses the sense of the Congress that the United States already pays more than a proportionate share of the costs of the common defense of Europe and that the European members of NATO should pay the bulk of the costs of NATO expansion which are incurred by existing NATO members. **Page 10687**

Subsequently, the bill was reported back and the amendment on Burdensharing was agreed to. **Page 10686**

On June 4, the House agreed to H. Res. 159, the rule that provided for consideration of both H.R. 1757 and H.R. 1758. **Page 9909**

Quorum Calls—Votes: One yea-and-nay vote and twenty-three recorded votes developed during the proceedings of the House today and appear on pages 10638, 10648, 10655, 10656, 10657, 10658, 10659, 10660, 10661, 10664, 10665, 10667, 10668, 10669, 10670, 10671, 10672, 10673, 10674, and 10675. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 6:39 p.m.

Committee Meetings

CONSERVATION RESERVE PROGRAM

Committee on Agriculture: Subcommittee on Forestry, Resource Conservation, and Research held a hearing to review the 1997 Conservation Reserve Program contract announcement. Testimony was heard from Dallas Smith, Acting Under Secretary, Farm and Foreign Agricultural Services, USDA.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on the National Education Goals Panel; the National Mediation Board; and the Armed Forces Retirement Home. Testimony was heard from Ken Nelson, Executive Director, National Education Goals Panel; the following officials of the National Mediation Board: Kenneth B. Hipp, Chairman, Ernest DuBester and Magdalena G. Jacobsen, both Members, and June D. W. King, Chief Financial Officer; and Dennis W. Jahnigen, M.D., Chairman, Armed Forces Retirement Home Board.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session to hold a hearing on Future Bomber/Deep Attack Capabilities. Testimony was heard from the following officials of the Department of Defense: John J. Hamre, Comptroller; Gen. Eugence E. Habiger, USAF, Commander in Chief, U.S. Strategic Command; Gen. Richard E. Hawley, USAF, Commander, Air Combat Command; and Lt. Gen. David J. McCloud, USAF, Director, Force Structure, Resources and Assessment (J–8), Joint Chiefs of Staff, all with the Department of the Air Force.

BUDGET RECONCILIATION; COMMITTEE BUSINESS

Committee on Banking and Financial Services: Approved Budget Reconciliation recommendations to be transmitted to the Committee on the Budget for inclusion in Budget Reconciliation legislation.

The Committee also considered pending Committee business.

BUDGET RECONCILIATION

Committee on Commerce: Approved the following Budget Reconciliation recommendations to be transmitted to the Committee on the Budget for inclusion in Budget Reconciliation legislation: Title III, Subtitle A—Nuclear Regulatory Commission Annual Charges; Title III, Subtitle B—Lease of Excess Strategic Petroleum Reserve Capacity; Title III, Subtitle C—Sale of DOE Assets; and Title III, Subtitle D—Communications.

BUDGET RECONCILIATION; EXPANSION OF PORTABILITY AND HEALTH INSURANCE COVERAGE ACT

Committee on Education and the Workforce: Began consideration of the following: Budget Reconciliation recommendations; and H.R. 1515, Expansion of Portability and Health Insurance Coverage Act of 1997.

Will continue tomorrow.

MISCELLANEOUS MEASURES; BUDGET RECONCILIATION

Committee on Government Reform and Oversight: Ordered reported the following measures: H.R. 1553, to amend the President John F. Kennedy Assassination Records Collection Act of 1992 to extend the authorization of the Assassination Boards Review Board until September 30, 1998; H.J. Res. 56, celebrating the end of slavery in the United States; and H.R. 1316, amended, to amend chapter 87 of title 5, United States Code, with respect to the order of precedence to be applied in the payment of life insurance benefits.

The Committee also approved Budget Reconciliation recommendations to be transmitted to the Committee on the Budget for inclusion in Budget Reconciliation legislation.

PRIVATE IMMIGRATION BILL; CIVIL ASSET FORFEITURE REFORM

Committee on the Judiciary: Ordered reported a private immigration bill.

The Committee also held a hearing on civil asset forfeiture reform, including discussion of H.R. 1835, Civil

Asset Forfeiture Reform Act. Testimony was heard from Stefan D. Cassella, Deputy Chief, Asset Forfeiture and Money Laundering Section, Criminal Division, Department of Justice; Jan P. Blanton, Executive Office for Asset Forfeiture, Department of the Treasury; and public witnesses.

DEFENSE AUTHORIZATION

Committee on National Security: Began markup of H.R. 1119, National Defense Authorization Act for Fiscal Years 1998 and 1999.

NOAA AUTHORIZATION

Committee on Resources: Ordered reported amended H.R. 1278, National Oceanic and Atmospheric Administration Authorization Act of 1997.

EXPEDITED PROCEDURE

Committee on Rules: Granted, by voice vote, a rule waiving clause 4(b) of rule XI (requiring a two-thirds vote to consider a rule on the same day it is reported from the Rules Committee) against certain resolutions reported from the Rules Committee. The waiver applies to a special rule reported before June 14, 1997 providing for consideration of a bill introduced by the Chairman of the Committee on Appropriations making supplemental appropriations for the fiscal year ending September 30, 1997.

BUDGET RECONCILIATION; MISCELLANEOUS MEASURES

Committee on Transportation and Infrastructure: Approved Budget Reconciliation recommendations to be transmitted to the Committee on the Budget for inclusion in Budget Reconciliation legislation.

The Committee also ordered reported amended the following bills: H.R. 849, to prohibit an alien who is not lawfully present in the United States from receiving assistance under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970; and H.R. 1747, John F. Kennedy Center Parking Improvement Act of 1997.

BUDGET RECONCILIATION

Committee on Ways and Means: Began markup of Budget Reconciliation tax recommendations.

Will continue tomorrow.

IRAN BRIEFING

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

Thursday, June 12, 1997

Senate

Chamber Action

Routine Proceedings, pages 10706–10808

Measures Introduced: Fifteen bills and three resolutions were introduced, as follows: S. 888–902, S. Res. 98 and 99, and S. Con. Res. 32. **Page 10752**

Measures Reported: Reports were made as follows:

H.R. 363, to amend section 2118 of the Energy Policy Act of 1992 to extend the Electric and Magnetic Fields Research and Public Information Dissemination Program. (S. Rept. No. 105–27)

S. Res. 63, proclaiming the week of October 19 through October 25, 1997, as "National Character Counts Week".

S. Res. 92, designating July 2, 1997, and July 2, 1998, as "National Literacy Day". **Page 10752**

Measures Passed:

Emergency Supplemental Appropriations: By 78 yeas to 21 nays (Vote No. 100), Senate passed H.R. 1871, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997, clearing the measure for the President. **Page 10733**

Birth Defects Prevention Act: Committee on Labor and Human Resources was discharged from further consideration of S. 419, to provide surveillance, research, and services aimed at prevention of birth defects, and the bill was then passed, after taking action on the following amendment proposed thereto: **Page 10740**

Adopted:

Bond Amendment No. 371, in the nature of a substitute. **Page 10785**

Riegle-Neal Clarification Act: Senate passed H.R. 1306, to amend Federal law to clarify the applicability of host State laws to any branch in such State of an out-of-State bank, after taking action on amendments proposed thereto, as follows: **Page 10795**

Santorum (for Sarbanes/D'Amato) Amendment No. 372, to amend provisions relating to the applicability of State and Federal law to interstate branching operations. **Page 10795**

Santorum (for Feingold) Amendment No. 373, to maintain the right of states to opt out of the Depository Institutions Deregulatory Act. **Page 10795**

American Samoa Development Act: Senate passed S. 210, to amend the Organic Act of Guam, the Revised Organic Act of the Virgin Islands, and the Compact of Free Association Act, after agreeing to a committee

amendment in the nature of a substitute, and the following amendment proposed thereto: Page 10797

Santorum (for Akaka) Amendment No. 374, to except lands scheduled for transfer under the Guam Excess Lands Act from the application of section 4. Page 10799

Carl B. Stokes U.S. Courthouse: Senate passed S. 289, to designate the United States courthouse to be constructed at the corner of Superior Road and Huron Road in Cleveland, Ohio, as the "Carl B. Stokes United States Courthouse". Page 10802

Sam Nunn Federal Center: Senate passed S. 347, to designate the Federal building located at 100 Alabama Street NW, in Atlanta, Georgia, as the "Sam Nunn Federal Center". Page 10803

William Augustus Bootle Federal Building and U.S. Courthouse: Senate passed S. 478, to designate the Federal building and United States courthouse located at 475 Mulberry Street in Macon, Georgia, as the "William Augustus Bootle Federal Building and United States Courthouse". Page 10803

Reynaldo G. Garza U.S. Courthouse: Senate passed S. 628, to designate the United States courthouse to be constructed at the corner of 7th Street and East Jackson Street in Brownsville, Texas, as the "Reynaldo G. Garza United States Courthouse". Page 10803

David W. Dyer Federal Courthouse: Senate passed S. 681, to designate the Federal building and United States courthouse located at 300 Northeast First Avenue in Miami, Florida, as the "David W. Dyer Federal Courthouse". Page 10803

J. Roy Rowland Federal Courthouse: Senate passed S. 715, to redesignate the Dublin Federal Courthouse building located in Dublin, Georgia, as the J. Roy Rowland Federal Courthouse. Page 10803

Martin V.B. Bostetter, Jr. U.S. Courthouse: Senate passed S. 819, to designate the United States courthouse at 200 South Washington Street in Alexandria, Virginia, as the "Martin V.B. Bostetter, Jr. United States Courthouse". Page 10803

Hawaiian Homes Commission Act: Senate passed H.J. Res. 32, to consent to certain amendments enacted by the Legislature of the State of Hawaii to the Hawaiian Homes Commission Act, 1920, clearing the measure for the President. Page 10803

Continuing Appropriations—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of legislation providing for continuing appropriations in the absence of regular appropriations for fiscal year 1998. Page 10729

Foreign Assistance Authorizations—Agreement: A unanimous-consent agreement was reached providing for the consideration of legislation to authorize funds for fiscal years 1998 and 1999 for foreign assistance programs of the Department of State, to abolish the United States Information Agency and the United States Arms Control and Disarmament Agency, and to reform United Nations operations, on Monday, June 16, 1997. Page S5646

Authority for Committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Friday, June 13, 1997, from 12 noon until 3 p.m. Page 10805

Nominations Confirmed: Senate confirmed the following nominations:

Brigadier General Robert Bernard Flowers, United States Army, to be a Member and President of the Mississippi River Commission, under the provisions of Section 2 of an Act of Congress, approved June 1879 (21 Stat. 37)(33 USC 642).

Michael J. Armstrong, of Colorado, to be an Associate Director of the Federal Emergency Management Agency.

James A. Harmon, of New York, to be President of the Export-Import Bank of the United States for a term expiring January 20, 2001.

Jackie M. Clegg, of Utah, to be First Vice President of the Export-Import Bank of the United States for a term expiring January 20, 2001. Page 10808

Nominations Received: Senate received the following nominations: Susan E. Rice, of the District of Columbia, to be an Assistant Secretary of State.

1 Army nomination in the rank of general.

A routine list in the Navy. Page 10807

Messages From the House: Page 10750

Communications: Page 10750

Petitions: Page 10751

Executive Reports of Committees: Page 10752

Statements on Introduced Bills: Page 10753

Additional Cosponsors: Page 10779

Amendments Submitted: Page 10785

Authority for Committees: Page 10788

Additional Statements: Page 10788

Record Votes: One record vote was taken today. (Total—100) Page 10740

Adjournment: Senate convened at 11 a.m., and adjourned at 6:49 p.m., until 11 a.m., on Monday, June 16, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 10805.)

Committee Meetings

APPROPRIATIONS—FAA

Committee on Appropriations: Subcommittee on Transportation concluded hearings on proposed budget estimates for fiscal year 1998 for the Federal Aviation Administration, focusing on aviation safety issues and the adequacy of air traffic controller staffing, after receiving testimony

from Senator D'Amato; Representatives King and Molinari; Dan Donovan, Staten Island Borough, Staten Island, New York; Monte Belger, Acting Deputy Administrator, Ron Morgan, Director, Air Traffic Service, Raymond D. Maldonado, Air Traffic Controller (Newark International Airport), and Tom Monaghan, Air Traffic Controller (John F. Kennedy International Airport), all of the Federal Aviation Administration, Department of Transportation; Barry Krasner, National Air Traffic Controllers Association, David A. Barger, Continental Airlines, Inc., and Edward M. Bolen, General Aviation Manufacturers Association, all of Washington, D.C.; Jack Johnson, Washington, D.C., and Henry Brown, New York, New York, both on behalf of the Professional Airways System Specialists; Charles M. Barclay, Alexandria, Virginia, on behalf of the American Association of Airport Executives and the Airports Council International-North America; and Philip B. Boyer, Aircraft Owners and Pilots Association, Frederick, Maryland.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee met in closed session and ordered favorably reported the following bills:

An original bill to authorize funds for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe military personnel strengths for such fiscal year for the Armed Forces;

An original bill entitled "Department of Defense Authorization Act for Fiscal Year 1998";

An original bill entitled "Military Construction Act for Fiscal Year 1998"; and

An original bill entitled "Department of Energy National Security Act for Fiscal Year 1998".

ELECTRIC UTILITIES DEREGULATION

Committee on Energy and Natural Resources: Committee met to further discuss proposals to advance the goals of deregulation and competition in the electric power industry focusing on the benefits and risks to consumers and communities, receiving testimony from John L. McManus, Pittsburgh, Pennsylvania, on behalf of the American Association of Retired Persons; Robert K. Johnson, Electric Consumers' Alliance, Indianapolis, Indiana; David R. Nevius, North American Electric Reliability Council, Princeton, New Jersey; G.A. Julin III, Morlin Management Corporation, Los Angeles, California, on behalf of the Building Owners and Managers Association International; David Fletcher, Bristol Virginia Utilities Board, Bristol, Virginia; Joe Brooks, Richmond, Virginia, on behalf of the National League of Cities; Vann E. Prater, Denver, Colorado, on behalf of the Electricity Consumers Resource Council and Amoco; and Carol Everman, Oregon State Grange, Rainier, on behalf of the National Grange.

Committee will meet again on Tuesday, June 24.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported an original bill to authorize funds for fiscal years 1998 and 1999 for foreign assistance programs of the Department of State, to abolish the United States Information Agency and the United States Arms Control and Disarmament Agency, and to reform United Nations operations.

BUSINESS MEETING

Committee on Governmental Affairs: Committee continued in evening session to discuss the issuance of subpoenas and the granting of immunity to certain individuals with regard to the special investigation on campaign financing.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Margaret M. Morrow, to be United States District Judge for the Central District of California, and John D. Trasvina, of California, to be Special Counsel for Immigration-Related Unfair Employment Practices, Department of Justice;

S. Res. 63, proclaiming the week of October 19, 1997 through October 25, 1997, as "National Character Counts Week"; and

S. Res. 92, designating July 2, 1997, and July 2, 1998, as "National Literacy Day".

Also, committee began markup of S. 10, to reduce violent juvenile crime, promote accountability by juvenile criminals, and punish and deter violent gang crime, but did not complete action thereon, and recessed subject to call.

AUTHORIZATION—HIGHER EDUCATION

Committee on Labor and Human Resources: Committee resumed hearings on proposed legislation authorizing funds for programs of the Higher Education Act, focusing on those programs which provide support services and scholarships for disadvantaged students, including institutional aid to colleges and universities, receiving testimony from Moses Griffin, Wilberforce University, Wilberforce, Ohio; R. Vic Morgan, Sul Ross State University, Alpine, Texas, on behalf of the Hispanic Association of Colleges and Universities; Linda Shiller, Vermont Student Assistance Corporation, Winooski; and Ann Coles, Education Resources Institute, Boston, Massachusetts, on behalf of the National Council of Educational Opportunity Associations.

Hearings were recessed subject to call.

SBA MICROLOAN PROGRAM

Committee on Small Business: Committee held hearings on the future of the Small Business Administration's Microloan Demonstration program, focusing on the Federal Government's role in the program's continuation, receiving testimony from Prathiba Mathews-Wheeler, Cen-

ter for Business Innovation, Inc., Kansas City, Missouri; Joseph Kriesberg, Massachusetts Association of Community Development Corporations, Boston, on behalf of the Massachusetts Microenterprise Coalition; Katharine W. McKee, Center for Community Self-Help, Durham, North Carolina; Ellen Golden, Coastal Enterprises, Inc., Wiscasset, Maine, on behalf of the Association for Enterprise Opportunity; Angela Fair, Pine Bluff, Arkansas, and George White, Helena, Arkansas, both on behalf of the Arkansas Enterprise Group; and John F. Else, Institute for Social and Economic Development, Iowa City, Iowa.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Veterans' Affairs: Committee ordered favorably reported H.J. Res. 75, to confer status as an honorary veteran of the United States Armed Forces on Leslie Townes (Bob) Hope.

Also, committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 1870–1897; and 5 resolutions, H.J. Res. 82, H. Con. Res. 96–98, and H. Res. 166, were introduced. **Page 10886**

Reports Filed: Reports were filed as follows:

H.R. 1747, to amend the John F. Kennedy Center Act to authorize the design and construction of additions to the parking garage and certain site improvements, amended (H. Rept. 105–130); and

H.R. 856, to provide a process leading to full self-government for Puerto Rico, amended (H. Rept. 105–131 Part I). **Page 10886**

Guest Chaplain: The prayer was offered by the guest Chaplain, the Rev. Robert Baggott III of Wayzata, Minnesota. **Page 10809**

Flag Desecration Constitutional Amendment: By a yea-and-nay vote of 310 yeas to 114 nays, Roll No. 202, the House passed H.J. Res. 54, proposing an amendment to the Constitution of the United States authorizing the Congress to prohibit the physical desecration of the flag of the United States. **Page 10818**

Earlier, the House agreed to H. Res. 163, the rule that provided for consideration of the joint resolution. **Page 10814**

Recess: The House recessed at 2:21 p.m. and reconvened at 4:02 p.m. **Page 10846**

Supplemental Emergency Appropriations—Order of Business: It was made in order that the Committees on Appropriations and the Budget be discharged from the further consideration of H.R. 1871 and that it shall be in order at any time to consider the bill in the House; that the bill be debatable for not to exceed one hour to be equally divided and controlled by Chairman Livingston and Representative Obey; that all points of order against the bill and against its consideration be waived; and that the previous question be considered as ordered on the bill to final passage without intervening motion, except one motion to recommit, with or without instructions. **Page 10846**

Emergency Supplemental Appropriations: By a yea-and-nay vote of 348 yeas to 74 nays with 1 voting "present", Roll No. 203, the House passed H.R. 1871, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997. **Page 10846**

Meeting Hour—Monday, June 16: Agreed that when the House adjourns today, it adjourn to meet at noon on Monday, June 16. **Page 10880**

Meeting Hour—Tuesday, June 17: Agreed that when the House adjourns on Monday, June 16, it adjourn to meet at 12:30 p.m. on Tuesday, June 17, for Morning Hour debate. **Page 10880**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, June 18. **Page 10880**

Bipartisan Task Force on Reform of the Ethics Process: Agreed by unanimous consent that the order of the House of May 7, 1997 be extended through Tuesday, June 24, 1997. The order of the House concerning the ethics process made in order: During the period beginning immediately and ending on June 24, 1997: (1) the Committee on Standards of Official Conduct may not receive, renew, initiate, or investigate a complaint against the official conduct of a member, officer, or employee of the House; (2) the Committee on Standard of Official Conduct may issue advisory opinions and perform other non-investigative functions; and (3) a resolution addressing the official conduct of a member, officer, or employee of the House that is proposed to be offered from the floor by a member other than the Majority Leader or the Minority Leader, or a Member designated from the floor by the Majority Leader or the Minority Leader at the time of notice pursuant to clause 2(A)(1) of Rule IX, as a question of the privileges of the House shall once noticed

pursuant to clause 2(a)(1) of Rule IX, have precedence over all other questions except motions to adjourn only at a time or place designated by the Chair in the legislative schedule within two legislative days after June 24, 1997. **Page 10880**

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 10845 and 10879. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 5:55 p.m.

Committee Meetings

FOREST ECOSYSTEM; BUDGET RECONCILIATION

Committee on Agriculture: Held a hearing on forest ecosystem health in the Pacific Coast and Southern Regions. Testimony was heard from Ann Hanus, Assistant Forester, Department of Forestry, State of Oregon; and public witnesses.

The Committee also approved Budget Reconciliation recommendations to be transmitted to the Committee on the Budget for inclusion in Budget Reconciliation legislation.

BUDGET RECONCILIATION

Committee on Commerce: Approved the following Budget Reconciliation recommendations to be transmitted to the Committee on the Budget for inclusion in Budget Reconciliation legislation: Title IV—Committee on Commerce-Medicare; Title III, Subtitle E—Medicaid; and Title III, Subtitle F—State Child Health Coverage Assistance.

EXPANSION OF PORTABILITY AND HEALTH INSURANCE COVERAGE ACT; BUDGET RECONCILIATION

Committee on Education and the Workforce: Ordered reported amended H.R. 1515, Expansion of Portability and Health Insurance Coverage Act of 1997.

The Committee also approved Budget Reconciliation recommendations to be transmitted to the Committee on the Budget for inclusion in Budget Reconciliation legislation.

MISCELLANEOUS MEASURES

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth and Families approved for full Committee action amended the following measures: H.R. 1853, Carl D. Perkins Vocation and Applied Technology Act Amendments of 1997; H.R. 1818, Juvenile Crime Control and Delinquency Prevention Act of 1997; and H.Res. 139, expressing the sense of the House of Representatives that the Department of Education, States, and local education agencies should spend a greater percentage of Federal education tax dollars in our children's classrooms.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources held an oversight hearing on Reducing Regulatory Mandates on Education. Testimony was heard from Representative Granger; and public witnesses.

BIOMATERIALS ACCESS ASSURANCE ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on H.R. 872, Biomaterials Access Assurance Act of 1997. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action the following measures: H.R. 103, Private Security Officer Quality Assurance Act of 1997; Telemarketing Fraud Prevention Act of 1997; H.R. 748, amended, Prohibition on Financial Transactions With Countries Supporting Terrorism Act of 1997; H.R. 1532, amended, Veterans' Cemetery Protection Act of 1997; H.R. 1683, Jacob Wetterling Crimes Against Children and Sexually Violent Offenders Registration Improvements Act of 1997; H.Res. 154, expressing the sense of the House that the Nation's children are its most valuable assets and that their protection should be the Nation's highest priority; H.Con.Res. 75, expressing the sense of the Congress that States should work more aggressively to attack the problem of violent crimes committed by repeat offenders and criminals serving abbreviated sentences; and H.R. 1840, Law Enforcement Technology Advertisement Clarification Act of 1997.

NATIONAL DEFENSE AUTHORIZATION; DEFENSE REFORM ACT

Committee on National Security: Ordered reported amended the following bills: H.R. 1119, National Defense Authorization Act for Fiscal Years 1998 and 1999; and H.R. 1778, Defense Reform Act of 1997.

OVERSIGHT—REINTRODUCTION OF GRIZZLY BEAR IN NATIONAL FORESTS

Committee on Resources: Subcommittee on Forests and Forest Health held an oversight hearing on reintroduction of the grizzly bear in the public domain National Forests. Testimony was heard from Hal Salwasser, Regional Forester, Forest Service, USDA; Ralph O. Morgenweck, Director, Mountain Prairie Region, U.S. Fish and Wildlife Service, Department of the Interior; the following officials of the State of Idaho: Ric Branch, Senator; and Stephen Mealey, Director, Department of Fish and Game; and public witnesses.

OVERSIGHT—BONNEVILLE POWER ADMINISTRATION

Committee on Resources: Subcommittee on Water and Power held an oversight hearing on Bonneville Power Administration, status of Regional Review Process. Testimony was heard from Randall W. Hardy, CEO and Administrator, Bonneville Power Administration, Department of Energy; and public witnesses.

COMMERCIAL SPACE ACT

Committee on Science: Subcommittee on Space and Aeronautics approved for full Committee action amended H.R. 1702, Commercial Space Act of 1997.

CLONING—ADMINISTRATION'S COMMISSION'S RECOMMENDATIONS

Committee on Science: Subcommittee on Technology held a hearing on the Administration's Commission's Recommendations on Cloning. Testimony was heard from Harold Varmus, M.D., Director, NIH, Department of Health and Human Services; and the following officials of the National Bioethics Advisory Commission: Harold T. Shapiro, Chairman; Thomas H. Murray, Chairman, Genetics Subcommittee; and David R. Cox, M.D., member.

ESTATE TAXES IMPACT ON SMALL AND FAMILY BUSINESSES

Committee on Small Business: Subcommittee on Taxation, Finance and Exports held a hearing on the Impact of Estate Taxes on Small and Family Businesses. Testimony was heard from public witnesses.

INTERNATIONAL AVIATION BILATERALS AND CODE-SHARING RELATIONSHIPS

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on International Aviation Bilaterals and Code-Sharing Relationships, focusing on Japan. Testimony was heard from Patrick V. Murphy, Deputy Assistant Secretary, Aviation and International Affairs, Department of Transportation; and public witnesses.

MILITARY VOTING RIGHTS ACT; BUDGET RECONCILIATION

Committee on Veterans' Affairs: Ordered reported H.R. 699, Military Voting Rights Act of 1997.

The Committee also approved Budget Reconciliation recommendations to be transmitted to the Committee on the Budget for inclusion in Budget Reconciliation legislation.

BUDGET RECONCILIATION TAX RECOMMENDATIONS

Committee on Ways and Means: Approved tax reconciliation recommendations to be transmitted to the Committee on the Budget for inclusion in Budget Reconciliation legislation.

BRIEFING—NORTH KOREA

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on North Korea. The Committee was briefed by departmental witnesses.

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Monday, June 16, 1997

Senate

Chamber Action

Routine Proceedings, pages 10915–10981

Measures Introduced: Eleven bills were introduced, as follows: S. 904–914. **Page 10959**

Measures Reported: Reports were made as follows:

Reported on Friday, June 13, during the adjournment:

S. 903, to consolidate the foreign affairs agencies of the United States, to authorize appropriations for the Department of State for fiscal years 1998 and 1999, and to provide for reform of the United Nations, and for other purposes. (S. Rept. No. 105–28) **Page 10959**

Foreign Affairs Reform and Restructuring Act: Senate began consideration of S. 903, to consolidate the foreign affairs agencies of the United States, to authorize appropriations for the Department of State for the fiscal years 1998 and 1999, and to provide for reform of the United Nations, taking action on amendments proposed thereto, as follows: **Pages 10919, 10931**

Adopted:

Sarbanes Amendment No. 380, to delete provisions limiting the remedial authority of the Foreign Service Grievance Board. **Page 10935**

Sarbanes Amendment No. 381, to clarify which management officials are prohibited from participating in collective bargaining. **Page 10936**

Gorton/Durbin Amendment No. 384, to express the sense of the Senate regarding the designation of Romania, Estonia, Latvia, Lithuania, and Bulgaria as eligible for NATO enlargement assistance. **Page 10952**

Helms (for Durbin) Amendment No. 385, to express the sense of the Senate regarding American citizens imprisoned in Peru for attempting to transport illicit drugs. **Page 10952**

Pending:

Lugar Amendment No. 382, relating to the payment of United Nations arrearages without conditions. **Pages 10937, 10950**

DeWine/Graham Amendment No. 383, to deny entry to the United States to Haitians who have been credibly alleged to have ordered, carried out, or sought to conceal extrajudicial killings. **Pages 10947, 10951**

Withdrawn:

Durbin Amendment No. 377, to express the sense of the Senate regarding American citizens imprisoned in Peru for attempting to transport illicit drugs. **Pages 10931, 10952**

Durbin/Gorton Amendment No. 378, to designate Lithuania, Latvia, Estonia, and Romania as eligible for NATO enlargement assistance. **Pages 10931, 10951**

Gorton/Durbin/D'Amato Amendment No. 379, to express the sense of Congress that Estonia, Latvia, and Lithuania should be integrated into the North Atlantic Treaty Organization. **Pages 10933, 10951**

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments pending thereto, on Tuesday, June 17, 1997. **Page 10981**

Messages From the House: **Page 10957**

Measures Referred: **Page 10957**

Communications: **Page 10957**

Petitions: **Page 10958**

Additional Cosponsors: **Page 10968**

Amendments Submitted: **Page 10969**

Notices of Hearings: **Page 10975**

Authority for Committees: **Page 10975**

Adjournment: Senate convened at 11 a.m., and adjourned at 7:05 p.m., until 10 a.m., on Tuesday, June 17, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 10981.)

Committee Meetings

STATE-SANCTIONED DISCRIMINATION

Committee on the Judiciary: Committee concluded hearings on proposals to prohibit the use of race and gender preferences by the Federal Government in employment, contracting and other programs, after receiving testimony from Randy M. Pech, Adarand Constructors, Inc., Colorado Springs, Colorado; Charlene F. Loen, Kaiser Foundation Health Plan, San Francisco, California; Audrey Rice Oliver, Integrated Business Solutions, Inc., San Ramon, California; John Goode, Bones Barbecue Cedar Creek, Texas; Ron Daugherty, Myrtle Beach, South Carolina; and Lou Ann Mullen, Lexington, Texas.

NOMINATION

Committee on the Judiciary: On Friday, June 13, committee concluded hearings on the nomination of Eric H. Holder Jr., of the District of Columbia, to be Deputy Attorney General, Department of Justice, after the nominee, who was introduced by Senators D'Amato and Moynihan, and District of Columbia Delegate Eleanor Holmes Norton, testified and answered questions in his own behalf.

PENSION MISCALCULATIONS

Special Committee on Aging: Committee concluded hearings to examine ways to ensure retirement security for older Americans, focusing on the number of people being underpaid by their pension plans and proposals to reestablish funding for pension counseling projects, after receiving testimony from Edgar Pauk, Legal Services for the Elderly, New York, New York; Paul Holzman and Allen C. Engerman, both of the National Center for Retirement Benefits, Inc., Northbrook, Illinois; Karen Ferguson and Trip Reid, both of the Pension Rights Center, Washington, D.C.; Thomas C. Walker, Associated Benefits Corporation, West Des Moines, Iowa; and Edwin A. Witort, Hot Springs Village, Arkansas; and Paul Francione, Tuscon, Arizona.

House of Representatives

Chamber Action

Bills Introduced: 1 public bill, H.R. 1898; 1 private bill, H.R. 1899; and 1 resolution, H. Con. Res. 99, were introduced. **Page 10914**

Reports Filed: Reports were filed as follows:

H.R. 1119, to authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal years 1998 and 1999, amended (H. Rept. 105–132). **Page 10914**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Petri to act as Speaker pro tempore for today. **Page 10909**

Official Objectors: The Chair announced that the Official Objectors for the Private Calendar for the 105th Congress are Representatives Sensenbrenner, Coble, and Goodlatte for the Majority and Representatives Boucher and DeLauro for the Minority. **Page 10909**

Senate Messages: Messages received today and on June 12 appear on page 10909.

Quorum Calls—Votes: There were no quorum calls or recorded votes during the proceedings of the House today.

Adjournment: Met at 12:00 noon and adjourned at 12:41 p.m.

Committee Meetings

No Committee meetings were held.

Tuesday, June 17, 1997

Senate

Chamber Action

Routine Proceedings, pages 11050–11231

Measures Introduced: Fourteen bills and three resolutions were introduced, as follows: S. 915–928, S. Res. 100–101, and S. Con. Res. 33. **Page 11126**

Measures Reported: Reports were made as follows:

S. 924, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces. (S. Rept. No. 105-29) **Page 11126**

Measures Passed:

Foreign Affairs Reform and Restructuring Act: Committee on Foreign Relations was discharged from further consideration of H.R. 1757, to consolidate international affairs agencies and to authorize appropriations for the Department of State and related agencies for fiscal years 1998 and 1999 and, by 90 yeas to 5 nays (Vote No. 105), the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 903, Senate companion measure, after taking action on further amendments proposed thereto, as follows: **Pages 11055, 11070**

Adopted:

By a unanimous vote of 98 yeas (Vote No. 101), DeWine/Graham Modified Amendment No. 383, to deny entry to the United States to Haitians who have been credibly alleged to have ordered, carried out, or sought to conceal extrajudicial killings. **Pages 11055, 11065**

By a unanimous vote of 96 yeas (Vote No. 103), Bennett Amendment No. 392, to express the sense of the Senate on enforcement of the Iran-Iraq Arms Non-Proliferation Act of 1992 with respect to the acquisition by Iran of C–802 cruise missiles. **Pages 11070, 11074**

Sarbanes Modified Amendment No. 393, to strike those provisions limiting funding for U.S. memberships in international organizations and requiring withdrawal from organizations which exceed that limitation. **Pages 11072, 11083**

Inouye Modified Amendment No. 376, to authorize funds for the Center for Cultural and Technical Interchange between East and West. **Page 11072**

Smith (of Oregon)/Thomas Amendment No. 396, to express the sense of the Senate on the persecution of Christian minorities in the People's Republic of China. **Page 11084**

Hutchison Amendment No. 397, to express the sense of the Congress that the North Atlantic Treaty Organization should consider a formal dispute resolution process. **Page 11087**

Helms/Biden Amendment 399, to make technical and clerical corrections. **Page 11091**

Helms (for Murkowski/Rockefeller) Amendment No 400, relating to the Japan-United States Friendship Commission. **Page 11093**

Helms (for Murkowski/Rockefeller) Amendment No. 401, to express the sense of the Senate on the use of funds in the Japan-United States Friendship Trust Fund. **Page 11093**

Helms (for Graham/McCain) Amendment No. 402, to express the sense of the Congress that aviation safety be placed on the agenda for the Summit of the Americas to be held in Santiago, Chile, in March 1998. **Page 11093**

Helms (for Abraham) Amendment No. 403, to express the sense of the Senate regarding United States policy toward the People's Republic of China. **Page 11093**

Helms (for Feinstein) Amendment No. 404, to express the sense of the Senate encouraging programs by the National Endowment for Democracy regarding the rule of law in China. **Page 11094**

Helms (for D'Amato) Amendment No. 405, to express the sense of the Senate concerning the Palestinian Authority. **Page 11095**

Helms (for Hollings/Murray) Amendment No. 406, to provide funds for renovation and construction of housing at the U.S. Embassy in Beijing and the U.S. Consulate in Shanghai, China. **Page 11095**

Helms (for Feingold) Amendment No. 407, to provide for an independent Inspector General for the Broadcasting Board of Governors. **Page 11095**

Helms (for Grams/Wellstone) Amendment No. 408, to assist victims of torture by providing funding for the United Nations Voluntary Fund for Victims of Torture. **Page 11096**

Helms (for McCain) Amendment No. 409, to clarify that unmarried adult children of Vietnamese re-education camp internees are eligible for refugee status in the Orderly Departure Program. **Page 11096**

Helms (for Coverdell/Kerry) Amendment No. 410, to facilitate the counterdrug and anti-crime activities of the Department of State. **Page 11097**

Helms (for Feinstein/Sarbanes) Amendment No. 411, to clarify section 1166, relating to the inadmissibility of aliens supporting international child abductors. **Page 11098**

Rejected:

By 25 yeas to 73 nays (Vote No. 102), Lugar Amendment No. 382, relating to the payment of United Nations arrearages without conditions. **Pages 11067, 11067**

By 21 yeas to 74 nays (Vote No. 104), Feingold/Harkin/Wyden Amendment No. 395, regarding international broadcasting. **Page 11083**

Withdrawn:

Enzi Amendment No. 394, to limit the use of United States funds for certain activities by the United States and affiliated organizations. **Page 11074**

Murkowski Amendment No. 398, to establish within the Department of State the position of Coordinator of Taiwan Affairs for the coordination of United States Government activities relating to the American Institute on Taiwan. **Pages 11089, 11099**

Subsequently, S. 903 was returned to the Senate calendar. **Page 11229**

Authorizing Senate Representation: Senate agreed to S. Res. 101, to authorize representation of Members, officers, and an employee of the Senate in the case of *Douglas R. Page* v. *Richard Shelby, et al.* **Page 11229**

Denver Summit of Eight: Committee on the Judiciary was discharged from further consideration of S. Res. 81, expressing the sense of the Senate regarding the political and economic importance of the Denver summit of Eight and commending the State of Colorado for its outstanding efforts toward ensuring the success of this historic event, and the resolution was then agreed to. **Page 11230**

Nominations Received: Senate received the following nominations:

Shirley Robinson Watkins, of Arkansas, to be Under Secretary of Agriculture for Food, Nutrition, and Consumer Services.

49 Army nominations in the rank of general.

Routine lists in the Army and Air Force. **Page 11230**

Communications: **Page 11125**

Statements on Introduced Bills: **Page 11126**

Additional Cosponsors: **Page 11214**

Amendments Submitted: **Page 11217**

Notices of Hearings: **Page 11221**

Authority for Committees: **Page 11222**

Additional Statements: **Page 11222**

Record Votes: Five record votes were taken today. (Total–105) **Pages 11067, 11075, 11083, 11100.**

Recess: Senate convened at 10 a.m., and recessed at 7:06 p.m., until 10 a.m., on Wednesday, June 18, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 11230.)

Committee Meetings

HOUSING REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing Opportunity and Community Development concluded hearings on S. 513, to reform the multifamily rental assisted housing programs of the Federal Government, and maintain the affordability and availability of low-income housing, after receiving testimony from Andrew M. Cuomo, Secretary of Housing and Urban Development; Wisconsin Governor Tommy G. Thompson, Madison, on behalf of the National Governors' Association; James Logue III, Michigan State Housing Agency, Lansing, on behalf of the National Council of State Housing Builders; John Koelemij, Tallahassee, Florida, on behalf of the National Association of Home Builders; Albert A. Walsh, New York Housing Conference, New York, New York; James R. Grow, Oakland, California, on behalf of the National Housing Law Project; Mary Yeaton, Boston, Massachusetts, on behalf of the National Alliance of HUD Tenants; and Shekar Narasimhan, Washington Mortgage Financial Group, Washington, D.C., on behalf of the Mortgage Bankers Association of America.

RECONCILIATION

Committee on Commerce, Science, and Transportation: Committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

LIABILITY REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Consumer Affairs, Foreign Commerce and Tourism concluded hearings on issues with regard to liability reform for charitable organizations, focusing on the impact of lawsuits and damage awards on the current liability system and proposals that provide uniform standards for the awarding of compensatory and punitive damages in a civil action against a volunteer or volunteer service organization, after receiving testimony from Senator Coverdell; Richard Aft, United Way Community Chest, Cincinnati, Ohio; Marc Mayerson, Boy Scouts of America, and Elliot Portnoy, Kids Enjoy Exercise Now (KEEN), both of Washington, D.C.; Brian Pallasch, American Subcontractors Association, Inc., Alexandria, Virginia, on behalf of the National Coalition for Volunteer Protection and the American Society of Association Executives; and Connie Isaacs, Lake Oswego, Oregon.

RECONCILIATION

Committee on Finance: Committee met to consider recommendations which it will make to the Committee on the Budget with respect to spending reductions and revenue increases with regard to health and welfare provisions to meet reconciliation expenditures as imposed by H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal

years 1999, 2000, 2001, and 2002, but did not complete action thereon, and will meet again tomorrow.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following bills:

H.R. 173, to authorize donation of surplus Federal law enforcement canines to their handlers; and

S. 861, to authorize donation of Federal law enforcement canines that are no longer needed for official purposes to individuals with experience handling canines in the performance of law enforcement duties.

Also, committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

BASEBALL ANTITRUST REFORM

Committee on the Judiciary: Committee held hearings on proposals to reform baseball antitrust regulations in an effort to minimize baseball labor disputes, including S. 53, to require the general application of the antitrust laws to major league baseball, receiving testimony from Donald A. Fehr, Major League Baseball Players Association, New York, New York; and Dan Peltier, Hastings, Minnesota.

Hearings were recessed subject to call.

HUMAN CLONING

Committee on Labor and Human Resources: Subcommittee on Public Health and Safety concluded hearings to examine the ethical and theological implications of human cloning, after receiving testimony from James F. Childress and Abdulaziz Sachedina, both of the University of Virginia, Charlottesville; John M. Haas, Pope John Center for the Study of Ethics in Health Care, Braintree, Massachusetts; Ezekiel J. Emanuel, Harvard University Medical School, Boston, Massachusetts, on behalf of the National Bioethics Advisory Committee; Edmund D. Pellegrino, Georgetown University, Washington, D.C.; and John A. Robertson, University of Texas School of Law, Austin, on behalf of the American Society for Reproductive Medicine.

House of Representatives

Chamber Action

Bills Introduced: 49 public bills, H.R. 1900–1948; 1 private bill, H.R. 1949; and 2 resolutions, H.J. Res. 83 and H. Res. 167, were introduced. **Page 11048**

Reports Filed: One Report was filed as follows:

H.R. 1778, to reform the Department of Defense, amended (H. Rept. 105–133 Part I). **Page 11047**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Cooksey to act as Speaker pro tempore for today. **Page 10987**

Guest Chaplain: The prayer was offered by the guest Chaplain, the Rev. LeeAnn Schray of Washington, D.C. **Page 10990**

Recess: The House recessed at 12:50 and reconvened at 2 p.m. **Page 10990**

Dispense Call of the Private Calendar: Agreed by unanimous consent to dispense with the call of the Private Calendar for today, June 17. **Page 10990**

Suspensions: The House voted to suspend the rules and pass the following measures:

Andrew Jacobs, Jr. Post Office Building: H.R. 1057, amended, to designate the building in Indianapolis, Indiana, which houses the operations of the Circle City Station Post Office as the "Andrew Jacobs, Jr. Post Office Building" (passed by a yea-and-nay vote of 413 yeas with none voting "nay", Roll No. 204. Agreed to amend the title); **Pages 10993, 11010**

John T. Myers Post Office Building: H.R. 1058, to designate the facility of the United States Postal Service under construction at 150 West Margaret Drive in Terre Haute, Indiana, as the "John T. Myers Post Office Building" (passed by a yea-and-nay vote of 416 yeas with none voting "nay", Roll No. 205); **Pages 11000, 11010**

Kennedy Center Parking Garage: H.R. 1747, amended, to amend the John F. Kennedy Center Act to authorize the design and construction of additions to the parking garage and certain site improvements; **Page 11000**

Eagles Nest Wilderness Colorado: H.R. 985, amended, to provide for the expansion of the Eagles Nest Wilderness within Arapaho and White River National Forests, Colorado, to include the lands known as the Slate Creek Addition upon the acquisition of the lands by the United States (passed by a yea-and-nay vote of 412 yeas to 4 nays, Roll No. 206); **Page 11001**

Hong Kong Economic and Trade Offices: S. 342, to extend certain privileges, exemptions, and immunities to Hong Kong Economic and Trade Offices—clearing the measure for the President; and **Page 11002**

Celebrating Juneteenth Day and the End of Slavery: H.J. Res. 56, celebrating the end of slavery in the United States (passed by a yea-and-nay vote of 419 yeas with none voting "nay", Roll No. 207). **Pages 11004, 11012**

Recess: The House recessed at 4:29 p.m. and reconvened at 5 p.m. **Page 11009**

Referrals: Nine Senate-passed measures were referred to House Committees as follows: S. 210, to amend the Organic Act of Guam, Revised Organic Act of the Virgin

Islands, and Compact of Free Association Act was referred to the Committees on Resources, Banking and Financial Services, the Judiciary, International Relations, Government Reform and Oversight, and Agriculture; S. 289, to designate the United States courthouse to be constructed at the corner of Superior Road and Huron Road in Cleveland, Ohio, as the "Carl B. Stokes United States Courthouse" was referred to the Committee on Transportation and Infrastructure; S. 347, to designate the Federal building located at 100 Alabama Street NW, in Atlanta, Georgia, as the "Sam Nunn Federal Center" was referred to the Committee on Transportation and Infrastructure; S. 419, to amend the Public Health Service Act to provide for expanding, intensifying, and coordinating activities of the National Heart, Lung, and Blood Institute with respect to heart attack, stroke, and other cardiovascular diseases in women was referred to the Committee on Commerce; S. 478, to designate the Federal building and United States courthouse located at 475 Mulberry Street in Macon, Georgia, as the "William Augustus Bootle Federal Building and United States Courthouse" was referred to the Committee on Transportation and Infrastructure; S. 628, to designate the United States courthouse to be constructed at the corner of 7th Street and East Jackson Street in Brownsville, Texas, as the "Reynaldo G. Garza United States Courthouse" was referred to the Committee on Transportation and Infrastructure; S. 681, to designate the Federal building and United States courthouse located at 300 Northeast First Avenue in Miami, Florida, as the "David W. Dyer Federal Courthouse" was referred to the Committee on Transportation and Infrastructure; S. 715, to redesignate the Dublin Federal Courthouse building located in Dublin, Georgia, as the J. Roy Rowland Federal Courthouse was referred to the Committee on Transportation and Infrastructure; and S. 819, to designate the United States courthouse at 200 South Washington Street in Alexandria, Virginia, as the "Martin V. B. Bostetter, Jr. United States Courthouse" was referred to the Committee on Transportation and Infrastructure. **Page 11042**

Amendments: Amendments ordered printed pursuant to the rule appear on page 11049.

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 11010, 11011, and 11012. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 9:56 p.m.

Committee Meetings

AGRICULTURE RESEARCH

Committee on Agriculture: Subcommittee on Forestry, Resource Conservation, and Research held a hearing on the role of federal, state, and private agricultural research. Testimony was heard from the following officials of the USDA: Ed Knipling, Acting Administrator, Agricultural Research Service; and Dan Dooley, Vice Chairman, Agricultural Research, Extension, Education, and Economics Advisory Board; and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior approved for full Committee action the Interior appropriations for fiscal year 1998.

FINANCIAL MODERNIZATION

Committee on Banking and Financial Services: Began markup of Financial Modernization legislation.

Will continue tomorrow.

HIGHER EDUCATION ACT AMENDMENTS

Committee on Education and the Workforce: Subcommittee on Postsecondary Education, Training and Life-Long Learning held a hearing on H.R. 6, Higher Education Act Amendments of 1998. Testimony was heard from public witnesses.

Hearings continue June 19.

WITNESS INTIMIDATION AND RETALIATION—GANG-RELATED

Committee on the Judiciary: Subcommittee on Crime held a hearing regarding gang-related witness intimidation and retaliation. Testimony was heard from public witnesses.

VISA WAIVER PILOT PROGRAM

Committee on the Judiciary: Subcommittee on Immigration and Claims held an oversight hearing regarding the Visa Waiver Pilot Program. Testimony was heard from Representatives Kim, Abercrombie and Frank of Massachusetts; Mary Ryan, Assistant Secretary, Bureau of Consular Affairs, Department of State; Michael Cronin, Assistant Commissioner, Office of Inspections, Immigration and Naturalization Service, Department of Justice; and public witnesses.

DEFENSE REFORM ACT

Committee on National Security: Held a hearing on H.R. 1778, Defense Reform Act of 1997. Testimony was heard from the following officials of the Department of Defense: John Hamre, Under Secretary, Comptroller; R. Noel Longuemare, Acting Under Secretary, Acquisition and Technology; and Sherri Goodman, Deputy Under Secretary, Environmental Security; Butch Hinton, Assistant Comptroller General, GAO; Gale Norton, Attorney General, State of Colorado; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Forest and Forest Health approved for full Committee action the following bills: H.R. 799, to require the Secretary of Agriculture to make a minor adjustment in the exterior boundary of the Hells Canyon Wilderness in the States of Oregon and

Idaho to exclude an established Forest Service road inadvertently included in the wilderness; and H.R. 838, to require adoption of a management plan for the Hells Canyon National Recreation Area that allows appropriate use of motorized and nonmotorized river craft in the recreation area.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 1051, New Mexico Statehood and Enabling Act Amendments of 1997; and H.R. 1567, to provide for the designation of additional wilderness lands in the eastern United States. Testimony was heard from Representatives Skeen and Redmond; Destry T. Jarvis, Assistant Director, External Affairs, National Park Service, Department of the Interior; Janice McDougle, Associate Deputy Chief, National Forest System, USDA; and a public witness.

CHINA—MFN STATUS

Committee on Ways and Means: Subcommittee on Trade held a hearing on U.S.-China Trade Relations and renewal of China's Most-Favored-Nation Status. Testimony was heard from Representatives Solomon, Dreier, Levin, Smith of New Jersey, Pelosi, Porter, Wolf, Kolbe, Ewing, Blumenauer and Salmon; Charlene Barshefsky, U.S. Trade Representative; Stuart E. Eizenstat, Under Secretary, Economic, Business and Agricultural Affairs, Department of State; and public witnesses.

Joint Meetings

ECONOMIC ESPIONAGE

Joint Economic Committee: Committee held hearings to examine national and economic security implications of the current technology transfer policy of the United States and the recent removal of export restrictions and the expansion of foreign intelligence operations in the United States, receiving testimony from Kenneth Flamm, Brookings Institution, and John J. Fialka, both of Washington, D.C.; Lt. Gen. Robert L. Schweitzer, USA (Ret.), Springfield, Virginia; and Peter M. Leitner, Arlington, Virginia.

Hearings were recessed subject to call.

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Wednesday, June 18, 1997

Senate

Chamber Action

Routine Proceedings, pages 11254–11312

Measures Introduced: Eight bills and one resolution, as follows: S. 929–936, and S. Res. 102. **Page 11289**

Measures Reported: Reports were made as follows:

S. 797, to amend the John F. Kennedy Center Act to authorize the design and construction of additions to the parking garage and certain site improvements. (S. Rept. No. 105–30)

S. 858, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System.

S. 936, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces. **Page 11288**

Measures Passed:

Denial of Veterans' Benefits: Committee on Veterans' Affairs was discharged from further consideration of S. 923, to deny veterans benefits to persons convicted of Federal capital offenses and, by a unanimous vote of 98 yeas (Vote No. 106), the bill was then passed, after agreeing to the following amendment proposed thereto: **Page 11284**

Specter Amendment No. 414, to limit convictions to Federal capital offenses. **Page 11284**

Drug-Free Communities Act: Senate passed H.R. 956, to amend the National Narcotics Leadership Act of 1988 to establish a program to support and encourage local communities that first demonstrate a comprehensive, long-term commitment to reduce substance abuse among youth, clearing the measure for the President. **Page 11308**

Nominations Received: Senate received the following nominations:

Frank M. Hull, of Georgia, to be United States Circuit Judge for the Eleventh Circuit. **Page 11312**

Messages From the House: **Page 11287**

Measures Referred: **Page 11288**

Measures Placed on Calendar: **Page 11288**

Communications: **Page 11288**

Executive Reports of Committees: **Page 11288**

Statements on Introduced Bills: **Page 11289**

Additional Cosponsors: **Page 11297**

Amendments Submitted: **Page 11299**

Authority for Committees: **Page 11299**

Additional Statements: **Page 11299**

Record Votes: One record vote was taken today. (Total—106) **Page 11286**

Adjournment: Senate convened at 10 a.m., and recessed at 6:24 p.m., until 10 a.m., on Thursday, June 19, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 11310.)

Committee Meetings

U.S. AGRICULTURAL EXPORT POLICY

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings to examine United States agricultural trade policy issues and the importance of trade to U.S. economic prosperity, after receiving testimony from Daniel R. Glickman, Secretary of Agriculture; and Charlene Barshefsky, United States Trade Representative.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations approved for full committee consideration an original bill making appropriations for foreign assistance programs for the fiscal year ending September 30, 1998.

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported the following bills:

An original bill (S. 936) authorizing funds for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces; and

S. 858, authorizing funds for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System.

RECONCILIATION

Committee on Banking, Housing, and Urban Affairs: Committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

CHINA-UNITED STATES TRADE

Committee on Commerce, Science, and Transportation: Committee resumed hearings to examine emerging trade issues in China, focusing on United States-China trade imbalances and the renewal of China's Most-Favored-Nation status, receiving testimony from Stuart E. Eizenstat, Under Secretary of State for Economic Affairs; and Robert B. Zoellick, Fannie Mae, and Alan Tonelson, United States Business and Industrial Council, both of Washington, D.C.

Hearings were recessed subject to call.

INTERNATIONAL SPACE STATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings to examine the current status and goals of the International Space Station program of the National Aeronautics and Space Administration, after receiving testimony from Daniel S. Goldin, Administrator, and Malcolm L. Peterson, Comptroller, both of the National Aeronautics and Space Administration; Thomas J. Schulz, Associate Director, Defense Acquisition Issues, National Security and International Affairs Division, General Accounting Office; Marcia S. Smith, Specialist in Aerospace and Telecommunications Policy, Science Policy Research Division, Congressional Research Service, Library of Congress; and Lawrence J. DeLucas, University of Alabama, Birmingham.

LAND EXCHANGE AND BOUNDARY ADJUSTMENTS

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management concluded hearings on S. 587, to provide for an exchange of lands located in Hinsdale County, Colorado, S. 588, to provide for the expansion of the Eagles Nest Wilderness within the Arapaho National Forest and the White River National Forest in Colorado, to include land known as the State Creek Addition, S. 589, to provide for a boundary adjustment and land conveyance involving the Raggeds Wilderness, White River National Forest in Colorado, to correct the effects of earlier erroneous land surveys, S. 590, to provide for a land exchange within the Routt National Forest in Colorado, S. 591, to transfer the Dillon Ranger District in the Arapaho National Forest to the White River National Forest in Colorado, S. 541, to provide for an exchange of lands with the city of Greeley, Colorado, and the Water Supply and Storage Company to eliminate private inholdings in wilderness areas, S. 750, to consolidate certain mineral interests in the National Grasslands in Billings County, North Dakota, through the exchange of Federal and private mineral interests to enhance land management capabilities and environmental and wildlife protection, S. 785, to convey certain land to the city of Grants Pass, Oregon, and S. 881, to provide for a land exchange involving the Warner Canyon Ski Area and other land in Oregon, after receiving testimony from Senator Allard; Mat Millenbach, Deputy Director, Bureau of Land Management, Department of the Interior; Robert C. Joslin, Deputy Chief, National Forest Systems, and Ellie Towns, Director of Lands, both of the Forest Service, Department of Agriculture; Mayor Vern Nelson, Greeley, Colorado; Paul Schray, City of Grants Pass, Oregon; and Richard Domingue, Trout Unlimited, Morrison, Colorado.

RECONCILIATION/NOMINATIONS

Committee on Finance: Committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000,

2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

Also, committee ordered favorably reported the nominations of Kevin L. Thurm, of New York, to be Deputy Secretary, and Richard J. Tarplin, of New York, to be Assistant Secretary, both of the Department of Health and Human Services.

GOVERNMENT CONTRACTING

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring and the District of Columbia concluded hearings on S. 314, to require the Federal Government to procure from the private sector the goods and services necessary for the operations and management of certain Government agencies, after receiving testimony from Senator Thomas; Representative Duncan; John A. Koskinen, Deputy Director, Office of Management and Budget; L. Nye Stevens, Director, Federal Management and Workforce Issues, General Government Division, General Accounting Office; Capt. Burton Streicher, CEC, USN, Director, Navy Outsourcing Support Office; Charles S. Davis III, Chamberlain, Davis, Rutan & Valk, Grosse Pointe, Michigan, former Associate Administrator for Operations, General Services Administration; Samuel D. Klienman, Center for Naval Analyses, Alexandria, Virginia; and John N. Sturdivant, AFL–CIO, Washington, D.C.

HUMAN RIGHTS IN CHINA

Committee on the Judiciary: Subcommittee on Immigration concluded hearings to examine the scope of human rights violations in China and the United States response to these abuses, including proposed changes in U.S. immigration law and related provisions of S. 810, proposed China Sanctions and Human Rights Advancement Act, after receiving testimony from James R. Lilley, University of Maryland, College Park; and Wu Xuecan, China Strategic Institute, T. Kumar, Amnesty International USA, and Kim R. Holmes, Heritage Foundation, all of Washington, D.C.

FDA REFORM

Committee on Labor and Human Resources: Committee ordered favorably reported, S. 830, to improve the regulation of food, drugs, devices, and biological products, and to authorize funds for prescription drug user fees, with an amendment in the nature of a substitute.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 1950–1958; 1 private bill, H.R. 1959; and 2 resolutions, H. Con. Res. 100 and H. Res. 168, were introduced. **Page 11370**

Reports Filed: Reports were filed as follows:

H.R. 1316, to amend chapter 87 of title 5, United States Code, with respect to the order of precedence to be applied in the payment of life insurance benefits, amended (H. Rept. 105–134);

H.R. 1775, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account and the Central Intelligence Agency Retirement and Disability System, amended (H. Rept. 105–135 Part I);

H.R. 858, to direct the Secretary of Agriculture to conduct a pilot project on designated lands within Plumas, Lassen, and Tahoe National Forests in the State of California to demonstrate the effectiveness of the resource management activities proposed by the Quincy Library Group and to amend current land and resource management plans for these national forests to consider the incorporation of these resource management activities, amended (H. Rept. 105–136 Part I); and

H. Res. 169, providing for consideration of H.R. 1119, to authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal years 1998 and 1999 (H. Rept. 105–137). **Page 11370**

Journal Vote: By a recorded vote of 355 ayes to 50 noes, Roll No. 209, agreed to the speaker's approval of the Journal of Tuesday, June 18. **Page 11336**

National Sea Grant College Authorization: By a yea-and-nay vote of 422 yeas to 3 nays, Roll No. 208, the House passed H.R. 437, to reauthorize the National Sea Grant College Program Act. **Page 11317**

Agreed to the Committee amendment in the nature of a substitute, made in order by the rule, as amended. **Page 11329**

Agreed to:

The Farr amendment that authorizes the Sea Grant International Program through FY 2000; **Page 11331**

The Tauzin amendment that provides up to $3 million in competitive grants for university research on oyster diseases and oyster-related human health risks; and **Page 11332**

The Traficant amendment that requires the compliance with the Buy American Act; expresses the sense of Congress that entities receiving assistance should purchase only American-made equipment and products; and requires that in providing this assistance the Secretary of Commerce shall provide each recipient a notice describing compliance with sections 2 through 4 of the Buy American Act. **Page 11333**

A point of order was sustained against the Shadegg amendment that sought to include a section entitled the Government Shutdown Prevention Act that provides a continuation of spending through the end of the fiscal year in the absence of regular appropriations. **Page 11333**

Agreed to H. Res. 164, the rule that provided for consideration of H.R. 437, by a voice vote. **Page 11317**

Recess: The House recessed at 5:43 p.m. and reconvened at 12:45 a.m. on Thursday, June 19. **Page 11369**

Quorum Calls—Votes: One yea-and-nay vote and one recorded vote developed during the proceedings of the House today and appear on pages 11335 and 11336. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 12:47 a.m. on Thursday, June 19.

Committee Meetings

AGRICULTURAL RESEARCH—PUBLIC AND PRIVATE PARTNERSHIP EFFORTS

Committee on Agriculture: Subcommittee on Forestry, Resource Conservation, and Research held a hearing on public and private partnership efforts in agricultural research. Testimony was heard from the following officials of the USDA: Robert E. Armstrong, Acting Executive Director, Alternative Agricultural Research and Commercialization Corporation; Bob Robinson, Administrator, Cooperative State Research, Education and Extension Service; and Peter Johnson, Director, National Center for Agricultural Utilization Research; and public witnesses.

BUDGET ALLOCATION

Committee on Appropriations: Approved a Section 602(b) budget allocation report for fiscal year 1998.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction approved for full Committee action the Military Construction appropriation for fiscal year 1998.

FINANCIAL MODERNIZATION

Committee on Banking and Financial Services: Continued markup of Financial Modernization legislation.

Will continue tomorrow.

TRANSPORTATION-RELATED AIR QUALITY IMPROVEMENT PROGRAMS REAUTHORIZATION

Committee on Commerce: Subcommittee on Health and Environment held a hearing on Reauthorizaton of Transportation-Related Air Quality Improvement Programs. Testimony was heard from David M. Gardiner, Assistant Administrator, Policy, Planning and Evaluation, EPA; Kevin Heanue, Director, Office of Environment and Planning, Federal Highway Administration, Department of Transportation; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Education and the Workforce: Ordered reported amended H.R. 1818, Juvenile Crime Control and Delinquency Prevention Act of 1997.

The Committee also began markup of H. Res. 139, expressing the sense of the House of Representatives that the Department of Education, States, and local education agencies should spend a greater percentage of Federal education tax dollars in our children's classrooms.

COMMITTEE RULES

Committee on Government Reform and Oversight: Amended Committee rules regarding deposition authority.

OVERSIGHT—ELECTRONIC FUNDS TRANSFER

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on Oversight of Electronic Funds Transfer. Testimony was heard from Jerry Hawke, Under Secretary, Domestic Finance, Department of the Treasury; Marty Wagner, Associate Administrator, GSA; Mark D. Catlett, Chief Financial Officer, Department of Veterans Affairs; and public witnesses.

AFRICA'S EMERGING CAPITAL MARKETS

Committee on International Relations: Subcommittee on Africa held a hearing on Africa's Emerging Capital Markets. Testimony was heard from public witnesses.

U.S.-VIETNAM RELATIONS

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on the U.S.-Vietnam Relations. Testimony was heard from Jeffrey Bader, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of State; Susan G. Esserman, General Counsel, Office of the U.S. Trade Representative; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following measures: H.R. 1866, Need-Based Educational Aid Antitrust Protection Act of 1997; H.R. 1901, Federal Tort Claims Act Clarification Act; H.R. 1086, amended, to codify without substantive change laws related to transportation and to improve the United States Code; H.R. 103, Private Security Officer Quality Assurance Act of 1997; H.R. 1847, amended, Telemarketing Fraud Prevention Act of 1997; H.R. 748, amended. Prohibition on Financial Transactions With Countries Supporting Terrorism Act of 1997; H.R. 1532, amended, Veterans' Cemetery Protection Act of 1997; H. Res. 154, expressing the sense of the House that the Nation's children are its most valuable assets and that their protection should be the Nation's highest priority; H. Con. Res. 75, expressing the sense of the Congress that States should work more aggressively to attack the problem of violent crimes committed by repeat offenders and criminals serving abbreviated sentences; H.R. 1840, Law Enforcement Technology Advertisement Clarification Act of 1997; H.R. 567, Madrid Protocol Implementation Act; H.R. 1661, amended, Trademark Law Treaty Implementation

Act; H.R. 1581, to reauthorize the program established under chapter 44 of title 28, United States Code, relating to arbitration; H.R. 1898, Juvenile Rape in Prison Protection Act of 1997; and H.R. 1902, Charitable Donation Antitrust Immunity Act of 1997.

VOLUNTEERS FOR WILDLIFE ACT

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held a hearing on H.R. 1856, Volunteers for Wildlife Act of 1997. Testimony was heard from Robert Streeter, Assistant Director, Refuges and Wildlife, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

SPECIAL INVESTIGATIVE AUTHORITIES—COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

Committee on Rules: Held a hearing on H. Res. 167, providing special investigative authorities for the Committee on Government Reform and Oversight. Testimony was heard from Chairman Burton and Representative Waxman.

NATIONAL DEFENSE AUTHORIZATION ACT

Committee on Rules: Granted, by a vote of 9 to 4, a structured rule on H.R. 1119, National Defense Authorization Act for Fiscal Years 1998 and 1999 providing two hours of general debate equally divided between the chairman and ranking minority member of the Committee on National Security. The rule waives all points of order against consideration of the bill. The rule provides for consideration of the committee amendment in the nature of a substitute now printed in the bill as an original bill for the purposes of amendment and all points of order are waived against the amendment in the nature of a substitute. The rule makes in order only those amendments printed in the report of the Committee on Rules and the amendments en bloc described in section 3 of the resolution. The rule provides that, except as specified in section 5 of the resolution, amendments will be considered only in the order and manner specified in the report. Except as otherwise provided in the report, amendments shall be debatable for 10 minutes divided between a proponent and an opponent. Amendments shall be considered as read and are not amendable (except for pro forma amendments offered by the Chairman and ranking minority member of the National Security Committee). All points of order are waived against the amendments printed in the report and those described in section 3 of this resolution. The rule provides for an extra 60 minutes of debate on Bosnia, equally divided between the chairman and ranking minority member of the Committee on National Security. The rule authorizes the Chairman of the National Security Committee or his designee to offer amendments en bloc consisting of amendments in part 2 of the report or germane modifications thereto, which shall be considered as read except that modifications shall be reported, shall be debatable for 20 minutes divided between the Chairman and ranking member of the National Security Committee or their designees and which shall not be subject to amendment or demand for division of the question. The rule provides that, for the purposes of inclusion in such amendments en bloc, an amendment printed in the form of a motion to strike may be modified to the form of a germane perfecting amendment to the text originally proposed to be stricken. The original proponent of an amendment included in such amendments en bloc may insert a statement in the Congressional Record immediately before the dispositions of the en bloc amendments. The rule permits the Chairman of the Committee of the Whole to postpone votes on any amendment and to reduce to 5 minutes the time for voting after the first of a series of votes provided that the first vote is not less than 15 minutes. The rule also permits the Chairman of the Committee of the Whole to recognize for consideration of any amendment printed in the report out of the order in which printed, but not sooner than one hour after the Chairman of the Committee on National Security or a designee announces from the floor a request to the effect. The rule provides one motion to recommit, with or without instructions. Finally, the rule provides that House Resolutions 161, 162, and 165 are laid on the table. Testimony was heard from Chairman Spence, and Representatives Weldon of Pennsylvania, Hefley, Saxton, Buyer, Everett, Bartlett, Watts of Oklahoma, Jones, Hilleary, Gilman, Bereuter, Oxley, Kasich, Dan Schaefer of Colorado, Shays, Stearns, Bachus, Mica, Foley, Forbes, Fox of Pennsylvania, Frelinghuysen, Wamp, Metcalf, Brady, Thune, Dellums, Skelton, Spratt, Pickett, Evans, McHale, Taylor of Mississippi, Harman, McHale, Kennedy of Rhode Island, Blagojevich, Rodriguez, Markey, Mink of Hawaii, Dicks, Frank of Massachusetts, Hoyer, Traficant, Pallone, Condit, Faleomavaega, Nadler, Moran of Virginia, Roemer, Sanders, Maloney of New York, Jackson-Lee of Texas, Woolsey, Farr of California, Luther, Millender-McDonald, and Lofgren.

COMMERCIAL SPACE ACT

Committee on Science: Ordered reported amended H.R. 1702, Commercial Space Act of 1997.

CHINA'S MFN STATUS

Committee on Ways and Means: Adversely ordered reported H.J. Res. 79, disapproving the extension of nondiscriminatory treatment, most-favored-nation treatment, to the products of the People's Republic of China.

Joint Meetings

INDIAN CHILD WELFARE AMENDMENTS

Joint Hearing: Senate Committee on Indian Affairs concluded joint hearings with the House Committee on Resources on S. 569 and H.R. 1082, bills to amend the Indian Child Welfare Act of 1978 to provide for retention by an Indian tribe of exclusive jurisdiction over child custody proceedings involving Indian children and other related requirements, after receiving testimony from Representative Pryce; Ada E. Deer, Assistant Secretary of the Interior for Indian Affairs; Thomas L. LeClaire, Director, Office of Tribal Justice, Department of Justice; Deborah J. Doxtator, Oneida Nation of Wisconsin, Oneida, Wisconsin; Thomas E. Atcitty, Navajo Nation, Window Rock, Arizona; W. Ron Allen, Jamestown S'Klallam Tribe, Sequim, Washington, on behalf of the National Congress of American Indians; Jane A. Gorman, Tustin, California, on behalf of the American Academy of Adoption Attorneys; and Michael J. Walleri, Tanana Chiefs Conference, Inc., Fairbanks, Alaska.

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Thursday, June 19, 1997

Senate

Chamber Action

Routine Proceedings, pages 11387–11453

Measures Introduced: Five bills were introduced, as follows: S. 937–941. **Page 11437**

Measures Reported: Reports were made as follows:

Special Report entitled "Allocation to Subcommittees of budget Totals from the Concurrent Resolution for Fiscal Year 1998". (S. Rept. No. 105–31)

S. 648, to establish legal standards and procedures for product liability litigation. (S. Rept. No. 105–32)

Page 11437

Measures Passed:

Intelligence Authorizations: By 98 yeas to 1 nays (Vote No. 109), Senate passed S. 858, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, after taking action on amendments proposed thereto, as follows: **Page 11399**

Adopted:

By a unanimous vote of 99 yeas (Vote 107), Wellstone Amendment No. 415, to express the sense of the Senate that any tax legislation enacted should meet a standard of fairness in its distributional impact.

Pages 11402, 11411

Rejected:

By 43 yeas to 56 nays (Vote No. 108), Torricelli Amendment No. 416, to require an unclassified statement of the aggregate amount of appropriations for intelligence activities. **Page 11406**

DOD Authorizations: Senate began consideration of S. 936, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on amendments proposed thereto, as follows: **Page 11415**

Adopted:

Lautenberg Amendment No. 417, to strike section 3138, relating to a prohibition on recovery of certain additional costs for environmental response actions associated with the Formerly Utilized Site Remedial Action Project program, and to require a report on the remediation activities of the Department of Energy. **Page 11423**

Smith Amendment No. 418 (to Amendment No. 417), to require a report to Congress regarding the Formerly Utilized Sites Remedial Action program of the Department of Energy. **Page 11425**

By a unanimous vote of 94 yeas (Vote No. 110), Feinstein/Biden Amendment No. 419, to prohibit the distribution of certain information relating to explosives, destructive devices, and weapons of mass destruction.

Pages 11426, 11434

Pending:

Cochran/Durbin Amendment No. 420, to require a license to export computers with composite theoretical performance equal to or greater than 2,000 million theoretical operations per second. **Pages 11429, 11435**

Senate will continue consideration of the bill on Friday, June 20, 1997.

Nominations Received: Senate received the following nominations: Stephen R. Sestanovich, of the District of Columbia, as Ambassador at Large and Special Adviser to the Secretary of State for the New Independent States.

Louis Caldera, of California, to be a Managing Director of the Corporation for National and Community Service.

2 Army nominations in the rank of general.

Page 11453

Messages From the House: **Page 11436**

Measures Referred: **Page 11436**

Communications: **Page 11437**

Executive Reports of Committees: **Page 11437**

Statements on Introduced Bills: **Page 11437**

Additional Cosponsors: **Page 11442**

Amendments Submitted: **Page 11443**

Notices of Hearings: **Page 11445**

Authority for Committees: **Page 11445**

Additional Statements: Page 11445

Record Votes: Four record votes were taken today. (Total–110) Pages 11411, 11435

Adjournment: Senate convened at 10 a.m., and recessed at 8 p.m., until 10 a.m., on Friday, June 20, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 11453.)

Committee Meetings

APPROPRIATIONS—FOREIGN ASSISTANCE/ SUBCOMMITTEE ALLOCATIONS

Committee on Appropriations: Committee completed its review of subcommittee allocations of budget outlays and new budget authority allocated to the committee in H. Con. Res. 84, establishing the congressional budget for the United States Government for the fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002.

CANCER RESEARCH/PHYSICIAN PRACTICE EXPENSE

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, concluded hearings to examine cancer research priorities and the Health Care Financing Administration's proposed plans for implementing the practice expense relative value requirements which Congress mandated for physician services under the Medicare fee schedule, after receiving testimony from Kathleen A. Buto, Associate Administrator for Policy, Health Care Financing Administration, and Richard D. Klausner, Director, National Cancer Institute, National Institutes of Health, both of the Department of Health and Human Services; John C. Bailar, III, University of Chicago, Chicago, Illinois; Christine Goertz, American Chiropractic Association, Arlington, Virginia; Jay H. Kleiman, American College of Cardiology, Bethesda, Maryland, on behalf of the Practice Expense Coalition; Alan R. Nelson, American Society of Internal Medicine, Washington, D.C.; and Donald H. Smith, American Society of General Surgeons, Glenview, Illinois.

APPROPRIATIONS—IRS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government concluded hearings on proposed budget estimates for fiscal year 1998 for the Internal Revenue Service, Department of the Treasury, after receiving testimony from Senator Kerrey, Cochairman, National Commission on Restructuring the Internal Revenue Service; James R. White, Associate Director for Tax Policy and Administration Issues, General Accounting Office; and Michael P. Dolan, Acting Commissioner, David A. Mader, Chief, Management and Administration, Arthur A. Gross, Chief Information Officer, and James E. Donelson, Chief, Taxpayer Service, each of the Internal Revenue Service, and Lawrence H. Summers, Deputy Secretary, all of the Department of the Treasury.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 909, to encourage and facilitate the creation of secure public networks for communication, commerce, education, medicine, and government, with an amendment in the nature of a substitute;

S. 661, to provide for an administrative process for obtaining a waiver of the coastwise trade laws for certain vessels;

S. 662, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Vortice,* with an amendment in the nature of a substitute;

S. 880, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Dusken IV,* with an amendment in the nature of a substitute;

S. 910, to authorize funds for fiscal years 1998 and 1999 for programs of the Earthquake Hazards Reduction Act;

S. 927, authorizing funds for fiscal years 1998 through 2002 for the National Sea Grant College Program to maintain coastal and marine resources;

H. Con. Res. 8, expressing the sense of Congress with respect to the significance of maintaining the health and stability of coral reef ecosystems, with an amendment; and

Two Coast Guard nomination lists.

US-JAPAN AVIATION RELATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation held hearings to examine United States international aviation goals and strategies, focusing on the United States-Japan aviation market, receiving testimony from Charles A. Hunnicutt, Assistant Secretary of Transportation for Aviation and International Affairs; former Virginia Governor Gerald L. Baliles, Richmond, on behalf of ACCESS U.S.-Japan; Frederick W. Smith, Federal Express Corporation, Memphis, Tennessee; Gerald Greenwald, United Airlines, Chicago, Illinois; Clyde Prestowitz, Economic Strategy Institute, Washington, D.C.; and John H. Dasburg, Northwest Airlines, Inc., St. Paul, Minnesota.

Hearings were recessed subject to call.

NATIONAL PARK SYSTEM USER FEES

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation, and Recreation concluded oversight hearings to review procedures to collect entrance and special use fees for units of the National

Park System and the status of the Fee Demonstration program implemented by the National Park Service in 1996, after receiving testimony from Denis P. Galvin, Acting Director, National Park Service, Department of the Interior; Philip H. Voorhees, National Parks and Conservation Association, Washington, D.C.; Stefan J. Jackson, National Outdoor Leadership School, Lander, Wyoming; Richard R. Hoffman, American Whitewater, Silver Spring, Maryland; and Barry S. Tindall, National Recreation and Park Association, Arlington, Virginia.

RECONCILIATION

Committee on Finance: Committee continued in evening session to consider recommendations which it will make to the Committee on the Budget with respect to spending reductions and revenue increases with regard to tax provisions to meet reconciliation expenditures as imposed by H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002.

GLOBAL CLIMATE NEGOTIATIONS

Committee on Foreign Relations: Subcommittee on International Economic Policy, Export and Trade Promotion concluded hearings to examine global climate change issues, including S. Res. 98, expressing the sense of the Senate regarding the conditions for the United States becoming a signatory to any international agreement on greenhouse gas emissions under the United Nations Framework Convention on Climate Change of 1992, and the United States negotiating position during the multinational conference to be held in December 1997 in Kyoto, Japan, after receiving testimony from Senator Byrd; Representative Dingell; Timothy E. Wirth, Under Secretary of State for Global Affairs; Richard L. Trumka, AFL/CIO, Washington, D.C.; Bryce Neidig, Madison, Nebraska, Nebraska Farm Bureau Federation, on behalf of the American Farm Bureau Federation; and Kevin Fay, International Climate Change Partnership, Arlington, Virginia.

House of Representatives

Chamber Action

Bills Introduced: 42 public bills, H.R. 1960–2001; and 4 resolutions, H. Con. Res. 101 and H. Res. 170–172, were introduced. **Page 11619**

Reports Filed: Reports were filed as follows:

H.R. 1553, to amend the President John F. Kennedy Assassination Records Collection Act of 1992 to extend the authorization of the Assassination Records Review Board until September 30, 1998 (H. Rept. 105–138 Part I); and

H. Res. 167, providing special investigative authorities for the Committee on Government Reform and Oversight (H. Rept. 105–139). **Page 11619**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Calvert to act as Speaker pro tempore for today. **Page 11454**

Motion to Adjourn: Rejected the Frank of Massachusetts motion to adjourn by a yea-and-nay vote of 123 yeas to 282 nays, Roll No. 210. **Page 11454**

Motion to Adjourn: Rejected the Forbes motion to adjourn by a yea-and-nay vote of 27 yeas to 389 nays, Roll No. 211. **Page 11462**

Department of Defense Authorization Act: The House completed general debate and began consideration of amendments to H.R. 1119, to authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal years 1998 and 1999. **Page 11475**

Agreed to:

The Spence amendment that incorporates portions of H.R. 1778, the Defense Reform Act, with provisions that direct various organizational, management, and business practices reforms; streamline acquisition procedures; reduce headquarters staffs by 25 percent; reduce personnel employed in acquisition and transportation organizations of the Department of Defense; mandate that certain commercial functions including finance and accounting services be competitively procured; and authorize the Navy to enter into contracts for long-term lease or charter of newly built auxiliary support vessels (agreed to by a recorded vote of 405 ayes to 14 noes Roll No. 215); **Pages 11566, 11601**

The Spence amendment that requires prior export approval for supercomputers with a composite theoretical performance of more than 2,000 million of theoretical operations per second (MTOPS) to countries which may violate non-proliferation agreements without the approval of the Secretary of Commerce, the Secretary of Defense, Secretary of Energy, Secretary of State, and the Director of the Arms Control and Disarmament Agency (agreed to by a recorded vote of 332 ayes to 88 noes Roll No. 216); and **Pages 11583, 11601**

The Shays amendment that establishes efforts to increase defense Burdensharing and directs the President to seek from each nation with cooperative military relations with the United States to increase the payment of non-personnel costs for stationing U.S. military in the nation, increase its annual budgetary outlays for national defense as a percentage of gross domestic product, increase its annual outlay for foreign assistance, or increase the amount of military assets contributed to multinational military activities; and to encourage these actions, authorizes the

President to reduce the level of U.S. personnel assigned to the host nation; impose fees similar to those charged to the United States; reduce U.S. contributions to NATO, and suspend, reduce or terminate bilateral security agreements. **Page 11597**

Rejected:

The Sanders amendment that sought to reduce overall authorized spending levels by 5 percent, a reduction of $13.4 billion, in fiscal years 1998 and 1999 (rejected by a recorded vote of 89 ayes to 332 noes, Roll No. 214); and **Page 11561**

The Harman amendment that sought to permit abortions at Defense facilities overseas for female members of the armed forces and dependents (rejected by a recorded vote of 196 ayes to 224 noes Roll No. 217); **Pages 11590, 11602**

Agreed to H. Res. 169, as amended, the rule providing for consideration of the bill by a recorded vote of 322 ayes to 101 noes Roll No. 213. Pursuant to the rule, H. Res. 161, H. Res. 162, and H. Res. 165 were laid on the table. **Page 11463**

Earlier, by a yea-and-nay vote of 329 yeas to 94 nays, Roll No. 212, agreed to the Solomon amendment to the rule, that made in order during consideration of H.R. 1119 certain amendments: No. 7, in a modified form, offered by Representative Dellums or his designee, No. 15, in a modified form, offered by Representative Frank of Massachusetts or his designee, the last amendment in part 1 offered by Representative Everett or his designee, penultimate amendment in part 2 offered by Representative Weldon of Pennsylvania or his designee, and the last amendment in part 2 offered by Representative Traficant or his designee; and provides that the additional debate on United States forces in Bosnia shall precede the offering of amendments numbered 8 and 9 of House Report 105–137, the report accompanying the rule. **Page 11472**

Senate Messages: Message received today from the Senate appears on page 11455.

Referrals: S. 923, to deny veterans benefits to persons convicted of Federal capital offenses was referred to the Committee on Veterans' Affairs. **Page 11618**

Amendments: Amendments ordered printed pursuant to the rule appear on page 11622.

Quorum Calls—Votes: Three yea-and-nay votes and five recorded votes developed during the proceedings of the House today and appear on pages 11454, 11462, 11474, 11565, 11601, and 11602. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 11:28 p.m.

Committee Meetings

FOREST ECOSYSTEM HEALTH

Committee on Agriculture: Held a hearing on forest ecosystem health in the Inland West and Northeast. Testimony was heard from Michael Dombeck, Chief, Forest Service, USDA; Jim Hubbard, State Forester, Forest Service, State of Colorado; Phil Bryce, State Forester, Division of Forest and Lands, State of New Hampshire; Chuck Gadzik, State Forester, Forest Service, State of Maine; and public witnesses.

FINANCIAL MODERNIZATION

Committee on Banking and Financial Services: Continued markup of Financial Modernization legislation.

Will continue tomorrow.

ELECTRICITY: RELIABILITY AND COMPETITION

Committee on Commerce: Subcommittee On Energy and Power held a hearing on Electricity: Reliability and Competition. Testimony was heard from Susan F. Clark, Commissioner, Public Service Commission, State of Florida; and public witnesses.

NIH—CONTINUED MANAGEMENT CONCERNS

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on Continued Management Concerns at the National Institutes of Health. Testimony was heard from the following officials of the NIH, Department of Health and Human Services: Harold E. Varmus, M.D., Director; and Francis Collins, M.D., Director, National Human Genome Research Institute.

HIGHER EDUCATION ACT AMENDMENTS

Committee on Education and the Workforce: Subcommittee on Postsecondary Education, Training and Life-Long Learning continued hearings on H.R. 6, Higher Education Act Amendments of 1998. Testimony was heard from Richard R. Riley, Secretary of Education.

Hearings continue June 26th.

NATIONAL CAPITAL REVITALIZATION AND SELF-GOVERNMENT IMPROVEMENT ACT

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia approved for full Committee action the National Capital Revitalization and Self-Government Improvement Act of 1997.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law approved for full Committee action the following bills: H.R. 1596, Bankruptcy Judgeship Act of 1997; and H.R. 1953, to clarify State authority to tax compensation paid to certain employees.

Prior to this action, the Subcommittee held a hearing on H.R. 1596. Testimony was heard from David R. Thompson, Judge, U.S. Court of Appeals, Ninth Circuit and Chairman, Committee on the Administration of the Bankruptcy System, Judicial Conference; Tina L. Brozman, Chief, U.S. Bankruptcy Judge, Southern District of New York; Frank W. Koger, Chief, U.S. Bank-

ruptcy Judge, Western District of Missouri; and public witnesses.

OVERSIGHT—BLM'S HARD ROCK MINING BONDING REGULATIONS

Committee on Resources: Subcommittee on Energy and Mineral Resources held an oversight hearing on Bureau of Lane Management's hard rock mining bonding regulations. Testimony was heard from the following officials of the Department of the Interior: John Leshy, Solicitor; and David Alberswerth, Special Assistant to the Assistant Secretary, Land and Minerals Management; and Jere Glover, Chief Counsel, Office of Advocacy, SBA.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks and Public Lands approved for full Committee action the following bills: H.R. 822, amended, to facilitate a land exchange involving private land within the exterior boundaries of Wenatchee National Forest in Chelan County, WA; H.R. 951, to require the Secretary of the Interior to exchange certain lands located in Hinsdale, Colorado; H.R. 960, amended, to validate certain conveyances in the city of Tulare, Tulare County, California; H.R. 1110, Sudbury, Asssabet, and Concord Wild and Scenic Rivers Act; and H.R. 1198, to direct the Secretary of the Interior to convey land to the City of Grants Pass, Oregon.

SPECIAL INVESTIGATIVE AUTHORITIES—COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

Committee on Rules: Ordered reported, by a record vote of 9 to 3, H. Res. 167, providing special investigative authorities for the Committee on Government Reform and Oversight.

COMPUTER SECURITY ENHANCEMENT ACT

Committee on Science: Subcommittee on Technology held a hearing on Computer Security Enhancement Act of 1997. Testimony was heard from Gary Bachula, Acting Under Secretary, Technology, Technology Administration, Department of Commerce; and public witnesses.

BUDGET SCORING RULES—REAL ESTATE TRANSACTIONS

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development held a hearing to review the Budget scoring rules as they relate to real estate transactions. Testimony was heard from Jacob J. Lew, Deputy Director, OMB.

PERSIAN GULF WAR VETERANS—VETERANS' AFFAIRS' TREATMENT

Committee on Veterans' Affairs: Subcommittee on Health held a hearing on the Veterans' Affairs' provision of treatment for Persian Gulf war veterans with difficult to diagnose and ill-defined conditions. Testimony was heard from Stephen P. Backhus, Director, Veterans' Affairs and Military Health Care Issues, GAO; Maj. Charles C. Engel, Jr., M.D., USA, Chief, Gulf War Health Center, Walter Reed Army Medical Center, Department of the Army; Kenneth Kizer, M.D., Under Secretary, Health, Department of Veterans Affairs; representatives of veterans organizations; and a public witness.

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Friday, June 20, 1997

Senate

Chamber Action

Routine Proceedings, pages 11642–11674

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 942–949, and S. Con. Res. 34. **Page 11666**

Measures Reported: Reports were made as follows:

S. 949, to provide revenue reconciliation pursuant to section 104(b) of the concurrent resolution on the budget for fiscal year 1998. (S. Rept. No. 105–33)

S. 947, to provide for reconciliation pursuant to section 104(a) of the concurrent resolution on the budget for fiscal year 1998. **Page 11666**

Measures Passed:

Electric and Magnetic Fields Research Extension: Senate passed H.R. 363, to amend section 2118 of the Energy Policy Act of 1992 to extend the Electric and Magnetic Fields Research and Public Information Dissemination program, clearing the measure for the President. **Page 11674**

DOD Authorizations: Senate continued consideration of S. 936, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on amendments proposed thereto, as follows: **Pages 11644, 11651**

Pending:

Cochran/Durbin Amendment No. 420, to require a license to export computers with composite theoretical performance equal to or greater than 2,000 million theoretical operations per second. **Pages 11644, 11646**

Grams Amendment No. 422 (to Amendment No. 420), to require the Comptroller General of the United States to conduct a study on the availability and potential risks relating to the sale of certain computers. **Pages 11647, 11651**

Coverdell (for Inhofe/Coverdell/Cleland) Amendment No. 423, to define depot-level maintenance and repair, to limit contracting for depot-level maintenance and repair

at installations approved for closure or realignment in 1995, and to modify authorities and requirements relating to the performance of core logistics functions.

Page 11652

Senate will continue consideration of the bill on Tuesday, June 24, 1997.

Authority for Committee: Committee on Finance was authorized until 12 midnight, today, to file a report.

Page 11674

Messages From the House: Page 11666

Communications: Page 11666

Statements on Introduced Bills: Page 11666

Additional Cosponsors: Page 11669

Amendments Submitted: Page 11670

Notices of Hearings: Page 11672

Authority for Committees: Page 11672

Additional Statements: Page 11672

Adjournment: Senate convened at 10 a.m., and recessed at 3:32 p.m., until 10 a.m., on Monday, June 23, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 11674.)

Committee Meetings

OMNIBUS BUDGET RECONCILIATION

Committee on the Budget: Committee ordered favorably reported an original bill (S. 947) to provide for reconciliation pursuant to H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002.

RECONCILIATION

Committee on Finance: Committee completed its review of recommendations which it will make to the Committee on the Budget with respect to spending reductions and revenue increases with regard to tax provisions to meet reconciliation expenditures as imposed by H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 2002–2007; 1 private bill, H.R. 2008; and 1 resolution, H. Res. 173, were introduced. Page 11719

Reports Filed: Reports were filed as follows:

H.J. Res. 79, disapproving the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of the People's Republic of China (Adverse, H. Rept. 105–140); and

H.R. 1278, to authorize appropriations for the activities of the National Oceanic and Atmospheric Administration for fiscal years 1998 and 1999, amended (H. Rept. 105–66 Part II). Page 11719

Journal Vote: By a yea-and-nay vote of 336 yeas to 49 nays, Roll No. 218, agreed to the Speaker's approval of the Journal of Thursday, June 19. Page 11676

Special Investigative Authorities: By a recorded vote of 216 ayes to 194 noes Roll No. 220, the House agreed to H. Res. 167, providing Special Investigative Authorities for the Committee on Government Reform and Oversight. Page 11677

Agreed to order the previous question by a yea-and-nay vote of 217 yeas to 196 nays, Roll No. 219. Page 11687

Department of Defense Authorization Act: The House continued consideration of amendments to H.R. 1119, to authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal years 1998 and 1999. The House completed general debate and considered amendments to the bill on Thursday, June 19. Further consideration of amendments will resume on Monday, June 23. Page 11689

Agreed to:

Hefley amendment that transfers jurisdiction of Naval Oil Shale Reserves Numbered 1 and 3 located in the State of Colorado from the Department of Energy to the Bureau of Land Management; and authorizes the lease with private entities to explore, develop, and produce petroleum, other than oil shale, located on the public domain lands (agreed to by a recorded vote of 248 ayes to 146 noes, Roll No. 222); Pages 11695, 11705

The Weldon of Pennsylvania amendment that requires the President to submit certifications concerning the targeting or re-targeting of Russian Intercontinental Ballistic Missiles at sites in the United States (agreed to by a recorded vote of 290 ayes to 100 noes, Roll No. 223); and Pages 11697, 11706

The Traficant amendment that authorizes the assignment of up to 10,000 DOD personnel to assist border patrol and control by the Immigration and Naturalization Service and the Customs Service at the request of the Attorney General in the case of the INS or the Secretary of the Treasury in the case of the Customs Service (agreed to by a recorded vote of 269 ayes to 119 noes with 1 voting "present", Roll No. 224). Pages 11703, 11706

Rejected:

The Luther amendment that sought to terminate further production of the Trident D–5 submarine launched ballistic missile. Pages 11690, 11704

Agreed to H. Res. 169, as amended, the rule providing for consideration of the bill on June 19. **Page 11689**

Legislative Program: The Majority Leader announced the legislative program for the week of June 23. **Page 11708**

Meeting Hour: Agreed that when the House adjourns on Saturday, June 21, 1997, it adjourn to meet at 10:30 a.m. on Monday, June 23, for morning hour debate. **Page 11709**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, June 25. **Page 11709**

Senate Messages: Message received today from the Senate appears on page 11675.

Quorum Calls—Votes: Two yea-and-nay votes and five recorded votes developed during the proceedings of the House today and appear on pages 11676, 11688, 11689, 11704, 11705, 11706, and 11707. There were no quorum calls.

Adjournment: Met at 9:00 a.m. and adjourned at 3:15 p.m.

Committee Meetings

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Banking and Financial Services: Ordered reported amended H.R. 10, Financial Services Competitiveness Act of 1997.

BALANCED BUDGET ACT; REVENUE RECONCILIATION ACT

Committee on the Budget: Ordered reported the following: The Balanced Budget Act of 1997; and the Revenue Reconciliation Act of 1997.

CIVIL ASSET FORFEITURE REFORM ACT

Committee on the Judiciary: Ordered reported H.R. 1965, Civil Asset Forfeiture Reform Act.

ETHICS REFORM PROPOSALS

Task Force on Ethics Reform: Concluded hearings on Ethics Reform proposals. Testimony was heard from Thomas Mann, Director, Governmental Studies Program, W. Averell Harriman, Senior Fellow in American Governance, Brookings Institution; Ann McBride, President and CEO, Common Cause; Gary Ruskin, Director, Congressional Accountability Project; and David Mason, Senior Fellow in Congressional Studies, Heritage Foundation.

Saturday, June 21, 1997

Senate

Chamber Action

Senate was not in session today. It will next meet on Monday, June 23, 1997, at 10 a.m.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 1 resolution, H. Con. Res. 102 was introduced. **Page 11732**

Reports Filed: Reports were filed as follows:

H.R. 748, to amend the prohibition of title 18, United States Code, against financial transactions with terrorists, amended (H. Rept. 105–141); and

H.R. 1532, to amend title 18, United States Code, to create criminal penalties for theft and willful vandalism at national cemeteries, amended (H. Rept. 105–142). **Page 11732**

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

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

Adjournment: Met at 9:00 a.m. and adjourned at 9:03 a.m.

Committee Meetings

No Committee meetings were held.

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Monday, June 23, 1997

Senate

Chamber Action

Routine Proceedings, pages 11734–11790

Measures Introduced: One bill was introduced, as follows: S. 950. **Page 11784**

Measures Passed

National Literacy Day: Senate agreed to S. Res. 92, designating July 2, 1997, and July 2, 1998, as "National Literacy Day". **Page 11790**

Budget Reconciliation: Senate began consideration of S. 947, to provide for reconciliation pursuant to section 104(a) of the concurrent resolution on the budget for fiscal year 1998, taking action on amendments proposed thereto, as follows: **Pages 11743, 11759**

Pending:

Gregg Modified Amendment No. 426, to provide for terms and conditions of imposing Medicare premiums. **Pages 11752, 11759**

Harkin Amendment No. 428, to reduce health care fraud, waste, and abuse. **Page 11763**

Kennedy/Wellstone Amendment No. 429, to strike the provision relating to the imposition of a copayment for part B home health services. **Page 11764**

Motion to waive a point of order that section 5611 of the bill violates section 313(b)(1)(A) of the Congressional Budget Act of 1974. **Page 11778**

A unanimous-consent agreement was reached providing for further consideration of the bill on Tuesday, June 24, 1997. **Page 11790**

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

Transmitting the annual report on Federal Advisory Committees for fiscal year 1995; referred to the Committee on Governmental Affairs. (PM–47). **Page 11782**

Nominations Received: Senate received the following nominations:

Martin S. Indyk, of the District of Columbia, to be an Assistant Secretary of State.

Routine lists in the Army, Marine Corps. **Page 11790**

Messages From the President: **Page 11782**

Messages From the House: **Page 11782**

Communications: **Page 11782**

Statements on Introduced Bills: **Page 11784**

Additional Cosponsors: **Page 11786**

Amendments Submitted: **Page 11787**

Additional Statements: **Page 11788**

Adjournment: Senate convened at 10 a.m., and recessed at 7:45 p.m., until 9:30 a.m., on Tuesday, June 24, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 11790.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 2009–2013; and 2 resolutions, H. Con. Res. 103–104, were introduced. **Page 11878**

Reports Filed: Reports were filed as follows:

H.R. 1581, to reauthorize the program established under chapter 44 of title 28, United States Code, relating to arbitration (H. Rept. 105–143);

H.R. 1866, to continue favorable treatment for need-based educational aid under the antitrust laws (H. Rept. 105–144);

H.R. 1901, to clarify that the protections of the Federal Tort Claims Act apply to the members and personnel of the National Gambling Impact Study Commission (H. Rept. 105–145);

H.R. 1902, to immunize donations made in the form of charitable gift annuities and charitable remainder trusts from the antitrust laws and State laws similar to the antitrust laws; (H. Rept. 105–146);

H.R. 849, to prohibit an alien who is not lawfully present in the United States from receiving assistance under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, amended (H. Rept. 105–147);

H.R. 2014, Revenue Reconciliation Act of 1997 (H. Rept. 105–148); and

H.R. 2015, Balanced Budget Act of 1997 (H. Rept. 105–149). **Page 11877**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Pease to act as Speaker pro tempore for today. **Page 11791**

Recess: The House recessed at 10:50 a.m. and reconvened at 12 noon. **Page 11793**

Suspensions: The House voted to suspend the rules and pass the following measures:

Federal Tort Claims Act Clarification: H.R. 1901, to clarify that the protections of the Federal Tort Claims Act apply to the members and personnel of the National Gambling Impact Study Commission; **Page 11794**

Charitable Donation Antitrust Immunity: H.R. 1902, to immunize donations made in the form of charitable gift annuities and charitable remainder trusts from the antitrust laws and State laws similar to the antitrust laws; **Page 11795**

Veterans' Cemetery Protection Act: H.R. 1532, amended, to amend title 18, United States Code, to create criminal penalties for theft and willful vandalism at national cemeteries. Agreed to amend the title; **Pages 11796, 11868**

Need-Based Educational Aid Antitrust Protection: H.R. 1866, to continue favorable treatment for need-based educational aid under the antitrust laws; **Page 11799**

Program Relating to Arbitration: H.R. 1581, to reauthorize the program established under chapter 44 of title 28, United States Code, relating to arbitration; and **Page 11801**

John F. Kennedy Assassination Records Review Board: H.R. 1553, to amend the President John F. Kennedy Assassination Records Collection Act of 1992 to extend the authorization of the Assassination Records Review Board until September 30, 1998. **Page 11803**

Cost of Government Day—Vote Postponed: The House completed debate on the motion to suspend the rules and agree to H. Con. Res. 102, expressing the sense of the Congress that the cost of government spending and regulatory programs should be reduced so that American families will be able to keep more of what they earn. The vote was postponed until Wednesday, June 25. **Page 11801**

Recess: The House recessed at 2:35 p.m. and reconvened at 5:36 p.m. **Page 11821**

Order of Business—MFN to China: It was made in order that at any time on June 24, 1997, to consider in the House the joint resolution (H.J. Res. 79) disapproving the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of the People's Republic of China; that the joint resolution be considered as read for amendment; that all points of order against the joint resolution and against its consideration be waived; that the joint resolution be debatable for three and one-half hours equally divided and controlled by the Chairman of the Committee on Ways and Means (in opposition to the joint resolution) and a Member in support of the joint resolution; that pursuant to sections 152 and 153 of the Trade Act of 1974, the previous question be considered as ordered on the joint resolution to final passage without intervening motion; and that the provisions of sections 152 and 153 of the Trade Act of 1974 shall not otherwise apply to any joint resolution disapproving the extension of most-favored-nation treatment to the People's Republic of China for the remainder of the first session of the One Hundred Fifth Congress. **Page 11821**

Department of Defense Authorization Act: The House continued consideration of amendments to H.R. 1119, to authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal years 1998 and 1999. The House completed general debate and considered amendments to the bill on June 19 and 20. **Page 11805**

Agreed To:

The Frank of Massachusetts amendment, as modified, that limits the U.S. share of payments for the cost of NATO expansion to 10 percent of the total cost or $2 billion whichever is less; and if at any time the U.S. share exceeds 10 percent, then no funds may be expended until the percentage is reduced to 10 percent; **Pages 11805, 11822**

The Bachus amendment that prohibits the performance of military honors at the funeral of a person who has been convicted of a crime under State or Federal law for which death is a possible punishment and for which the person was sentenced to death or life imprisonment (agreed to by a recorded vote of 416 ayes with none voting "no", Roll No. 225); **Pages 11809, 11822**

The Talent amendment that revises DOD missing persons authorities; requires a preliminary assessment within 48 hours unless hostile actions prevent timely reporting but in no case later than ten days; establishes reporting procedures and frequency of subsequent reviews; requires a certification by a forensic science practitioner for bodies that are not identifiable; requires that the identity of the missing person's counsel be provided to the next of kin; and establishes personnel files for Korean Conflict cases (agreed to by a recorded vote of 415 ayes to 2 noes, Roll No. 226); **Pages 11811, 11823**

The Buyer amendment that requires a joint plan from the Secretary of Defense and the Secretary of Veterans Affairs to provide appropriate health care to Persian Gulf veterans and their dependents who suffer from a Gulf War illness, including follow up treatment after initial examination as part of registration in the Persian Gulf War Veterans Health Registry or the Comprehensive Clinical Evaluation Program; requires a Comptroller General Study of revised disability criteria to ensure accurate ratings related to a diagnosis of a Persian Gulf illness; requires a medical tracking system for members deployed overseas; requires reports on plans to track the daily location of units serving in a theater of operations and plans to improve the detection of chemical and biological hazards; requires the Secretary of Defense to provide a notice with specified information to each member of the armed forces whenever an investigational new drug is administered; requires a report evaluating the effectiveness of medical research initiatives regarding Gulf War illnesses; and provides $4.5 million to establish a Persian Gulf illness clinical trials program (agreed to by a recorded vote of 417 ayes with none voting "no", Roll No. 227); **Pages 11815, 11824**

The Rohrabacher amendment that prohibits any Cooperative Threat Reduction funds to be expended when it becomes known to the Secretary of Defense that Russia has transferred to the People's Republic of China an SS–N–22 missile system (agreed to by a recorded vote of 215 ayes to 206 noes, Roll No. 230); and **Page 11854**

The Spence en bloc amendment, as modified, that requires a study of the U.S. capacitor and resistor indus-

tries; strikes limitation on funds for development of the Integrated Defensive Electronic Countermeasures program for the F/A 18 aircraft and AV–8B aircraft; expresses the sense of Congress that the U.S. should maintain approximately 100,000 military personnel in the Asia and Pacific region; expresses the sense of Congress that the armed forces should not be deployed to provide environmental preservation activities for other nations; expands reserve affiliations bonus to include the Coast Guard reserve; prohibits any funding for the United States Man and Biosphere Program; states the support for the Army in its Comanche program technology transfer and acquisition efforts; requires a report on the utility of permitting U.S. nationals to participate in the Senior Reserve Officers' Training Corps program; clarifies that the gross tonnage for purposes of tank vessel double hull requirements shall be the gross tonnage of the vessel on the most recent certificate; provides $3.910 million for the fire range/maintenance shop construction project at Camp Roberts, California; includes additionally in the report on future military capabilities of the People's Republic of China, Chinese capabilities in nuclear weapons development, electronic warfare, telecommunications, advanced aerospace technologies, antisubmarine warfare, and an assessment of the potential threat to U.S. strategic interests by U.S. and other sales to China; specifies that the POW/MIA flag shall be displayed at each Department of Veterans Affairs medical center on each day on which the U.S. flag is displayed; allows veterans' preference to reservist veterans of the Persian Gulf War who were deployed but did not serve in the theater of operations; requires a report evaluating the feasibility of transferring jurisdiction of the Modular Airborne Fire Fighting System from the Department of Agriculture to the Department of Defense; provides $6.2 million for a barracks construction project at Fort Indiantown Gap, Pennsylvania; provides transfers of real and personal property at certain Department of Energy facilities; requires an annual report on the development and deployment of narcotics detection technologies; requires the Secretary of Defense to delegate certain authorities to the site manager of Hanford Reservation, Richland, Washington; requires the Secretary of Energy to conduct a study on the effects of workforce restructuring plans for defense nuclear facilities; requires a report on the feasibility of conversion of members of the Army or Air Force reserve components who are on active duty (AGR personnel) to military technicians; sense of Congress that all promising technology and treatments relating to Gulf War illnesses should be fully explored and tested; increases funding for the Navy Land Attack technology program by $10 million and reduces the Air Systems and Weapons Advance Technology program by $5 million and reduces the Ship Hull Mechanical and Electrical Technology by $5 million; prohibits the Secretary of Defense from determining the allowability of costs of employee stock ownership plans described in the rule proposed by the Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council; requires a report on the Operational Field Assessments program; establishes the Sikes Act Improvement Amendments of 1997 and authorizes $9 million for the next five years for cooperative wildlife management at military installations; conveys land from Fort Dix to the Borough of Wrightstown, New Jersey; requires a study to evaluate the requirement for military medical facilities in the National Capital region; requires a report describing anti-terrorism activities; provides limited expansion to the Community College of the Air Force; requires the Director of OMB to report on counter-terrorism and anti-terrorism programs and activities and establish a government-wide reporting system on the budget and expenditure of funds; expands the number of personnel eligible to participate in a demonstration project relating to acquisition workforce; conveys certain real property at Ellsworth Air Force Base to the Greater Box Elder Area Economic Development Corporation, Box Elder, South Dakota; requires a random audit of U.S. military installations to determine the extent to which installations procured goods not made in the United States; revises from 120 days to 60 days the time for submission of the annual report relating to the Buy America Act; requires a report from the Secretary of the Army concerning the implementation of the amendments made to the Armament Retooling and Manufacturing Support Act of 1992; and expresses the sense of Congress concerning the need for Russian openness on the Yamantau Mountain project.

Page 11857

Rejected:

The Dellums amendment, as modified, that sought to terminate production of the B–2 bomber and reduce funding by $331.2 million, allow $21.8 million for curtailment of the production line, and increase funding by $332.2 million for procurement of equipment for the reserve components (rejected by a recorded vote of 209 ayes to 216 noes, Roll No. 228); and Page 11824

The Everett amendment, as modified, that sought to strike section 333, restrictions on contracts for performance of depot-level maintenance and repair at certain facilities; section 334, core logistics functions of Department of Defense; and section 335, centers of industrial and technical excellence (rejected by a recorded vote of 145 ayes to 278 noes, Roll No. 229). Page 11845

Withdrawn:

The Skelton amendment was offered but subsequently withdrawn that sought to expand criminal offenses resulting in forfeiture of veterans' burial benefits to include those convicted of crimes involving weapons of mass destruction against federal properties, law enforcement officers, or employees; Page 11810

Agreed to H. Res. 169, as amended, the rule providing for consideration of the bill on June 19. Page 11463

Presidential Message—Advisory Committees: Read a message from the President wherein he transmitted his annual report on Federal Advisory Committees, covering fiscal year 1995—referred to the Committee on Government Reform and Oversight. **Page 11869**

Senate Messages: Message received today from the Senate appears on page 11791.

Quorum Calls—Votes: Six recorded votes developed during the proceedings of the House today and appear on pages 11822, 11823, 11824, 11844, 11854 and 11856. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 11:50 p.m.

Committee Meetings

No committee meetings were held.

♦♦♦♦♦♦♦♦♦♦♦

Tuesday, June 24, 1997

Senate

Chamber Action

Routine Proceedings, pages 12049–12239

Measures Introduced: Six bills were introduced, as follows: S. 950–955. **Page 12133**

Measures Reported: Reports were made as follows:

Special Report entitled "Printing Pictures of Missing Children on Senate Mail". (S. Rept. No. 105–34)

S. 955, making appropriations for foreign operations, export financing, related programs for the fiscal year ending September 30, 1998. (S. Rept. No. 105–35)

Special Report entitled "Developments in Aging: 1996, Volume 1". (S. Rept. No. 105–36) **Page 12133**

Measures Passed:

Charitable Donation Antitrust Immunity: Senate passed H.R. 1902, to immunize donations made in the form of charitable gift annuities and charitable remainder trusts from the antitrust laws and State laws similar to the antitrust laws, clearing the measure for the President. **Page 12239**

Budget Reconciliation: Senate continued consideration of S. 947, to provide for reconciliation pursuant to section 104(a) of the concurrent resolution on the budget for fiscal year 1998, taking action on amendments proposed thereto, as follows: **Page 12049**

Adopted:

Roth/Moynihan Amendment No. 431, of a technical nature. **Page 12064**

Roth/Moynihan Amendment No. 434, to provide for an income-related reduction in the subsidy provided to individuals under part B of title XVIII of the Social Security Act, and to provide for a demonstration project on an income-related part B deductible. **Page 12077**

Kennedy Amendment No. 440, to means-test Senatorial health benefits in the same way as the bill means-tests Medicare part B premiums and deductibles. (Upon division, this provision of the amendment was agreed to.) **Page 12077**

Hutchison Amendment No. 446, to require States to verify that prisoners are not receiving food stamp benefits. **Page 12093**

Wellstone/Domenici Amendment No. 449, to provide for full mental health parity with respect to health plans purchased through the use of amounts provided under a block grant to States. **Page 12095**

Domenici (for Lieberman) Amendment No. 452, to require medicaid managed care plans to provide certain comparative information to enrollees. **Page 12102**

Domenici (for Feinstein) Amendment No. 453, to require managed care organizations to provide annual data to enrollees regarding non-health expenditures. **Page 12102**

Domenici (for Craig/Bingaman) Amendment No. 454, to provide for a study and report analyzing the short term and long term benefits and costs to the medicare system of coverage of medical nutrition therapy services by registered dietitians under part B of title XVIII of the Social Security Act. **Page 12102**

Domenici (for Harkin/McCain) Amendment No. 457, to reduce health care fraud, waste, and abuse. **Page 12113**

Rejected:

Kennedy/Wellstone Amendment No. 429, to strike the provision relating to the imposition of a copayment for part B home health services. (By 59 yeas to 41 nays (Vote No. 111), Senate tabled the amendment.) **Pages 12049, 50**

Kennedy Amendment No. 440, to strike income-relating of the Medicare part B premiums and deductibles. (By 70 yeas to 30 nays (Vote No. 113), Senate agreed to a motion to table this division of the amendment.) **Page 12077**

Pending:

Harkin Amendment No. 428, to reduce health care fraud, waste, and abuse. **Pages 12049, 12077**

Gramm Amendment No. 444, to provide waiver authority for penalties relating to failure to satisfy minimum participation rate. **Page 12090**

Reed Amendment No. 445, in the nature of a substitute. **Page 12090**

Hutchison Amendment No. 447, to modify the reductions for disproportionate share hospital payments. **Page 12094**

Chafee/Rockefeller/Jeffords Amendment No. 448, to clarify the standard benefits package and the cost-sharing requirements for the children's health initiative. **Page 12094**

Durbin/Wellstone Amendment No. 450, to provide food stamp benefits to child immigrants. **Page 12097**

D'Amato/Harkin Amendment No. 451, to improve health care quality and reduce health care costs by establishing a National Fund for Health Research. **Page 12098**

Domenici (for Murkowski) Amendment No. 455, to confirm Title IV, Energy Title, to the provisions of the bill, with respect to the use of underutilized Strategic Petroleum Reserve facilities. **Page 12103**

Domenici (for Abraham/Levin) Amendment No. 456, to extend the moratorium regarding HealthSource Saginaw until December 31, 2002. **Page 12112**

Domenici (for Helms) Amendment No. 458, to provide for inclusion of Stanly County, North Carolina in a large urban area under the Medicare program. **Page 12114**

Domenici (for Helms) Amendment No. 459, to provide for inclusion of Stanly County, North Carolina in a large urban area under the Medicare program. **Page 12114**

Domenici (for McCain/Wyden) Amendment No. 460, to provide for the continuation of certain State-wide medicaid waivers. **Page 12114**

Domenici (for McCain) Amendment No. 461, to provide for the treatment of certain Amerasian immigrants as refugees. **Page 12115**

Domenici (for Jeffords) Amendment No. 462, to require the Secretary of Health and Human Services to provide medicare beneficiaries with notice of the medicare cost-sharing assistance available under the medicaid program for specified low-income medicare beneficiaries. **Page 12116**

Domenici (for Jeffords) Amendment No. 463, to provide for the evaluation and quality assurance of the children's health insurance initiative. **Page 12116**

Domenici (for Brownback) Amendment No. 464, to establish procedures to ensure a balanced Federal budget by fiscal year 2002. **Page 12116**

Domenici (for Allard) Amendment No. 465, to expand medical savings accounts to families with uninsured children. **Page 12117**

Domenici (for Chafee) Amendment No. 466, to extend the authority of the Nuclear Regulatory Commission to collect fees through September 30, 2002. **Page 12117**

Domenici (for Grassley) Amendment No. 467, to preserve religious choice in long-term care. **Page 12117**

Domenici (for Kyl) Amendment No. 468, to allow medicare beneficiaries to enter into private contracts for services. **Page 12118**

Domenici (for Specter) Amendment No. 469, to extend premium protection for low-income medicare beneficiaries under the medicaid program. **Page 12118**

Domenici (for Specter) Amendment No. 470, to strike the limitations on DSH payments to institutions for mental diseases under the medicaid program. **Page 12118**

Domenici (for Specter) Amendment No. 471, to strike the limitations on Indirect Graduate Medical Education payments to teaching hospitals. **Page 12118**

Domenici (for Burns) Amendment No. 472, to provide that information contained in the National Directory of New Hires be deleted after 6 months. **Page 12118**

Domenici (for Hutchinson) Amendment No. 473, to clarify the number of individuals that may be treated as engaged in work for purposes of the mandatory work requirement for TANF block grants. **Page 12118**

Domenici (for McCain) Amendment No. 474, to provide for the extension and expansion of spectrum auction authority and to provide for the flexible use of electromagnetic spectrum. **Page 12118**

Lautenberg Amendment No. 475, to ensure that certain legal immigrants who become disabled are eligible for disability benefits. **Page 12118**

Lautenberg (for Kerrey) Amendment No. 476, to enhance taxpayer value in auctions conducted by the Federal Communications Commission. **Page 12118**

Lautenberg (for Durbin) Amendment No. 477, to provide food stamp benefits to child immigrants. **Page 12118**

Lautenberg (for Rockefeller) Amendment No. 478, to require balance billing protections for individuals enrolled in fee-for-service plans under the Medicare Choice program under part C of title XVIII of the Social Security Act. **Page 12119**

Lautenberg (for Dodd) Amendment No. 479, to provide for medicaid eligibility of disabled children who lose SSI benefits. **Page 12119**

Lautenberg (for Murray) Amendment No. 480, to clarify the family violence option under the temporary assistance to needy families program. **Page 12119**

Lautenberg (for Dodd) Amendment No. 481, to amend the provision with regard to transfer cases. **Page 12119**

Lautenberg (for Levin) Amendment No. 482, to allow vocational educational training to be counted as a work activity under the temporary assistance for needy families program for 24 months. **Page 12119**

Lautenberg (for Wyden) Amendment No. 483, to provide for the continuation of certain State-wide medicaid waivers. **Page 12119**

Lautenberg (for Harkin) Amendment No. 484, to make community action agencies, community development corporations and other non-profit organization eligible for welfare-to-work grants. **Page 12120**

Lautenberg (for Feinstein) Amendment No. 485, to provide that the hospital length of stay with respect to an individual shall be determined by the attending physician. **Page 12120**

Lautenberg (for Feinstein) Amendment No. 486, to provide additional funding for State emergency health services furnished to undocumented aliens. **Page 12120**

Lautenberg (for Feinstein) Amendment No. 487, to provide for the application of disproportionate share hospital-specific payment adjustments with respect to California. **Page 12120**

Lautenberg (for Wellstone) Amendment No. 488, to provide for actuarially sufficient reimbursement rates for providers. **Page 12121**

Lautenberg (for Mikulski) Amendment No. 489, to reinstate the requirements for provider payment rates. **Page 12121**

Lautenberg (for Kennedy) Amendment No. 490, to improve the provisions relating to the Higher Education Act of 1965. **Page 12121**

Lautenberg (for Baucus) Amendment No. 491, to prohibit cost-sharing for children in families with incomes that are less than 150 percent of the poverty line. **Page 12122**

Lautenberg (for Kennedy) Amendment No. 492, to ensure the provision of appropriate benefits for uninsured children with special needs. **Page 12122**

Lautenberg (for Kennedy) Amendment No. 493, to exempt severely disabled aliens from the ban on receipt of supplemental security income. **Page 12122**

Lautenberg (for Conrad) Amendment No. 494, to provide for medicaid eligibility of disabled children who lose SSI benefits. **Page 12122**

Lautenberg (for Conrad) Amendment No. 495, to establish a process to permit a nurse aide petition to have his or her name removed from the nurse aide registry under certain circumstances. **Page 12122**

Lautenberg (for Kerrey) Amendment No. 496, to strike the limitation on the coverage of abortions. **Page 12123**

Lautenberg (for Kohl) Amendment No. 497, to clarify that risk solvency standards established for managed care entities under the medicaid program shall not preempt any State standards that are more stringent. **Page 12123**

Lautenberg (for Harkin) Amendment No. 498, to allow funds provided under the welfare-to-work grant program to be used for the microloan demonstration program under the Small Business Act. **Page 12123**

Domenici Amendment No. 499, to provide SSI eligibility for disabled legal aliens. **Page 12123**

Domenici (for Chafee/Rockefeller) Amendment No. 500, to require that any benefits package offered under the block grant option for the children's health initiative includes hearing and vision services. **Page 12124**

Domenici (for Chafee/Rockefeller) Amendment No. 501, to require that any benefits package offered under the block grant option for the children's health initiative includes hearing and vision services. **Page 12124**

Roth (for D'Amato) Amendment No. 502, to establish a Medicare anti-duplication provision. **Page 12125**

Lautenberg (for Rockefeller) Modified Amendment No. 503, to extend premium protection for low-income medicare beneficiaries under the medicaid program. **Pages 12127, 12128**

Lautenberg (for Kennedy) Amendment No. 504, to immediately transfer to part B certain home health benefits. **Page 12127**

Roth (for Lott) Amendment No. 505 (to Amendment No. 448), to improve the children's health initiative. **Page 12127**

Roth Amendment No. 506, to make technical corrections and revisions. **Page 12128**

Roth (for Lott) Amendment No. 507 (to Amendment No. 501), in the nature of a substitute. **Page 12128**

Roth (for Lott) Amendment No. 508 (to Amendment No. 500), in the nature of a substitute. **Page 12128**

Roth (for Lott) Amendment No. 509 (to Amendment No. 492), in the nature of a substitute. **Page 12128**

Lautenberg (for Rockefeller) Amendment No. 510, to require that any benefits package offered under the block grant option for the children's health initiative includes hearing and vision services. **Page 12128**

Roth Amendment No. 511, to provide a substitute for the children's health insurance initiatives. **Page 12128**

Chafee Amendment No. 512 (to Amendment No. 511), to clarify the standard benefits package and the cost-sharing requirement for the children's health initiative. **Page 12128**

Roth (for Lott) Amendment No. 513 (to Amendment No. 510), in the nature of a substitute. **Page 12129**

Roth (for DeWine) Amendment No. 427, to continue full-time-equivalent resident reimbursement for an additional one year under medicare for direct graduate medical education for residents enrolled in combined approved primary care medical residency training programs. **Page 12129**

Motion to waive a point of order that Section 5822 of the bill violates section 313(b)(1)(A) of the Congressional Budget Act. **Page 12125**

Motion to waive section 310(d) of the Congressional Budget Act with respect to consideration of Reed Amendment No. 445, listed above. **Page 12092**

Motion to waive section 305(b)(2) of the Congressional Budget Act with respect to consideration of D'Amato Amendment No. 451, listed above. **Page 12100**

Withdrawn:

Gregg Modified Amendment No. 426, to provide for terms and conditions of imposing Medicare premiums. **Page 12049**

During consideration of this measure today, Senate also took the following action:

By 62 yeas to 38 nays (Vote No. 112), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to a motion to waive section 313(b)(1)(A) of the Congressional Budget Act of 1974 with respect to consideration of Section 5611 of the bill, providing for an increase in the eligibility age for Medicare from age 65 to 67. **Page 12076**

By 37 yeas to 63 nays (Vote No. 114), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 310(d) of the Congressional Budget Act of 1974 with respect to consideration of division 1 of Kennedy

Amendment No. 440, to delay the effective date of income-relating of the Medicare part B premiums and deductibles. Subsequently, a point of order that this division of the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 12077**

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments/motions pending thereto, on Wednesday, June 25, 1997, with votes to occur thereon. **Page 12239**

Messages From the House: **Page 12132**

Measures Referred: **Page 12132**

Measures Placed on Calendar: **Page 12132**

Communications: **Page 12132**

Executive Reports of Committees: **Page 12133**

Statements on Introduced Bills: **Page 12133**

Additional Cosponsors: **Page 12138**

Amendments Submitted: **Page 12139**

Notices of Hearings: **Page 12235**

Authority for Committees: **Page 12235**

Additional Statements: **Page 12235**

Record Votes: Four record votes were taken today. (Total—114) **Pages 12057, 12076, 12088, 12090**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 10:54 p.m., until 9:20 a.m., on Wednesday, June 25, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 12239.)

Committee Meetings

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations ordered favorably reported an original bill (S. 955) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998.

GOVERNMENT PERFORMANCE AND RESULTS ACT

Committee on Appropriations/Committee on Governmental Affairs: Committees held joint hearings to examine the goals and requirements of the upcoming implementation of the Government Performance and Results Act of 1993 which will require Federal agencies to submit a strategic plan outlining their major functions and operations over the next six years to Congress and OMB not later than September 30, 1997 and its importance to the American public, receiving testimony from Franklin D. Raines, Director, and John Koskinen, Deputy Director for Management, both of the Office of Management and Budget.

Hearings were recessed subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Jane Garvey, of Massachusetts, to be Administrator of the Federal Aviation Administration, Department of Transportation, after the nominee, who was introduced by Senators Kennedy and Kerry, testified and answered questions in her own behalf.

ELECTRIC UTILITIES DEREGULATION

Committee on Energy and Natural Resources: Committee met to further discuss proposals to advance the goals of deregulation and competition in the electric power industry, focusing on the repeal of the Public Utility Holding Company Act of 1935 and related matters, receiving testimony from Barry P. Barbash, Director, Division of Investment Management, Securities and Exchange Commission; Susan Tomasky, General Counsel, Federal Energy Regulatory Commission, Department of Energy; Sam I. Bratton, Arkansas Public Service Commission, Little Rock; Ferd C. Meyer, Jr., Central and South West Corporation, Dallas, Texas; Martin B. Kanner, Kanner and Associates, on behalf of the Consumers for Fair Competition, and William S. Scherman, Skadden, Arps, Slate, Meagher and Flom, on behalf of the Entergy Corporation, both of Washington, D.C.; Les E. LoBaugh, Jr., Pacific Enterprises, Los Angeles, California; and Larry A. Frimerman, Ohio Consumers' Counsel, Columbus, on behalf of the National Association of State Utility Consumer Advocates.

Committee recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee ordered favorably reported the nomination of Eric H. Holder Jr., of the District of Columbia, to be Deputy Attorney General, Department of Justice.

PUNITIVE DAMAGE AWARDS

Committee on the Judiciary: Committee concluded hearings to examine the current punitive damage award system and its effect on the legal system, the economy, and the American consumer, focusing on the RAND report on punitive damages in financial injury jury verdicts, after receiving testimony from Representative Campbell; Theodore B. Olson, Gibson, Dunn & Crutcher, Washington, D.C., former United States Assistant Attorney General; Stephen Carroll, RAND, Santa Monica, California; and Stephen Daniels, American Bar Foundation, Chicago, Illinois.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 2017–2032; 1 private bill, H.R. 2033; and 2 resolutions, H.J. Res. 84 and H. Con. Res. 105, were introduced. **Page 12009**

Reports Filed: Reports were filed as follows:

H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998, (H. Rept. 105–150);

Committee on Appropriations report on the Subdivision of Budget Totals for Fiscal Year 1998 (H. Rept. 105–151); and

H. Res. 174, providing for consideration of H.R. 2015, Balanced Budget Act and H.R. 2014, Taxpayer Relief Act (H. Rept. 105–152). **Page 12009**

Journal Vote: By a recorded vote of 369 ayes to 59 noes, Roll No. 232, the House agreed to the Speaker's approval of the Journal of Monday, June 23. **Page 11960**

Recess: The House recessed at 9:37 a.m. and reconvened at 10:00 noon. **Page 11895**

Riegle-Neal Amendments of 1997: The House agreed to the Senate amendments to H.R. 1306, to amend the Federal Deposit Insurance Act to clarify the applicability of host State laws to any branch in such State of an out-of-State bank—clearing the measure for the President. **Page 11899**

Portrait Monument Ceremony: Agreed by unanimous consent that the authorization contained in H. Con. Res. 216, passed in the 104th Congress, relating to use of the rotunda for a ceremony to commemorate the placement of the Portrait Monument in the Capitol Rotunda, be extended to the 105th Congress, subject to concurrence by the Senate. **Page 11900**

Corrections Calendar—Federal Employee Life Insurance: On the call of the Corrections Calendar, the House passed H.R. 1316, to amend chapter 87 of title 5, United States Code, with respect to the order of precedence to be applied in the payment of life insurance benefits. Agreed to the Committee amendment in the nature of a substitute. **Page 11900**

M-F-N to China: By a recorded vote of 173 ayes to 259 noes, Roll No. 231, the House failed to pass, H.J. Res. 79, disapproving the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of the People's Republic of China. **Page 11902**

The joint resolution was considered pursuant to the order of the House of June 23. **Page 11821**

Department of Defense Authorization Act: The House continued consideration of amendments to H.R. 1119, to authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal years 1998 and 1999. The House completed debate and considered amendments to the bill on June 19, 20, and 23. **Page 11961**

Agreed to the Buyer amendment that prohibits funding for the deployment of ground forces in the Republic of Bosnia and Herzegovina after June 30, 1998 without a request from the President or otherwise as the Congress may determine; prohibits funding for law enforcement activities in Bosnia and Herzegovina after enactment; and requires a Presidential report on political and military conditions in Bosnia not later than December 15, 1997 (agreed to by a recorded vote of 278 ayes to 148 noes, Roll No. 234). **Pages 11968, 11979**

Rejected the Hilleary substitute amendment to the Buyer amendment that sought to prohibit funding for the deployment of ground forces in the Republic of Bosnia and Herzegovina after December 31, 1997; allow an extension of up to 180 days by the President if he transmits a report to the Congress requesting an extension and a joint resolution is then enacted specifically approving the request; prohibit funding for law enforcement activities in Bosnia and Herzegovina after enactment; and require a Presidential report on the deployment on the ground of U.S. forces not later than October 31, 1997 (rejected by a recorded vote of 196 ayes to 231 noes, Roll No. 233). **Page 11971**

Agreed to H. Res. 169, as amended, the rule providing for consideration of the bill on June 19. **Page 11463**

Commission On Security and Cooperation in Europe: The Chair announced the Speaker's appointment of Representatives Hoyer, Markey, Cardin, and Slaughter to the Commission on Security and Cooperation in Europe. **Page 11980**

Bipartisan Task Force on Reform of the Ethics Process: Agreed by unanimous consent that the order of the House of May 7, 1997, as extended on June 12, 1997, be further extended through Tuesday, July 15, 1997. The order of the House concerning the ethics process made in order during the period beginning immediately and ending on July 15, 1997: (1) the Committee on Standards of Official Conduct may not receive, renew, initiate, or investigate a complaint against the official conduct of a member, officer, or employee of the House; (2) the Committee on Standard of Official Conduct may issue advisory opinions and perform other non- investigative functions; and (3) a resolution addressing the official conduct of a member, officer, or employee of the House that is proposed to be offered from the floor by a member other than the Majority Leader or the Minority Leader, or a Member designated from the floor by the Majority Leader or the Minority Leader at the time of notice pursuant to clause 2(A)(1) of Rule IX, as a question of the privileges of the House shall once noticed pursuant to clause 2(a)(1)

of Rule IX, have precedence over all other questions except motions to adjourn only at a time or place designated by the Chair in the legislative schedule within two legislative days after July 15, 1997. **Page 11984**

Recess: The House recessed at 10:37 p.m. and reconvened at 1:05 a.m. on Wednesday, June 25. **Page 12008**

Amendments: Amendments ordered pursuant to the rule appear on page 12011.

Quorum Calls—Votes: Four recorded votes developed during the proceedings of the House today and appear on pages 11959, 11960, 11978, and 11979. There were no quorum calls.

Adjournment: Met at 9:00 a.m. and adjourned at 1:06 a.m. on Wednesday, June 25.

Committee Meetings

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Ordered reported H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative approved for full Committee action the Legislative appropriations for fiscal year 1998.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation approved for full Committee action the Transportation appropriations for fiscal year 1998.

HOMEOWNERS' INSURANCE—DISASTER PRONE AREAS

Committee on Banking and Financial Services: Subcommittee on Housing and Community Opportunity held a hearing on The Adequacy of Available Homeowners' Insurance in Disaster Prone Areas—The Problem. Testimony was heard from Daniel Sumner, General Counsel, Department of Insurance, State of Florida; and public witnesses.

FINANCIAL SERVICES REFORM

Committee on Commerce: Subcommittee on Finance and Hazardous Materials held a hearing on Financial Services Reform. Testimony was heard from public witnesses.

EDUCATION AT A CROSSROADS

Committee on Education and the Workforce Subcommittee on Oversight and Investigations held a hearing on Education at a Crossroads, What Works, What's Wasted in Federal Drug and Violence Prevention Programs. Testimony was heard from Representatives Barton of Texas and Etheridge; Carotta Joyner, Director, Education and Employment Issues, GAO; and public witnesses.

OSHA'S REINVENTION PROJECT

Committee on Education and the Workforce: Subcommittee on Workforce Protections held a hearing on the Occupational Safety and Health Administration's reinvention project. Testimony was heard from Gregory Watchman, Acting Assistant Secretary, OSHA, Department of Labor.

OVERSIGHT—INSPECTORS GENERAL—INVESTIGATIVE PRACTICES

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held an oversight hearing on Investigative Practices of Inspectors General. Testimony was heard from Representatives Hamilton and Goss; Jacquelyn Williams-Bridgers, Inspector General, Department of State; Eleanor Hill, Inspector General, Department of Defense and Chair, President's Council on Integrity and Efficiency (PCIE); Michael Bromwich, Inspector General, Department of Justice; Patrick McFarland, Inspector General, OPM and Chair, Investigations Committee, PCIE; and Robert M. Bryant, Assistant Director, Criminal Investigative Division, FBI, Department of Justice and Chair, Integrity Committee, PCIE.

GULF WAR SYNDROME-STATUS OF EFFORTS TO IDENTIFY

Committee on Government Reform and Oversight: Subcommittee on Human Resources held a hearing on Status of Efforts to Identify Gulf War Syndrome, with emphasis on Recent GAO Findings. Testimony was heard from Donna Heivilin, Director, Planning and Reporting, GAO.

Hearings continue June 26th.

MISCELLANEOUS MEASURES; LIBERIAN ELECTION

Committee on International Relations: Subcommittee on Africa approved for full Committee action the following: H. Con. Res. 99, expressing concern over recent events in the Republic of Sierra Leone in the wake of the recent military coup d'etat of that country's first democratically elected President; and a resolution urging a restoration of peace in Congo-Brazzaville.

The Subcommittee also held a hearing on The Liberian Election: A New Hope? Testimony was heard from Howard Jeter, U.S. Special Envoy to Liberia, Department of State; and public witnesses.

SECURITY AND FREEDOM THROUGH ENCRYPTION (SAFE) ACT

Committee on International Relations: Subcommittee on International Economic Policy and Trade approved for full Committee action amended H.R. 695, Security and Freedom Through Encryption (SAFE) Act.

NORTHERN IRELAND—HUMAN RIGHTS

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on Human Rights in Northern Ireland. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Held a hearing on the following bills: H.R. 700, to remove the restriction on the distribution of certain revenues from the Mineral Springs parcel to certain members of the Agua Caliente Band of Cahuilla Indians; H.R. 948, Burt Lake Band of Ottawa and Chippewa Indians Act; H.R. 976, Mississippi Sioux Tribes Judgment Fund Distribution Act of 1997; and H.R. 1604, to provide for the division, use, and distribution of judgment funds of the Ottawa and Chippewa Indians of Michigan pursuant to dockets numbered 18–E, 58, 364, and 18–R before the Indian Claims Commission. Testimony was heard from Representative Stupak; Ada E. Deer, Assistant Secretary, Indian Affairs, Department of the Interior; and public witnesses.

OVERSIGHT

Committee on Resources: Subcommittee on Forests and Forest Health held an oversight hearing on Resident Exotic Plants and Pests threatening the health of the National Forests. Testimony was heard from William Mattson, Chief Insect Ecologist, N. Central Forest Experiment Station, Forest Service, USDA; Barbara Burns, Forest Insect and Disease Specialist, Department of Forests, Parks and Recreation, State of Vermont; and public witnesses.

UTAH WILDERNESS PROTECTION

Committee on Resources: Subcommittee on National Parks and Public Lands held a hearing on the following measures: H.R. 1952, Utah Wilderness and School Trust Lands Protection Act of 1997; and H.R. 1500, to designate certain Federal lands in the State of Utah as wilderness. Testimony was heard from Representatives Cannon and Cook; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Water and Power held a hearing on the following bills: H.R. 134, to authorize the Secretary of the Interior to provide a loan guarantee to the Olivenhain Water Storage Project and H.R. 1400, Tumalo Irrigation District Water Conservation Project Authorization Act. Testimony was heard from Eluid Martinez, Commissioner, Bureau of Reclamation, Department of the Interior; and public witnesses.

BALANCED BUDGET ACT; TAXPAYER RELIEF ACT

Committee on Rules: The Committee granted by a recorded vote of 9 to 4, a rule providing for the consideration of H.R. 2015 ("The Balanced Budget Act") and waives all points of order against its consideration. The rule provides three hours of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on the Budget. The rules considers the amendment printed in the Congressional Record and numbered 1, as adopted. All points of order are waived against the provisions of the bill, as amended by the rule. The rule provides one motion to recommit, with or without instructions. Section 2 of the rule provides for the consideration of H.R. 2014 ("The Taxpayer Relief Act") and waives all points of order against consideration of the bill and against its provisions, as amended by the rule. The rule provides three hours of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means. The rule considers the amendment printed in the Congressional Record and numbered 2, as adopted in the House and in the Committee of the Whole. The rule provides for consideration of the bill, as amended, as an original bill for the purposes of further amendment. The rule provides for the consideration of an amendment printed in the Congressional Record and numbered 1, only if offered by Representative Rangel of New York or his designee, which shall be debatable for one hour equally divided and controlled by the proponent and opponent, and which shall not be subject to amendment or to a demand for a division of the question in the House or in the Committee of the Whole. All points of order are waived against the amendment. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Kasich, Shays, Smith of Michigan, Archer, Thomas, Roukema, Fawell, Davis of Virginia, Castle, Barton of Texas, Spratt, Minge, Bentsen, Pomeroy, Rangel, Levin, Cardin, McDermott, Becerra, Peterson of Minnesota, Kennedy of Massachusetts, Hinchey, Dingell, Pallone, Brown of Ohio, Norton, Nadler, Taylor of Mississippi, Maloney of New York, Conyers, Meek of Florida, Visclosky, Eshoo, Furse, Thurman, Berry, Goode, Turner, Boyd, and John.

CIVILIAN AIR TRAFFIC MANAGEMENT—ROLE OF R&D

Committee on Science: Subcommittee on Technology held a hearing on The Role of R&D in Improving Civilian Air Traffic Management. Testimony was heard from Steven B. Zaidman, Director, Office of System Architecture and Investment Analysis, FAA, Department of Transportation; Henry McDonald, Director, Ames Research Center, NASA; and public witnesses.

FUTURE OF SOCIAL SECURITY

Committee on Ways and Means: Subcommittee on Social Security continued hearings on the Future of Social Security for this Generation and the Next. Testimony was heard from public witnesses.

BRIEFING—NATO ENLARGEMENT

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on NATO Enlargement. The Committee was briefed by departmental witnesses.

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Wednesday, June 25, 1997

Senate

Chamber Action

Routine Proceedings, pages 12536–12641

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 956–963, and S. Res. 103. **Pages 12608**

Measures Passed:

Budget Reconciliation: By 73 yeas to 27 nays (Vote No. 130), Senate passed S. 947, to provide for reconciliation pursuant to section 104(a) of the concurrent resolution on the budget for fiscal year 1998, after taking action on further amendments proposed thereto, as follows: **Pages 12536, 12549**

Adopted:

Harkin Amendment No. 428, to reduce health care fraud, waste, and abuse. **Page 12536**

Gramm Amendment No. 444, to provide waiver authority for penalties relating to failure to satisfy minimum participation rate. **Page 12536**

Lautenberg (for Kerrey) Modified Amendment No. 476, to enhance taxpayer value in auctions conducted by the Federal Communications Commission. **Pages 12537, 12539**

Domenici (for Abraham/Levin) Amendment No. 456, to extend the moratorium regarding HealthSource Saginaw until December 31, 2002. **Pages 12537, 12540**

Domenici (for Murkowski) Amendment No. 455, to conform Title IV, Energy Title, to the provisions of the bill, with respect to the use of underutilized Strategic Petroleum Reserve facilities. **Pages 12537, 12540**

Domenici (for Helms) Amendment No. 458, to provide for inclusion of Stanly County, North Carolina in a large urban area under the medicare program. **Pages 12537, 12541**

Lautenberg Amendment No. 475, to ensure that certain legal immigrants who become disabled are eligible for disability benefits. **Pages 12537, 12541**

Domenici (for McCain) Amendment No. 461, to provide for the treatment of certain Amerasian immigrants as refugees. **Pages 12537, 12542**

Lautenberg (for Murray) Amendment No. 480, to clarify the family violence option under the temporary assistance to needy families program. **Pages 12537, 12544**

Lautenberg (for Dodd) Amendment No. 481, to amend the provision with regard to transfer cases. **Pages 12537, 12544**

Domenici (for Jeffords) Amendment No. 463, to provide for the evaluation and quality assurance of the children's health insurance initiative. **Pages 12537, 12544**

Lautenberg (for Harkin) Amendment No. 484, to make community action agencies, community development corporations and other non-profit organization eligible for welfare-to-work grants. **Pages 12537, 12545**

Domenici (Kyl) Amendment No. 468, to allow medicare beneficiaries to enter into private contracts for services. **Pages 12537, 12545**

Domenici (for Grassley) Modified Amendment No. 467, to preserve religious choice in long-term care. **Pages 12537, 12549**

Lautenberg (for Kennedy) Amendment No. 493, to exempt severely disabled aliens from the ban on receipt of supplemental security income. **Pages 12537, 12945**

Lautenberg (for Conrad) Amendment No. 495, to establish a process to permit a nurse aide to petition to have his or her name removed from the nurse aide registry under certain circumstances. **Pages 12537, 12550**

Lautenberg (for Harkin) Amendment No. 498, to allow funds provided under the welfare-to-work grant program to be used for the microloan demonstration program under the Small Business Act. **Pages 12537, 12553**

Lautenberg (for Baucus) Amendment No. 491, to prohibit cost-sharing for children in families with incomes that are less than 150 percent of the poverty line. **Pages 12537, 12554**

Domenici (for McCain) Modified Amendment No. 474, to provide for the extension and expansion of spectrum auction authority and to provide for the flexible use of electromagnetic spectrum. **Pages 12537, 12556**

Roth (for D'Amato) Amendment No. 502, to establish a medicare anti-duplication provision. **Pages 12537, 12559**

Roth Modified Amendment No. 506, to make technical corrections and revisions. **Pages 12537, 12559**

Roth Modified Amendment No. 511, to provide a substitute for the children's health insurance initiatives. **Pages 12537, 12565**

Chafee Amendment No. 512 (to Amendment No. 511), to clarify the standard benefits package and the cost-sharing requirement for the children's health initiative. **Pages 12537, 12565**

Roth (for DeWine) Modified Amendment No. 427, to continue full-time-equivalent resident reimbursement for an additional one year under medicare for direct graduate medical education for residents enrolled in combined approved primary care medical residency training programs. **Pages 12537, 12567**

Rejected:

Domenici (for Specter) Amendment No. 471, to strike the limitations on Indirect Graduate Medical Education

payments to teaching hospitals. (By 71 yeas to 29 nays (Vote No. 123), Senate tabled the amendment.)

Pages 12537, 12551

Lautenberg (for Mikulski) Amendment No. 489, to reinstate the requirements for provider payment rates. (By 66 yeas to 34 nays (Vote No. 124), Senate tabled the amendment.) **Pages 12537, 12552**

Lautenberg (for Kennedy) Amendment No. 492, to ensure the provision of appropriate benefits for uninsured children with special needs. (By 57 yeas to 43 nays (Vote No. 128), Senate tabled the amendment.)

Pages 12537, 12566

By 39 yeas to 61 nays (Vote No. 129), Lautenberg (for Kerrey) Modified Amendment No. 496, to strike the limitation on the coverage of abortions. **Pages 12537, 12567**

Withdrawn:

Domenici (for Helms) Amendment No. 459, to provide for inclusion of Stanly County, North Carolina in a large urban area under the medicare program.

Pages 12537, 12541

Domenici Amendment No. 499, to provide SSI eligibility for disabled legal aliens. **Pages 12537, 12541**

Domenici (for McCain/Wyden) Amendment No. 460, to provide for the continuation of certain State-wide medicaid waivers. **Pages 12537, 12541**

Lautenberg (for Rockefeller) Amendment No. 478, to require balance billing protections for individuals enrolled in fee-for-service plans under the Medicare Choice program under part C of title XVIII of the Social Security Act. **Pages 12537, 12542**

Domenici (for Chafee) Amendment No. 466, to extend the authority of the Nuclear Regulatory Commission to collect fees through September 30, 2002.

Pages 12537, 12544

Domenici (for Jeffords) Amendment No. 462, to require the Secretary of Health and Human Services to provide medicare beneficiaries with notice of the medicare cost-sharing assistance available under the medicaid program for specified low-income medicare beneficiaries.

Pages 12537, 12544

Domenici (for Allard) Amendment No. 465, to expand medical savings accounts to families with uninsured children. **Pages 12537, 12544**

Lautenberg (for Wyden) Amendment No. 483, to provide for the continuation of certain State-wide medicaid waivers. **Pages 12537, 12544**

Lautenberg (for Feinstein) Amendment No. 485, to provide that the hospital length of stay with respect to an individual shall be determined by the attending physician. **Pages 12537, 12545**

Lautenberg (for Feinstein) Amendment No. 486, to provide additional funding for State emergency health services furnished to undocumented aliens.

Pages 12537, 12545

Lautenberg (for Feinstein) Amendment No. 487, to provide for the application of disproportionate share hospital-specific payment adjustments with respect to California. **Pages 12537, 12545**

Domenici (for Hutchinson) Amendment No. 473, to clarify the number of individuals that may be treated as engaged in work for purposes of the mandatory work requirement for TANF block grants. **Pages 12537, 12549**

Domenici (for Burns) Amendment No. 472, to provide that information contained in the National Directory of New Hires be deleted after 6 months. **Pages 12537, 12552**

Lautenberg (for Conrad) Amendment No. 494, to provide for medicaid eligibility of disabled children who lose SSI benefits. **Pages 12537, 12552**

Lautenberg (for Kohl) Amendment No. 497, to clarify that risk solvency standards established for managed care entities under the medicaid program shall not preempt any State standards that are more stringent.

Pages 12537, 12553

Point of order that Section 5822 of the bill violates section 313(b)(1)(D) of the Congressional Budget Act.

Pages 12537, 12550

Chafee/Rockefeller/Jeffords Amendment No. 448, to clarify the standard benefits package and the cost-sharing requirements for the children's health initiative.

Pages 12537, 12565

Domenici (for Chafee/Rockefeller) Amendment No. 500, to require that any benefits package offered under the block grant option for the children's health initiative includes hearing and vision services. **Pages 12537, 12565**

Domenici (for Chafee/Rockefeller) Amendment No. 501, to require that any benefits package offered under the block grant option for the children's health initiative includes hearing and vision services. **Pages 12537, 12565**

Roth (for Lott) Amendment No. 505 (to Amendment No. 448), to improve the children's health initiative.

Pages 12537, 12565

Roth (for Lott) Amendment No. 507 (to Amendment No. 501), in the nature of a substitute.

Pages 12537, 12565

Roth (for Lott) Amendment No. 508 (to Amendment No. 500), in the nature of a substitute.

Pages 12537, 12565

Roth (for Lott) Amendment No. 509 (to Amendment No. 492), in the nature of a substitute.

Pages 12537, 12565

Lautenberg (for Rockefeller) Amendment No. 510, to require that any benefits package offered under the block grant option for the children's health initiative includes hearing and vision services. **Pages 12537, 12565**

Roth (for Lott) Amendment No. 513 (to Amendment No. 510), in the nature of a substitute.

Pages 12537, 12565

Hutchison Amendment No. 447, to modify the reductions for disproportionate share hospital payments.

Pages 12537, 12567

Domenici (for Brownback) Amendment No. 464, to establish procedures to ensure a balanced Federal budget by fiscal year 2002. **Pages 12537, 12567**

Domenici (for Specter) Amendment No. 470, to strike the limitations on DSH payments to institutions for mental diseases under the medicaid program.

Pages 12537, 12567

Lautenberg (for Durbin) Amendment No. 477, to provide food stamp benefits to child immigrants.

Pages 12537, 12567

Lautenberg (for Rockefeller) Modified Amendment No. 503, to extend premium protection for low-income medicare beneficiaries under the medicaid program.

Pages 12537, 12567

A point of order that Section 1949(a)(2) of the bill violated Section 313(b)(1)(A) of the Congressional Budget Act.

During consideration of this measure today, Senate also took the following action:

By 25 yeas to 75 nays (Vote No. 115), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 310(d) of the Congressional Budget Act of 1974 with respect to consideration of Reed Amendment No. 445, in the nature of a substitute. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 12537**

By 48 yeas to 52 nays (Vote No. 116), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Durbin/Wellstone Amendment No. 450, to provide food stamp benefits to child immigrants. Subsequently, a point of order that the amendment was not germane was sustained, and the amendment thus fell. **Pages 12537, 12539**

By 46 yeas to 54 nays (Vote No. 117), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 305(b)(2) of the Congressional Budget Act with respect to consideration of D'Amato/Harkin Amendment No. 451, to improve health care quality and reduce health care costs by establishing a National Fund for Health Research. Subsequently, a point of order that the amendment was not germane was sustained, and the amendment thus fell. **Pages 12537, 12540**

By 49 yeas to 51 nays (Vote No. 118), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 310 of the Congressional Budget Act with respect to consideration of Lautenberg (for Dodd/Conrad) Amendment No. 479, to provide for medicaid eligibility of disabled children who lose SSI benefits. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell. **Pages 12537, 12542**

By 55 yeas to 45 nays (Vote No. 119), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 310 of the Congressional Budget Act with respect to consideration of Lautenberg (for Levin) Amendment No. 482, to allow vocational educational training to be counted as a work activity under the temporary assistance for needy families program for 24 months. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell. **Pages 12537, 12545**

By 64 yeas to 35 nays (Vote No. 120), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to a motion to waive section 305(b)(2) of the Congressional Budget Act with respect to consideration of Domenici (for Kyl) Amendment No. 468, listed above. **Pages 12537, 12545**

By 52 yeas to 48 nays (Vote No. 121), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to waive the Congressional Budget Act with respect to consideration of Domenici (for Specter) Amendment No. 469, to extend premium protection for low-income medicare beneficiaries under the medicaid program. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell. **Pages 12537, 12550**

By 62 yeas to 37 nays (Vote No. 122), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to waive section 313(b)(1)(A) of the Congressional Budget Act with respect to consideration of Section 5001 of the bill, providing for the establishment of a Medicare Choice program. **Page 12551**

By 39 yeas to 60 nays (Vote No. 125), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Lautenberg (for Wellstone) Amendment No. 488, to provide for actuarially sufficient reimbursement rates for providers. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Pages 12537, 12553

By 43 yeas to 57 nays (Vote No. 126), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Lautenberg (for Kennedy) Amendment No. 490, to improve the provisions relating to the Higher Education Act of 1965. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Pages 12537, 12554

A point of order that Section 5822 of the bill, relating to enrollment flexibility, violates section 313(b)(1)(D) of

the Congressional Budget Act was sustained, and the provisions were removed from the bill. **Page 12556**

By 38 yeas to 62 nays (Vote No. 127), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Lautenberg (for Kennedy) Amendment No. 504, to immediately transfer to part B certain home health benefits. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell. **Pages 12537, 12564**

Budget Reconciliation: Pursuant to the order of Tuesday, June 24, 1997, Senate passed H.R. 2015, to provide for reconciliation pursuant to subsections (b)(1) and (c) of section 105 of the concurrent resolution on the budget for fiscal year 1998, after striking all after the enacting clause and inserting the text of S. 947, Senate companion measure, as passed by the Senate on Wednesday, June 25, 1997. **Page 12090**

Subsequently, S. 947 was indefinitely postponed. **Page 12637**

Kennedy Assassination Records Review Board: Senate passed H.R. 1553, to amend the President John F. Kennedy Assassination Records Collection Act of 1992 to extend the authorization of the assassination Records Review Board until September 30, 1998, clearing the measure for the President. **Page 12636**

Congratulating Chicago Bulls: Senate agreed to S. Res. 103, to congratulate the Chicago Bulls on winning the 1997 National Basketball Association Championship and proving themselves to be one of the best teams in NBA history. **Page 12636**

Revenue Reconciliation: Senate began consideration of S. 949, to provide for revenue reconciliation pursuant to section 104(b) of the concurrent resolution on the budget for fiscal year 1998, taking action on amendments/motions proposed thereto, as follows: **Page 12581**

Adopted:

Roth Amendment No. 521 (to Amendment No. 520), in the nature of a substitute. **Page 12599**

Pending:

A motion to waive the Congressional Budget Act with respect to consideration of Section 602 of the bill. **Page 12584**

Dorgan motion to refer the bill to the Committee on the Budget, with instructions. **Page 12589**

Dorgan Amendment No. 515, to authorize the Secretary of the Treasury to abate the accrual of interest on income tax underpayments by taxpayers located in Presidentially declared disaster areas if the Secretary extends the time for filing returns and payment of tax (and waives any penalties relating to the failure to so file or so pay) for such taxpayers. **Page 12586**

Dorgan Amendment No. 516, to provide tax relief for taxpayers located in Presidentially declared disaster areas. **Page 12586**

Dorgan Amendment No. 517, to impose a lifetime cap of $1,000,000 on capital gains reduction. **Page 12587**

Bumpers Amendment No. 518, to repeal the depletion allowance available to certain hardrock mining companies. **Page 12587**

Durbin Amendment No. 519, to increase the deduction for health insurance costs of self-employed individuals, and to increase the excise tax on tobacco products. **Page 12597**

Roth Amendment No. 520, to provide for children's health insurance initiatives. **Page 12599**

Jeffords Amendment No. 522, to provide for a trust fund for District of Columbia school renovations. **Page 12660**

Withdrawn:

Allard Amendment No. 523, to strike section 881, providing for an extension of the Temporary Federal Unemployment Surtax. **Page 12603**

A unanimous-consent agreement was reached providing for further consideration of the bill on Thursday, June 26, 1997. **Page 12637**

Portrait Monument Ceremony: By unanimous-consent, Senate agreed that the authorization contained in H. Con. Res. 216, passed in the 104th Congress, relating to use of the rotunda for a ceremony to commemorate the placement of the Portrait Monument in the Capitol Rotunda, be extended to the 105th Congress. **Page 12636**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Tax Convention with Swiss Confederation (Treaty Doc. 105–8).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 12635**

Appointments:

U.S. Senate Caucus on International Narcotics Control: The Chair, on behalf of the Vice President, pursuant to the provisions of Public Law 99–93, as amended by Public Law 99–151, appointed Senators Sessions and Feinstein as members of the U.S. Senate Caucus on International Narcotics Control. **Page 12637**

Commission to Assess the Organization of the Federal Government to Combat the Proliferation of Weapons of Mass Destruction: The Chair, on behalf of the Democratic Leader, pursuant to Public Law 104–293, appointed James J. Exon, of Nebraska, as a member of the Commission to Assess the Organization of the Federal Government to Combat the Proliferation of Weapons of Mass Destruction. **Page 12637**

Nominations Received: Senate received the following nominations:

Sonia Sotomayor, of New York, to be United States Circuit Judge for the Second Circuit.

Rudy deLeon, of California, to be Under Secretary of Defense for Personnel and Readiness. **Page 12641**

Messages From the House: **Page 12606**

Measures Referred: **Page 12606**

Communications: **Page 12606**

Executive Reports of Committees: **Page 12607**

Statements on Introduced Bills: **Page 12608**

Additional Cosponsors: **Page 12622**

Amendments Submitted: **Page 12623**

Authority for Committees: **Page 12630**

Additional Statements: **Page 12630**

Record Votes: Sixteen record votes were taken today. (Total–130) **Pages 12538, 12539, 12540, 12543, 12545, 12546, 12550, 12551, 12552, 12553, 12555, 12564, 12566, 12567, 12581**

Adjournment: Senate convened at 9:20 a.m., and adjourned at 10:11 p.m., until 9:30 a.m., on Thursday, June 26, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 12637.)

Committee Meetings

AUTHORIZATION—U.S. FIRE ADMINISTRATION/COMMERCIAL SPACE TRANSPORTATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings on proposed legislation authorizing funds for fiscal year 1998 for the United States Fire Administration and the Office of the Associate Administrator for Commercial Space Transportation, after receiving testimony from Carrye B. Brown, Administrator, United States Fire Administration, Federal Emergency Management Agency; Patricia Grace Smith, Acting Associate Administrator for Commercial Space Transportation, Federal Aviation Administration, Department of Transportation; and Keith Calhoun-Senghor, Director, Office of Air and Space Commercialization, Technology Administration, Department of Commerce.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Christopher Droney, to be United States District Judge for the District of Connecticut, Katharine Sweeney Hayden, to be United States District Judge for the District of New Jersey, Anthony W. Ishii, to be United States District Judge for the Eastern District of California, Henry Harold Kennedy Jr., to be United States District Judge for the District of Columbia, and Clarence J. Sundram, to be United States District Judge for the Northern District of New York, after the nominees testified and answered questions in their own behalf. Mr. Droney was introduced by Senators Lieberman and Dodd, Ms. Hayden was introduced by Senator Lautenberg, Mr. Ishii was introduced by Senator Boxer and Representative Radanovich, Mr. Kennedy was introduced by Senator Thurmond and District of Columbia Delegate Eleanor Holmes Norton, and Mr. Sundram was introduced by Senator Moynihan.

CAMPAIGN FINANCE REFORM

Committee on Rules and Administration: Committee resumed hearings on campaign finance reform proposals, focusing on whether union political contributions are made with voluntarily-paid dues money, and S. 9, to protect individuals from having their money involuntarily collected and used for politics by a corporation or labor organization, receiving testimony from Senators Nickles and Wellstone; Victoria L. Bor, Sherman, Dunn, Cohen, Leifer & Yellig, on behalf of the International Brotherhood of Electrical Workers, and James B. Coppess, on behalf of the Communications Workers of America, both of Washington, D.C.; Raymond J. LaJeunesse, Jr., National Right to Work Legal Defense Foundation, Springfield, Virginia, on behalf of the National Right to Work Committee; Bob Williams, Evergreen Freedom Foundation, Olympia, Washington; David Stewart, Transport Workers Union of America, Tulsa, Oklahoma; and Cindy Omlin, Mead, Washington.

Committee recessed subject to call.

GULF WAR ILLNESSES

Committee on Veterans Affairs: Committee resumed hearings to examine the United States Government's response with regard to the disclosure of information on the possible exposure of United States and allied troops to chemical and biological weapons during the Persian Gulf War and the handling of health care concerns of U.S. veterans, focusing on a related General Accounting Office report, receiving testimony from Donna Heivilin, Director of Planning and Reporting, National Security and International Affairs Division, General Accounting Office.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 38 public bills, H.R. 2034–2071; and 6 resolutions, H.J. Res. 85–87, H. Con. Res. 106–107, and H. Res. 175, were introduced. **Page 12533**

Reports Filed: Reports were filed as follows:

H.R. 1086, to codify without substantive change laws related to transportation and to improve the United States Code, amended (H. Rept. 105–153); and

H. Res. 176, providing for consideration of a concurrent resolution providing for adjournment of the House and Senate for the Independence Day district work period (H. Rept. 105–154). **Page 12533**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Wicker to act as Speaker pro tempore for today. **Page 12255**

Department of Defense Authorization Act: By a recorded vote of 304 ayes to 120 noes, Roll No. 236, the House passed H.R. 1119, to authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal years 1998 and 1999; and agreed to amend the title. The House completed general debate and considered amendments to the bill on June 19, 20, 23, and 24. **Page 12259**

Agreed to the Committee amendment in the nature of a substitute. **Page 12261**

On a demand for a separate vote on an amendment agreed to in the Committee of the Whole:

By a yea-and-nay vote of 204 yeas to 219 nays, Roll No. 235, rejected the Rohrabacher amendment that sought to prohibit any Cooperative Threat Reduction (Nunn-Lugar) funds to be expended when it becomes known to the Secretary of Defense that Russia has transferred to the People's Republic of China an SS–N–22 missile system (agreed to in the Committee of the Whole on June 23 by a recorded vote of 215 ayes to 206 noes, Roll No. 230). **Page 12260**

Agreed to H. Res. 169, as amended, the rule providing for consideration of the bill on June 19. **Page 11463**

The Clerk was authorized to correct section numbers, punctuation, cross references, and the table of contents and to make such other technical and conforming changes as may be necessary to reflect the actions of the House in amending the bill, H.R. 1119, and to make the following corrections: On page 492, line 19, of the printed bill, strike "2,000,000" and insert "2,000 millions" and in the section added by the amendment designated as amendment #25 in part 2 of House report 105–137, strike "63695N" and insert "63795N". **Page 12262**

Suspension—Cost of Government Day: By a yea-and-nay vote of 386 yeas to 20 nays with 13 voting "present", Roll No. 237, the House voted to suspend the rules and agree to H. Con. Res. 102, expressing the sense of the Congress that the cost of government spending and regulatory programs should be reduced so that American families will be able to keep more of what they earn. The concurrent resolution was debated on June 23. **Page 12262**

Balanced Budget Act: By a recorded vote of 270 ayes to 162 noes Roll No. 241, the House passed H.R. 2015, to provide for reconciliation pursuant to subsections (b)(1) and (c) of section 105 of the concurrent resolution on the budget for fiscal year 1998. **Page 12295**

By a yea-and-nay vote of 207 yeas to 223 nays, Roll No. 240, rejected a Brown of Ohio motion that sought to recommit the bill to the Committee on the Budget with instructions to report it back to the House forthwith with an amendment that establishes the Child Health Insurance Initiative Act of 1997. **Pages 12480, 12488**

Sustained a point of order against a Brown of Ohio motion that sought to recommit the bill to the Committee on the Budget with instructions to report it back to the House forthwith with an amendment that establishes the Child Health Insurance Initiative Act of 1997 and the Balanced Budget Assurance Act of 1997. **Page 12488**

Pursuant to the rule, the amendment printed in the June 24 Congressional Record and numbered 1 was considered as adopted. The amendment consisted of changes from reconciliation legislation reported to the Committee on the Budget. **Page 12295**

By a yea-and-nay vote of 228 yeas to 200 nays with 1 voting "present", Roll No. 239, the House agreed to H. Res. 174, the rule providing for consideration of both H.R. 2015, Balanced Budget Act and H.R. 2014, Taxpayer Relief Act. Earlier agreed to order the previous question by a yea-and-nay vote of 222 yeas to 204 nays, Roll No. 238. **Page 12263**

Amendments: Amendments ordered printed pursuant to the rule appear on page 12535.

Senate Messages: Messages received today from the Senate appear on page 12255.

Quorum Calls—Votes: Five yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 12260, 12261, 12262, 12293, 12294, 12491, and 12492. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 11:53 p.m.

Committee Meetings

U.S. AND ASIA—PROSPECTS OF LIVESTOCK, DAIRY, AND POULTRY TRADE

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry held a hearing to review the current status and future prospects of livestock, dairy, and poultry trade between the United States and Asia. Testimony was heard from James V. Parker, Deputy Administrator, Commodity and Marketing Programs, Foreign Agricultural Service, USDA; and public witnesses.

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies approved for full Committee action the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies appropriations for fiscal year 1998.

FOREIGN OPERATIONS, EXPORT FINANCING, AND RELATED PROGRAMS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs approved for full Committee action the Foreign Operations, Export Financing and Related Programs appropriations for fiscal year 1998,

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies approved for full Committee action the VA, HUD and Independent Agencies appropriations for fiscal year 1998.

EIZENSTAT REPORT—U.S. AND ALLIED EFFORTS TO RESTORE ASSETS LOOTED BY NAZIS

Committee on Banking and Financial Services: Held a hearing on the Eizenstat Report and related issues concerning U.S. and Allied efforts to restore gold and other assets looted by Nazis in World War II. Testimony was heard from Senator D'Amato; Stuart Eizenstat, Under Secretary, Economic, Business, and Agriculture, Department of State; Neil Levin, Chairman, Commission on the Recovery of Holocaust Victims' Assets, State of New York; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Commerce: Ordered reported the following bills: H.R. 629, Texas Low-Level Radioactive Waste Disposal Compact Consent Act; H.R. 1276, amended, Environmental Research, Development, and Demonstration Authorization Act of 1997; and H.R. 2018, amended, to waive temporarily the Medicaid enrollment composition rule for the Better Health Plan of Amherst, New York.

MISCELLANEOUS MEASURES

Committee on Education and the Workforce: Ordered reported amended the following measures: H.R. 1853, Carl D. Perkins Vocational and Applied Technology Act Amendments of 1997 Act, and H. Res. 139, expressing the sense of the House of Representatives that the Department of Education, States, and local education agencies should spend a greater percentage of Federal education tax dollars in our children's classrooms.

COUNTERDRUG TECHNOLOGY COORDINATION

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice held a hearing on Effectiveness of Counterdrug Technology Coordination at the Office of National Drug Control Policy (ONDCP). Testimony was heard from Albert E. Brandenstein, Chief Scientist., Counterdrug Technology Assessment Center, Office of National Drug Control Policy; Ray Mintz, Director, Applied Technology Division, U.S. Customs Service, Department of the Treasury; Lennard Wolfson, Director, Demand Reduction Systems, DOD Drug Enforcement Policy and Support, Office of the Secretary, Department of Defense; and David Cooper, Associate Director, National Security and International Affairs Division, GAO.

MISCELLANEOUS MEASURES; U.S. POLICY TOWARD LEBANON

Committee on International Relations: Ordered reported amended H.R. 1432, African Growth and Opportunity Act.

The Committee also favorably considered and adopted a motion urging the Chairman to request that the following measures be considered on the Suspension Calendar: H. Con. Res. 88, congratulating the Government and the people of the Republic of El Salvador on successfully completing free and democratic elections on March 16, 1997; H. Con. Res. 81, amended, calling for a United States initiative seeking a just and peaceful resolution of the situation on Cyprus; H.R. 2035, amended, to authorize the transfer of naval vessels to certain foreign countries; H. Con. Res. 99, expressing concern over recent events in the Republic of Sierra Leone in the wake of the recent military coup d'etat of that country's first democratically elected President; H. Res. 175, expressing concern over the outbreak of violence in the Republic of Congo and the resulting threat to scheduled elections and constitutional government in that country; and H. Con. Res. 105, expressing the sense of the Congress relating to the elections in Albania scheduled for June 29, 1997.

The Committee also held a hearing on United States Policy Toward Lebanon. Testimony was heard from the following officials of the Department of State: David Welch, Acting Assistant Secretary, Near Eastern Affairs; and Kenneth McKune, Deputy Coordinator, Regional Policy Affairs; and public witnesses.

CENTRAL AMERICA—REVIEW ISSUES

Committee on International Relations: Subcommittee on the Western Hemisphere approved for full Committee action H. Con. Res. 88, congratulating the Government and the people of the Republic of El Salvador on successfully completing free and democratic elections on March 16, 1997.

The Subcommittee also held a hearing to review issues in Central America. Testimony was heard from John Hamilton, Deputy Assistant Secretary, Central America and the Caribbean, Department of State; Mark Schneider, Assistant Administrator, Bureau of Latin America and the Caribbean, AID, U.S International Development Cooperation Agency; and public witnesses.

PROVIDE RIGHTS—VICTIM OF CRIMES

Committee on the Judiciary: Held a hearing on proposals to provide rights to Victims of Crime, including the following measures: H.J. Res. 71, proposing an amendment to the Constitution of the United States to protect the rights of crime victims; and H.R. 1322, Victims' Rights Constitutional Amendment Implementation Act of 1997. Testimony was heard from Representative Pryce of Ohio; Janet Reno, The Attorney General; George Kazen, Chief Judge, U.S. District Court, Southern District of Texas; William Terrell Hodges, Judge, U.S. District Court, Middle District of Florida, both on behalf of the Judicial Conference of the United States; Joseph Weisberger, Chief Justice, Supreme Court, State of Rhode Island, on behalf of the Conference of Chief Justices; and public witnesses.

BANKRUPTCY AMENDMENTS

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law approved for full Committee action as amended H.R. 764, Bankruptcy Amendments of 1997.

CITIZENSHIP REFORM ACT; VOTER ELIGIBILITY VERIFICATION ACT

Committee on the Judiciary: Subcommittee on Immigration and Claims held a hearing on the following bills: H.R. 7, Citizenship Reform Act of 1997; and H.R. 1428, Voter Eligibility Verification Act. Testimony was heard from Representatives Bilbray and Horn; the following officials of the Department of Justice: Dawn Johnson, Acting Assistant Attorney General, Office of Legal Counsel; and David Ogden, Associate Deputy Attorney General; Sandy Crank, Associate Commissioner, Policy and Planning, SSA; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following measures: S.J. Res. 29, to direct the Secretary of the Interior to design and construct a permanent addition to the Franklin Delano Roosevelt Memorial in Washington, D.C.; H.R. 765, Shackleford Banks Wild Horses Protection Act; H.R. 822, amended, to facilitate a land exchange involving private land within the exterior boundaries of Wenatchee National Forest in Chelan County, Wa.; H.R. 901, amended, American Land Sovereignty Protection Act; H.R. 951, to require the Secretary of the Interior to exchange certain lands located in Hinsdale, Colorado; H.R. 960, amended, to validate certain conveyances in the city of Tulare, Tulare County, California; H.R. 1127, amended, National Monument Fairness Act of 1997; H.R. 1198, amended, to direct the Secretary of the Interior to convey land to the City of Grants Pass, Oregon; and H.R. 1658, amended, Atlantic Striped Bass Conservation Act Amendments of 1997.

ADJOURNMENT RESOLUTION—INDEPENDENCE DAY DISTRICT WORK PERIOD

Committee on Rules: Granted, by voice vote, a rule providing for the consideration of a concurrent resolution providing for the adjournment of the House and Senate for the Independence Day district work period. The rule waives all points of order against the consideration of the resolution.

MEDIUM-SIZED COMMUNITIES—AIR SERVICE PROBLEMS

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on market-based solutions to air service problems for medium-sized communities. Testimony was heard from Representatives Quinn, LaFalce and Slaughter; Patrick V. Murphy, Deputy Assistant Secretary, Aviation and International Affairs, Department of Transportation; John H. Anderson, Jr., Director, Transportation Issues, Resources, Community and Economic Development Division, GAO; and public witnesses.

Joint Meetings

BUSINESS MEETING

Joint Committee on the Library: Committee met and approved Representative Bill Thomas as Chair and Senator Stevens as Vice Chair.

Also, committee adopted their rules of procedure for the 105th Congress.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, June 26, 1997

Senate

Chamber Action

Routine Proceedings, pages 12851–13136

Measures Introduced: Eleven bills were introduced, as follows: S. 964–974. **Page 12958**

Measures Reported: Reports were made as follows:

S. 231, to establish the National Cave and Karst Research Institute in the State of New Mexico. (S. Rept. No. 105–37)

S. 423, to extend the legislative authority for the Board of Regents of Gunston Hall to establish a memorial to honor George Mason. (S. Rept. No. 105–38)

S. 669, to provide for the acquisition of the Plains Railroad Depot at the Jimmy Carter National Historic Site. (S. Rept. No. 105–39)

S. 731, to extend the legislative authority for construction of the National Peace Garden Memorial. (S. Rept. No. 105–40)

H.R. 173, to amend the Federal Property and Administrative Services Act of 1949 to authorize donation of surplus Federal law enforcement canines to their handlers.

H.R. 680, to amend the Federal Property and Administrative Services Act of 1949 to authorize the transfer to States of surplus personal property for donation to nonprofit providers of necessaries to impoverished families and individuals.

S. 307, to amend the Federal Property and Administrative Services Act of 1949 to authorize the transfer to States of surplus personal property for donation to nonprofit providers of assistance to impoverished families and individuals.

S. 833, to designate the Federal building courthouse at Public Square and Superior Avenue in Cleveland, Ohio, as the "Howard M. Metzenbaum United States Courthouse".

S. 861, to amend the Federal Property and Administrative Services Act of 1949 to authorize donation of Federal law enforcement canines that are no longer needed for official purposes to individuals with experience handling canines in the performance of law enforcement duties.

Page 12958

Measures Passed:

Congressional Adjournment: Senate agreed to H. Con. Res. 108, to provide for an adjournment of the House of Representatives and Senate. **Page 12899**

Revenue Reconciliation: Senate continued consideration of S. 949, to provide for revenue reconciliation pursuant to section 104(b) of the concurrent resolution on the budget for fiscal year 1998, taking action on amendments/motions proposed thereto, as follows:

Pages 12851, 12940

Adopted:

Roth Amendment No. 520, to provide for children's health insurance initiatives. **Pages 12851, 12894**

Roth (for Shelby) Amendment No. 553, to express the sense of the Senate regarding reform of the Internal Revenue Code of 1986. **Page 12930**

Roth (for Levin/McCain) Amendment No. 556, to express the sense of the Senate regarding tax treatment of stock options. **Page 12930**

Roth (for Enzi) Amendment No. 557, to express the sense of the Senate on Federal estate tax relief in the "Balanced Budget Act of 1997". **Page 12930**

Roth (for Dodd) Amendment No. 558, to amend the Internal Revenue Code of 1986 regarding the treatment of cancellation of student loans. **Page 12930**

Roth (for Grams) Amendment No. 559, to exclude from unrelated business taxable income for certain charitable gambling. **Page 12930**

Roth (for Dorgan) Amendment No. 560, to provide tax relief for taxpayers located in Presidentially declared disaster areas. **Page 12930**

Roth (for Dorgan) Amendment No. 561, to authorize the Secretary of the Treasury to abate the accrual of interest on income tax underpayments by taxpayers located in Presidentially declared disaster areas if the Secretary extends the time for filing returns and payment of tax (and waives any penalties relating to the failure to so file or so pay) for such taxpayers. **Page 12930**

Roth (for Biden) Amendment No. 562, to provide survivor benefits attributable to service by a public safety officer who is killed in the line of duty. **Page 12930**

Roth (for Dodd/D'Amato) Amendment No. 563, to clarify the tax treatment of certain disability benefits received by former police officers or firefighters. **Page 12930**

Roth (for Boxer) Amendment No. 564, to provide for diversification in section 401(k) plan investments.

Page 12930

Roth (for Daschle) Amendment No. 565, to expand non-Amtrak States' use of the Intercity Passenger Rail Fund. **Page 12930**

Rejected:

By 24 yeas to 75 nays (Vote No. 132), Dorgan Amendment No. 517, to impose a lifetime cap of $1,000,000 on capital gains reduction.

Pages 12851, 12854

By 38 yeas to 61 nays (Vote No. 134), Daschle Amendment No. 527, in the nature of a substitute.

Page 12860

Withdrawn:

Allard Amendment No. 523, to strike section 881, providing for an extension of the Temporary Federal Unemployment Surtax.

Domenici/Lautenberg Amendment No. 537, to implement the enforcement provisions of the Bipartisan Budget Agreement, enforce the Balanced Budget Act of 1997, extend the Budget Enforcement Act of 1990 through fiscal year 2002, and make technical and conforming changes to the Congressional Budget and Impoundment Control Act of 1974 and the Balanced Budget and Emergency Deficit Control Act of 1985. **Page 12898**

Subsequently, Biden Amendment No. 539 (to Amendment No. 537), to provide for the transfer of funds from the general fund to the Violent Crime Reduction Trust Fund fell when Amendment No. 537 was withdrawn.

Page 12900

Subsequently, the request to withdraw Amendment No. 537 (listed above) was vitiated, thus Amendment No. 539 (listed above) also remains pending.

A motion to waive the Congressional Budget Act with respect to consideration of Section 602 of the bill. Subsequently, a point of order that section 602 relating to incentives conditioned on other District of Columbia government reform violates section 313(b)(1)(A) of the Congressional Budget Act was sustained, and the provisions were removed from the bill. **Pages 12851, 12907**

Pending:

Dorgan Amendment No. 515, to authorize the Secretary of the Treasury to abate the accrual of interest on income tax underpayments by taxpayers located in Presidentially declared disaster areas if the Secretary extends the time for filing returns failure to so file or so pay) for such taxpayers. **Page 12851**

Dorgan Amendment No. 516, to provide tax relief for taxpayers located in Presidentially declared disaster areas. **Page 12851**

Jeffords Amendment No. 522, to provide for a trust fund for District of Columbia school renovations. **Page 12851**

Domenici/Lautenberg Amendment No. 537, to implement the enforcement provisions of the Bipartisan Budget Agreement, enforce the Balanced Budget Act of 1997, extend the Budget Enforcement Act of 1990 through fiscal year 2002, and make technical and conforming changes to the Congressional Budget and Impoundment Control Act of 1974 and the Balanced Budget and Emergency Deficit Control Act of 1985.

Biden Amendment No. 539 (to Amendment No. 537), to provide for the transfer of funds from the general fund to the Violent Crime Reduction Trust Fund.

Nickles Modified Amendment No. 551, to provide for an increase in deduction for health insurance costs of self-employed individuals, and to modify rules for allocating interest expense to tax-exempt interest. **Pages 12898, 12920, 12940**

Gramm Amendment No. 552, to allow families to decide for themselves how best to use their child tax credit. **Page 12921**

Kerry Amendment No. 554, to allow payroll taxes to be included in the calculation of tax liability for receiving the children's tax credit. **Page 12926**

During consideration of this measure today, Senate also took the following action:

By 36 yeas to 63 nays (Vote 131), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Bumpers Amendment No. 518, to repeal the depletion allowance available to certain hardrock mining companies. Subsequently, a point of order that the amendment was in violation of section 305(b)(2) of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 12851**

By 34 yeas to 64 nays (Vote No. 133), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Dorgan motion to refer to the Committee on the Budget with instructions. Subsequently, a point of order that the motion to refer was in violation of section 305(b)(2) of the Congressional Budget Act was sustained, and the motion was ruled out of order. **Pages 12851, 12857**

By 80 yeas to 19 nays (Vote No. 135), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to waive the Congressional Budget Act with respect to consideration of Roth Amendment No. 520, listed above. **Page 12896**

By 12 yeas to 86 nays, 1 voting present (Vote No. 136), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 305(b)(2) of the Congressional Budget Act with respect to consideration of Byrd Amendment No. 540, to eliminate tax deductions for advertising and promotion expenditures relating to alcoholic beverages and to increase funding for programs that educate and prevent the abuse of alcohol among our Nation's youth. Subsequently, a point of order that the amendment was not germane was sustained, and the amendment thus fell. **Page 12901**

By 41 yeas to 58 nays (Vote No. 137), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Durbin Amendment No. 519, to increase the deduction for health insurance costs of self-employed individuals, and to increase the excise tax on tobacco products. Subsequently, a point of order that the amendment was in violation of section 305(b)(2) of the Congressional Budget Act was sustained, and the amendment thus fell. **Pages 12851, 12909**

A unanimous-consent agreement was reached providing for further consideration of the bill, the pending amendments, and amendments to be proposed thereto on Friday, June 27, 1997. **Page 13136**

Removal of Injunction of Secrecy: The injunction of secrecy as removed from the following treaty:

Convention with South Africa (Treaty Doc. 105–9).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 13136**

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

Transmitting the report concerning the national emergency with respect to Libya; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–48). **Page 12955**

Transmitting the annual report of the Corporation for Public Broadcasting for fiscal year 1996; referred to the

Committee on Commerce, Science, and Transportation. (PM–49). Page 12956

Nominations Received: Senate received the following nominations:

Jerome B. Friedman, of Virginia, to be United States District Judge for the Eastern District of Virginia.

Ronnie L. White, of Missouri, to be United States District Judge for the Eastern District of Missouri.

Robert G. Stanton, of Virginia, to be Director of the National Park Service.

W. Scott Gould, of the District of Columbia, to be Chief Financial Officer, Department of Commerce.

W. Scott Gould, of the District of Columbia, to be an Assistant Secretary of Commerce.

Catherine E. Woteki, of the District of Columbia, to be Under Secretary of Agriculture for Food Safety.

Kneeland C. Youngblood, of Texas, to be a Member of the Board of Directors of the United States Enrichment Corporation for a term expiring February 24, 2002.

Wendy Ruth Sherman, of Maryland, to be Counselor of the Department of State, and to have the rank of Ambassador during her tenure of service.

Gordon D. Giffin, of Georgia, to be Ambassador to Canada.

Maura Harty, of Florida, to be Ambassador to the Republic of Paraguay.

Curtis Warren Kamman, of the District of Columbia, to be Ambassador to the Republic of Colombia.

James F. Mack, of Virginia, to be Ambassador to the Co-operative Republic of Guyana.

Anne Marie Sigmund, of the District of Columbia, to be Ambassador to the Kyrgyz Republic.

Keith C. Smith, of California, to be Ambassador to the Republic of Lithuania.

Daniel V. Speckhard, of Wisconsin, to be Ambassador to the Republic of Belarus.

George Donohue, of Maryland, to be Deputy Administrator of the Federal Aviation Administration.

Gary Gensler, of Maryland, to be an Assistant Secretary of the Treasury.

Nancy Killefer, of Florida, to be an Assistant Secretary of the Treasury.

Nancy Killefer, of Florida, to be Chief Financial Officer, Department of the Treasury.

George Munoz, of Illinois, to be President of the Overseas Private Investment Corporation. Page 13136

Messages From the President: Page 12955

Messages From the House: Page 12956

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Executive Reports of Committees: Page 12958

Statements on Introduced Bills: Page 12958

Additional Cosponsors: Page 12970

Amendments Submitted: Page 12971

Notices of Hearings: Page 13017

Authority for Committees: Page 13017

Additional Statements: Page 13018

Text of H.R. 2015 as Previously Passed: Page 13022

Record Votes: Seven record votes were taken today. (Total–137)

Pages 12854, 12857, 12859, 12893, 12896, 12907, 12915

Adjournment: Senate convened at 9:30 a.m., and adjourned at 11:22 p.m., until 9 a.m., on Friday, June 27, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 13136.)

Committee Meetings

SOCIAL SECURITY REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities resumed hearings on proposals to reform the Social Security system, focusing on the impact of Social Security privatization, receiving testimony from Jose Pinera and Mark M. Klugmann, both of the International Center for Pension Reform, Santiago, Chile.

Subcommittee recessed subject to call.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following bills:

S. 738, to reform the statutes relating to Amtrak, and to authorize funds for Amtrak, with amendments. (As approved by the committee, the bill authorizes $1,138,000,000 for fiscal year 1998, $1,058,000,000 for fiscal year 1999, $1,023,000,000 for fiscal year 2000, $989,000,000 for fiscal year 2001, and $955,000,000 for fiscal year 2002.); and

S. 39, to support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean, with an amendment in the nature of a substitute.

Also, committee began mark up of S. 442, to establish a national policy against State and local government interference with interstate commerce on the Internet or interactive computer services, and to exercise Congressional jurisdiction over interstate commerce by establishing a moratorium on the imposition of exactions that would interfere with the free flow of commerce via the Internet, but did not complete action thereon, and recessed subject to call.

RECREATION AREAS ACCESSIBILITY

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management concluded hearings on S. 783, to provide for improved access to and use of the Boundary Waters Canoe Area Wilderness in Minnesota, after receiving testimony from Senators Feingold and Wellstone; Lyle Laverty, Director, Recreation, Wilderness and Heritage Programs, Forest Service, Department of Agriculture; Guy Holmes, Wilderness Disability

Project, Virginia, Minnesota; David E. Jenkins, American Canoe Association, Springfield, Virginia; Greg Lais, Wilderness Inquiry, Minneapolis, Minnesota; Robert D. LaTourell, Jr., Ely Outfitter's Association, and former Mayor Frank Salerno, both of Ely, Minnesota; and Bill Reffalt, Wilderness Society, Washington, D.C.

NATIONAL PARKS

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation, and Recreation concluded hearings on S. 308, to require the Secretary of the Interior to conduct a study concerning grazing use of certain land within and adjacent to Grand Teton National Park, Wyoming, and to extend temporarily certain grazing privileges, and S. 360, to require adoption of a management plan for the Hells Canyon National Recreation Area that allows appropriate use of motorized and nonmotorized river craft in the recreation area, after receiving testimony from Michael Soukup, Associate Director, Natural Resource Stewardship and Science, National Park Service, Department of the Interior; Lyle Laverty, Director, Recreation, Wilderness and Heritage Programs, Forest Service, Department of Agriculture; Carole Finley, Hughes River Expeditions, Inc., Cambridge, Idaho; Darrell Bentz, Intermountain Excursions and Bentz Boats, Lewiston, Idaho; Peter Grubb, River Odysseys West, Coeur d'Alene, Idaho; Richard G. Sherwin, River Access for Tomorrow, Clarkston, Washington; Jack Sterne, Hells Canyon Preservation Council, Sisters, Oregon; and Sandra F. Mitchell, Hells Canyon Alliance, Boise, Idaho.

HOWARD M. METZENBAUM COURTHOUSE

Committee on Environment and Public Works: Committee ordered favorably reported S. 833, to designate the Federal building courthouse at Public Square and Superior Avenue in Cleveland, Ohio, as the "Howard M. Metzenbaum United States Courthouse".

WETLANDS PROTECTION

Committee on Environment and Public Works: Subcommittee on Clean Air, Wetlands, Private Property, and Nuclear Safety concluded oversight hearings on recent administrative changes and judicial decisions relating to Section 404 of the Federal Water Pollution Control Act, focusing on litigation concerning activities subject to Clean Water Act permitting, mitigation banking, and the Environmental Protection Agency's Alaska wetlands initiative, after receiving testimony from Robert H. Wayland, III, Director, Office of Wetlands, Oceans, and Watersheds, Office of Water, Environmental Protection Agency; Michael L. Davis, Deputy Assistant Secretary of the Army for Civil Works; Darrel Seibert, Seibert Development Corporation, Hudson, Ohio, on behalf of the National Association of Home Builders; James Noyes, Los Angeles County Department of Public Works, Los Angeles, California, on behalf of the National Association of Flood and Stormwater Management Agencies; Donald I. Siegel, Syracuse University, Syracuse, New York; Donald F. McKenzie, Wildlife Management Institute, Washington, D.C.; Derb S. Carter, Jr., Southern Environmental Law Center, Chapel Hill, North Carolina; and Thomas W. Winter, Winter Brothers Material Company, St. Louis, Missouri, on behalf of the National Aggregates Association.

GLOBAL CLIMATE NEGOTIATIONS

Committee on Foreign Relations: Subcommittee on International Economic Policy, Export and Trade Promotion resumed hearings to examine current international negotiations intended to curb global greenhouse gas emissions, focusing on United States economic and science considerations, receiving testimony from Jerry J. Jasinowski, National Association of Manufacturers, William J. Cunningham, Jr., AFL–CIO, W. David Montgomery, Charles River Associates, and Robert Repetto, World Resources Institute, all of Washington, D.C.; Patrick J. Michaels, University of Virginia, Charlottesville; and Alan Robock, University of Maryland, College Park.

Subcommittee recessed subject to call.

MEDICARE FRAUD

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings to examine Federal efforts to expose waste, fraud and abuse in the Medicare program, receiving testimony from Senators Grassley and Harkin; Michael F. Mangano, Principal Deputy Inspector General, and Bruce C. Vladeck, Administrator, Health Care Financing Administration, Department of Health and Human Services; Charles L. Owens, Chief, Financial Crimes Section, Federal Bureau of Investigation, Department of Justice; Leslie G. Aronovitz, Associate Director, Health Financing and Systems Issues, Health, Education, and Human Services Division, General Accounting Office; and Pamela H. Bucy, University of Alabama School of Law, Tuscaloosa.

Hearings were recessed subject to call.

GLOBAL TOBACCO SETTLEMENT

Committee on the Judiciary: Committee met to receive a briefing on the terms and parameters of the proposed Global Tobacco Settlement which will mandate a total reformation and restructuring of how tobacco products are manufactured, marketed and distributed in America, focusing on its long-term impact on children and the public health, and its legal and constitutional ramifications from Mississippi Attorney General Michael Moore, Jackson; Meyer G. Koplow, Wachtell, Lipton, Rosen & Katz, New York, New York; and Matthew L. Myers, National Center for Tobacco-Free Kids, Washington, D.C.

Committee recessed subject to call.

BUSINESS MEETING

Committee on Small Business: Committee ordered favorably reported the following bills:

S. 208, to provide Federal contracting opportunities for small business concerns located in historically underutilized business zones, with an amendment in the nature of a substitute; and

An original bill authorizing funds for fiscal years 1998, 1999, and 2000 for programs of the Small Business Administration.

House of Representatives

Chamber Action

Bills Introduced: 34 public bills, H.R. 2072–2105; 1 private bill, H.R. 2106; and 2 resolutions, H. Con. Res. 108 and H. Res. 177, were introduced. **Page 12847**

Reports Filed: Reports were filed as follows:

H.R. 1818, to amend the Juvenile Justice and Delinquency Prevention Act of 1974 to authorize appropriations for fiscal years 1998, 1999, 2000, and 2001, amended (H. Rept. 105–155);

H. Res. 178, providing for consideration of H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998 (H. Rept. 105–156);

H. Con. Res. 75, expressing the sense of the Congress that States should work more aggressively to attack the problem of violent crimes committed by repeat offenders and criminals serving abbreviated sentences (H. Rept. 105–157);

H.R. 1847, to improve the criminal law relating to fraud against consumers, amended (H. Rept. 105–158);

H.R. 1898, to amend title 18 of the United States Code to penalize the rape of minors in Federal prisons (H. Rept. 105–159);

H. Res. 154, expressing the sense of the House that the Nation's children are its most valuable assets and that their protection should be the Nation's highest priority (H. Rept. 105–160);

H.R. 103, to expedite State reviews of criminal records of applicants for private security officer employment (H. Rept. 105–161 Part I); and

H.R. 1840, to provide a law enforcement exception to the prohibition on the advertising of certain electronic devices (H. Rept. 105–162). **Page 12847**

Guest Chaplain: The prayer was offered by the guest Chaplain, Reverend Lloyd W. Johnson, Jr. of Pekin, Illinois. **Page 12656**

Independence Day District Work Period: The House agreed to H. Con. Res. 108, providing for an adjournment of the House and Senate for the Independence Day district work period. **Page 12668**

Earlier, by a yea-and-nay vote of 230 yeas to 194 nays, Roll No. 242, agreed to H. Res. 176, the rule that provided for consideration of the concurrent resolution. **Page 12658**

Taxpayer Relief Act: By a recorded vote of 253 ayes to 179 noes, Roll No. 245, the House passed H.R. 2014, to provide for reconciliation pursuant to subsections (b)(2) and (d) of section 105 of the concurrent resolution on the budget for fiscal year 1998. **Page 12675**

By a recorded vote of 164 ayes to 268 noes, Roll No. 244, rejected the Peterson of Minnesota motion that sought to recommit the bill to the Committee on the Budget with instructions to report it back to the House forthwith with amendments that strike subsection (c) of section 1 and titles I, II, III, IV, V, VI, VII, VIII, IX, XI, XII, XIII, XIV, and XV; redesignate title X, relating to revenues; and establishes additional provisions relating to capital gains reductions, estate and gift taxes, family farms and businesses, child tax credit, and tax reductions related to educational expenses. **Page 12826**

Pursuant to the rule, the amendment printed in the June 24 Congressional Record and numbered 2 was considered as adopted. The amendment modifies the child tax credit; revises the estimated tax safe harbor, requires a study on the impact of repealing the alternative minimum tax depreciation adjustment as it relates to certain corporate taxable income, modifies the deposit rules with respect to commercial air passenger excise taxes, deletes provisions relating to a reduction in tax benefits for ethanol and renewable source methanol, changes the budgetary treatment of certain expiring provisions, and amends the title.

Rejected the Rangel amendment in the nature of a substitute that sought to increase HOPE scholarship credits; extend an income tax exclusion for employer provided educational assistance; authorize interest free bonds and loans for schools with students from poor families; provide tax credits for children of families who earn less than $60,000 per year; provide capital gains exclusions for the sale of a principal residence, allow a deductible capital gain loss when selling a residence, provide a special rate for the sale of farms, business assets, and real estate; create an additional exemption for estates that include a family owned business; extend expiring provisions of various tax credits; expand empowerment zones and enterprise zones; provide various tax credits and incentives including the deduction of remediation costs incurred with toxic waste cleanup and a welfare to work credit (rejected by a recorded vote of 197 ayes to 235 noes, Roll No. 243). **Page 12789**

On June 25, the House agreed to H. Res. 174, the rule that provided for consideration of both H.R. 2014, Taxpayer Relief Act and H.R. 2015, Balanced Budget Act. **Page 12263**

Late Report—Appropriations: Committee on Appropriations received permission to have until midnight Tuesday, July 1 to file a report on a bill making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998. **Page 12829**

Late Report—Banking and Financial Services: Committee on Banking and Financial Services received permission to have until midnight Thursday, July 3 to file a report on H.R. 10, to enhance competition in the financial services industry by providing a prudential framework for the affiliation of banks, securities firms, and other financial service providers. **Page 12830**

Elections in Albania: Considered under unanimous consent, the House agreed to H. Con. Res. 105, expressing the sense of the Congress relating to the elections in Albania scheduled for June 29, 1997. **Page 12829**

Legislative Program: The Chief Deputy Majority Whip announced the legislative program for the week of July 7. **Page 12830**

Extension of Remarks: It was made in order that for today all members be permitted to extend their remarks and to include extraneous material in that section of the Record entitled "Extension of Remarks". **Page 12831**

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of Wednesday, July 9. **Page 12831**

Resignations—Appointments: It was made in order that notwithstanding any adjournment of the House until Tuesday, July 8, 1997, the Speaker, Majority Leader, and Minority Leader be authorized to accept resignations and to make appointments authorized by law or by the House. **Page 12831**

Designation of Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Morella or Representative Davis of Virginia to act as Speaker pro tempore to sign enrolled bills and joint resolutions through July 8, 1997. **Page 12831**

Presidential Messages: Read the following messages from the President:

National Emergency Re Libya: Message wherein he transmits his report concerning the National Emergency with respect to Libya—referred to the Committee on International Relations and ordered printed (H. Doc. 105–101); and **Page 12831**

Public Broadcasting and Public Telecommunications Entities: Message wherein he transmits the FY 1996 Annual Report of the Corporation for Public Broadcasting and the Inventory of the Federal Funds distributed to Public Telecommunications entities by Federal Departments and Agencies—referred to the Committee on Commerce. **Page 12832**

Senate Messages: Messages received today from the Senate appear on pages 12656 and 12833.

Quorum Calls—Votes: One yea-and-nay vote and three recorded votes developed during the proceedings of the House today and appear on pages 12668, 12825, and 12828. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and pursuant to the provisions of H. Con. Res. 108, adjourned at 7:27 p.m. until 12:30 p.m. on Tuesday, July 8.

Committee Meetings

DAIRY INDEMNITY PROGRAM REAUTHORIZATION

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry approved for full Committee action H.R. 1789, to reauthorize the dairy indemnity program.

Prior to this action, the Committee held a hearing on this legislation. Testimony was heard from Bruce R. Weber, Associate Administrator, Farm Service Agency, USDA; and a public witness.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Ordered reported the Interior appropriations for fiscal year 1998.

OVERSIGHT—FEDERAL MONEY PRODUCTION

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy held an oversight hearing on Federal Money Production. Testimony was heard from the following officials of the GAO: Michael E. Motley, Associate Director, Government Business Operations; and Theodore C. Barreaux, Counselor to the Comptroller General; the following officials of the Department of the Treasury: Mary Ellen Withrow, Treasurer; Phillip N. Diehl, Director, U.S. Mint; Larry Rolufs, Director, Bureau of Engraving and Printing; and George Munoz, Assistant Secretary, Management.

HOMELESS HOUSING CONSOLIDATION AND FLEXIBILITY ACT

Committee on Banking and Financial Services: Subcommittee on Housing and Community Opportunity held a hearing on H.R. 217, Homeless Housing Consolidation and Flexibility Act. Testimony was heard from Jacquie Lawing, General Deputy Assistant Secretary, Department of Housing and Urban Development; Jane Kenny, Commissioner, Department of Community Affairs, State of New Jersey; and public witnesses.

NATIONAL SALVAGE MOTOR VEHICLE CONSUMER PROTECTION ACT

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection held a hearing on H.R. 1839, National Salvage Motor Vehicle Consumer Protection Act of 1997. Testimony was heard from Richard C. Morse, Chief, Odometer Fraud Staff, National

Highway Traffic Safety Administration, Department of Transportation; and public witnesses.

CHARTER SCHOOLS

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth and Families held a hearing on Charter Schools. Testimony was heard from Gerald Tirozzi, Assistant Secretary, Elementary and Secondary Education, Department of Education; and public witnesses.

HIGHER EDUCATION ACT AMENDMENTS

Committee on Education and the Workforce: Subcommittee on Postsecondary Education, Training and Life-Long Learning continued hearings on H.R. 6, Higher Education Act Amendments of 1998. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURE

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology approved for full Committee action amended H.R. 404, to amend the Federal Property and Administrative Services Act of 1949 to authorize the transfer to State and local governments of certain surplus property for use for law enforcement or public safety purposes.

GULF WAR SYNDROME—STATUS OF EFFORTS TO IDENTIFY

Committee on Government Reform and Oversight: Subcommittee on Human Resources continued hearings on Status of Efforts to Identify Gulf War Syndrome, with emphasis on Multiple Toxic Exposures. Testimony was heard from Representative Metcalf; Thomas Garthwaite, Deputy Under Secretary, Health, Department of Veterans Affairs; Bernard Rostker, Special Assistant, Gulf War Illness, Department of Defense; and public witnesses.

U.S. ENTERPRISE FUNDS

Committee on International Relations: Held a hearing on United States Enterprise Funds in Eastern Europe and the States of the Former Soviet Union. Testimony was heard from the following officials of the Department of State: Ambassador Richard Morningstar, Special Advisor to the President and the Secretary of State on Assistance to the Newly Independent States and Coordinator of U.S. Assistance to the Newly Independent States; and James Holmes, Coordinator, Eastern European Assistance, Bureau of European and Canadian Affairs; and Tom Dine, Assistant Administrator, Bureau for Europe and the Newly Independent States, AID, U.S. International Development Cooperation Agency.

CIVIL RIGHTS ACT

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on H.R. 1909, Civil Rights Act of 1997. Testimony was heard from Senator McConnell; Representatives Campbell, Norton, Roukema, Mink of Hawaii and Fowler; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Immigration and Claims held a hearing on the following: H.R. 371, Hmong Veterans' Naturalization Act of 1997; and a measure to provide for a change with respect to the requirements for a Canadian border boat landing permit pursuant to section 235 of the Immigration and Nationality Act. Testimony was heard from Representative Vento and LaTourette; from the following officials of the Immigration and Naturalization Service, Department of Justice: Louis D. Crocetti, Jr., Associate Commissioner, Examinations; and Donna Kaye Barnes, Chief Inspector; and public witnesses.

ATLANTIC HERRING AND MACKEREL FISHERIES—MORATORIUM ON LARGE FISHING VESSELS

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held a hearing on H.R. 1855, to impose a moratorium on large fishing vessels in the Atlantic herring and mackerel fisheries. Testimony was heard from Representatives LoBiondo, Delahunt and Tierney; Rolland Schmitten, Assistant Administrator, Fisheries, National Marine Fisheries Service, NOAA, Department of Commerce; and public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998. The rule waives points of order against provisions in the bill which do not comply with clause 2 of Rule XXI (prohibiting unauthorized appropriations and legislation on general appropriations bills), and clause 6 of Rule XXI (prohibiting transfers of unobligated balances).

The rule provides for priority in recognition to those amendments that are preprinted in the Congressional Record. The rule also provides that the Chairman of the Committee of the Whole may postpone recorded votes on any amendment and that the chairman may reduce voting time on postponed questions to 5 minutes, provided that the vote takes place immediately following another recorded vote and that the voting time on the first series of questions be not less than 15 minutes. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Packard and Hefner.

DECISION-MAKING IN THE HOUSE—IMPACT OF NEW INFORMATION TECHNOLOGIES

Committee on Rules: Subcommittee on Rules and Organization of the House held a hearing on the impact of new

information technologies on decision-making in the House of Representatives. Testimony was heard from public witnesses.

OSHA'S CONTEMPLATED SAFETY AND HEALTH PROGRAM STANDARDS

Committee on Small Business: Held a hearing on OSHA's Contemplated Safety and Health Program Standards. Testimony was heard from Greg Watchman, Acting Assistant Secretary, Occupational Safety and Health, Department of Labor; and public witnesses.

YEAR 2000 REQUIREMENTS—EFFORTS TO ACHIEVE COMPUTER COMPLIANCE

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on efforts to achieve computer compliance with Year 2000 requirements. Testimony was heard from Representative Horn; Joel C. Willemssen, Director, Information Resources Management, Accounting and Information Management Division, GAO; D. Mark Catlett, Assistant Secretary, Management, Department of Veterans Affairs; and Tom Shope, Acting Director, Division of Electronics and Computer Science, Office of Science and Technology, Center for Devices and Radiological Health, FDA, Department of Health and Human Services.

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Friday, June 27, 1997

Senate

Chamber Action

Routine Proceedings, pages 13142–13354

Measures Introduced: Eleven bills and six resolutions were introduced, as follows: S. 975–985, S.J. Res. 32–34, S. Res. 104 and 105, and S. Con. Res. 35. **Page 13202**

Measures Reported: Reports were made as follows:

S. 621, to repeal the Public Utility Holding Company Act of 1935, to enact the Public Utility Holding Company Act of 1997, with amendments. (S. Rept. No. 105–41) **Page 13202**

Measures Passed:

Revenue Reconciliation: By 80 yeas to 18 nays (Vote No. 160), Senate passed H.R. 2014, to provide for reconciliation pursuant to subsections (b) (2) and (d) of section 105 of the concurrent resolution on the budget for fiscal year 1998, after striking all after the enacting clause and inserting in lieu thereof the text of S. 949, as amended, and after taking action on further amendments/motions proposed thereto: **Pages 13142, 13263, 13269**

Adopted:

By a unanimous vote of 98 yeas (Vote No. 138). Nickles Modified Amendment No. 551, to provide for an increase in deduction for health insurance costs of self-employed individuals, and to modify rules for allocating interest expense to tax-exempt interest. **Page 13143**

By 98 yeas to 2 nays (Vote No. 141), Domenici/Lautenberg Amendment No. 537, to implement the enforcement provisions of the Bipartisan Budget Agreement, enforce the Balanced Budget Act of 1997, extend the Budget Enforcement Act of 1990 through fiscal year 2002, and make technical and conforming changes to the Congressional Budget and Impoundment Control Act of 1974 and the Balanced Budget and Emergency Deficit Control Act of 1985. **Pages 13143, 13145**

Biden Amendment No. 539 (to Amendment No. 537), to provide for the transfer of funds from the general fund to the Violent Crime Reduction Trust Fund. **Pages 13143, 13145**

Subsequently, a motion to waive the Congressional Budget Act with respect to consideration of Amendment No. 537, listed above, was agreed to by unanimous-consent. **Page 13146**

By 92 yeas to 8 nays (Vote No. 148), Byrd Amendment No. 572, to extend the number of hours for debate on a reconciliation bill and make other improvements. **Page 13153**

Jeffords Modified Amendment No. 522, to provide for a trust fund for District of Columbia school renovations. **Pages 13143, 13154**

By 59 yeas to 41 nays (Vote No. 150), Coverdell Amendment No. 574, to allow tax-free expenditures from an education individual retirement account for elementary and secondary school expenses and to adjust the modifications to the minimum tax. **Page 13156**

Kohl Amendment No. 575, to provide a credit against tax for employers who provide child care assistance for dependents of their employees. **Page 13158**

Torricelli/Landrieu Amendment No. 578, to exclude certain severance payment amounts from income and to modify the time periods for carryback and carryforward of unused credits. **Page 13159**

Roth (for Graham) Amendment No. 583, relating to the exception of certain coins, the increase in certain liability funding limit, and to classify certain ministers for participation. **Page 13167**

Roth (for Nickles/Bond) Amendment No. 584, to express the sense of the Senate with respect to the proposed regulations of the Internal Revenue Service with respect to self-employment income for limited partners. **Page 13167**

Roth (for Specter) Amendment No. 585, to allow penalty-free IRA withdrawals for adoption expenses. **Page 13167**

Roth (for Faircloth) Amendment No. 586, to permit the current refunding of certain tax-exempt bonds. **Page 13167**

Roth (for Gorton) Amendment No. 587, relating to repeal of bad debt reserve method for thrift savings associations. **Page 13167**

Roth (for Santorum) Amendment No. 588, to express the sense of the Senate that America's middle-class taxpayers shoulder the biggest tax burden and that only those who pay Federal income taxes should benefit from the federal income tax cuts contained in the Revenue Reconciliation Act of 1997. **Page 13167**

Roth (for Burns) Amendment No. 589, to allow farmers to income average over 3 years. **Page 13167**

Roth (for Enzi) Amendment No. 591, to allow non-Amtrak states to provide alternative intercity transport assistance. **Page 13170**

Wellstone Amendment No. 592, to provide for full mental health parity with respect to health plans purchased through the use of amounts provided under a block grant to States.

Rejected:

By 46 yeas to 54 nays (Vote No. 139), Gramm Amendment No. 552, to allow families to decide for themselves how best to use their child tax credit. **Page 13143**

By 33 yeas to 67 nays (Vote No. 151), Bingaman Amendment No. 541, to strike provisions establishing IRA Plus Accounts. **Page 13157**

Moseley-Braun Amendment No. 581, to provide for a tax credit for public elementary and secondary school construction. **Page 13162**

By 30 yeas to 69 nays (Vote No. 155), McCain Amendment No. 548, to strike the provision relating to the extension and modification of subsidies for alcohol fuels. **Page 13162**

By 41 yeas to 57 nays (Vote No. 159), Allard Amendment No. 577, to provide for the indexing of assets to determine capital gain. **Page 13170**

Wellstone Amendment No. 590, to make the HOPE credit refundable. **Page 13170**

Withdrawn:

Dorgan Amendment No. 515, to authorize the Secretary of the Treasury to abate the accrual of interest on income tax underpayments by taxpayers located in Presidentially declared disaster areas if the Secretary extends the time for filing returns and payment of tax (and waives any penalties relating to the failure to so file or so pay) for such taxpayers. **Pages 13142, 13158**

Dorgan Amendment No. 516, to provide tax relief for taxpayers located in Presidentially declared disaster areas. **Pages 13143, 13158**

During consideration of this measure today, Senate also took the following action:

By 39 yeas to 60 nays (Vote No. 140), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Kerry Amendment No. 554, to allow payroll taxes to be included in the calculation of tax liability for receiving the children's tax credit. Subsequently, a point of order that the amendment was in violation of section 302(b) of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 13143**

By 37 yeas to 63 nays (Vote No. 142), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Gramm Amendment No. 566, to guarantee a balanced Federal budget and expand tax relief options. Subsequently, a point of order that the amendment was in violation of section 313(b)(1)(A) of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 13146**

By 48 yeas to 52 nays (Vote No. 143), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Bumpers Amendment No. 568, to prohibit the scoring, for budget purposes, of revenues associated with the sale of certain federal lands. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 13147**

By 42 yeas to 58 nays (Vote No. 144), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Craig Amendment No. 569, to modify the pay-as-you-go requirement of the budget process to prohibit the use of tax increases to pay for mandatory spending increases. Subsequently, a point of order that the amendment was in violation of section 313(b)(1)(A) of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 13148**

By 57 yeas to 43 nays (Vote No. 145), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Brownback/Kohl Amendment No. 570, to establish procedures to ensure a balanced Federal budget by fiscal year 2002. Subsequently, a point of order that the amendment was in violation of section 313(b)(1)(A) of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 13149**

By 59 yeas to 41 nays (Vote No. 146) three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Frist Amendment No. 571, to establish a 60 vote point of order against any legislation that increases the budget deficit after the year 2002 and to require the President to submit balanced budgets. Subsequently, a point of order that the amendment was in violation of section

313(b)(1)(A) of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 13150**

By 53 yeas to 47 nays (Vote No. 147), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Abraham Amendment No. 538, to ensure that future revenue windfalls to the federal Treasury are reserved for tax or deficit reduction. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 13151**

By 30 yeas to 70 nays (Vote No. 149), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Kennedy/Daschle Amendment No. 573, to increase the excise tax on cigarettes by 43 cents per pack and increase the tax on other tobacco products by a proportionate amount, and direct $12,000,000,000 of the resulting revenues be applied to the children's health initiative. Subsequently, a point of order that the amendment was in violation section 302(f) of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 13155**

By 72 yeas to 28 nays (Vote No. 152), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to a motion to waive the Congressional Budget Act with respect to consideration of Kohl Amendment No. 575, listed above. **Page 13158**

By 57 yeas to 42 nays (Vote No. 153), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Jeffords Amendment No. 555, to encourage improvements in child care services and options for meeting employment-related child care needs. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 13158**

By 51 yeas to 48 nays (Vote No. 154), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Harkin Amendment No. 579, to improve health care quality and reduce health care costs by establishing a National Fund for Health Research that would significantly expand the nation's investment in medical research. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 13160**

By 39 yeas to 59 nays (Vote No. 156), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Landrieu Amendment No. 532, to allow taxpayers with income tax liability to take the child tax credit before the earned income tax credit. Subsequently, a point of order that the amendment was in violation of section 302(f) of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 13164**

By 77 yeas to 21 nays (Vote No. 157), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to a motion to waive the Congressional Budget Act with respect to consideration of section 702(d) of the bill, regarding intercity passenger rail funding. **Page 13165**

By 37 yeas to 61 nays (Vote No. 158), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Feingold/Bumpers Amendment No. 582, to eliminate the percentage depletion allowance for certain minerals. Subsequently, a point of order that the amendment was in violation of section 305(b)(2) of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 13166**

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: from the Committee on Finance: Senators Roth, Lott, and Moynihan; and from the Committee on the Budget: Senators Domenici, Grassley, Nickles, Lautenberg, and Conrad. **Page 13263**

Subsequently, S. 949 was returned to the Senate calendar. **Page 13269**

Law Enforcement Canines Donation: Senate passed H.R. 173, to amend the Federal Property and Administrative Services Act of 1949 to authorize donation of Federal law enforcement canines that are no longer needed for official purposes to individuals with experience handling canines in the performance of law enforcement duties, clearing the measure for the President. **Page 13266**

Energy Conservation Extension: Senate passed S. 417, to extend energy conservation programs under the Energy Policy and Conservation Act through September 30, 2002, after agreeing to a committee amendment in the nature of a substitute. **Page 13266**

DOE Standardization Act: Senate passed H.R. 649, to amend sections of the Department of Energy Organization Act that are obsolete or inconsistent with other statutes and to repeal a related section of the Federal Energy Administration Act of 1974, clearing the measure for the President. **Page 13267**

Hong Kong Transition: Senate agreed to S. Res. 105, expressing the sense of the Senate that the people of the United States wish the people of Hong Kong good fortune as they embark on their historic transition of sovereignty from Great Britain to the People's Republic of China. **Page 13267**

DOD Authorization—Cloture Motion Filed: A motion was entered to close further debate on S. 936, to author-

ize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces and, by unanimous-consent agreement, a vote on the cloture motion will occur on Tuesday, July 8, 1997, at 2:15 p.m. **Page 13263**

Budget Reconciliation—Conferees: Senate insisted on its amendment to H.R. 2014, to provide for reconciliation pursuant to subsections (b)(1) and (c) of section 105 of the concurrent resolution on the budget for fiscal year 1998, requested a conference with the House thereon, and the Chair appointed the following conferees: from the Committee on the Budget—Senators Domenici, Grassley, Nickles, Gramm, Lautenberg, Conrad, and Boxer; from the Committee on Agriculture, Nutrition and Forestry—Senators Lugar, Helms, and Harkin; from the Committee on Banking, Housing, and Urban Affairs—Senators D'Amato, Shelby, and Sarbanes; from the Committee on Commerce, Science, and Transportation—Senators McCain, Stevens, and Hollings; from the Committee on Energy and Natural Resources—Senators Murkowski, Craig, and Bumpers; from the Committee on Finance—Senators Roth, Lott, and Moynihan; from the Committee on Governmental Affairs—Senators Thompson, Collins, and Glenn; from the Committee on Labor and Human Resources—Senators Jeffords, Coats, and Kennedy; and from the Committee on Veterans' Affairs—Senators Specter, Thurmond, and Rockefeller. **Page 13263**

Committee Authority: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Tuesday, July 1, 1997, from 10 a.m. until 2 p.m. **Page 13267**

Appointments:

Advisory Committee on the Records of Congress: The Chair announced, on behalf of the Secretary of the Senate, pursuant to Public Law 101–509, his appointment of James F. Blumstein, of Tennessee, to the Advisory Committee on the Records of Congress. **Page 13199**

Nominations Confirmed: Senate confirmed the following nominations:

Richard J. Tarplin, of New York, to be an Assistant Secretary of Health and Human Services.

Alan S. Gold, of Florida, to be United States District Judge for the Southern District of Florida.

Kathryn O'Leary Higgins, of South Dakota, to be Deputy Secretary of Labor.

1 Air Force nomination in the rank of general.

60 Army nominations in the rank of general.

2 Marine Corps nominations in the rank of general.

25 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Coast Guard, Marine Corps, Navy. **Page 13264**

Nominations Received: Senate received the following nominations:

James S. Ware, of California, to be United States Circuit Judge for the Ninth Circuit.

Nancy-Ann Minn Deparle, of Tennessee, to be Administrator of the Health Care Financing Administration.

David A. Lipton, of Massachusetts, to be an Under Secretary of the Treasury.

Routine lists in the Army, Marine Corps. **Page 13269**

Communications: **Page 13201**

Petitions: **Page 13202**

Statements on Introduced Bills: **Page 13203**

Additional Cosponsors: **Page 13237**

Amendments Submitted: **Page 13240**

Notices of Hearings: **Page 13254**

Authority for Committees: **Page 13254**

Additional Statements: **Page 13254**

Record Votes: Twenty-three record votes were taken today. (Total—160)

Pages 13143, 13144, 13145, 13146, 13147, 13148, 13150, 13151, 13152, 13154, 13156, 13157, 13158, 13159, 13161, 13164, 13165, 13166, 13167, 13170, 13193

Adjournment: Senate convened at 9 a.m. and, pursuant to H. Con. Res. 108, adjourned at 6:56 p.m., until 12 noon, on Monday, July 7, 1997.

Committee Meetings

BUSINESS MEETING

Committee on Governmental Affairs: Committee met to discuss matters with regard to the committee's special investigation on campaign financing.

Committee recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Pursuant to the provisions of H. Con. Res. 108, the House stands adjourned until 12:30 p.m. on Tuesday, July 8.

Committee Meetings

No committee meetings were held.

Monday, July 7, 1997

Senate

Chamber Action

Routine Proceedings, pages 13381–13461

Measures Introduced: Five bills were introduced, as follows: S. 986–990. **Page 13414**

Measures Reported: Reports were made as follows:

Reported on Tuesday, July 1, during the adjournment:

Report to accompany S. 507, to establish the United States Patent and Trademark Organization as a Government corporation, and to amend the provisions of title 35, United States Code, relating to procedures for patent applications, commercial use of patents, and reexamination reform. (S. Rept. No. 105–42)

S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, and biological products, with an amendment in the nature of a substitute. (S. Rept. No. 105–43) **Page 13414**

DOD Authorizations: Senate continued consideration of S. 936, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on amendments proposed thereto, as follows: **Page 13383**

Adopted:

Thurmond Amendment No. 718, to increase the amount required to be derived from sales of strategic and critical materials in the National Defense Stockpile by fiscal year 2007. **Page 13391**

Levin Amendment No. 719, to clarify the protections relating to disclosures of classified information to Congress or the Department of Justice by contractor employees. **Page 13392**

Thurmond Amendment No. 720, to prohibit the provision of burial benefits to individuals convicted of Federal capital offenses. **Page 13392**

Levin (for Byrd) Amendment No. 721, to provide the force structure necessary for maintaining five Air National Guard C–130 aircraft units with 12 primary aircraft authorized, one each at Martinsburg, West Virginia, Louisville, Kentucky, Charlotte, North Carolina, Nashville, Tennessee, and Channel Island, California, and for preserving the number of primary aircraft authorized for Air Force Reserve C–130 aircraft units at General Mitchell International Airport and Air Reserve Station, Wisconsin, Peterson Air Force Base, Colorado, and Willow Grove Air Reserve Station, Pennsylvania. **Page 13392**

Thurmond (for Allard) Amendment No. 722, to modify authority for the conveyance of certain lands at Rocky Mountain Arsenal, Colorado. **Page 13393**

Levin (for Rockefeller) Amendment No. 723, to require a study of eye safety at small arms firing ranges of the Armed Forces and the development of an eye injury reporting protocol for the ranges. **Page 13394**

Thurmond (for Kempthorne) Amendment No. 724, to extend to the Secretary of Transportation the authority to pay a reserve affiliation agreement bonus. **Page 13395**

Thurmond (for Kempthorne) Amendment No. 725, to increase the number of years of commissioned service provided for mandatory retirement of generals and admirals serving in grades above major general and rear admiral. **Page 13395**

Thurmond (for Shelby) Amendment No. 726, to authorize a land conveyance at .he Army Reserve Center, Greensboro, Alabama. **Page 13395**

Thurmond (for Campbell) Amendment No. 727, to require the display of the POW/MIA flag on various occasions and in various locations. **Page 13396**

Thurmond (for McCain) Amendment No. 728, to provide a Federal charter for the Air Force Sergeants Association in the District of Columbia. **Page 13397**

Pending:

Cochran/Durbin Amendment No. 420, to require a license to export computers with composite theoretical performance equal to or greater than 2,000 million theoretical operations per second. **Pages 13383, 13400**

Grams Amendment No. 422 (to Amendment No. 420), to require the Comptroller General of the United States to conduct a study on the availability and potential risks relating to the sale of certain computers. **Page 13383**

Coverdell (for Inhofe/Coverdell/Cleland) Amendment No. 423, to define depot-level maintenance and repair, to limit contracting for depot-level maintenance and repair at installations approved for closure or realignment in 1995, and to modify authorities and requirements relating to the performance of core logistics functions. **Page 13383**

Lugar Modified Amendment No. 658, to increase (with offsets) the funding, and to improve the authority, for cooperative threat reduction programs and related Department of Energy programs. **Pages 13385, 13397**

Senate will continue consideration of the bill on Tuesday, July 8, 1997.

Messages From the House: **Page 13414**

Measures Placed on Calendar: **Page 13414**

Communications: **Page 13414**

Statements on Introduced Bills: **Page 13414**

Additional Cosponsors: **Page 13425**

Amendments Submitted: **Page 13426**

Notices of Hearings: **Page 13461**

Adjournment: Senate convened at 12 Noon and adjourned at 5:10 p.m., until 10 a.m., on Tuesday, July 8, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 13461.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. The House will next meet at 12:30 p.m. on Tuesday, July 8 for Morning Hour debate.

Committee Meetings

No Committee meetings were held.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 7 through June 30, 1997

	Senate	*House*	*Total*
Days in session	89	74	..
Time in session	606 hrs., 29′	468 hrs., 20′	..
Congressional Record:			
Pages of proceedings	6,873	4,837	..
Extensions of Remarks	..	1,361	..
Public bills enacted into law	5	17	22
Private bills enacted into law	0	0	..
Bills in conference	2	2	..
Measures passed, total	131	213	344
Senate bills	26	4	..
House bills	26	91	..
Senate joint resolutions	4	1	..
House joint resolutions	4	7	..
Senate concurrent resolutions	9	6	..
House concurrent resolutions	10	20	..
Simple resolutions	52	84	..
Measures reported, total	*87	*156	243
Senate bills	47	1	..
House bills	4	97	..
Senate joint resolutions	2	0	..
House joint resolutions	1	7	..
Senate concurrent resolutions	3	0	..
House concurrent resolutions	0	6	..
Simple resolutions	30	45	..
Special reports	10	4	..
Conference reports	0	2	..
Measures pending on calendar	54	23	..
Measures introduced, total	1,159	2,479	3,638
Bills	985	2,106	..
Joint resolutions	34	87	..
Concurrent resolutions	35	108	..
Simple resolutions	105	178	..
Quorum calls	3	2	..
Yea-and-nay votes	160	108	..
Recorded votes	..	135	..
Bills vetoed	..	1	..
Vetoes overridden	..	0	..

*These figures include all measures reported, even if there was no accompanying report. A total of 22 reports has been filed in the Senate, a total of 108 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 7 through June 30, 1997

Civilian nominations, totaling 241, disposed of as follows:	
Confirmed	86
Unconfirmed	153
Withdrawn	2
Civilian nominations (FS, PHS, CG, NOAA), totaling 1,173, disposed of as follows:	
Confirmed	1,626
Unconfirmed	147
Air Force nominations, totaling 2,089, disposed of as follows:	
Confirmed	2,014
Unconfirmed	75
Army nominations, totaling 2,669, disposed of as follows:	
Confirmed	2,601
Unconfirmed	68
Navy nominations, totaling 2,080, disposed of as follows:	
Confirmed	1,737
Unconfirmed	343
Marine Corps nominations, totaling 1,665, disposed of as follows:	
Confirmed	1,600
Unconfirmed	65

Summary

Total nominations received	10,517
Total confirmed	9,664
Total unconfirmed	851
Total withdrawn	2

Tuesday, July 8, 1997

Senate

Chamber Action

Routine Proceedings, pages 13465–13550

Measures Introduced: Seven bills and two resolutions were introduced, as follows: S. 991–997, and S. Con. Res. 36–37. **Page 13501**

DOD Authorizations: Senate continued consideration of S. 936, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on amendments proposed thereto, as follows: **Pages 13470, 13484**

Adopted:

Thurmond Amendment No. 744, to extend the Chiropractic Health Care Demonstration Project for two years. **Page 13486**

Levin (for Bingaman) Amendment No. 648, to require a report on Department of Defense policies and programs to promote health lifestyles among members of the Armed Forces and their dependents. **Page 13487**

Thurmond (for Helms) Amendment No. 745, to authorize the Secretary of the Army to donate excess furniture, and other excess property, of closed Army chapels to religious organizations that have suffered damage or destruction of property as a result of acts of arson or terrorism. **Page 13487**

Levin (for Bingaman) Amendment No. 649, to provide for increased administrative flexibility and efficiency in the management of the Junior Reserve Officers' Training Corps. **Page 13488**

Thurmond (for Jeffords) Amendment No. 746, to require the procurement of recycled copier paper by the Department of Defense. **Page 13488**

Levin (for Harkin/Durbin) Amendment No. 747, to improve the provisions on depot, inventory, and financial management reform. **Page 13489**

Thurmond (for Thompson/Glenn) Amendment No. 748, to streamline electronic commerce in Federal procurement. **Page 13490**

Levin (for Graham) Amendment No. 749, to require the Secretary of Defense to review the command selection process for District Engineers of the Army Corps of Engineers. **Page 13490**

Thurmond (for Santorum/Lieberman) Amendment No. 750, to extend for two years the applicability of fulfillment standards developed for purposes of certain defense acquisition workforce training requirements. **Page 13491**

Levin (for Cleland) Amendment No. 712, to express the sense of Congress reaffirming the commitment of the United States to provide quality health care for military retirees. **Page 13491**

Levin (for Harkin/Kempthorne) Amendment No. 751, to require the Secretary of Defense to initiate actions to eliminate or mitigate the need for some military families to subsist at poverty level standards of living. **Page 13491**

Pending:

Cochran/Durbin Amendment No. 420, to require a license to export computers with composite theoretical performance equal to or greater than 2,000 million theoretical operations per second. **Page 13471**

Grams Amendment No. 422 (to Amendment No. 420), to require the Comptroller General of the United States to conduct a study on the availability and potential risks relating to the sale of certain computers. **Page 13471**

Coverdell (for Inhofe/Coverdell/Cleland) Amendment No. 423, to define depot-level maintenance and repair, to limit contracting for depot-level maintenance and repair at installations approved for closure or realignment in 1995, and to modify authorities and requirements relating to the performance of core logistics functions. **Page 13471**

Lugar Modified Amendment No. 658, to increase (with offsets) the funding, and to improve the authority, for cooperative threat reduction programs and related Department of Energy programs. **Pages 13471, 13485**

Gorton Amendment No. 645, to provide for the implementation of designated provider agreements for uniformed services treatment facilities. **Page 13471**

Wellstone Amendment No. 669, to provide funds for the bioassay testing of veterans exposed to ionizing radiation during military service. **Page 13473**

Wellstone Modified Amendment No. 668, to require the Secretary of Defense to transfer $400,000,000 to the Secretary of Veterans' Affairs to provide funds for veterans' health care and other purposes. **Pages 13474, 13498**

Cleland Amendment No. 712, to express the sense of Congress reaffirming the commitment of the United States to provide quality health care for military retirees. **Pages 13475, 13491**

Wellstone Modified Amendment No. 670, to require the Secretary of Defense to transfer $5,000,000 to the Secretary of Agriculture to provide funds for outreach and startup for the school breakfast program. **Pages 13477, 13498**

Wellstone Modified Amendment No. 666, to provide for the transfer of funds for Federal Pell Grants. **Pages 13479, 13498**

Gorton/Murray/Feinstein Amendment No. 424, to reestablish a selection process for donation of the USS Missouri. **Page 13492**

Murkowski Modified Amendment No. 753, to require the Secretary of Defense to submit a report to Congress

on the options available to the Department of Defense for the disposal of chemical weapons and agents. **Page 13496**

Kyl Amendment No. 607, to impose a limitation on the use of Cooperative Threat Reduction funds for destruction of chemical weapons. **Page 13498**

Kyl Amendment No. 605, to advise the President and Congress regarding the safety, security, and reliability of United States Nuclear weapons stockpile. **Page 13499**

During consideration of this measure today, Senate also took the following action:

By 46 yeas to 45 nays (Vote No. 161), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on the bill. **Page 13484**

A second motion was entered to close further debate on the bill, 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, July 10, 1997. **Page 13500**

Senate will continue consideration of the bill on Wednesday, July 9, 1997.

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties:

Extradition Treaty with Luxembourg (Treaty Doc. 105–10);

Mutual Legal Assistance Treaty with Luxembourg (Treaty Doc. 105–11); and

Mutual Legal Assistance Treaty with Poland (Treaty Doc. 105–12).

The treaties were transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 13543**

Nominations Received: Senate received the following nominations:

Richard Dale Kauzlarich, of Virginia, to be Ambassador to the Republic of Bosnia and Herzegovina.

Donna Jean Hrinak, of Virginia, to be Ambassador to the Republic of Bolivia.

1 Air Force nomination in the rank of general.

3 Army nominations in the rank of general.

Routine lists in the Army, Air Force, Marine Corps, and Navy. **Page 13544**

Communications: **Page 13501**

Statements on Introduced Bills: **Page 13502**

Additional Cosponsors: **Page 13525**

Amendments Submitted: **Page 13526**

Notices of Hearings: **Page 13536**

Authority for Committees: **Page 13536**

Additional Statements: **Page 13536**

Record Votes: One record vote was taken today. (Total—161) **Page 13484**

Adjournment: Senate convened at 10 a.m., and adjourned at 6:55 p.m., until 9:15 a.m., on Wednesday, July 9, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 13544.)

Committee Meetings

ELECTRIC UTILITY RESTRUCTURING

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings to examine the effects of potential electricity deregulation on rural America and the Rural Utilities Service electric loan program, after receiving testimony from Wally Beyer, Administrator, Rural Utilities Service, Department of Agriculture; Robert E. Robertson, Associate Director, Food and Agriculture Issues, Resources, Community, and Economic Development Division, General Accounting Office; Cynthia A. Marlette, Associate General Counsel, Federal Energy Regulatory Commission, Department of Energy; Cody L. Graves, Oklahoma City, Oklahoma, on behalf of the Oklahoma Corporation Commission; Glenn English, National Rural Electric Cooperative Association, Arlington, Virginia; David K. Owens, Edison Electric Institute, Washington, D.C.; and Robert Haug, Iowa Association of Municipal Utilities, Ankeny.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense approved for full committee consideration an original bill making appropriations for the Department of Defense for the fiscal year ending September 30, 1998.

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development approved for full committee consideration an original bill making appropriations for energy and water development programs for the fiscal year ending September 30, 1998.

CONGO

Committee on Foreign Relations: Subcommittee on African Affairs held hearings to examine United States policy and the prospects for a stable democracy with regard to recent developments within the Democratic Republic of the Congo, receiving testimony from William H. Twaddell, Acting Assistant Secretary of State for African Affairs; Richard McCall, Chief of Staff, United States Agency for International Development; Peter Rosenblum, Harvard University Law School, Cambridge, Massachusetts; and Chester Crocker, Georgetown University, former Assistant Secretary of State for African Affairs, and Kirpatrick J. Day, Refugees International, both of Washington, D.C.

Subcommittee recessed subject to call.

NORTH KOREA

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings on the future stability of North Korea, after receiving testimony from Charles Kartman, Acting Assistant Secretary of State for East Asian and Pacific Affairs; Kurt M. Campbell, Deputy Assistant Secretary of Defense for East Asian and Pacific Affairs; Charles K. Armstrong, Columbia University, New York, New York; and Andrew S. Natsios, World Vision, and Marcus Noland, Institute for International Economics, both of Washington, D.C.

CAMPAIGN FINANCE INVESTIGATION

Committee on Governmental Affairs: Committee began hearings to examine certain matters with regard to the committee's special investigation on campaign financing.

Hearings continue tomorrow.

MILITARY SURPLUS DISPOSAL

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded oversight hearings of the Federal Government's administrative process for disposing of surplus military parts and equipment, after receiving testimony from Bonni Tischler, Assistant Commissioner, Office of Investigations, Lee Dolan, Senior Special Agent, and John Hensley, Special Agent in Charge, all of the United States Customs Service, Department of the Treasury; Capt. Randle D. Bales, USN, Associate Executive Director for Materiel Management, and Jack W. Blackway, DOD Demilitarization Program Manager, both of the Defense Logistics Agency, Department of Defense; and David B. Barrington, Memphis, Tennessee, former Criminal Investigator, Trade Security Control Branch, Criminal Investigations Activity, Defense Logistics Agency.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 2108–2118, and 2 resolutions, H. Con. Res. 109–110, were introduced.

Page 13626

Reports Filed: Reports were filed as follows:

Filed on July 1: H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998 (H. Rept. 105–163);

Filed on July 3: H.R. 10, to enhance competition in the financial services industry by providing a prudential framework for the affiliation of banks, securities firms, and other financial service providers, amended (H. Rept. 105–164 Part I);

H.R. 2018, to waive temporarily the Medicaid enrollment composition rule for the Better Health Plan of Amherst, New York, amended (H. Rept. 105–165);

H.R. 1198, to direct the Secretary of the Interior to convey certain land to the City of Grants Pass, Oregon, amended (H. Rept. 105–166);

S.J. Res. 29, to direct the Secretary of the Interior to design and construct a permanent addition to the Franklin Delano Roosevelt Memorial in Washington, D.C. (H. Rept. 105–167);

H.R. 822, to facilitate a land exchange involving private land within the exterior boundaries of Wenatchee National Forest in Chelan County, Washington to Facilitate a Land Exchange Within the Wenatchee National Forest in Chelan County, Washington, amended (H. Rept. 105–168);

H.R. 1658, to reauthorize and amend the Atlantic Striped Bass Conservation Act and related laws, amended (H. Rept. 105–169);

H.R. 951, to require the Secretary of the Interior to exchange certain lands located in Hinsdale, Colorado (H. Rept. 105–170);

H.R. 960, to validate certain conveyances in the City of Tulare, Tulare County, California, amended (H. Rept. 105–171);

H. Res. 179, providing for consideration of H.R. 1775, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System (H. Rept. 105–172); and

H. Res. 180, providing for consideration of H.R. 858, to direct the Secretary of Agriculture to conduct a pilot project on designated lands within Plumas, Lassen, and Tahoe National Forests in the State of California to demonstrate the effectiveness of the resource management activities proposed by the Quincy Library Group and to amend current land and resource management plans for these national forests to consider the incorporation of these resource management activities (H. Rept. 105–173).

Page 13626

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Petri to act as Speaker pro tempore for today. Page 13551

Recess: The House recessed at 1:00 p.m. and reconvened at 2:00 p.m. Page 13554

Corrections Calendar—Prohibiting Illegal Aliens from Receiving Relocation Allowance: On the call of the Corrections Calendar, the House passed H.R. 849, to prohibit an alien who is not lawfully present in the United States from receiving assistance under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, by a yea-and-nay vote of 399 yeas

with none voting "nay", Roll No. 246. Earlier, agreed to the Committee amendment in the nature of a substitute. **Pages 13558, 13589**

Suspensions: The House agreed to suspend the rules and pass the following measures:

Franklin Delano Roosevelt Memorial: S.J. Res. 29, to direct the Secretary of the Interior to design and construct a permanent addition to the Franklin Delano Roosevelt Memorial in Washington, D.C. (passed by a yea-and-nay vote of 363 yeas to 39 nays, Roll No. 247); **Pages 13563, 13590**

Wenatchee National Forest, Washington: H.R. 822, amended, to facilitate a land exchange involving private land within the exterior boundaries of Wenatchee National Forest in Chelan County, Washington to Facilitate a Land Exchange Within the Wenatchee National Forest in Chelan County, Washington; **Page 13565**

Land Exchange in Hinsdale, Colorado: H.R. 951, to require the Secretary of the Interior to exchange certain lands located in Hinsdale, Colorado; **Page 13566**

Land Conveyances in Tulare, California: H.R. 960, amended, to validate certain conveyances in the City of Tulare, Tulare County, California; **Page 13566**

Land Conveyance to Grants Pass, Oregon: H.R. 1198, amended to direct the Secretary of the Interior to convey certain land to the City of Grants Pass, Oregon; **Page 13569**

Atlantic Striped Bass Conservation Act: H.R. 1658, amended, to reauthorize and amend the Atlantic Striped Bass Conservation Act and related laws (passed by a yea-and-nay vote of 399 yeas to 8 nays, Roll No. 248); **Pages 13570, 13591**

Codify Laws Related to Transportation: H.R. 1086, amended, to codify without substantive change laws related to transportation and to improve the United States Code; **Page 13573**

Prohibition on Financial Transactions with Countries Supporting Terrorism: H.R. 748, amended, to amend the prohibition of title 18, United States Code, against financial transactions with terrorists (passed by a yea-and-nay vote of 377 yeas to 33 nays with 1 voting "present", Roll No. 249); **Pages 13577, 13591**

Law Enforcement Technology Advertisement Clarification: H.R. 1840, to provide a law enforcement exception to the prohibition on the advertising of certain electronic devices; **Page 13581**

Telemarketing Fraud Prevention Act: H.R. 1847, amended, to improve the criminal law relating to fraud against consumers; **Page 13581**

Protection of Children from Abduction and Exploitation: H. Res. 154, expressing the sense of the House that the Nation's children are its most valuable assets and that their protection should be the Nation's highest priority; and **Page 13585**

Better Health Plan of Amherst, New York: H.R. 2018, amended, to waive temporarily the Medicaid enrollment composition rule for the Better Health Plan of Amherst, New York. **Page 13586**

Military Construction Appropriations: By a yea-and-nay vote of 395 yeas to 14 nays, Roll No. 250, the House passed H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998, **Page 13592**

A point of order was sustained against the McCollum amendment that sought to prohibit any military construction funding for the Naval Nuclear Power Propulsion Training Center in Charleston, South Carolina. **Page 13601**

Earlier, agreed to H. Res. 178, the rule that provided for consideration of H.R. 2016 by voice vote. **Page 13587**

Recess: The House recessed at 4:48 p.m. and reconvened at 5:15 p.m. **Page 13589**

Commission to Assess Efforts to Combat the Proliferation of Weapons of Mass Destruction: Read a letter from the Minority Leader wherein he appointed Mr. Tony Beilenson of Maryland to the Commission to Assess the Organization of the Federal Government to Combat the Proliferation of Weapons of Mass Destruction. **Page 13604**

Commission on the Advancement of Federal Law Enforcement: Read a letter from the Minority Leader wherein he appointed Mr. Gilbert Gallegos of New Mexico to the Commission on the Advancement of Federal Law Enforcement. **Page 13604**

Amendments: Amendments ordered printed pursuant to the rule appear on page 13628.

Senate Messages: Messages received by the Clerk on June 30 and messages received today from the Senate appear on pages 13551 and 13555.

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House today and appear on pages 13589, 13590, 13591, and 13604. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 9:59 p.m.

Committee Meetings

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Ordered reported the VA, HUD and Independent Agencies appropriations for fiscal year 1998.

DEPARTMENT OF DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session to begin markup of the Department of Defense appropriations for fiscal year 1998.

Will continue tomorrow.

EDUCATION—PROGRESS OF TEACHER TRAINING PROGRAMS

Committee on Education and the Workforce: Subcommittee on Oversight and Investigations held a hearing on "Education at a Crossroads, What Works, What's Wasted" in Teacher Training Programs. Testimony was heard from the following officials of the Department of Education: Robert Seabrooks, Deputy Assistant Inspector General, Audit; and Daniel Kasprzyk, Program Director, School and Staffing Survey, National Center for Education Statistics; and public witnesses.

PERFORMANCE BASED ORGANIZATIONS

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on "Performance Based Organizations". Testimony was heard from John Koskinen, Deputy Director, Management, OMB; J. Christopher, Mihm, Acting Associate Director, Federal Management and Workforce Issues, General Government Division, GAO; Maj. Gen. Richard E. Beale, Jr., USA (Ret.), Director, Defense Commissary Agency, Department of Defense; Edward Kazenske, Deputy Assistant Commissioner, Patents, Patent and Trademark, Department of Commerce; David Sanders, Deputy Administrator, Saint Lawrence Seaway Development Corporation; and public witnesses.

COMMITTEE BUSINESS

Committee on House Oversight: Met and considered pending committee business.

INTELLIGENCE AUTHORIZATION ACT

Committee on Rules: Granted, by voice vote, a modified open rule providing 1 hour of debate on H.R. 1775, Intelligence Authorization Act for Fiscal Year 1998. The rule makes in order the committee amendment in the nature of a substitute now printed in the bill as an original bill for the purpose of amendment and said substitute shall be considered by title and shall considered as read. The rule waives points of order against the committee amendment for failure to comply with clause 7 of rule XVI (germaneness) and clauses 5(a) and 5(b) of rule XXI (prohibiting appropriations on an authorization bill, and prohibiting the consideration of tax or tariff measures which have not been reported by the Committee on Ways and Means, respectively). The rule provides for consideration of only those amendments that have been pre-printed in the Congressional Record. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Goss and Representative Dicks.

QUINCY LIBRARY GROUP FOREST RECOVERY AND ECONOMIC STABILITY ACT

Committee on Rules: Granted, by voice vote, a modified closed rule providing 1 hour of debate on H.R. 858, Quincy Library Group Forest Recovery and Economic Stability Act of 1997. The rule provides that in lieu of the Resources Committee amendment, that the amendment in the nature of a substitute printed in the Congressional Record and numbered 1 shall be considered as an original bill for the purposes of amendment, and provides that the amendment shall be considered as read. The rule waives clause 7 of rule XVI (germaneness) and 5(a) of rule XXI (appropriating in a legislative bill) against the amendment in the nature of a substitute printed in the Congressional Record. The rule provides that the amendment offered by Representative Miller of California or his designee shall be considered as read, shall be debatable for 1 hour equally divided and controlled by the proponent and an opponent, and shall not be subject to amendment. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Young and Representatives Herger and Miller of California.

♦♦♦♦♦♦♦♦♦♦♦

Wednesday, July 9, 1997

Senate

Chamber Action

Routine Proceedings, pages 13645–13743

Measures Introduced: Two bills and two resolutions were introduced, as follows: S. 998–999 and S. Res. 106–107. **Page 13729**

Measures Passed:

Federal Surplus Property Transfer: Senate passed H.R. 680, to amend the Federal Property and Administrative Services Act of 1949 to authorize the transfer of surplus personal property to States for donation to nonprofit providers of necessaries to impoverished families and individuals, and to authorize the transfer of surplus real property to States, political subdivisions and instrumentalities of States, and nonprofit organizations for providing housing or housing assistance for low-income individuals or families, after agreeing to the following amendment proposed thereto: **Page 13742**

Brownback (for Thompson/Glenn) Amendment No. 788, to provide that the Administrator of General Services shall ensure that nonprofit organizations shall consider the mental or physical disability of individuals for purposes of self-help requirements. **Page 13742**

National Gambling Impact Study Commission Protection: Senate passed H.R. 1901, to clarify that the protections of the Federal Tort Claims Act apply to the members and personnel of the National Gambling Impact Study Commission, clearing the measure for the President. **Page 13742**

Records Production Authorization: Senate agreed to S. Res. 107, to authorize the production of records by Senator Robert C. Byrd and Senator John D. Rockefeller IV. **Page 13743**

DOD Authorizations: Senate continued consideration of S. 936, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on amendments proposed thereto, as follows: **Pages 13652, 13720**

Adopted:

By a unanimous vote of 98 yeas (Vote No. 164), Dodd/McCain Amendment No. 765, to express the sense of the Congress in commending Mexico and the citizens of Mexico on the conduct of free and fair elections. **Pages 13661, 13700**

By 66 yeas to 33 nays (Vote No. 165), Dorgan Amendment No. 771 (to Amendment No. 705), to require a report on the actual costs and savings attributable to previous base closure rounds and on the need for additional base closure rounds. **Pages 13702, 13702**

McCain Modified Amendment No. 705, to grant authority to carry out base closure or realignment of military installations after 1997, as amended. **Pages 13677, 13700**

Warner (for Kempthorne) Amendment No. 644, to make retroactive the entitlement of certain Medal of Honor recipients to the special pension provided for persons entered and recorded on the Army, Navy, Air Force, and Coast Guard Medal of Honor Roll. **Page 13716**

Levin (for Leahy/Jeffords) Amendment No. 596, to authorize funds for the construction of a combined support maintenance shop, Camp Johnson, Colchester, Vermont. **Page 13717**

Warner (for Bond) Amendment No. 781, to authorize funds for the construction of an Army National Guard readiness center at Macon, Missouri. **Page 13717**

Levin (for Inouye) Amendment No. 610, to authorize funds for the addition and alteration of an administrative facility at Bellows Air Force Station, Hawaii. **Page 13717**

Warner (for Thurmond/Levin) Amendment No. 782, to make certain adjustments in the authorizations relating to military construction projects. **Page 13717**

Levin (for Bingaman/Domenici) Amendment No. 783, to authorize the Secretary of the Air Force to enter into an agreement for the use of a medical resource facility in Alamagordo, New Mexico. **Page 13718**

Warner (for Specter) Amendment No. 784, to require a report on the policies and practices of the Department of Defense relating to the protection of members of the Armed Forces abroad from terrorist attack. **Page 13718**

Warner (for Santorum/Specter) Amendment No. 785, to express the sense of the Congress regarding the transfer of the ground communication-electronic workload from McClellan Air Force Base, California, to Tobyhanna Army Depot, Pennsylvania, in accordance with the schedule provided for the realignment of the performance of such workload; and to prohibit privatization of the performance of that workload in place. **Page 13719**

Warner (for Thurmond) Amendment No. 786, to make technical corrections. **Page 13719**

Warner (for Chafee/Baucus) Amendment No. 706, to enhance fish and wildlife conservation and natural resources management programs under the Sikes Act. **Page 13719**

Levin (for Robb) Modified Amendment No. 624, to require the Secretary of the Navy to carry out a program to demonstrate expanded use of multitechnology automated reader cards throughout the Navy and the Marine Corps. **Page 13721**

Warner (for Craig) Amendment No. 631, to restore the garnishment and involuntary allotment provisions of title 5, United States Code, to the provisions as they were in effect before amendment by the National Defense Authorization Act for Fiscal Year 1996. **Page 13721**

Gorton Amendment No. 645, to provide for the implementation of designated provider agreements for uniformed services treatment facilities. **Page 13721**

Warner/Kennedy Amendment No. 787, to make technical corrections to section 123, relating to the cost limitation for the Seawolf submarine program. **Page 13722**

Lugar Modified Amendment No. 658, to increase (with offsets) the funding, and to improve the authority, for cooperative threat reduction programs and related Department of Energy programs. **Pages 13652, 13722**

Rejected:

Wellstone Modified Amendment No. 670, to require the Secretary of Defense to transfer $5,000,000 to the Secretary of Agriculture to provide funds for outreach and startup for the school breakfast program. (By 65 yeas to 33 nays (Vote No. 162), Senate tabled the amendment.) **Pages 13652, 13664, 13694**

By 46 yeas to 53 nays (Vote No. 163), Gorton/Murray/Feinstein Amendment No. 424, to reestablish a selection process for donation of the U.S.S. *Missouri*. **Pages 13652, 13696**

Pending:

Cochran/Durbin Amendment No. 420, to require a license to export computers with composite theoretical performance equal to or greater than 2,000 million theoretical operations per second. **Pages 13652, 13710**

Grams Amendment No. 422 (to Amendment No. 420), to require the Comptroller General of the United

States to conduct a study on the availability and potential risks relating to the sale of certain computers. **Page 13652**

Coverdell (for Inhofe/Coverdell/Cleland) Amendment No. 423, to define depot-level maintenance and repair, to limit contracting for depot-level maintenance and repair at installations approved for closure or realignment in 1995, and to modify authorities and requirements relating to the performance of core logistics functions. **Page 13652**

Wellstone Amendment No. 669, to provide funds for the bioassay testing of veterans exposed to ionizing radiation during military service. **Pages 13652, 13715**

Wellstone Modified Amendment No. 668, to require the Secretary of Defense to transfer $400,000,000 to the Secretary of Veterans' Affairs to provide funds for veterans' health care and other purposes. **Page 13652**

Wellstone Modified Amendment No. 666, to provide for the transfer of funds for Federal Pell Grants. **Page 13652**

Murkowski Modified Amendment No. 753, to require the Secretary of Defense to submit a report to Congress on the options available to the Department of Defense for the disposal of chemical weapons and agents. **Page 13652**

Kyl Modified Amendment No. 607, to impose a limitation on the use of Cooperative Threat Reduction funds for destruction of chemical weapons. **Pages 13652, 13716**

Kyl Amendment No. 605, to advise the President and Congress regarding the safety, security, and reliability of United States Nuclear weapons stockpile. **Page 13652**

Dodd Amendment No. 762, to establish a plan to provide appropriate health care to Persian Gulf veterans who suffer from a Gulf War illness. **Page 13659**

Dodd Amendment No. 763, to express the sense of the Congress in gratitude to Governor Chris Patten for his efforts to develop democracy in Hong Kong. **Page 13662**

Reid Amendment No. 772, to authorize the Secretary of Defense to make available $2,000,000 for the development and deployment of counter-landmine technologies. **Page 13702**

Levin Amendment No. 778, to revise the requirements for procurement of products of Federal Prison Industries to meet needs of Federal agencies. **Pages 13705, 13723**

Senate will continue consideration of the bill on Thursday, July 10, 1997, with a cloture vote to occur thereon.

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties:

Extradition Treaty with France (Treaty Doc. 105–13);

Extradition Treaty with Poland (Treaty Doc. 105–14).

The treaties were transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 13742**

Nominations Confirmed: Senate confirmed the following nominations:

1 Army nomination in the rank of general.

1 Marine Corps nomination in the rank of general. **Pages 13702, 13743**

Nominations Received: Senate received the following nominations:

Jamie Rappaport Clark, of Maryland, to be Director of the United States Fish and Wildlife Service.

I. Miley Gonzalez, of New Mexico, to be Under Secretary of Agriculture for Research, Education, and Economics.

Saul N. Ramirez, Jr., of Texas, to be an Assistant Secretary of Housing and Urban Development.

August Schumacher, Jr., of Massachusetts, to be Under Secretary of Agriculture for Farm and Foreign Agricultural Services. **Page 13743**

Messages From the House: **Page 13727**

Measures Referred: **Page 13727**

Communications: **Page 13728**

Petitions: **Page 13728**

Executive Reports of Committees: **Page 17329**

Statements on Introduced Bills: **Page 13729**

Additional Cosponsors: **Page 13730**

Amendments Submitted: **Page 13732**

Authority for Committees: **Page 13740**

Additional Statements: **Page 13740**

Record Votes: Four record votes were taken today. (Total–165) **Pages 13698, 13699, 13700, 13702**

Adjournment: Senate convened at 9:15 a.m., and adjourned at 9:07 p.m., until 9:30 a.m., on Thursday, July 10, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 13743.)

Committee Meetings

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nominations of Gen. Wesley K. Clark, USA, to be Commander-in-Chief, United States European Command, and Lt. Gen. Anthony C. Zinni, USMC, to be Commander-in-Chief, United States Central Command.

Prior to this action, the committee concluded hearings in open and closed sessions on the aforementioned nominations, after the nominees testified and answered questions in their own behalf.

COMPREHENSIVE MORTGAGE REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions and Regulatory Relief and the Subcommittee on Housing Opportunity and Community Development held joint hearings to examine problems surrounding the mortgage origination process, the goals and objectives of the Real Estate Settlement Procedures Act and the Truth In Lending Act, and the

need for comprehensive mortgage reform legislation, receiving testimony from Janice M. Hix, National Association of Mortgage Brokers, McLean, Virginia; Ron McCord, American Mortgage and Investment Company, Oklahoma City, Oklahoma, on behalf of the Mortgage Bankers Association of America; Russell K. Booth, Salt Lake City, Utah, on behalf of the National Association of Realtors; Joseph M. Parker, Jr., Parker Title Insurance Agency, Inc., Winston Salem, North Carolina, on behalf of the American Land Title Association; and Margot Saunders, National Consumer Law Center, and Michelle Meier, Consumers Union, both of Washington, D.C.

Hearings continue on Tuesday, July 15.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Richard Sullivan, Perkins Coie, Washington, D.C., former Deputy Finance and Finance Director, Democratic National Committee.

Hearings continue tomorrow.

ENCRYPTION TECHNOLOGY

Committee on the Judiciary: Committee concluded hearings to examine certain issues with regard to the use of encryption technology and its application in the information age, focusing on its impact on U.S. industries, privacy protection, and national security, including related measure S. 376 and related provisions of S. 909, after receiving testimony from Senator Kerrey; Louis J. Freeh, Director, Federal Bureau of Investigation, Department of Justice; William P. Crowell, Deputy Director, National Security Agency; Kenneth W. Dam, Chair, Committee to Study National Cryptography Policy, National Research Council; Michael MacKay, Novell, Inc., Orem, Utah, on behalf of the Business Software Alliance and the Software Publishers Association; Peter G. Neumann, SRI International, Menlo Park, California; and Raymond Ozzie, Iris Associates, Westford, Massachusetts, on behalf of the Business Software Alliance.

SENATE ELECTIONS

Committee on Rules and Administration: Committee met in open and closed sessions to receive a briefing on the status of the investigation concerning petitions filed in connection with a contested U.S. Senate election held in Louisiana in November 1996 from Thomas J. Jurkiewicz, Accounting and Information Management Division, and John J. Butler, Office of General Counsel, both detailed to the committee from the General Accounting Office; Robert F. Bauer, Perkins Coie, Washington, D.C.; and George P. Terwilliger III, McGuire Woods Battle & Boothe, Richmond, Virginia.

Committee will meet again on Wednesday, July 16.

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: 13 public bills, H.R. 2119–2131; and 4 resolutions, H. Con. Res. 111–113, and H. Res. 182, were introduced. **Page 13849**

Reports Filed: One report was filed as follows:

H. Res. 181, providing for consideration of H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998 (H. Rept. 105–174). **Page 13849**

Quincy Library Group Forest Recovery Pilot Project: By a yea-and-nay vote of 429 yeas to 1 nay, Roll No. 251, the House passed H.R. 858, to direct the Secretary of Agriculture to conduct a pilot project on designated lands within Plumas, Lassen, and Tahoe National Forests in the State of California to demonstrate the effectiveness of the resource management activities proposed by the Quincy Library Group and to amend current land and resource management plans for these national forests to consider the incorporation of these resource management activities. **Page 13749**

Agreed to the Committee amendment in the nature of a substitute as amended. **Page 13769**

Agreed to the Young of Alaska amendment in the nature of a substitute, as modified, that clarifies the environmental impact statement requirement, California Spotted Owl conservation compliance standards, and riparian management guidelines. **Page 13764**

The Clerk was authorized in the engrossment of the bill to make technical and conforming changes to reflect the actions of the House. **Page 13770**

H. Res. 180, the rule that provided for consideration of H.R. 858 was agreed to by a voice vote. Pursuant to the rule, an amendment in the nature of a substitute, numbered 1 and printed in the Congressional Record, was considered as an original bill for the purpose of amendment. **Page 13749**

Agreed by unanimous consent that the order of business in the rule, H. Res. 180, be modified to make in order an amendment offered by Young of Alaska in lieu of the Miller of California amendment, numbered 2 and printed in the Congressional Record. **Page 13763**

Intelligence Authorization Act: The House passed H.R. 1775, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the

United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System. **Page 13774**

Agreed to the Committee amendment in the nature of a substitute as amended. **Page 13829**

Agreed to:

The Traficant amendment that requires compliance with the "Buy American Act"; expresses the sense of Congress that entities receiving assistance should purchase only American-made equipment and products; and prohibits contracts with any person who affixes fraudulent labels bearing a "Made in America" inscription to products sold in or shipped to the United States; **Page 13785**

The McCollum amendment that requires, not later than 1 year after enactment and annually thereafter, a report on the intelligence activities of the People's Republic of China directed against or affecting the interests of the United States; **Page 13786**

The Goss amendment to the Waters amendment that requires not later than August 15, 1999, a review of the presence of chemical weapons in the Persian Gulf theater by the Inspector General of the Central Intelligence Agency; and **Page 13819**

The Waters amendment, as amended, that requires not later than August 15, 1999, a review of the presence of chemical weapons in the Persian Gulf theater by the Inspector General of the Central Intelligence Agency. **Page 13817**

Rejected:

The Sanders amendment, as modified, that sought to reduce by 5 percent the total amount authorized to be appropriated and excepts the CIA Retirement and Disability Fund from this reduction (rejected by a recorded vote of 142 ayes to 289 noes Roll No. 253); **Page 13787**

The Conyers amendment that sought to require that the President submit an annual unclassified statement of the aggregate amount of intelligence expenditures for the current and succeeding fiscal years beginning with the submission of the budget for FY 1999 (rejected by a recorded vote of 192 ayes to 237 noes, Roll No. 254); and **Page 13796**

The Frank of Massachusetts amendment that sought to reduce by 0.7 percent the total amount authorized to be appropriated and excepts the CIA Retirement and Disability Fund from this reduction (rejected by a recorded vote of 182 ayes to 238 noes, Roll No. 255). **Pages 13813, 13829**

Withdrawn:

The Traficant amendment was offered but subsequently withdrawn that sought to establish a 3-Judge division of the United States Court of Appeals for the District of Columbia for determination of whether cases alleging breach of secret government contracts should be tried in court; and **Page 13784**

The Waters amendment, as modified, was offered but subsequently withdrawn that sought to establish a clandestine drug study commission. **Page 13827**

The Clerk was authorized in the engrossment of H.R. 1775 to make technical and conforming changes to reflect the actions of the House. **Page 13829**

H. Res. 179, the rule that provided for consideration of H.R. 1775 was agreed to earlier by a yea-and-nay vote of 425 yeas to 2 nays, Roll No. 252. **Page 13770**

Amendments: Amendments ordered printed pursuant to the rule appear on page 13850.

Quorum Calls—Votes: Two yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 13770, 13773, 13796, 13811, and 13829. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 11:59 p.m.

Committee Meetings

AGRICULTURAL EXTENSION AND EDUCATION PROGRAMS

Committee on Agriculture: Subcommittee on Forestry, Resource Conservation, and Research held a hearing to review agricultural extension and education programs. Testimony was heard from Bob Robinson, Administrator, Cooperative State Research, Education and Extension Service, USDA; and public witnesses.

AGRICULTURAL, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES AND FOREIGN OPERATIONS, EXPORT FINANCING AND RELATED PROGRAMS APPROPRIATIONS

Committee on Appropriations: Ordered reported the following appropriations for fiscal year 1998: Agriculture, Rural Development, Food and Drug Administration, and Related Agencies; and the Foreign Operations, Export Financing and Related Programs.

DEPARTMENT OF DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session and approved for full Committee action the Department of Defense appropriations for fiscal year 1998.

EXPORT-IMPORT BANK REAUTHORIZATION

Committee on Banking and Financial Services: Ordered reported amended H.R. 1370, to reauthorize the Export-Import Bank of the United States.

FEDERAL ROLE IN ELECTRONIC AUTHENTICATION

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy held a hearing on a Federal Role in Electronic Authentication. Testimony was heard from Dan Greenwood, Deputy Gen-

eral Counsel, Information Technology Division, State of Massachusetts; and public witnesses.

ELECTRICITY: PUBLIC POWER

Committee on Commerce: Subcommittee on Energy and Power held a hearing on Electricity: Public Power, TVA, BPA, and Competition. Testimony was heard from Joe Dickey, Chief Operating Officer, TVA; John S. Robertson, Deputy Administrator, Bonneville Power Administration, Department of Energy; and public witnesses.

WORKER PAYCHECK FAIRNESS ACT

Committee on Education and the Workforce: Held a hearing on H.R. 1625, Worker Paycheck Fairness Act. Testimony was heard from public witnesses.

OLDER AMERICANS ACT AUTHORIZATION

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth, and Families held a hearing on the Authorization of the Older Americans Act. Testimony was heard from William F. Benson, Acting Principal Deputy Assistant Secretary for Aging, Administration on Aging, Department of Health and Human Services; and public witnesses.

INTERNATIONAL DRUG CONTROL POLICY: COLOMBIA

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice held a hearing on International Drug Control Policy: Colombia. Testimony was heard from the following officials of the Department of State: Myles Frechette, Ambassador to Colombia; Jeffrey Davidow, Assistant Secretary, Bureau of Inter-American Affairs; Jane E. Becker, Acting Assistant Secretary, Bureau of International Narcotics and Law Enforcement Affairs; and Jim Thessin, Deputy Legal Advisor; Robert Newberry, Principal Director, Drug Enforcement Affairs, Department of Defense; Donnie Marshall, Chief of Operations, DEA, Department of Justice; and Henry L. Hinton, Jr., Assistant Comptroller General, GAO.

FAST TRACK, NAFTA, MERCOSUR AND BEYOND

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on Fast Track, NAFTA, Mercosur and Beyond: Does the Road Lead to a Future Free Trade Area of the Americas? Testimony was heard from public witnesses.

CIVIL RIGHTS ACT

Committee on the Judiciary: Subcommittee on the Constitution approved for full Committee action H.R. 1909, Civil Rights Act of 1997.

INTERIOR AND RELATED AGENCIES APPROPRIATIONS ACT FOR FY 1998

Committee on Rules: Granted, by a vote of 9 to 1, an open rule providing one hour of general debate on H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending Sept. 30, 1998, equally divided and controlled by the Chairman and ranking minority member of the Committee on Appropriations. The rule waives section 306 of the Budget Act (prohibiting matters within the jurisdiction of the Budget Committee in a measure not reported by it) against consideration of the bill. The rule also waives clause 2 (prohibiting unauthorized appropriations and legislative provisions) and clause 6 (prohibiting reappropriations in an appropriations bill) of Rule XXI against the bill except as follows: beginning with "*: Provided*" on page 46, line 25, through "part 121" on page 47, line 6 (Forest Service, timber purchaser road construction credits); and page 76, line 10, through line 13 (NEA). The rule makes in order those amendments printed in the Rules Committee report which shall be considered as read, shall be debatable for the time specified in the report equally divided between a proponent and opponent, and shall not be subject to amendment. All points of order against the amendments designated in the Rules Committee report are waived. The rule accords priority in recognition to those Members who have pre-printed their amendments in the CONGRESSIONAL RECORD prior to their consideration. The rule also allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce the voting time to five minutes on a postponed question if the vote follows a fifteen minute vote. The rule waives points of order against all amendments for failure to comply with clause 2(e) of rule XXI (prohibiting non-emergency designated amendments to be offered to an appropriations bill containing an emergency designation). Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Regula, Forbes, Young of Alaska, Tauzin, Roukema, Dan Schaefer of Colorado, Houghton, Morella, Ehlers, Horn, Foley, Weldon of Florida, Yates, Pelosi, Obey, Dingell, Lewis of Georgia, Slaughter, Nadler, Harman, Stupak, Farr of California, Gutierrez, and Jackson-Lee of Texas.

OCEAN AND COASTAL ISSUES

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held a hearing on Ocean and Coastal Issues. Testimony was heard from Representatives Forbes and Romero-Barceló; the following officials of the Department of Defense: Michael L. Davis, Deputy Assistant Secretary (Civil Works), Department of the Army; and Rear Adm. Louis M. Smith, USN, Director, Facilities and Engineering Command, Department of the Navy; Robert H. Wayland, III, Director, Office of Wetlands, Oceans and Watersheds,

EPA; Jeffrey Benoit, Director, Office of Ocean and Coastal Resources Management, NOAA, Department of Commerce; Alexander F. Treadwell, Secretary, Department of State, State of New York; Jane K. Stahl, Assistant Director, Office of Long Island Sound Programs, Department of Environmental Protection, State of Connecticut; and public witnesses.

VETERANS MEASURES

Committee on Veterans' Affairs: Held a hearing on the following bills: S. 923, to deny veterans benefits to persons convicted of Federal capital offenses; and H.R. 2040, to amend title 38, United States Code, to deny burial in a federally funded cemetery to persons convicted of certain capital crimes. Testimony was heard from Representatives Bachus, Skelton and Knollenberg; Jerry W. Bowen, Director, National Cemetery System, Department of Veterans Affairs; Johnny H. Killian, Legislative Attorney, American Law Division, Congressional Research Service, Library of Congress; and a representative of veterans organizations.

Joint Meetings

TRADABLE EMISSIONS

Joint Economic Committee: Committee concluded hearings to examine the concept of tradable emissions (also known as tradable credits or allowances) which provide policy makers an opportunity to employ the power of markets to ease the burden of environmental regulations, focusing on the sulfur dioxide allowances trading program created by the Clean Air Act Amendments of 1990 to control acid rain, after receiving testimony from Peter Guerrero, Director of Environmental Protection Issues, General Accounting Office; Mary Nichols, Assistant Administrator for Air and Radiation, Environmental Protection Agency; Mary Gade, Illinois Environmental Protection Agency, Springfield; Daniel Dudek, Environmental Defense Fund, and Carlton Bartels, Cantor Fitzgerald Environmental Brokerage Services, both of New York, New York; and Daniel Chartier, Wisconsin Electric Power Company, Milwaukee.

TONGASS LAND MANAGEMENT

Joint Hearing: Senate Committee on Energy and Natural Resources held joint oversight hearings with the House Committee on Resources to examine certain issues with regard to the Tongass National Forest Land and Resource Management Plan, issued by the United States Forest Service on May 23, 1997, receiving testimony from Robert P. Murphy, General Counsel, General Accounting Office; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; and Phil Janik, Alaska Regional Forester, Forest Service, Department of Agriculture, who was accompanied by several of his associates.

Hearings continue tomorrow.

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Thursday, July 10, 1997

Senate

Chamber Action

Routine Proceedings, pages 13861–13960

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 1000–1007, S. Con. Res. 38. **Page 13943**

Measures Reported: Reports were made as follows:

S. 1004, making appropriations for energy and water development for the fiscal year ending September 30, 1998. (S. Rept. No. 105–44)

S. 1005, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998. (S. Rept. No. 105–45)

Special Report entitled "Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1998" (S. Rept. No. 105–46) **Page 13942**

DOD Authorizations: Senate continued consideration of S. 936, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on further amendments proposed thereto, as follows: **Page 13861**

Adopted:

By 72 yeas to 27 nays (Vote No. 166), Grams Amendment No. 422 (to Amendment No. 420), to require the Comptroller General of the United States to conduct a study on the availability and potential risks relating to the sale of certain computers. **Page 13861**

Cochran/Durbin Amendment No. 420, to require a license to export computers with composite theoretical performance equal to or greater than 2,000 million theoretical operations per second, as amended. **Page 13861**

Conrad Amendment No. 795, to authorize the Secretaries of the military departments to settle and pay claims by members of the Armed Forces for loss of personal property due to flooding in the Red River Basin. **Page 13882**

By 62 yeas to 37 nays (Vote No. 169), Gramm Modified Amendment No. 794 (to Amendment No. 778), in the nature of a substitute. **Pages 13881, 13891, 13894, 13914**

Levin Amendment No. 778, to revise the requirements for procurement of products of Federal Prison Industries to meet needs of Federal agencies.

Pages 13861, 13876, 13891 13894, 13915,

Bingaman Amendment No. 647, relating to the participation of the national security activities of the Department of Energy in the Hispanic Outreach Initiative of the Department. **Page 13919**

Durbin Amendment No. 657, to provide for increased burdensharing by United States allies. **Page 13920**

Kerry Amendment No. 800, to express the sense of Congress regarding the restoration of peace in Cambodia. **Page 13922**

Rejected:

By 48 yeas to 51 nays (Vote No. 167), Murray Amendment No. 593, to repeal the restriction on use of Department of Defense facilities for abortions. **Page 13884**

Wellstone Modified Amendment No. 668, to require the Secretary of Defense to transfer $400,000,000 to the Secretary of Veterans' Affairs to provide funds for veterans' health care and other purposes. (By 58 yeas to 41 nays (Vote No. 168), Senate tabled the amendment.)

Pages 13861, 13874, 13891, 13914

Boxer Amendment No. 636, to make reimbursement of contractors for costs of excessive amounts of compensation for contractor personnel unallowable under Department of Defense contracts and other contracts. (By 83 yeas to 16 nays (Vote No. 170), Senate tabled the amendment.) **Pages 13900, 13916**

Pending:

Coverdell (for Inhofe/Coverdell/Cleland) Amendment No. 423, to define depot-level maintenance and repair, to limit contracting for depot-level maintenance and repair at installations approved for closure or realignment in 1995, and to modify authorities and requirements relating to the performance of core logistics functions.

Page 13861

Wellstone Amendment No. 669, to provide funds for the bioassay testing of veterans exposed to ionizing radiation during military service. **Page 13861**

Wellstone Modified Amendment No. 666, to provide for the transfer of funds for Federal Pell Grants.

Page 13861

Murkowski Modified Amendment No. 753, to require the Secretary of Defense to submit a report to Congress on the options available to the Department of Defense for the disposal of chemical weapons and agents. **Page 13861**

Kyl Modified Amendment No. 607, to impose a limitation on the use of Cooperative Threat Reduction funds for destruction of chemical weapons. **Page 13917**

Kyl Modified Amendment No. 605, to advise the President and Congress regarding the safety, security, and reliability of United States Nuclear weapons stockpile.

Page 13917

Dodd Amendment No. 762, to establish a plan to provide appropriate health care to Persian Gulf veterans who suffer from a Gulf War illness. **Page 13861**

Dodd Amendment No. 763, to express the sense of the Congress in gratitude to Governor Chris Patten for his efforts to develop democracy in Hong Kong. **Page 13861**

Reid Amendment No. 772, to authorize the Secretary of Defense to make available $2,000,000 for the development and deployment of counter-landmine technologies.

Page 13861

Bingaman Modified Amendment No. 799, to increase the funding for Navy and Air Force flying hours, and to offset the increase by reducing the amount authorized to be appropriated for the Space-Based Laser program in excess of the amount requested by the President.

Pages 13911, 13918, 13920

Feingold Amendment No. 759, to limit the use of funds for deployment of ground forces of the Armed Forces in Bosnia and Herzegovina after June 30, 1998, or a date fixed by statute, whichever is later. **Page 13926**

Levin Modified Amendment No. 802 (to Amendment No. 759), to express the sense of Congress regarding a follow-on force for Bosnia and Herzegovina. **Page 13928**

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments proposed thereto on Friday, July 11, 1997, with votes to occur thereon. **Page 13959**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Extradition Treaty with Spain (Treaty Doc. 105–15).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 13958**

Nominations Confirmed: Senate confirmed the following nominations:

George John Tenet, of Maryland, to be Director of Central Intelligence. **Page 13958**

Nominations Received: Senate received the following nominations:

Terry D. Garcia, of California, to be Assistant Secretary of Commerce for Oceans and Atmosphere.

Kathleen M. Karpan, of Wyoming, to be Director of the Office of Surface Mining Reclamation and Enforcement. **Page 13960**

Messages From the House: **Page 13940**

Measures Referred: **Page 13941**

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Executive Reports of Committees: **Page 13943**

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Additional Cosponsors: **Page 13950**

Amendments Submitted: **Page 13952**

Notices of Hearings: Page 13955

Authority for Committees: Page 13955

Additional Statements: Page 13956

Record Votes: Five record votes were taken today. (Total—170) Pages 13873, 13890, 13914, 13915, 13917

Adjournment: Senate convened at 9:30 a.m., and adjourned at 9:36 p.m., until 9 a.m., on Friday, July 11, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 13960.)

Committee Meetings

APPROPRIATIONS—DEFENSE/ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Committee ordered favorably reported the following bills:

An original bill (S. 1005) making appropriations for the Department of Defense for the fiscal year ending September 30, 1998; and

An original bill (S. 1004) making appropriations for energy and water development programs for the fiscal year ending September 30, 1998.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on the District of Columbia resumed hearings on proposed budget estimates for fiscal year 1998 for the government of the District of Columbia, receiving testimony from Mayor Marion S. Barry, Jr., Linda W. Cropp, Acting Chairman, District of Columbia Council, and Andrew F. Brimmer, Chairman, Financial Responsibility and Management Assistance Authority, all of the District of Columbia.

Subcommittee will meet again on Wednesday, July 16.

FINANCIAL INSTITUTIONS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Services and Technology concluded oversight hearings to review information processing challenges of the Year 2000 for certain financial institutions, after receiving testimony from Larry Martin, Data Dimensions, Bellevue, Washington; David M. Iacino, Millennium Project/BankBoston, Boston, Massachusetts; Jeff Jinnett, LeBoeuf Computing Technologies/LeBoeuf, Lamb, Greene & MacRae, New York, New York; and Alfred R. Berkeley III, Nasdaq Stock Market, Inc., Washington, D.C.

YELLOWSTONE NATIONAL PARK

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation, and Recreation held hearings to review the preliminary findings of a General Accounting Office study on the health, condition, and viability of the range and wildlife populations in Yellowstone National Park, receiving testimony from Victor S. Rezendes, Director, Energy, Resources and Science Issues, Resources, Community, and Economic Development Division, General Accounting Office, who was accompanied by several of his associates.

Hearings were recessed subject to call.

GLOBAL WARMING

Committee on Environment and Public Works: Committee held hearings to examine the causes, impacts, and uncertainties of global climate change, receiving testimony from Eric J. Barron, Pennsylvania State University, University Park; John R. Christy, University of Alabama, Huntsville; Richard S. Lindzen, Massachusetts Institute of Technology, and Dale W. Jorgenson, Harvard University, both of Cambridge, Massachusetts; and Stephen H. Schneider, Stanford University, Stanford, California.

Hearings continue on Thursday, July 17.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Ralph Frank, of Washington, to be Ambassador to the Kingdom of Nepal, John C. Holzman, of Hawaii, to be Ambassador to the People's Republic of Bangladesh, and Karl Frederick Inderfurth, of North Carolina, to be Assistant Secretary of State for South Asian Affairs, after the nominees testified and answered questions in their own behalf.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued to examine certain matters with regard to the committee's special investigation on campaign financing, receiving further testimony from Richard Sullivan, Perkins Coie, Washington, D.C., former Deputy Finance and Finance Director, Democratic National Committee.

Hearings continue on Tuesday, July 15.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the nominations of Katharine Sweeney Hayden, to be United States District Judge for the District of New Jersey, Anthony W. Ishii, to be United States District Judge for the Eastern District of California, and Henry Harold Kennedy, Jr., to be United States District Judge for the District of Columbia.

Also, committee adopted the Subcommittee on Immigration rules of procedure concerning private immigration relief legislation for the 105th Congress.

Also, committee began mark up of S. 10, to reduce violent juvenile crime, promote accountability by juvenile criminals, and punish and deter violent gang crime, but did not complete action thereon, and will meet again tomorrow.

AUTHORIZATION—REHABILITATION ACT

Committee on Labor and Human Resources: Subcommittee on Employment and Training concluded hearings on proposed legislation authorizing funds for programs of the Rehabilitation Act, including H.R. 1385, to consolidate,

coordinate, and improve employment, training, literacy, and vocational rehabilitation programs in the United States, after receiving testimony from Judith E. Heumann, Assistant Secretary, Fredric K. Schroeder, Commissioner, Rehabilitation Services Administration, and Katherine Seelman, Director, National Institute of Disability and Rehabilitation Research, all of the Office of Special Education and Rehabilitative Services, Department of Education; Eric Parks and Traci Meece, both of the Ohio Rehabilitation Services Commission, Columbus; Kevin S. Veller, Vermont Association of Business, Industry, and Rehabilitation, Winooski; Jay Johnson, Options Interstate Resource Center for Independent Living, East Grand Forks, Minnesota; Janet E. Samuelson and Douglas Taksar, both of the Fairfax Opportunities Unlimited, Inc., Alexandria, Virginia; Paul Marchand, Consortium for Citizens with Disabilities, Washington, D.C.; and Bobby C. Simpson, Arkansas Rehabilitation Services, Hot Springs, on behalf of the Council of State Administrators of Vocational Rehabilitation.

OSHA REFORM

Committee on Labor and Human Resources: Subcommittee on Public Health and Safety concluded oversight hearings on the implementation of the Occupational Safety and Health Administration, and related reform proposals, including S. 551, S. 461, and S. 765, after receiving testimony from Senators Gregg, Hutchison, and Enzi; Gregory R. Watchman, Acting Assistant Secretary of Labor for Occupational Safety and Health; Harry Morley, Taylor-Morley Homes, Inc., St. Louis, Missouri, on behalf of the National Association of Home Builders; Jeff W. Johnston, Eastman Chemical Company, Kingsport, Tennessee; Michael A. Lail, Raines Brothers Inc., Chattanooga, Tennessee, on behalf of the Associated General Contractors of America; Eric Frumin, Union of Needletrades, Industrial and Textile Employees/AFL–CIO, New York, New York; F.M. Lunnie, Jr., Coalition on Occupational Safety and Health, Falls Church, Virginia; Steven C. Lewis, American Industrial Health Council, Washington, D.C.; and Nancy Lessin, Massachusetts Coalition for Occupational Safety and Health, Boston.

INDIAN GAMING FEE ASSESSMENTS

Committee on Indian Affairs: Committee concluded oversight hearings on the National Indian Gaming Commission and proposed legislation to amend the Indian Gaming Regulatory Act to enable the National Indian Gaming Commission to assess additional fees to cover the costs of regulating the Indian gaming industry, after receiving testimony from Tom Foley and Philip N. Hogen, both of the National Indian Gaming Commission, Richard G. Hill and Tim Wapato, both of the National Indian Gaming Association, and W. Ron Allen, National Congress of American Indians, all of Washington, D.C.; Virgil Murphy, Stockbridge-Munsee Community Band of Mohican Indians, Bowler, Wisconsin; and Russell Welsh, Colorado River Indian Tribes, Parker, Arizona, and Jacob Coin, Phoenix, Arizona, both on behalf of the Arizona Indian Gaming Association.

NOMINATION

Select Committee on Intelligence: Committee ordered favorably reported the nomination of George John Tenet, of Maryland, to be Director of Central Intelligence.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 2132–2149; 1 private bill, H.R. 2150; and 2 resolutions, H. Con. Res. 114 and H. Res. 183, were introduced. **Page 14070**

Reports Filed: No reports were filed today.

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Gillmor to act as Speaker pro tempore for today. **Page 13961**

Journal Vote: By a yea-and-nay vote of 364 yeas to 49 nays with 1 voting "present", Roll No. 256, the House agreed to the Speaker's approval of the Journal of Wednesday, July 9. **Pages 13961, 13966**

Balanced Budget Act: The House disagreed to the Senate amendment to H.R. 2015, to provide for reconciliation pursuant to subsections (b)(1) and (c) of section 105 of the concurrent resolution on the budget for fiscal year 1998, and agreed to a conference. **Page 13967**

Appointed as conferees for consideration of the House Bill, and the Senate amendment, and modifications committed to conference: Representatives Kasich, Hobson, Armey, DeLay, Hastert, Spratt, Bonior, and Fazio of California. As additional conferees from the Committee on Agriculture, for consideration of title I of the House bill, and title I of the Senate amendment, and modifications committed to conference: Representatives Smith of Oregon, Goodlatte, and Stenholm. As additional conferees from the Committee on Banking and Financial Services, for consideration of title II of the House bill, and title II of the Senate amendment, and modifications committed to conference: Representatives Leach, Lazio of New York, and Gonzalez. As additional conferees from the Committee on Commerce, for consideration of subtitles A–C of title III of the House bill, and title IV of the Senate amendment, and modifications committed to conference: Representatives Bliley, Dan Schaefer of Colorado, and Dingell. As additional conferees from the Committee on Commerce, for consideration of subtitle D of title III of the House bill, and subtitle A of title III of the Senate amendment, and modifications committed to conference: Representatives Bliley, Tauzin, and Dingell. As additional conferees from the Committee on Commerce, for consid-

eration of subtitles E and F of title III, titles IV and X of the House bill, and divisions 1 and 2 of title V of the Senate amendment, and modifications committed to conference: Representatives Bliley, Bilirakis, and Dingell. As additional conferees from the Committee on Education and the Workforce, for consideration of subtitle A of title V and subtitle A of title IX of the House bill, and chapter 2 of division 3 of title V of the Senate amendment, and modifications committed to conference: Representatives Goodling, Talent, and Clay. As additional conferees from the Committee on Education and the Workforce, for consideration of subtitles B and C of title V of the House bill, and title VII of the Senate amendment, and modifications committed to conference: Representatives Goodling, McKeon, and Kildee. As additional conferees from the Committee on Education and the Workforce, for consideration of subtitle D of title V of the House bill, and chapter 7 of division 4 of title V of the Senate amendment, and modifications committed to conference: Representatives Goodling, Fawell, and Payne. As additional conferees from the Committee on Government Reform and Oversight, for consideration of title VI of the House bill, and subtitle A of title VI of the Senate amendment, and modifications committed to conference: Representatives Burton of Indiana, Mica, and Waxman. As additional conferees from the Committee on Transportation and Infrastructure for consideration of title VII of the House bill, and subtitle B of title III and subtitle B of title VI of the Senate amendment, and modifications committed to conference: Representatives Shuster, Gilchrest, and Oberstar. As additional conferees from the Committee on Veterans' Affairs, for consideration of title VIII of the House bill, and title VIII of the Senate amendment, and modifications committed to conference: Representatives Stump, Smith of New Jersey, and Evans. As additional conferees from the Committee on Ways and Means for consideration of subtitle A of title V and title IX of the House bill, and divisions 3 and 4 of title V of the Senate amendment, and modifications committed to conference: Representatives Archer, Shaw, Camp, Rangel, and Levin. As additional conferees from the Committee on Ways and Means, for consideration of titles IV and X of the House bill, and division 1 of title V of the Senate amendment, and modifications committed to conference: Representatives Archer, Thomas, and Stark.

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By a yea-and-nay vote of 414 yeas to 14 nays, Roll No. 257, agreed to the Spratt motion to instruct conferees (1) on the matters pertaining to increasing the age of eligibility for Medicare, reject the provisions contained in section 5611 of the Senate amendment; (2) on the matters pertaining to the minimum wage, worker protections, and civil rights—(A) insist on paragraphs (2) and (3), and reject the remainder, of section 417(f) of the Social Security Act, as amended by sections 5006 and 9006 of the bill, as passed the House, and (B) reject the provisions contained in sections 5004 and 9004 of the bill, as passed the House. Page 13967

Taxpayers Relief Act: The House disagreed to the Senate amendment to H.R. 2014, to provide for reconciliation pursuant to subsections (b)(2) and (d) of section 105 of the concurrent resolution on the budget for fiscal year 1998 and agreed to a conference. Page 13977

Appointed as conferees for consideration of the House Bill, and the Senate amendment, and modifications committed to conference: Representatives Kasich, Archer, Crane, Thomas, Armey, DeLay, McDermott, Rangel, Stark, and Matsui. As additional conferees from the Committee on Transportation and Infrastructure for consideration of sections 702 and 704 of the Senate amendment, and modifications committed to conference: Representatives Shuster, Molinari, and Oberstar. As additional conferees from the Committee on Education and the Workforce, for consideration of sections 713–714, 717, 879, 1302, 1304–5, and 1311 of the Senate amendment, and modifications committed to conference: Representatives Goodling, Fawell, and Payne. Page 13985

By a yea-and-nay vote of 199 yeas to 233 nays, Roll No. 258, rejected the Rangel motion to instruct conferees to work in a bipartisan fashion to provide fair and equitable tax relief to working families and avoid large and growing out-year revenue costs. In doing so, the conferees shall within the scope of the conference: 1. Recede from their insistence on the provision of the House bill that provides for indexing of capital assets; 2. Support tax relief that provides a family credit commonly referred to as the $500-per-child credit, to working families, who pay Federal taxes; 3. Support tax provisions designed to assist working families in meeting the costs of college education and those provisions shall: a. Include a HOPE Scholarship credit for the first 2 years of postsecondary education consistent with the objectives of the HOPE Scholarship credit proposed by the President so that students attending low-cost community colleges are not disadvantaged; b. Include tax benefits for families paying tuition costs for the second 2 years of postsecondary education out of wages and salary income, and c. Not include the provisions of the House bill that impose new taxes on graduate students receiving tuition waivers.

Page 13977

Interior and Related Agencies Appropriations Act: The House completed debate and began consideration of amendments to H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998. Consideration of amendments will resume on Friday, July 11.

Page 13999

Agreed To:

The Skaggs amendment that increases funding for state energy efficiency and conservation programs by $8 mil-

lion and reduces wildland fire management funding accordingly; **Page 14035**

The Dicks amendment to the Porter amendment that reduces Forest Service funding for forest road construction and reconstruction by $5.6 million and reduces from $50 million to $25 million the amount to remain available for the construction of forest roads by timber purchasers (agreed to by a recorded vote of 211 ayes to 209 noes, Roll No. 262); and **Page 14038**

The Porter amendment, as amended by the agreed to Dicks amendment that reduces Forest Service funding for forest road construction and reconstruction by $5.6 million and reduces from $50 million to $25 million the amount to remain available for the construction of forest roads by timber purchasers (agreed to by a recorded vote of 246 ayes to 179 noes, Roll No. 263). **Page 14036**

Rejected:

The Sanders amendment that sought to increase payment in lieu of taxes (PILT) funding by $19 million and reduce fossil energy research and development program funding by $47.5 million with the remaining $28.5 million reduction to be applied toward deficit reduction (rejected by a recorded vote of 199 ayes to 230 noes, Roll No. 260); **Pages 14015, 14033**

The Gutierrez amendment that sought to increase urban energy conservation program funding by $2 million for the Urban Heat Island Research Program and Highly Reflective Surfaces Programs and reduce Bureau of Land Management Public Domain Forestry Program funding by $4.6 million with $2.6 million to be applied toward deficit reduction; and **Page 14023**

The Maloney of New York amendment that sought to increase National Park Service funding by $500,000 for the Susan B. Anthony House and to decrease National Wildlife funding accordingly (rejected by a recorded vote of 77 ayes to 351 noes, Roll No. 261). **Pages 14027, 14033**

Points of Order Sustained Against:

The Miller of California amendment that sought to derive up to $700 million from the Land and Water Conservation Fund to carry out priority Federal land exchange agreements and land acquisitions; and **Page 14020**

Language in the bill that limits purchaser road credit to those companies that meet the Small Business Administration definition of small business as defined in the Code of Federal Regulations part 121. **Page 14036**

Votes Postponed:

The Klug amendment that seeks to reduce funding for the clean coal technology program by $292 million by increasing the amount rescinded by that amount (the vote was postponed until Friday, July 11); and **Page 14058**

The Royce amendment that seeks to reduce funding for fossil energy research and development programs by $21.014 million (the vote was postponed until Friday, July 11). **Page 14062**

The House agreed to H. Res. 181, the rule that provided for consideration of the bill, by a yea-and-nay vote of 217 yeas to 216 nays, Roll No. 259. **Page 13985**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 9:30 a.m. on Friday, July 11. **Page 14067**

Amendments: Amendments ordered printed pursuant to the rule appear on page 14072.

Quorum Calls—Votes: Four yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 13966, 13976, 13984, 13998, 14033, 14054, and 14055. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 12:30 a.m. on Friday, July 11.

Committee Meetings

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary approved for full Committee action the Commerce, Justice, State, and Judiciary appropriations for fiscal year 1998.

COMBAT COUNTERFEITING

Committee on Banking and Financial Services: Subcommittee on General Oversight and Investigations held a hearing to review Treasury Department efforts to combat counterfeiting and its compliance with the international counterfeiting provisions of the Antiterrorism and Effective Death Penalty Act of 1996. Testimony was heard from John D. Hawke, Jr., Under Secretary, Domestic Finance, Department of the Treasury; and JayEtta Z. Hecker, Associate Director, International Relations and Trade Issues, GAO.

LITERACY: WHY CHILDREN CAN'T READ

Committee on Education and the Workforce: Held a hearing on Literacy: Why Children Can't Read. Testimony was heard from Reid Lyon, Acting Chief, Learning Disabled, Cognitive Development Branch, National Institute of Child Health and Human Development, Department of Health and Human Services; and public witnesses.

OVERSIGHT—NURSING HOMES HEALTH CARE

Committee on Government Reform and Oversight: Subcommittee on Human Resources continued oversight hearings on Fraud and Abuse in Nursing Home Services Billed to Medicare and Medicaid, Part 2. Testimony was heard from Kathleen Buto, Deputy Director, Center for Health Plans and Providers, Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Forests and Forest Health held a hearing on the following bills: H.R. 1663, to clarify the intent of the Congress in Public Law 93–632 to require the Secretary of Agriculture to continue to provide for the maintenance of 18 concrete dams and weirs that were located in the Emigrant Wilderness at the time the wilderness area was designated as wilderness in that Public Law; and H.R. 1944, Warner Canyon Ski Hill Land Exchange Act of 1997. Testimony was heard from Lyle Laverty, Director, Recreation, Heritage and Wilderness Resources, Forest Service, USDA; and public witnesses.

OVERSIGHT—FEDERAL VS. STATE MANAGEMENT OF PARKS

Committee on Resources: Subcommittee on National Parks and Public Lands held an oversight hearing on Federal vs. State Management of Parks. Testimony was heard from Kenneth B. Jones, Deputy Director, Park Stewardship, Department of Parks and Recreation, State of California; and a public witness.

WILL FEDERAL GOVERNMENT COMPUTERS BE READY FOR THE YEAR 2000?

Committee on Science: Subcommittee on Technology and the Subcommittee on Government Management, Information and Technology of the Committee on Government Reform and Oversight held a joint hearing on Will Federal Government Computers Be Ready for the Year 2000? Testimony was heard from Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; Joel Willemssen, Director, Accounting and Information Management Division, GAO; Alvin M. Pesachowitz, Vice Chair, Chief Information Officers Council, Chief Information Officer, EPA; Katherine Adams, Chair, Interagency Year 2000 Subcommittee of the Chief Information Officers Council, Assistant Deputy Commissioner, Systems, SSA; and Joe Thompson, Chief Information Officer, GSA.

CONGRESSIONAL REVIEW ACT—IMPLEMENTATION

Committee on Small Business: Subcommittee on Regulatory Reform and Paperwork Reduction held a hearing on the Congressional Review Act and its Impact on Small Business. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES; TWA 800—STATUS OF CRASH INVESTIGATION

Committee on Transportation and Infrastructure: Subcommittee on Aviation approved for full Committee action the following bills: H.R. 2036, Aviation Insurance Reauthorization Act of 1997; and H.R. 2005, amended, to amend title 49, United States Code, to clarify the application of the act popularly known as the Death on the High Seas Act to aviation incidents.

Prior to this action, the Subcommittee held a hearing on the status of the Investigation of the Crash of the TWA 800 and on H.R. 2005. Testimony was heard from Representatives McDade, Ehrlich, Delahunt, Rothman, Roukema, Maloney of Connecticut and Forbes; James E. Hall, Chairman, National Transportation Safety Board; James K. Kallstrom, Assistant Director in Charge, New York Office, FBI, Department of Justice; Guy S. Gardner, Associate Administrator, Regulation and Certification, FAA, Department of Transportation; and public witnesses.

ECONOMIC DEVELOPMENT ADMINISTRATION AND APPALACHIAN REGIONAL COMMISSION REAUTHORIZATIONS

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development held a hearing on the Reauthorization of the Economic Development Administration and the Appalachian Regional Commission. Testimony was heard from Jesse White, Cochairman, Appalachian Regional Commission; Cecil H. Underwood, Governor, State of West Virginia; and Phillip A. Singerman, Assistant Secretary, Economic Development, Economic Development Administration, Department of Commerce.

DEPARTMENT OF VETERANS AFFAIRS—MEDICAL PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Health held a hearing to examine the Department of Veterans Affairs medical programs, to include consideration of pending proposals. Testimony was heard from Bernice Steinhardt, Director, Health Services Quality and Public Health Issues, GAO; and the following officials of the Department of Veterans Affairs: John Ogden, Chief Consultant, Pharmacy Benefits Management Strategic Health Group; and Thomas Garthwaite, M.D., Deputy Under Secretary, Health.

FUTURE OF SOCIAL SECURITY

Committee on Ways and Means: Subcommittee on Social Security continued hearings on The Future of Social Security for this Generation and the Next. Testimony was heard from Senator Gregg; Representatives Stenholm, Kolbe, DeFazio, Nadler, Sanders, Ehlers, Eddie Bernice Johnson of Texas, Deutsch, Pomeroy, Smith of Michigan, Burton of Indiana, Miller of Florida, Filner, Petri, Graham, Neumann, Sanford and Kucinich; and public witnesses.

Joint Meetings

TONGASS LAND MANAGEMENT

Joint Hearing: Senate Committee on Energy and Natural Resources concluded joint oversight hearings with the House Committee on Resources to examine certain issues with regard to the Tongass National Forest Land and Re-

source Management Plan, issued by the United States Forest Service on May 23, 1997, after receiving testimony from Phil Janik, Alaska Regional Forester, Forest Service, Department of Agriculture; and David B. Allen, Alaska Regional Director, United States Fish and Wildlife Service, Department of the Interior.

BUDGET RECONCILIATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 2015, to provide for reconciliation pursuant to subsections (b)(1) and (c) of section 105 of the concurrent resolution on the budget for fiscal year 1998, but did not complete action thereon, and recessed subject to call.

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Friday, July 11, 1997

Senate

Chamber Action

Routine Proceedings, pages 14132–14311

Measures Introduced: Three bills were introduced, as follows: S. 1008–1010. **Page 14209**

Measures Passed:

DOD Authorizations: By 94 yeas to 4 nays (Vote No. 173), Senate passed S. 936, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, after taking action on further amendments proposed thereto, as follows: **Page 14132**

Adopted:

Domenici/Bingaman Amendment No. 803, to enable the County of Los Alamos, New Mexico to function without annual assistance payments under the Atomic Energy Communities Act of 1955 through economic development with additional positive impact to the Pueblo of San Indefonso. **Page 14139**

Stevens Amendment No. 764, to establish the position of Senior Representative of the National Guard Bureau as a member of the Joint Chiefs of Staff. **Page 14141**

Bumpers Amendment No. 804, to limit the total cost of the F–22 fighter production program. **Page 14149**

Levin Modified Amendment No. 802 (to Amendment No. 759), to express the sense of Congress regarding a follow-on force for Bosnia and Herzegovina. **Page 14145**

Feingold Amendment No. 759, to limit the use of funds for deployment of ground forces of the Armed Forces in Bosnia and Herzegovina after June 30, 1998, or a date fixed by statute, whichever is later, as amended. **Page 14154**

Levin Amendment No. 805, to achieve savings in the cost of the CVN–77 nuclear aircraft carrier program. **Page 14154**

Kerry Modified Amendment No. 680, to require an intelligence analysis of POW/MIA issues. **Page 14155**

Wellstone Modified Amendment No. 669, to provide funds for the bioassay testing of veterans exposed to ionizing radiation during military service. **Pages 14167, 14172**

Murkowski Modified Amendment No. 753, to require the Secretary of Defense to submit a report to Congress on the options available to the Department of Defense for the disposal of chemical weapons and agents. **Page 14190**

Kyl Modified Amendment No. 607, to impose a limitation on the use of Cooperative Threat Reduction funds for destruction of chemical weapons. **Page 14190**

Kyl Modified Amendment No. 605, to advise the President and Congress regarding the safety, security, and reliability of United States Nuclear weapons stockpile. **Page 14190**

Dodd Amendment No. 762, to establish a plan to provide appropriate health care to Persian Gulf veterans who suffer from a Gulf War illness. **Page 14190**

Dodd Amendment No. 763, to express the sense of the Congress in gratitude to Governor Chris Patten for his efforts to develop democracy in Hong Kong. **Pages 14167, 14176, 14190**

Reid Amendment No. 772, to authorize the Secretary of Defense to make available $2,000,000 for the development and deployment of counter-land-mine technologies. **Page 14190**

Thurmond (for Wyden) Modified Amendment No. 594, to consolidate and strengthen restrictions on the use of human test subjects in biological and chemical weapons research. **Page 14167**

Thurmond (for Warner) Modified Amendment No. 595, to require a report on procedures for providing information and assistance to families of victims of Department of Defense aviation accidents. **Page 14168**

Thurmond (for Dodd) Modified Amendment No. 598, to establish a plan to provide appropriate health care to Persian Gulf veterans who suffer from a Gulf War illness. **Page 14169**

Thurmond (for Helms) Amendment No. 626, to provide for a land conveyance of parcels of land located at Fort Bragg, North Carolina. **Pages 14167, 14170**

Thurmond (for Murkowski) Amendment No. 628, to require a report on options for the disposal of chemical weapons and agents. **Pages 14167, 14172**

Thurmond (for Boxer) Amendment No. 638, to authorize appropriations for the Greenville Road Improvement Project, Livermore, California. **Pages 14167, 14172**

Thurmond (for Lieberman) Amendment No. 659, to provide for funding of the NATO Joint Surveillance/Target Attack Radar System. **Pages 14167, 14172**

Thurmond (for Lieberman) Modified Amendment No. 671, to require a study concerning the provision of certain comparative information to TRICARE beneficiaries. **Pages 14167, 14172**

Thurmond (for Kerry) Amendment No. 681, to establish authority concerning the disposal of assets under cooperative agreements on air defense in Central Europe. **Pages 14167, 14173**

Thurmond (for Thompson/Frist) Amendment No. 707, to designate the Y–12 plant in Oak Ridge as the National Prototype Center. **Pages 14167, 14173**

Thurmond (for Sessions) Modified Amendment No. 714, to require the Secretary of Defense to conduct an explosive munitions demilitarization demonstration program. **Pages 14167, 14173**

Thurmond (for Coverdell) Modified Amendment No. 729, to require the concurrence of the Secretary of State for providing Department of Defense support for counter-drug activities of Peru and Colombia, and to limit the authority to provide such support pending a plan for a riverine counter-drug program. **Pages 14167, 14174**

Thurmond (for Craig) Amendment No. 743, to establish and authorize the issuance of the Cold War service medal. **Pages 14167, 14174**

Thurmond (for Warner) Amendment No. 752, to provide for the assignment of an officer in the grade of O–7 or above to the position of defense attaché in France. **Pages 14167, 14174**

Thurmond (for Domenici/Bingaman) Amendment No. 761, to enable the Los Alamos, New Mexico Schools to function without annual assistance payments under the Atomic Energy Communities Act of 1955 through alternative funding sources with additional positive impact to areas close to Los Alamos National Laboratory. **Pages 14167, 14175**

Thurmond Amendment No. 806, to authorize contracting for procurements of capital assets before funds are available in working-capital funds for such procurements. **Pages 14167, 14176**

Thurmond (for DeWine) Amendment No. 807, to delete the authority to convey the B–17 aircraft under section 1070 without consideration. **Pages 14167, 14176**

Thurmond (for Chafee) Amendment No. 808, to establish at the Naval Undersea Warfare Center a pilot program of higher education with respect to the administration of business relationships between the Federal Government and the private sector. **Pages 14167, 14176**

Thurmond (for Bumpers) Amendment No. 809, to provide funds for the operation of Fort Chaffee, Arkansas. **Pages 14167, 14177**

Thurmond (for Cleland) Amendment No. 810, to authorize $12,000,000 to be set aside for contracted training flight services. **Pages 14167, 14177**

Thurmond (for Kyl) Amendment No. 811, to ensure the President and Congress receive unencumbered advice from the directors of the national laboratories, the members of the Nuclear Weapons Council, and the commander of the United States Strategic Command regarding the safety, security, and reliability of the United States nuclear weapons stockpile. **Pages 14167, 14177**

Thurmond (for Moynihan/D'Amato) Amendment No. 812, to authorize a land conveyance, Hancock Field, Syracuse, New York. **Pages 14167, 14178**

Thurmond (for Baucus) Amendment No. 813, to authorize a land conveyance, Havre Air Force Station, Montana, and Havre Training Site, Montana. **Pages 14167, 14177**

Thurmond (for Bingaman/Kyl) Amendment No. 814, to authorize the production of tritium in commercial facilities. **Pages 14167, 14179**

Thurmond (for Glenn/McCain) Amendment No. 815, to require the screening of real property authorized or required to be conveyed by the Department of Defense. **Pages 14167, 14179**

Thurmond (for Rockefeller) Amendment No. 816, to make available $15,000,000 for the DOD/VA Cooperative Research Program. **Pages 14167, 14180**

Thurmond (for Coats) Amendment No. 817, to express the sense of the Senate that the process of enlarging the North Atlantic Treaty Organization should be a continuous process. **Pages 14167, 14181**

Thurmond (for Faircloth) Amendment No. 818, to provide for research, development, test, and evaluation of Multitechnology Integration in Mixed-Mode Electronics. **Pages 14167, 14182**

Thurmond Amendment No. 819, to authorize a multiyear contract for the Family of Medium Tactical Vehicles (FMTV). **Pages 14167, 14182**

Thurmond (for D'Amato) Amendment No. 820, to require the Secretary of the Air Force to conduct a cost and operation effectiveness analysis regarding ALR radar warning receivers. **Pages 14167, 14183**

Thurmond (for Kennedy) Amendment No. 821, to provide $5,000,000 for a facial recognition technology program. **Pages 14167, 14183**

Thurmond (for Bingaman) Amendment No. 822, to require a report on the Joint Statement on Parameters on Future Reductions in Nuclear Forces issued at Helsinki in March 1997. **Pages 14167, 14183**

Thurmond (for Snowe) Amendment No. 823, to state the sense of the Senate relating to the utilization of savings derived from the base closure process. **Pages 14167, 14184**

Thurmond (for Bingaman) Amendment No. 824, to conform limits for Department of Energy General Plant Projects to recommendations from the Department contained in a Congressionally mandated report on the subject. **Pages 14167, 14185**

Thurmond Amendment No. 825, to provide for a pilot program relating to use of proceeds from the disposal or utilization of certain Department of Energy assets for activities funded by the defense Environmental Restoration and Waste Management account. **Pages 14167, 14185**

Thurmond (for Graham) Amendment No. 826, to require the Secretary of Defense to assess and report on the Cuban threat to United States national security.

Pages 14167, 14185

Thurmond (for Sarbanes) Amendment No. 827, to require a report on fire protection and hazardous materials protection at Fort Meade, Maryland. **Pages 14167, 14186**

Thurmond (for Hutchison) Amendment No. 828, to authorize the Secretary of the Army to enter into an agreement to provide police, fire protection, and other services at property formerly associated with Red River Depot, Texas. **Pages 14167, 14186**

Thurmond (for McCain) Amendment No. 829, to require additional information to be included in the annual report on activities of the General Accounting Office.

Pages 14167, 14186

Thurmond (for Chafee) Amendment No. 830, to require a report on administrative actions adversely affecting military training or other readiness activities.

Pages 14167, 14187

Thurmond (for Graham) Amendment No. 831, to recognize the Center for Hemispheric Defense Studies as an institution of the National Defense University.

Pages 14167, 14188

Thurmond (for Murray) Amendment No. 832, to authorize additional environmental restoration projects for the Department of Energy and to modify the amount authorized for certain other environmental restoration projects of the Department. **Pages 14167, 14188**

Thurmond (for McCain) Amendment No. 833, to authorize the Secretary of Defense to grant a blanket waiver of the applicability of certain domestic source requirements to a foreign country so as not to impede cooperative projects or reciprocal procurements of defense items with such country. **Pages 14167, 14189**

Thurmond (for Coats) Amendment No. 834, to convert the one-time report on aircraft inventory to an annual report. **Pages 14167, 14189**

Thurmond (for Bingaman) Amendment No. 835, to require the Secretary of Defense to prescribe regulations restricting the quantity of alcoholic beverages that is available through Department of Defense sources for the use of Department of Defense personnel overseas.

Pages 14167, 14189

Thurmond (for Daschle) Amendment No. 836, to require a report to Congress assessing dependence on foreign sources for certain resistors and capacitors.

Pages 14167, 14190

Rejected:

By 43 yeas to 56 nays (Vote No. 171), Bingaman Modified Amendment No. 799, to increase the funding for Navy and Air Force flying hours, and to offset the increase by reducing the amount authorized to be appropriated for the Space-Based Laser program in excess of the amount requested by the President. **Page 14136**

By 19 yeas to 79 nays (Vote No. 172), Feingold Amendment No. 677, to require the Secretary of Defense to select one of the three new tactical fighter aircraft programs to recommend for termination. **Pages 14132, 14138**

Withdrawn:

Coverdell (for Inhofe/Coverdell/Cleland) Amendment No. 423, to define depot-level maintenance and repair, to limit contracting for depot-level maintenance and repair at installations approved for closure or realignment in 1995, and to modify authorities and requirements relating to the performance of core logistics functions.

Page 14167

Wellstone Modified Amendment No. 666, to provide for the transfer of funds for Federal Pell Grants.

Page 14167

A unanimous-consent agreement was reached providing that if the Senate receives a message from the House of Representatives with regard to S. 936, that the Senate be deemed to have disagreed to the amendment(s) to the Senate-passed bill, that the Senate request or agree to a conference with the House thereon, and that the Chair be authorized to appoint conferees on the part of the Senate.

Page 14191

DOD Authorizations: Senate passed H.R. 1119, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, after striking all after the enacting clause and inserting in lieu thereof the text of S. 936, as passed by the Senate. **Page 14191**

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Thurmond, Warner, McCain, Coats, Smith, Kempthorne, Inhofe, Santorum, Snowe, Roberts, Levin, Kennedy, Bingaman, Glenn, Byrd, Robb, Lieberman, and Cleland. **Page 14191**

National Cave and Karst Research Institute: Senate passed S. 231, to establish the National Cave and Karst Research Institute in the State of New York. **Page 14226**

George Mason Memorial: Senate passed S. 423, to extend the legislative authority for the Board of Regents of Gunston Hall to establish a memorial to honor George Mason. **Page 14226**

Property Acquisition: Senate passed S. 669, to provide for the acquisition of the Plains Railroad Depot at the Jimmy Carter National Historic Site. **Page 14226**

National Peace Garden: Senate passed S. 731, to extend the legislative authority for construction of the National Peace Garden memorial. **Page 14227**

Better Health Plan of Amherst, New York: Senate passed H.R. 2018, to waive temporarily the Medicaid enrollment composition rule for the Better Health Plan of

Amherst, New York, clearing the measure for the President. Page 14227

Department of Defense Appropriations-Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1005, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998, on Monday, July 14, 1997. Page 14227

Nomination Considered: Senate began consideration of the nomination of Joel I. Klein, of the District of Columbia, to be an Assistant Attorney General. Page 14191

A motion was entered to close further debate on the nomination and, by unanimous-consent agreement, a vote on the cloture motion will occur on Monday, July 14, 1997, at 6 p.m. Page 14191

Appointments:

National Commission on the Cost of Higher Education: The Chair, on behalf of the Majority Leader, pursuant to Public Law 105–18, appointed William D. Hansen, of Virginia, Frances M. Norris, of Virginia, and William E. Troutt, of Tennessee, to serve as members of the National Commission on the Cost of Higher Education. Page 14226

National Commission on the Cost of Higher Education: The Chair, on behalf of the Democratic Leader, pursuant to Public Law 105–18, appointed Robert V. Burns, of South Dakota, and Clare M. Cotton, of Massachusetts, to serve as members of the National Commission on the Cost of Higher Education. Page 14226

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

Transmitting the report of the study on the operation and effect of the North American Free Trade Agreement; referred to the Committee on Finance. (PM–50). Page 14205

Transmitting the report of the Council of the District of Columbia's Fiscal Year 1998 Budget Request Act of 1997; referred to the Committee on Governmental Affairs. (PM–51). Page 14205

Transmitting the report of the National Endowment for the Art for calendar year 1996; referred to the Committee on Labor and Human Resources. (PM–52). Page 14205

Nominations Received: Senate received the following nominations:

Timothy F. Geithner, of New York, to be a Deputy Under Secretary of the Treasury.

August Schumacher, Jr., of Massachusetts, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Shirley Robinson Watkins, of Arkansas, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Edward M. Gramlich, of Virginia, to be a Member of the Board of Governors of the Federal Reserve System for the unexpired term of fourteen years from February 1, 1994.

Roger Walton Ferguson, of Massachusetts, to be a Member of the Board of Governors of the Federal Reserve System for the unexpired term of fourteen years from February 1, 1986.

Thomas E. Scott, of Florida, to be United States Attorney for the Southern District of Florida for the term of four years. Page 14227

Messages From the President: Page 14205

Communications: Page 14206

Petitions: Page 14206

Statements on Introduced Bills: Page 14209

Additional Cosponsors: Page 14211

Amendments Submitted: Page 14212

Notices of Hearings: Page 14219

Authority for Committees: Page 14219

Additional Statements: Page 14219

Text of S. 936 as Previously Passed: Page 14227

Record Votes: Three record votes were taken today. (Total—173) Pages 14138, 14190

Adjournment: Senate convened at 9 a.m., and adjourned at 3:10 p.m., until 12 noon, on Monday, July 14, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 14227.)

Committee Meetings

APPROPRIATIONS—COMMERCE/JUSTICE/STATE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary approved for full committee consideration an original bill making appropriations for the Departments of Commerce, Justice, and State, and the Judiciary, and related agencies for the fiscal year ending September 30, 1998.

APPROPRIATIONS—TREASURY/POSTAL SERVICE

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government approved for full committee consideration an original bill making appropriations for the Department of the Treasury, United States Postal Service, and General Government for the fiscal year ending September 30, 1998.

BUSINESS MEETING

Committee on the Judiciary: Committee continued mark up of S. 10, to reduce violent juvenile crime, promote accountability by juvenile criminals, and punish and deter violent gang crime, but did not complete action thereon, and will meet again on Tuesday, July 15.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 2151–2157; were introduced. **Page 14130**

Reports Filed: One report was filed today as follows:

H.R. 2158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development for the fiscal year ending September 30, 1998 (H. Rept. 105–175). **Page 14130**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Snowbarger to act as Speaker pro tempore for today. **Page 14085**

Interior and Related Agencies Appropriations Act: The House completed debate and began consideration of amendments to H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998. The House completed debate and considered amendments on Thursday, July 10. **Page 14089**

Rejected:

The Klug amendment, debated on July 10, that sought to reduce funding for the clean coal technology program by $292 million by increasing the amount rescinded by that amount (rejected by a recorded vote of 173 ayes to 243 noes, Roll No. 264). **Page 14089**

The Royce amendment, debated on July 10, that sought to reduce funding for fossil energy research and development programs by $21 million (rejected by a recorded vote of 175 ayes to 246 noes, Roll No. 265); and **Page 14090**

The Ehlers amendment that sought to provide $80 million to terminate the National Endowment for the Arts and establish the Art for Kids Act with grants to state art councils and local education agencies to support the arts (rejected by a recorded vote of 155 ayes to 272 noes, Roll No. 266). **Page 14091**

A point of order was sustained against language in the bill that provides $10 million for the National Endowment for the Arts. **Page 14091**

Votes Postponed:

The Chabot amendment that sought to terminate the funding of $110 million for the National Endowment for the Humanities (the vote was postponed until Tuesday, July 15). **Page 14109**

The House agreed to H. Res. 181, the rule that is providing for consideration of the bill on July 10. **Page 13985**

Late Report—VA and HUD: The Committee on Appropriations received permission to have until midnight Friday, July 11, 1997 to file a report on a bill making appropriations for the Departments of Veterans' Affairs and Housing and Urban Development for the fiscal year ending September 30, 1998. **Page 14121**

Late Report—Agriculture: The Committee on Appropriations received permission to have until midnight Monday, July 14, 1997 to file a report on a bill making appropriations for the Department of Agriculture, Food and Drug Administration and related agencies for the fiscal year ending September 30, 1998. **Page 14121**

Late Report—Foreign Operations: The Committee on Appropriations received permission to have until midnight Monday, July 14, 1997 to file a report on a bill making appropriations for Foreign Operations, Export Financing, and related Programs for the fiscal year ending September 30, 1998. **Page 14121**

Meeting Hour—Monday, July 14: Agreed that when the House adjourns today, it adjourn to meet at 3 p.m. on Monday, July 14. **Page 14122**

Meeting Hour—Tuesday, July 15: Agreed that when the House adjourns on Monday, it adjourn to meet at 10:30 a.m. on Tuesday, July 15, for morning hour debate. **Page 14122**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, July 16. **Page 14122**

National Commission on the Cost of Higher Education: Read a letter from the Minority Leader wherein he appointed Dr. Blanche Touhill of Missouri and Dr. Walter Massey of Georgia to the National Commission on the Cost of Higher Education. **Page 14122**

Presidential Messages: Read the following messages from the President:

National Endowment for the Arts: Message wherein he transmits his 1996 Annual Report of the National Endowment for the Arts—referred to the Committee on Education and the Workforce; **Page 14122**

District of Columbia Budget Request: Message wherein he transmits the Council of the District of Columbia's Fiscal Year 1998 Budget Request Act of 1997—referred to the Committee on Appropriations and ordered printed (H. Doc. 105–103); and **Page 14122**

North Atlantic Free Trade Agreement: Message wherein he transmits his study on the Operation and Effect of the North American Free Trade Agreement—referred to the Committee on Ways and Means. **Page 14122**

Amendments: Amendment ordered printed pursuant to the rule appears on page 14131.

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 14089, 14090, and 14108. There were no quorum calls.

Adjournment: Met at 9:30 a.m. and adjourned at 3:15 p.m.

Committee Meetings

TRANSPORTATION APPROPRIATIONS; BUDGET ALLOCATION

Committee on Appropriations: Ordered reported the Transportation appropriations for fiscal year 1998.

The Committee also approved a revised Section 602(b) budget allocation report for fiscal year 1998.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development approved for full Committee action the Energy and Water Development appropriations for fiscal year 1998.

INTERNET TAX FREEDOM ACT

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection held a hearing on H.R. 1054, Internet Tax Freedom Act. Testimony was heard from Senator Wyden; and public witnesses.

Joint Meetings

REVENUE RECONCILIATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 2014, to provide for reconciliation pursuant to subsections (b)(2) and (d) of section 105 of the concurrent resolution on the budget for fiscal year 1998, but did not complete action thereon, and recessed subject to call.

♦♦♦♦♦♦♦♦♦♦♦

Monday, July 14, 1997

Senate

Chamber Action

Routine Proceedings, pages 14338–14366

Measures Introduced: Six bills were introduced, as follows: S. 1011–1016. **Page 14360**

Measures Reported: Reports were made as follows:

S. 39, to amend the Marine Mammal Protection Act of 1972 to support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean, with an amendment in the nature of a substitute. **Page 14360**

Measures Passed:

National Character Counts Week: Senate agreed to S. Res. 63, proclaiming the week of October 19 through October 25, 1997, as "National Character Counts Week". **Page 14365**

Department of Defense Appropriations: Senate began consideration of S. 1005, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998, taking action on amendments proposed thereto, as follows: **Page 14338**

Adopted:

Stevens Amendment No. 837, to provide an additional $60 million for "Former Soviet Threat Reduction" activities for fiscal year 1998. **Page 14340**

Inouye (for Mikulski) Amendment No. 839, to correct the source of the funding for procurement of digital terrain systems for F–16 aircraft. **Page 14342**

Inouye (for Dodd) Amendment No. 840, to provide funds to establish a program to provide appropriate health care to Persian Gulf veterans who suffer from a Gulf War illness. **Page 14342**

Inouye (for Kennedy) Amendment No. 841, to provide funds for a facial recognition technology program. **Page 14342**

Stevens (for Snowe/Collins) Amendment No. 842, to provide funds for a joint service core research program to develop a prototype hybrid integrated sensor array for chemical and biological point detection. **Page 14342**

Stevens (for Sessions) Amendment No. 843, to provide funds for a conventional munitions demilitarization program. **Page 14342**

Stevens (for Grassley) Amendment No. 844, to reduce to $1,000,000 the threshold amount for the applicability of the requirement for advance matching of Department of Defense disbursements to particular obligations. **Page 14343**

Pending:

Stevens/Inouye Amendment No. 846, to require a report to Congress on all anticipated costs to the United States for the admission of the Czech Republic, Poland and Hungary to NATO. **Page 14350**

Harkin Amendment No. 848, to prohibit the use of taxpayer funds to underwrite restructuring costs associated with a business merger. **Page 14354**

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, on Tuesday, July 15, 1997. **Page 14357**

A further consent agreement was reached providing that when the Senate receives the House companion measure, all after the enacting clause be stricken and the text of S. 1005, as passed by the Senate, be inserted in lieu thereof, that the bill be passed, the Senate insist on its amendment, and the Chair be authorized to appoint conferees on the part of the Senate. **Page 14358**

Nomination Considered: Senate resumed consideration of the nomination of Joel I. Klein, of the District of Columbia, to be an Assistant Attorney General. **Page 14351**

During consideration of this nomination today, Senate also took the following action:

By 78 yeas to 11 nays (Vote No. 174), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on the nomination. Page 14352

Messages From the House: Page 14358

Communications: Page 14358

Petitions: Page 14358

Statements on Introduced Bills: Page 14361

Additional Cosponsors: Page 14362

Amendments Submitted: Page 14362

Notices of Hearings: Page 14364

Additional Statements: Page 14364

Record Votes: One record vote was taken today. (Total—174) Page 14352

Adjournment: Senate convened at 12 noon, and adjourned at 7:43 p.m., until 10 a.m., on Tuesday, July 15, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 14366.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Reports Filed: Reports were filed as follows:

H.R. 2159, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998 (H. Rept. 105–176);

H.R. 1853, to amend the Carl D. Perkins Vocational and Applied Technology Education Act, amended (H. Rept. 105–177);

H.R. 2160, making appropriations for the Departments of Agriculture, Rural Development, Food and Drug Administration and Related Agencies for the fiscal year ending September 30, 1998 (H. Rept. 105–178);

H.R. 765, to ensure maintenance of a herd of wild horses in Cape Lookout National Seashore (H. Rept. 105–179); and

H. Res. 184, providing for consideration of H.R. 2158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998 (H. Rept. 105–180). Page 14337

Recess: The House recessed at 3:25 p.m. and reconvened at 8:00 p.m. Page 14335

Amendments: Amendments ordered printed pursuant to the rule appear on page 14337.

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

Adjournment: Met at 3:00 p.m. and adjourned at 8:03 p.m.

Committee Meetings

PROTECTING RELIGIOUS FREEDOM AFTER *BOERNE* v. *FLORES*

Committee on the Judiciary: Held a hearing on Protecting Religious Freedom after *Boerne* v. *Flores.* Testimony was heard from Jeff Sutton, Solicitor, State of Ohio; and public witnesses.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Rules: Granted a rule, by voice vote, providing 1 hour of debate on H.R. 2158, making appropriations for the Department of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998. Points of order against consideration of the bill for failure to comply with clause 2(l)(6) of rule XI (relating to the three day availability of the report); clause 7 of rule XXI (relating to the three day availability of printed hearings on appropriations bills); or Section 306 of the Budget Act (relating to the prohibition on including matters within the jurisdiction of the Budget Committee in a measure not reported by it).

The rule waives points of order against provisions in the bill for failure to comply with clause 2 of rule XXI (prohibiting unauthorized appropriations and legislative provisions in an appropriation bill) and clause 6 of rule XXI (prohibiting reappropriations in an appropriations bill), except as specified in the rule.

The rule waives all points of order against the amendments printed in the report of the Committee on Rules which may only be offered by a Member designated in the report and only at the appropriate point in the reading of the bill, shall be considered as read, and shall not be subject to further amendment or a demand for a division of the question. The rule permits the Chairman of the Committee of the Whole to accord priority in recognition to those Members who have pre-printed their amendments in the Congressional Record prior to their consideration. The rule allows the Chairman to postpone recorded votes and reduce to five minutes the voting time on any postponed question, provided that the voting time on the first in any series of questions is not less than 15 minutes. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Lewis of California and Stokes.

Tuesday, July 15, 1997

Senate

Chamber Action

Routine Proceedings, pages 14372–14456

Measures Introduced: Four bills and one resolution were introduced, as follows: S. 1017–1020 and S. Con. Res. 39. **Page 14431**

Measures Reported: Reports were made as follows:

S. 1019, making appropriations for the legislative branch for the fiscal year ending September 30, 1998. (S. Rept. No. 105–47) **Page 14431**

Measures Passed:

Department of Defense Appropriations: By 94 yeas to 4 nays (Vote No. 176), Senate passed S. 1005, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998, after taking action on further amendments proposed thereto, as follows: **Page 14379**

Adopted:

Stevens/Inouye Amendment No. 846, to require a report to Congress on all anticipated costs to the United States for the admission of the Czech Republic, Poland and Hungary to NATO. **Page 14379**

Stevens (for Hutchison) Amendment No. 849, to express the sense of the Senate regarding efforts to bring indicted war criminals to justice in Bosnia and Herzegovina. **Page 14379**

Stevens (for Dorgan/Conrad) Amendment No. 850, to make available funds for the payment of claims for loss and damage to personal property suffered by military personnel due to flooding in the Red River Basin. **Page 14380**

Stevens (for Robb) Amendment No. 851, to set aside $36,000,000 of OTM funds for an authorized Navy program to demonstrate expanded use of multitechnology automated reader cards throughout the Navy and the Marine Corps, including demonstration of the use of the so-called "smartship" technology of the ship-to-shore work load/off load program. **Page 14381**

McCain Amendment No. 853, to require the Secretary of Defense to waive limitations applicable to uses of funds for procurements from foreign sources as necessary to protect cooperative programs. **Page 14383**

Inouye Amendment No. 854, to provide that no funds made available by this Act be obligated for the construction of certain maritime vessels. **Page 14383**

Stevens (for Coats) Amendment No. 855, to set aside for the Information System Security program $15,708,000 of the amount provided for the Army for other procurement. **Page 14385**

Stevens (for Feinstein) Modified Amendment No. 856, to express the Sense of Congress regarding Cost-sharing for NATO enlargement. **Page 14386**

Stevens (for Graham/Mack) Amendment No. 857, to limit the use of funds to transfer more than 10 electromagnetic test environment systems from Eglin Air Force Base, Florida to Nellis Air Force Base, Nevada. **Page 14387**

Stevens (for Bumpers) Amendment No. 858, to express the sense of the Senate regarding Department of Defense printing costs. **Page 14387**

Rejected:

By 15 yeas to 83 nays (Vote No. 175), Harkin Amendment No. 848, to prohibit the use of taxpayer funds to underwrite restructuring costs associated with a business merger. **Pages 14379, 14387**

Withdrawn:

McCain Amendment No. 852, to strike section 8097 making funds available for the Maritime Technology Program to assist with a pilot project that will facilitate the transfer of commercial cruise ship shipbuilding technology and expertise to U.S. yards, utilize the experience and expertise of existing U.S.-flag cruise ship operators, and enable the operation of a U.S.-flag foreign-built cruise ship, and two newly-constructed U.S.-flag cruise ships. **Page 14381**

A unanimous-consent agreement was reached providing that S. 1005 remain at the desk pending receipt of the House companion measure, and when the House companion measure is passed, pursuant to the order of July 14, 1997, the passage of S. 1005 be vitiated, and that S. 1005 be indefinitely postponed. **Page 14404**

Energy and Water Appropriations: Senate began consideration of S. 1004, making appropriations for energy and water development for the fiscal year ending September 30, 1998, taking action on amendments proposed thereto, as follows: **Page 14404**

Adopted:

Domenici (for Byrd) Amendment No. 859, relating to recreation development at Stonewall Jackson Lake, West Virginia. **Page 14409**

Domenici (for Daschle) Amendment No. 860, to allow funding for a feasibility study of the drinking water needs on the Cheyenne River Sioux Reservation, South Dakota. **Page 14410**

Domenici (for Kempthorne) Amendment No. 861, to allow the use of funds to initiate construction of the McCall Area Wastewater Reclamation and Reuse, Idaho project. **Page 14410**

Domenici (for Bingaman/Domenici) Amendment No. 862, to allow funding to undertake feasibility planning studies for the Ute Reservoir Pipeline (Quay County portion), New Mexico project. **Page 14410**

Domenici (for Wyden) Amendment No. 863, to establish terms and conditions for the Bureau of Reclamation

to enter into watershed restoration or enhancement agreements. **Page 14410**

Domenici (for Biden/Roth) Amendment No. 864, to allow funding to initiate preconstruction engineering and design for the Delaware Coast from Cape Henlopen to Fenwick Island, Delaware project. **Page 14410**

Domenici (for Bumpers) Amendment No. 865, to make funds available to assess the cost of decommissioning the Southwest Experimental Fast Oxide Reactor site. **Page 14410**

Domenici (for Boxer) Amendment No. 866, to provide funds for improvements to Greenville Road in Livermore, California. **Page 14410**

Domenici (for Torricelli/Lautenberg) Amendment No. 869, to permanently prohibit the use of funds to carry out any plan for the Oak Way detention structure or the Sky Top detention structure in Berkeley Heights, New Jersey, as part of the project for flood control, Green Brook Sub-basin, Raritan River Basin, New Jersey. **Page 14429**

Domenici (for Kempthorne) Amendment No. 870, to provide funds for the continuation of the cost-shared fish friendly turbine program. **Page 14429**

Domenici (for Bumpers) Amendment No. 871, to provide funds for the construction of the Ten and Fifteen Mile Bayou channel enlargement. **Page 14429**

Domenici (for Daschle/Johnson) Amendment No. 872, to provide funds for a feasibility study of alternatives for the Crow Creek Rural Water Supply System to meet the drinking water needs on the Crow Creek Sioux Indian Reservation. **Page 14429**

Domenici (for Levin) Amendment No. 873, to prohibit the use of funds by the Secretary of the Army to consider any application for a permit that, if granted, would result in the diversion of ground water from the Great Lakes Basin. **Page 14429**

Domenici (for Moseley-Braun) Amendment No. 874, to provide for the consideration of the recommendations of the Special Reevaluation Report for the McCook Reservoir. **Page 14429**

Domenici (for Dorgan/Conrad) Amendment No. 875, to appropriate emergency funding for initiation of construction of an emergency outlet from Devils Lake, North Dakota, to the Sheyeene River. **Page 14429**

Rejected:

Feingold Amendment No. 868, to require a report to Congress on a revised project plan for the Animas-LaPlata project, to limit the diversion of water, to ensure the project be cost-effective, and to limit construction funds for the project. (By 56 yeas to 42 nays (Vote No. 177), Senate tabled the amendment.) **Page 14415**

Withdrawn:

Bumpers Amendment No. 867, to reduce the amount appropriated for the Department of Energy's Weapons Activities Account. **Page 14410**

A unanimous-consent agreement was reached providing that when the Senate receives the House companion measure, all after the enacting clause be stricken and the text of S. 1004, as passed by the Senate, be inserted in lieu thereof, that the bill be passed, the Senate insist on its amendment, and the Chair be authorized to appoint conferees on the part of the Senate. **Page 14421**

Foreign Operations Appropriations—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 995, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998, on Wednesday, July 16, 1998. **Page 14455**

Nominations Received: Senate received the following nominations:

John J. Hamre, of South Dakota, to be Deputy Secretary of Defense.

Charles J. Siragusa, of New York, to be United States District Judge for the Western District of New York.

Richard L. Young, of Indiana, to be United States District Judge for the Southern District of Indiana.

Sharon J. Zealey, of Ohio, to be United States Attorney for the Southern District of Ohio for the term of four years. **Page 14456**

Messages From the House: **Page 14431**

Statements on Introduced Bills: **Page 14431**

Additional Cosponsors: **Page 14449**

Amendments Submitted: **Page 14451**

Notices of Hearings: **Page 14453**

Authority for Committees: **Page 14454**

Additional Statements: **Page 14454**

Record Votes: Three record votes were taken today. (Total—177) **Pages 14387, 14391, 14422**

Adjournment: Senate convened at 10 a.m., and adjourned at 7:21 p.m., until 11 a.m., on Wednesday, July 16, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 14455.)

Committee Meetings

APPROPRIATIONS—COMMERCE/JUSTICE/STATE/JUDICIARY/TREASURY/POSTAL SERVICE/LEGISLATIVE BRANCH

Committee on Appropriations: Committee ordered favorably reported the following bills:

An original bill making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998;

An original bill making appropriations for the Department of the Treasury, United States Postal Service, Exec-

utive Office of the President, and independent agencies for the fiscal year ending September 30, 1998; and

An original bill (S. 1019) making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies approved for full committee consideration an original bill making appropriations for the Department of Agriculture, rural development, and related agencies for the fiscal year ending September 30, 1998.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation approved for full committee consideration an original bill making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998.

APPROPRIATIONS—VA/HUD

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies approved for full committee consideration an original bill making appropriations for the Departments of Veterans Affairs and Housing and Urban Development and related agencies for the fiscal year ending September 30, 1998.

COMPREHENSIVE MORTGAGE REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions and Regulatory Relief and the Subcommittee on Housing Opportunity and Community Development concluded joint hearings to examine problems surrounding the mortgage origination process, the goals and objectives of the Real Estate Settlement Procedures Act and the Truth in Lending Act, and the need for comprehensive mortgage reform legislation, after receiving testimony from Laurence H. Meyer, Member, Board of Governors of the Federal Reserve System; and Nicholas P. Retsinas, Assistant Secretary of Housing and Urban Development for Housing/Federal Housing Administration Commissioner.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of A. Peter Burleigh, of California, to be the Deputy Representative of the United States to the United Nations, with the rank and status of Ambassador, David J. Scheffer, of Virginia, to be Ambassador at Large for War Crimes Issues, Richard Sklar, of California, to be Representative of the United States to the United Nations for U.N. Management and Reform, with the rank of Ambassador, Linda Jane Zack Tarr-Whelan, of Virginia, for the rank of Ambassador during her tenure of service as United States Representative to the Commission on the Status of Women of the Economic and Social Council of the United Nations, James Franklin Collins, of Illinois, to be Ambassador to the Russian Federation, Marc Grossman, of Virginia, to be Assistant Secretary of State for European and Canadian Affairs, John Christian Kornblum, of Michigan, to be Ambassador to the Federal Republic of Germany, Stephen R. Sestanovich, of the District of Columbia, as Ambassador at Large and Special Adviser to the Secretary of State for the New Independent States, and Gordon D. Giffin, of Georgia, to be Ambassador to Canada, after the nominees testified and answered questions in their own behalf. Mr. Grossman was introduced by Senator Robb, Mr. Sestanovich was introduced by Senator Moynihan, and Mr. Giffin was introduced by Senators Cleland and Robb, and former Senator Nunn.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Harold Arthur, Lippo Bank, San Francisco, California; Juliana Utomo, Rosemead, California, formerly associated with Hip Hing Holdings (a Lippo Group Entity); and Thomas Hampson, Chicago, Illinois.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on the Judiciary: Committee resumed mark up of S. 10, to reduce violent juvenile crime, promote accountability by juvenile criminals, and punish and deter violent gang crime, but did not complete action thereon, and will continue on Thursday, July 17.

JUDICIAL ACTIVISM

Committee on the Judiciary: Subcommittee on the Constitution, Federalism, and Property Rights resumed hearings to examine issues with regard to the constitutional role of federal judges to decide cases and controversies, focusing on the problem and impact of judicial activism, whereby federal judges' decisions are based on policy preferences, receiving testimony from Alabama Attorney General Bill Pryor, Montgomery; Marc L. Fleischaker, Arent Fox Kitner Plotkin and Kahn, Washington, D.C., on behalf of the Lawyers' Committee for Civil Rights Under Law; Terry L. Stewart, Arizona Department of Corrections, Phoenix; Gail Heriot, University of San Diego Law School, San Diego, California; Barry Friedman, Vanderbilt University School of Law, Nashville, Tennessee; and Rob Tier, Center for the Community Interest, Dallas, Texas.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 2161–2168; and 3 resolutions, H. Con. Res. 115–116 and H. Res. 186, were introduced. **Page 14572**

Reports Filed: Reports were filed today as follows:

H.R. 629, to grant the consent of the Congress to the Texas Low-Level Radioactive Waste Disposal Compact (H. Rept. 105–181);

Report on the Revised Subdivision of Budget Totals for Fiscal Year 1998 (H. Rept. 105–182);

H.R. 699, to guarantee the right of all active duty military personnel, merchant mariners, and their dependents to vote in Federal, State, and local elections (H. Rept. 105–183 Part I); and

H. Res 185, providing for consideration of H.R. 2159 making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998 (H. Rept. 105–184). **Page 14572**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Stearns to act as Speaker pro tempore for today. **Page 14457**

Journal: By a recorded vote of 373 ayes to 50 noes, Roll No. 269, the House agreed to the Speaker's approval of the Journal of Monday, July 14. **Page 14521**

Recess: The House recessed at 11:11 a.m. and reconvened at 12:00 noon. **Page 14463**

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Cleared for the President: S. 768, for the relief of Michel Christopher Meilli, Giuseppina Meilli, Mirjam Naomi Meilli, and Davide Meilli. **Page 14464**

Sent to the Senate Without Amendment: H.R. 378, for the relief of Heraclio Tolley. **Page 14464**

Sent to the Senate, Amended: H.R. 584, for the relief of John Wesley Davis. **Page 14464**

Suspensions: The House agreed to suspend the rules and pass the following measures:

Juvenile Justice and Delinquency Prevention: H.R. 1818, as amended, to amend the Juvenile Justice and Delinquency Prevention Act of 1974 to authorize appropriations for fiscal years 1998, 1999, 2000, and 2001 (passed by a yea-and-nay vote of 413 yeas to 14 nays, Roll No. 267); and **Pages 14467, 14519**

Transfer of Naval Vessels: H.R. 2035, amended, to authorize the transfer of naval vessels to certain foreign countries (passed by a yea-and-nay vote of 426 yeas to 1 nay, Roll No. 268). **Pages 14486, 14520**

Interior and Related Agencies Appropriations Act: By a yea-and-nay vote of 238 yeas to 192 nays, Roll No. 275, the House passed H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998. The House completed debate and considered amendments on July 10 and July 11. **Pages 14487, 14547**

Agreed To:

The Gibbons amendment that clarifies that the identified water rights are surface water rights; **Page 14487**

The Crapo amendment that establishes the Deficit Reduction Lock-box Act of 1997 that requires an appropriations conference committee to allocate spending reductions to deficit reduction when both the House and Senate reduce the funding for a specific program, rather than reallocating the funding reduction to other programs (agreed to by a recorded vote of 314 ayes to 109 noes, Roll No. 271); **Pages 14490, 14542**

The Hill amendment that prohibits any funding that is made available to the Indian Health Service to be used to restructure Indian health care delivery systems to Alaskan Natives; **Page 14507**

The Stupak amendment that prohibits any funding to be used for the eviction of any person from real property in Sleeping Bear Dunes National Lakeshore that the person was authorized to occupy on July 10, 1997; **Page 14508**

The Coburn amendment that prohibits any funding to be used for the Man and Biosphere Program or the World Heritage Program administered by the United Nations Educational, Scientific, and Cultural Organization (agreed to by a recorded vote of 222 ayes to 203 noes, Roll No. 273); and **Pages 14509, 14544**

The Weldon of Florida amendment that prohibits any funding to designate or post any sign designating the Canaveral National Seashore in Brevard County, Florida as a clothing optional area if such a designation would be contrary to local ordinance (passed by a recorded vote of 396 ayes to 25 noes, Roll No. 274). **Pages 14518, 14544**

Rejected:

The Chabot amendment, debated on July 11, that sought to terminate the funding of $110 million for the National Endowment for the Humanities (rejected by a recorded vote of 96 ayes to 328 noes, Roll No. 270); and **Page 14542**

The Istook amendment that sought to prohibit the use of any funds to carry out the provisions of the Indian Reorganization Act to acquire any interest in lands outside of existing Indian reservations (rejected by a recorded vote of 208 ayes to 216 noes, Roll No. 272). **Pages 14493, 14543**

Point of Order Sustained Against:

The Istook amendment that sought to prohibit the Bureau of Indian Affairs from transferring any new land into trust without a binding agreement in place between the tribe and the local or state government regarding sales or excise taxes. **Page 14492**

The Clerk was authorized to correct section numbers, punctuation, and cross references and to make such other technical and conforming changes as may be necessary to reflect the actions of the House in amending the bill, H.R. 2107. **Page 14547**

The House agreed to H. Res. 181, the rule that provided for consideration of the bill on July 10. **Page 13985**

Meeting Hour—Wednesday, July 16: Agreed that when the House adjourns today, it adjourn to meet at 11:00 a.m. on Wednesday, July 16. **Page 14547**

VA, HUD, and Independent Agencies Appropriations Act: The House completed general debate and began consideration of amendments to H.R. 2158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998. Consideration of amendments will resume on Wednesday, July 16. **Pages 14521, 14548**

Agreed To:

The Tiahrt amendment that increases veterans health administration medical research by $25 million including a $5 million increase for gulf war illness research and decreases the operating expenses funding for the Corporation for National and Community Service by $200 million. **Page 14553**

Vote Postponed:

The Obey Amendment that seeks to increase veteran medical care funding by $48 million and decrease emergency management planning and assistance funding for a wind simulation center by $60 million. **Page 14549**

The House agreed to H. Res. 184, the rule that is providing for consideration of the bill by a voice vote. **Page 14522**

National Commission on the Cost of Higher Education: The Chair announced the Speaker's appointment of Mr. Martin Anderson of California, Mr. George Waldner of Pennsylvania, and Mr. Jonathan Brown of California on the part of the House to the National Commission on the Cost of Higher Education. **Page 14564**

Bipartisan Task Force on Reform of the Ethics Process: Agreed by unanimous consent that the order of the House of May 7, 1997, as extended on June 24, 1997, be further extended through Wednesday, July 30, 1997. The order of the House concerning the ethics process made in order during the period beginning immediately and ending on July 30, 1997: (1) the Committee on Standards of Official Conduct may not receive, renew, initiate, or investigate a complaint against the official conduct of a member, officer, or employee of the House; (2) the Committee on Standard of Official Conduct may issue advisory opinions and perform other non-investigative functions; and (3) a resolution addressing the official conduct of a Member, officer, or employee of the House that is proposed to be offered from the floor by a Member other than the Majority Leader or the Minority Leader, or a Member designated from the floor by the Majority Leader or the Minority Leader at the time of notice pursuant to clause 2(A)(1) of Rule IX, as a question of the privileges of the House shall once noticed pursuant to clause 2(a)(1) of Rule IX, have precedence over all other questions except motions to adjourn only at a time or place designated by the Chair in the legislative schedule within two legislative days after July 30, 1997. **Page 14564**

Senate Messages: Message received from the Senate today appears on page 14457.

Referrals: The following Senate passed bills were referred to the Committee on Resources: S. 231, to establish the National Cave and Karst Research Institute in the State of New Mexico; S. 669, to provide for the acquisition of the Plains Railroad Depot at the Jimmy Carter National Historic Site; S. 731, to extend the legislative authority for construction of the National Peace Garden memorial; and S. 423, to extend the legislative authority for the Board of Regents of Gunston Hall to establish a memorial to honor George Mason. **Page 14572**

Amendments: Amendments ordered printed pursuant to the rule appear on page 14573.

Quorum Calls—Votes: Three yea-and-nay votes and six recorded votes developed during the proceedings of the House today and appear on pages 14519, 14520, 14521, 14542, 14543, 14544, 14545, and 14547.

Adjournment: Met at 10:30 a.m. and adjourned at 11:28 p.m.

Committee Meetings

WILDLIFE MANAGEMENT

Committee on Agriculture: Held a hearing on Review of Wildfire Management in the United States. Testimony was heard from Joan Comanor, Deputy Chief, State and Private Forestry, Forest Service, USDA; Richard A. Wilson, Forester, Department of Forestry, State of California; James B. Hull, Forester, Forest Service, State of Texas; James Johnson, Forester, Department of Conservation, State of Missouri; and public witnesses.

LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services approved for full Committee action the Labor, Health and Human Services, and Education appropriations for fiscal year 1998.

PROPOSED INTERNATIONAL GLOBAL CLIMATE CHANGE AGREEMENT

Committee on Commerce: Subcommittee on Energy and Power held a hearing on the Economic and Environmental Impact of the Proposed International Global Cli-

mate Change Agreement. Testimony was heard from Timothy E. Wirth, Under Secretary, Global Affairs, Department of State; and Janet Yellen, Chair, Council of Economic Advisors.

HIGHER EDUCATION ACT

Committee on Education and the Workforce: Subcommittee on Postsecondary Education, Training and Life-Long Learning continued hearings on H.R. 6, Higher Education Amendments of 1997, with emphasis on the Education of the Deaf Act and Title V of the Higher Education Act. Testimony was heard from the following officials of the Department of Education: Judith Heumann, Assistant Secretary; I. King Jordan, President, Gallaudet University; and Therese Knecht Dozier, Special Advisor on Teaching; and public witnesses.

Hearings continue July 17.

IMPACT OF RADIO ON AFRICAN DEMOCRACY

Committee on International Relations: Subcommittee on Africa and the Subcommittee on International Operations and Human Rights held a joint hearing on Impact of Radio on African Democracy. Testimony was heard from the following officials of the International Broadcasting Bureau, U.S. Information Agency: Kevin Klose, Director; and Evelyn Lieberman, Director, Voice of America; and public witnesses.

MISCELLANEOUS MEASURES; OVERSIGHT—INSTITUTIONAL HEARING PROGRAM

Committee on the Judiciary: Subcommittee on Immigration and Claims approved for full Committee action the following bills: H.R. 1109, to amend the Immigration and Nationality Technical Corrections Act of 1994 to eliminate the special transition rule for issuance of a certificate of citizenship for certain children born outside the United States; H.R. 1348, Expanded War Crimes Act of 1997; and H.R. 2027, to provide for the revision of the requirements for a Canadian border boat landing permit pursuant to section 235 of the Immigration and Nationality Act, and to require the Attorney General to report to the Congress on the impact of such revision.

The Subcommittee approved a motion to request a report on a private immigration bill.

The Subcommittee also held an oversight hearing on the Institutional Hearing Program. Testimony was heard from the following officials of the Administration of Justices Issues Division, GAO: Norman J. Rabkin, Director; Evi Rezmovic, Assistant Director; Jay Jennings and Fred Berry, both Senior Evaluators; the following officials of the Department of Justice: Paul Virtue, Executive Associate Commissioner, Programs and Lydia St. John-Mellado, IHP Coordinator, both with the Immigration and Naturalization Service; Michael J. Creppy, Chief Immigration Judge and Michael C. McGoings, Assistant Chief Immigration Judge, both with the Executive Office for Immigration Review; John L. Clark, Assistant Director, Community Corrections and Detention and James Zangs, Administrator, Detention Services Branch, both with the Bureau of Prisons; and public witnesses.

OVERSIGHT—ADMINISTRATION'S PROPOSAL REGARDING AMERICAN HERITAGE RIVERS INITIATIVE

Committee on Resources: Held an oversight hearing on the Administration's Proposal regarding the American Heritage Rivers Initiative. Testimony was heard from Kathleen A. McGinty, Chair, Council on Environmental Quality; Bruce Babbit, Secretary of the Interior; and Dan Glickman, Secretary of Agriculture.

FOREIGN OPERATIONS, EXPORT FINANCING, AND RELATED PROGRAMS APPROPRIATIONS ACT FOR FY 1998.

Committee on Rules: Granted, by a voice vote, a modified open rule on H.R. 2159, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998, providing one hour of general debate equally divided between the chairman and ranking minority member of the Committee on Appropriations. The rule waives points of order against consideration of the bill for failure to comply with clause 7 of Rule XXI (relating to the 3-day availability of published hearings) or clause 2(1)(6) of Rule XI (relating to the 3-day availability of the report). The rule waives points of order against provisions in the bill for failure to comply with clause 2 of Rule XXI (prohibiting unauthorized appropriations and legislating on an appropriations bill), and clause 6 of Rule XXI (prohibiting certain transfers of funds), except as specified in the resolution. The rule provides for consideration of the amendments printed in the report of the Committee on Rules, to be offered only by a Member designated in the report and only at the appropriate point in the reading of the bill, 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, shall not be subject to amendment except as specified in the report, and shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole and waives points of order against the amendments. The rule provides that no other amendment shall be in order unless that amendment has been pre-printed in the *Congressional Record.* The rule grants the Chairman of the Committee of the Whole the authority to postpone votes and reduce voting time to 5 minutes provided that the first vote in a series is not less than 15 minutes. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Callahan, Gilman, Hyde, Smith of New Jersey, Saxton, Cox of California, Pelosi, and McGovern.

MEETING THE NEEDS OF PEOPLE WITH DISABILITIES THROUGH FEDERAL TECHNOLOGY TRANSFER

Committee on Science: Subcommittee on Technology held a hearing on Meeting the Needs of People with Disabilities Through Federal Technology Transfer. Testimony was from Katherine Seelman, Director, National Institute of Rehabilitation and Research, Department of Education; C. Dan Brand, Chairman, Federal Laboratory Consortium for Technology Transfer, Associate Director, Technology Advancement, FDA/National Center for Toxicological Research, Department of Health and Human Services; Bruce Webbon, Chief, Commercial Technology, Ames Research Center, NASA; and public witnesses.

DOES EX-IM HELP SMALL BUSINESS EXPORTERS?

Committee on Small Business: Subcommittee on Tax, Finance, and Exports held a hearing on Does Ex-Im Help Small Business Exporters? Testimony was heard from James A. Harmon, President and Chairman, Export-Import Bank; and public witnesses.

MFN TREATMENT—PRODUCTS OF MONGOLIA AND LAO PEOPLE'S DEMOCRATIC REPUBLIC

Committee on Ways and Means: Subcommittee on Trade approved for full Committee action the following bills: H.R. 2133, to authorize the extension of nondiscriminatory treatment—most-favored-nation treatment—to the products of Mongolia; and H.R. 2132, to extend nondiscriminatory treatment—most-favored-nation treatment—to the products of the Lao People's Democratic Republic.

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Wednesday, July 16, 1997

Senate

Chamber Action

Routine Proceedings, pages 14586–14700

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 1021–1025 and S. Res. 108. **Page 14682**

Measures Reported: Reports were made as follows:

S. 1022, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998. (S. Rept. No. 105–48)

S. 1023, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998, and for other purposes. (S. Rept. No. 105–49) **Page 14682**

Measures Passed:

Energy and Water Appropriations: By a unanimous vote of 99 yeas (Vote No. 179), Senate passed S. 1004, making appropriations for energy and water development for the fiscal year ending September 30, 1998, as amended. **Page 14613**

A unanimous-consent agreement was reached providing that S. 1004 remain at the desk pending receipt of the House companion measure, and when the House companion measure is passed, pursuant to the order of July 15, 1997, the passage of S. 1004 be vitiated, and that S. 1004 be indefinitely postponed. **Page 14607**

Legislative Branch Appropriations: Senate passed S. 1019, making appropriations for the legislative branch for the fiscal year ending September 30, 1998, after agreeing to the following amendment proposed thereto: **Page 14671**

Bennett/Bingaman Amendment No. 920, to provide funds for a pilot program of studies of scientific and technological issues to assist the Congress in anticipating, understanding and considering such issues in the course of determining public policy on existing and emerging national problems. **Page 14671**

A unanimous-consent agreement was reached providing that when the Senate receives the House companion measure, all after the enacting clause be stricken and the text of S. 1019, as passed by the Senate, be inserted in lieu thereof, that the bill be passed, the Senate insist on its amendment, the Chair be authorized to appoint conferees on the part of the Senate, that S. 1019 remain at the desk pending receipt of the House companion measure, and when the House companion measure is passed, the passage of S. 1019 be vitiated, and that S. 1019 be indefinitely postponed. **Page 14680**

Foreign Operations Appropriations: Senate began consideration of S. 955, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998, taking action on amendments proposed thereto, as follows: **Pages 14590, 14620**

Adopted:

McConnell/Leahy Amendment No. 876, to improve the performance of enterprise funds. **Page 14590**

McConnell (for Leahy/McConnell) Amendment No. 877, to establish authority for development credit. **Page 14590**

McConnell (for Leahy/McConnell) Amendment No. 878, to provide further assistance for the cost of direct loans and loan guarantees of the Micro and Small Enterprise Development Program. **Page 14590**

McConnell (for Leahy/McConnell) Amendment No. 879, to establish limitations on the transfer of military equipment to East Timor. **Page 14590**

McConnell/Leahy Amendment No. 880, to establish requirements relating to stockpiling of defense articles for foreign countries. **Page 14590**

McConnell/Leahy Amendment No. 881, relating to the Foreign Military Financing Program. **Page 14591**

McConnell/Leahy Amendment No. 882, to require a report prior to March 31, 1998 that Ukraine has met certain conditions. **Page 14591**

McConnell (for Leahy/Biden) Amendment No. 883, to require the withholding of assistance to any country granting sanctuary to any person indicted by the International Criminal Tribunal for Rwanda. **Page 14591**

Brownback Modified Amendment No. 884, to provide for certain activities regarding the promotion of respect for religious freedom and human rights in countries such as the Peoples Republic of China. **Page 14621**

McConnell Amendment No. 885, to provide bilateral economic assistance to Egypt. **Pages 14593, 14598**

By a unanimous vote of 99 yeas (Vote No. 180), McConnell/Leahy Modified Amendment No. 886, to restrict aid to Cambodia. **Pages 14593, 14654**

McConnell/Leahy Modified Amendment No. 887, to restrict aid to Cambodia. **Pages 14593, 14654**

Gorton Amendment No. 893, to express the sense of the Senate regarding the eligibility for NATO membership of Estonia, Latvia, and Lithuania. **Page 14597**

By 95 yeas to 4 nays (Vote No. 178), Smith (of Oregon)/Nickles Amendment No. 889 (to Amendment No. 888), in the nature of a substitute.

Pages 14594, 14601, 14611

Smith (of Oregon) Amendment No. 888, to prohibit foreign assistance to the Government of Russia should it enact laws which would discriminate against minority religious faiths in the Russian Federation, as amended.

Pages 14593, 14613, 14620

Brownback Modified Amendment No. 892, to express the sense of the Senate regarding the targeting of assistance to support the economic and political independence of the countries of the South Caucasus and Central Asia.

Pages 14612, 14621

Murkowski Modified Amendment No. 894, to provide conditions for funding North Korea's implementation of the nuclear framework agreement. **Pages 14602, 14620**

Boxer Amendment No. 897, to provide funds for the Communal Areas Management Programme for Indigenous Resources (CAMPFIRE) in Zimbabwe. **Page 14622**

Harkin Amendment No. 899, to express the sense of the Congress towards promoting United States trade and development to and with Pakistan. **Page 14626**

Gorton/Feinstein Amendment No. 902, to express the sense of the Senate on the European Commission's handling of the Boeing and McDonnell Douglas merger.

Page 14657

Specter Amendment No. 898, to prohibit the use of funds to the Palestinian Authority unless certain conditions are satisfied. **Page 14657**

DeWine Amendment No. 903, to limit assistance to Haiti unless certain conditions are satisfied. **Page 14659**

McConnell (for Kyl) Amendment No. 904, to allocate funds for legal restructuring in Ukraine necessary to support a decentralized market-oriented economic system.

Page 14664

McConnell (for Kyl) Amendment No. 905, to prohibit assistance to Russia unless Russia terminates activities relating to ballistic missile or nuclear programs in Iran.

Page 14664

McConnell (for Baucus) Amendment No. 906, to permit funds made available to the United States-Asia Environmental Partnership to be used for activities for the People's Republic of China. **Page 14665**

McConnell (for Enzi) Amendment No. 907, to ensure Congressional notification of the costs to the Federal Government of all federal programs associated with the proposed agreement to reduce greenhouse gas emissions pursuant to the Framework Convention on Climate Change.

Page 14665

McConnell (for Hagel) Amendment No. 908, to amend the Foreign Assistance Act of 1961 with respect to the authority of the Overseas Private Investment Corporation to issue insurance and extend financing. **Page 14665**

McConnell (for Lautenberg) Amendment No. 909, to withhold assistance to countries that are violating United Nations sanctions against Libya. **Page 14665**

McConnell (for Leahy) Amendment No. 910, to establish prosecution procedures for war crimes. **Page 14667**

McConnell (for Domenici) Amendment No. 911, to allocate funds for a Western Hemisphere International Law Enforcement Academy. **Pages S7586–93**

McConnell (for Dodd) Amendment No. 912, to provide for the reform and annual review of United States sponsored training programs of Latin American military personnel at the School of the Americas and elsewhere to ensure that training is consistent with respect for human rights and civil control over the military. **Page 14667**

McConnell (for Torricelli) Amendment No. 913, to recommend that the Liberation Tigers of Tamil Eelam be placed on the list of terrorist organizations by the Department of State. **Page 14669**

McConnell (for Durbin) Amendment No. 914, to limit international military education and training assistance for Peru. **Page 14669**

McConnell (for Leahy) Amendment No. 915, to provide for an authorization requirement for international financial institutions. **Page 14670**

McConnell (for D'Amato) Amendment No. 916, to make an amendment with respect to Congressional review of new arrangements for borrowing by the International Monetary Fund. **Page 14670**

McConnell (for Leahy) Amendment No. 917, of a perfecting nature. **Page 14670**

McConnell (for Faircloth) Amendment No. 918, to limit aid to the Government of Congo until a Presidential certification. **Page 14670**

McConnell (for Lott) Amendment No. 919, to make available certain funds for the purpose of facilitating the integration of Poland, Hungary, and the Czech Republic into the North Atlantic Treaty Organization. **Page 14670**

Rejected:

By 35 yeas to 64 nays (Vote No. 181), Allard Amendment No. 891, to decrease the amount of funds available to OPIC for administrative expenses to carry out the credit and insurance programs. **Pages 14623, 14655**

By 38 yeas to 60 nays (Vote No. 182), Dodd Amendment No. 901 (to Amendment No. 900), of a perfecting nature. **Pages 14639, 14656**

Pending:

Bingaman Amendment No. 896, to provide for Cuban-American family humanitarian support and compassionate travel. **Page 14611**

Hutchinson Amendment No. 890, to express the sense of the Senate that Most Favored Nations trade status for China should be revoked. **Page 14635**

Withdrawn:

Bingaman Amendment No. 895, to restore to U.S. citizens and residents the right of travel to Cuba. **Page 14609**

Dodd Amendment No. 900, to suspend temporarily the certification procedures under section 490(b) of the Foreign Assistance Act of 1961 in order to foster greater multilateral cooperation in international counternarcotics programs. **Pages 14639, 14657**

A unanimous-consent agreement was reached providing for further consideration of the bill and the amendments pending thereto, on Thursday, July 17, 1997, with votes to occur thereon. **Page 14657**

A unanimous-consent agreement was reached providing that when the Senate receives the House companion measure, all after the enacting clause be stricken and the text of S. 955, as passed by the Senate, be inserted in lieu thereof, that the bill be passed, the Senate insist on its amendment, and the Chair be authorized to appoint conferees on the part of the Senate. **Page 14657**

A further consent agreement was reached providing that, upon passage, S. 955 remain at the desk pending receipt of the House companion measure, and when the House companion measure is passed, the passage of S. 955 be vitiated, and that S. 955 be indefinitely postponed. **Page 14671**

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

Transmitting the report of an agreement between the U.S. and the People's Republic of China; which was referred jointly, pursuant to 16 U.S.C. 1823(b), to the Committee on Commerce, Science, and Transportation, and to the Committee on Foreign Relations. (PM–53). **Page 14680**

Nominations Received: Senate received the following nominations:

Richard Conway Casey, of New York, to be United States District Judge for the Southern District of New York.

Ronald Lee Gilman, of Tennessee, to be United States Circuit Judge for the Sixth Circuit. **Page 14700**

Messages From the President: **Page 14680**

Messages From the House: **Page 14681**

Measures Referred: **Page 14681**

Communications: **Page 14681**

Petitions: **Page 14681**

Statements on Introduced Bills: **Page 14682**

Additional Cosponsors: **Page 14687**

Amendments Submitted: **Page 14688**

Authority for Committees: **Page 14694**

Additional Statements: **Page 14694**

Record Votes: Five record votes were taken today. (Total—182) **Pages 14612, 14615, 14655**

Adjournment: Senate convened at 10 a.m., and adjourned at 8:21 p.m., until 9:30 a.m., on Thursday, July 17, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 14700.)

Committee Meetings

AGRICULTURAL ENERGY RESEARCH AND DEVELOPMENT

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings to examine the importance of alternative fuels in addressing future national security concerns, focusing on agriculture's vulnerability to energy price volatility, the contribution of home-grown renewable alternative fuels, and the role of new technologies in making agriculture more energy efficient while increasing yields, after receiving testimony from Roger K. Conway, Director, Office of Energy and New Uses, Economic Research Service, Department of Agriculture; Joseph J. Romm, Acting Assistant Secretary, Office of Energy Efficiency and Renewable Energy, Department of Energy; Henry C. Kelly, Acting Associate Director for Technology, Office of Science and Technology Policy; and John B. Campbell, Ag Processing Inc., Omaha, Nebraska.

Also, committee received a briefing on the international energy security situation from officials of the Central Intelligence Agency.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on the District of Columbia resumed hearing on proposed budget estimates for fiscal year 1998 for the government of the District of Columbia, receiving testimony in behalf of funds

for their respective activities from Margaret A. Moore, Director, Department of Corrections, and Larry D. Soulsby, Chief of Police, Metropolitan Police Department, both of the District of Columbia.

Subcommittee will meet again on Wednesday, July 23.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Jamie Rappaport Clark, of Maryland, to be Director of the United States Fish and Wildlife Service, Department of the Interior, after the nominee testified and answered questions in her own behalf.

DRUG VIOLENCE

Committee on Foreign Relations: Subcommittee on Western Hemisphere, Peace Corps, Narcotics and Terrorism concluded hearings to examine new drug smuggling methods and the number and violence of certain incidents involving drug cartels targeting United States officials in retaliation for U.S. counterdrug efforts, after receiving testimony from Richard Hoglund, Deputy Assistant Commissioner, Office of Investigations, United States Customs Service, Department of the Treasury; Michael T. Horn, Chief of International Operations, Drug Enforcement Administration, Department of Justice; Cochise County Sheriff Larry A. Dever, Bisbee, Arizona; Samuel C. Scott, Fontana Police Department, Fontana, California; and a certain protected witness.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings, in open and closed sessions, to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Paul A. Buskirk, Acting Director, Office of Security, Robert P. Gallagher, Director, Office of Intelligence Liaison, and Jeffrey Garten, former Under Secretary for International Trade, all of the Department of Commerce; Gary A. Christopherson, former Associate Director of White House Personnel; William H. McNair, Information Officer/Director of Operations, Central Intelligence Agency; and John H. Dickerson, a protected witness.

Hearings continue tomorrow.

GLOBAL TOBACCO SETTLEMENT

Committee on the Judiciary: Committee held hearings to examine the terms and parameters of the proposed Global Tobacco Settlement which will mandate a total reformation and restructuring of how tobacco products are manufactured, marketed and distributed in America, focusing on its long-term impact on children and the public health, and its legal and constitutional ramifications, receiving testimony from Connecticut Attorney General Richard Blumenthal, Hartford; Minnesota Attorney General Hubert H. Humphrey III, St. Paul; Colorado Attorney General Gale A. Norton, Denver; Richard F. Scruggs, Scruggs, Millette, Lawson, Bozeman & Dent, Pascagoula, Mississippi; Stanley M. Chesley, Waite, Schneider, Bayless & Chesley, Cincinnati, Ohio; Laurence H. Tribe, Harvard University Law School, Cambridge, Massachusetts; and Robert A. Levy, Cato Institute, Washington, D.C.

Hearings were recessed subject to call.

TELEVISION IMPROVEMENT ACT

Committee on the Judiciary: Subcommittee on Antitrust, Business Rights, and Competition concluded hearings on S. 539, to exempt agreements relating to voluntary guidelines governing telecast material from the applicability of the antitrust laws, after receiving testimony from Senators Lieberman and Brownback; Reed E. Hundt, Chairman, Federal Communications Commission; Maryland Attorney General J. Joseph Curran, Jr., Baltimore; and Cass R. Sunstein, University of Chicago Law School, Chicago, Illinois.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 2170–2179 were introduced. **Page 14801**

Reports Filed: Reports were filed today as follows:

Report on the Revised Subdivision of Budget Totals for Fiscal Year 1998 (H. Rept. 105–185);

H.R. 1362, to establish a demonstration project to provide for Medicare reimbursement for health care services provided to certain Medicare-eligible veterans in selected facilities of Department of Veterans Affairs, amended (H. Rept. 105–186 Part I);

H. Res. 187, providing for consideration of H.R. 1853, to amend the Carl D. Perkins Vocational and Applied Technology Education Act (H. Rept. 105–187); and

H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998 (H. Rept. 105–188). **Page 14802**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative LaHood to act as Speaker pro tempore for today. **Page 14701**

Guest Chaplain: The prayer was offered by the guest Chaplain, the Rev. Joe Clark of Annandale, Virginia. **Page 14701**

Presidential Message—Fisheries Agreement: Read a message from the President wherein he transmits his agreement between the United States and the People's Republic of China concerning fisheries off the coasts of

the United States—referred to the Committee on Resources and ordered printed (H. Doc. 105–106). **Page 14707**

VA, HUD, and Independent Agencies Appropriations Act: By a yea and nay vote of 397 yeas to 31 nays, Roll No. 280, the House passed H.R. 2158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998, and for making appropriations for the Departments of Veterans Affairs and Housing and Urban Development for the fiscal year ending September 30, 1998. The House completed debate and considered amendments on Tuesday, July 15. **Page 14707**

By a yea-and-nay vote of 193 yeas to 235 nays, Roll No. 279, rejected the Kennedy of Massachusetts motion to recommit the bill to the Committee on Appropriations with instructions to report it back to the House forthwith with amendments that increase the funding for Public Housing Agency Grants, Economic Development Grants, Youthbuild Program Activities, and Homeless Assistance Grants. **Page 14770**

Agreed To:

The Lewis of California en bloc amendment that increases funding for National Cemetery construction by $5.5 million and decreases Grants for Construction of State Extended Care Facilities funding accordingly; **Page 14707**

The Solomon amendment that, upon enactment of legislation establishing the Medical Collection Fund, provides assurances of an additional $579 million for veteran medical care if third party receipts fall short, and reduces EPA Science and Technology Funding by $27 million to fund these assurances; **Page 14708**

The Lewis of California amendment that decreases National Science Foundation research funding by $174,000; **Page 14721**

The Obey amendment that increases veteran medical care funding by $48 million and decreases Emergency Management Planning and Assistance funding for a windstorm simulation center by $60 million (agreed to by a recorded vote of 322 ayes to 110 noes, Roll No. 276); **Page 14738**

The Stokes amendment that strikes language earmarking $60 million of Emergency Management Planning and Assistance funding for a windstorm simulation center (agreed to by a recorded vote of 244 ayes to 187 noes, Roll No. 277); **Pages 14716, 14739**

The Bentsen amendment that prohibits any funding to be used for the import of PCB's and PCB items into the United States; and **Page 14742**

The Solomon amendment that prohibits the use of funds for grants or contracts to any institution of higher learning that bars ROTC or military recruiters access to the general student population. **Page 14744**

Rejected:

The Sensenbrenner amendment that sought to reduce Human Space Flight funding by $100 million (rejected by a recorded vote of 200 ayes to 227 noes, Roll No. 278). **Pages 14717, 14740**

Points of Order Sustained Against:

Section 420 of the bill, that sought to make funding available for conservation and management plans notwithstanding section 320(g) of the Federal Water Pollution Control Act; **Page 14742**

The Vento amendment that sought to increase FEMA Emergency Food and Shelter Program funding by $30.1 million and reduce the NASA Human Space Flight program by $43 million; and **Page 14744**

The Hefley amendment that sought to increase EPA Leaking Underground Storage Tank program funding by $11.2 million and decrease HUD Management and Administration Salaries and Expenses funding by $31 million. **Page 14762**

Withdrawn:

The Wise amendment was offered but subsequently withdrawn that sought to provide $3 million for expenses of the Chemical Safety and Hazard Investigation Board with the funding for it to be derived from the EPA Environmental Programs and Management account; and **Page 14735**

The Foley amendment was offered but subsequently withdrawn that sought to reduce the Community Development Financial Institutions Fund Program Account by $75 million. **Page 14746**

The House agreed to H. Res. 184, the rule that provided for consideration of the bill on July 15. **Page 14522**

Agriculture Appropriations: The House completed general debate on H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998. Consideration of amendments will begin on Thursday, July 17. **Page 14772**

Amendments: Amendments ordered printed pursuant to the rule appear on page 14803.

Quorum Calls—Votes: Two yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 14738, 14739, 14740, and 14770. There were no quorum calls.

Adjournment: Met at 11:00 a.m. and adjourned at 11:45 p.m.

Committee Meetings

DISTRICT OF COLUMBIA BUDGET

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on the Fiscal Year 1998 D.C. Budget. Testimony was heard from the following officials of the District of Columbia: Marion Barry, Mayor; and Linda Cropp, Acting Chairman, Council; and Andrew F.

Brimmer, Chairman, Financial Responsibility and Management Assistance Authority.

GOVERNMENT SPONSORED ENTERPRISES

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises and the Subcommittee on Government Management, Information and Technology of the Committee on Government Reform and Oversight held a joint oversight hearing on Government Sponsored Enterprises. Testimony was heard from Jim Bothwell, Chief Economist, GAO; Thomas Woodward, Economist, Congressional Research Service, Library of Congress; and public witnesses.

NATIONAL SALVAGE MOTOR VEHICLE CONSUMER PROTECTION ACT

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection approved for full Committee action amended H.R. 1839, National Salvage Motor Vehicle Consumer Protection Act of 1997.

OLDER AMERICANS ACT AUTHORIZATION

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth and Families continued hearings on the Authorization of the Older Americans Act. Testimony was heard from public witnesses.

ERGONOMICS: A QUESTION OF FEASIBILITY

Committee on Education and the Workforce: Subcommittee on Oversight and Investigations held a hearing on Ergonomics: A Question of Feasibility. Testimony was heard from public witnesses.

DEMOCRATIC REPUBLIC OF CONGO

Committee on International Relations: Held a hearing on the Democratic Republic of Congo: Problems and Prospects. Testimony was heard from Thomas Pickering, Under Secretary, Political Affairs, Department of State; J. Brian Atwood, Administrator, AID, U.S. International Development Cooperation Agency; and public witnesses.

CAMBODIA—BREAKDOWN OF DEMOCRACY

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on Familiar Ground: The Breakdown of Democracy in Cambodia and Implications for U.S. Foreign Policy. Testimony was heard from Aurelia Brazeal, Deputy Assistant Secretary, Bureau of East Asian and Pacific Affairs, Department of State; and public witnesses.

JOBS AND EXPORTS RENEWAL ACT

Committee on International Relations: Subcommittee on International Economic Policy and Trade approved for full Committee amended H.R. 2064, Jobs and Exports Renewal Act of 1997.

ANTI-DRUG EFFORT IN THE AMERICAS

Committee on International Relations: Subcommittee on the Western Hemisphere held a hearing on the Anti-Drug Effort in the Americas: A Mid-Term Report. Testimony was heard from Representative Hastert; Jane Becker, Principal Deputy Assistant Secretary, Bureau of International Narcotics and Law Enforcement Affairs, Department of State; Rear Adm. Walter Doran, USN, Deputy Commander In-Chief, U.S. Southern Command, Department of Defense; and James Milford, Deputy Administrator, DEA, Department of Justice.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 764, Bankruptcy Amendments of 1997; H.R. 1596, Bankruptcy Judgeship Act of 1997; and H.R. 1953, to clarify State authority to tax compensation paid to certain employees.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action the following: H.R. 424, amended, to provide for increased mandatory minimum sentences for criminals possessing firearms; and the Witness Protection and Interstate Relocation Act of 1997.

THREATS POSED BY ELECTROMAGNETIC PULSE TO U.S. MILITARY SYSTEMS

Committee on National Security: Subcommittee on Military Research and Development held a hearing on threats posed by electromagnetic pulse to U.S. Military systems and civilian infrastructure. Testimony was heard from the following officials of the Department of Defense: George W. Ullrich, Deputy Director, Defense Special Weapons Agency; and Gilbert I. Klinger, Acting Deputy Under Secretary (Space); Gen. Robert T. Marsh, USAF (Ret.), Chairman, President's Commission on Critical Infrastructure Protection; and Lowell Wood, Lawrence Livermore Laboratory; and a public witness.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following bills: H.R. 700, amended, to remove the restriction on the distribution of certain revenues from the Mineral Springs parcel to certain members of the Agua Caliente Band of Cahuilla Indians; H.R. 799, to require the Secretary of Agriculture to make a minor adjustment in the exterior boundary of the Hells Canyon Wilderness in the States of Oregon and Idaho to exclude an established Forest Service road inadvertently included in the wilderness; H.R. 838, to require adoption of a management plan for the Hells Canyon National Recreation Area that allows appropriate use of motorized and nonmotorized river craft in the recreation area; H.R. 948, Burt Lake Band of Ottawa and Chippewa Indians Act; H.R. 976, amended, Mississippi Sioux Tribes Judgment Fund Distribution Act

of 1997; H.R. 1460, amended, to allow for election of the Delegate from Guam by other than separate ballot; H.R. 1604, amended, to provide for the division, use, and distribution of judgment funds of the Ottawa and Chippewa Indians of Michigan pursuant to dockets numbered 18–E, 58, 364, and 18–R before the Indian Claims Commission; H.R. 1663, amended, to clarify the intent of the Congress in Public Law 93–632 to require the Secretary of Agriculture to continue to provide for the maintenance of 18 concrete dams and weirs that were located in the Emigrant Wilderness at the time the wilderness area was designated as wilderness in that Public Law; H.R. 1944, Warner Canyon Ski Hill Land Exchange Act of 1997; and H.R. 1855, amended, to establish a moratorium on large fishing vessels in Atlantic herring and mackerel fisheries.

The Committee also approved a resolution authorizing the Chairman to issue a subpoena concerning the matter of the committee review of hardrock bonding mining regulations.

CARL D. PERKINS VOCATIONAL-TECHNICAL EDUCATION ACT AMENDMENTS

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 1853, Carl D. Perkins Vocational-Technical Education Act Amendments of 1997. The rule waives clause 2(I)(6) of rule XI (relating to the 3-day availability of the report) against consideration of the bill. The rule makes in order the Committee on Education and the Workforce amendment in the nature of a substitute as an original bill for purpose of amendment, shall be open to amendment at any point, and each section shall be considered as read. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Goodling; and Representatives Morella, Clay, Martinez and Mink of Hawaii.

CREDIT SUBSIDY RATES

Committee on Small Business: Held a hearing on credit subsidy rates for the Section 7(a) general business loan program and the Section 504 Certified Development Company program. Testimony was heard from Edward DeSeve, Acting Deputy Director, OMB; Aida Alvarez, Administrator, SBA; Judy England-Joseph, Director, Housing and Community Development Issues, GAO; and a public witness.

COAST GUARD AUTHORIZATION ACT

Committee on Transportation and Infrastructure: Subcommittee on Coast Guard and Maritime Transportation approved for full Committee action the Coast Guard Authorization Act of 1997.

VETERAN'S LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Benefits held a hearing on pending proposals in the areas of education, training and employment. Testimony was heard from former Representative G.V. Montgomery of Mississippi; Al Borrego, Acting Assistant Secretary, Veterans Employment and Training, Department of Labor; Celia Dollarhide, Director, Education Service, Department of Veterans Affairs; and representatives of various veterans organizations.

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Thursday, July 17, 1997

Senate

Chamber Action

Routine Proceedings, pages 14903–15026

Measures Introduced: Twelve bills and two resolutions were introduced, as follows: S. 1026–1037, and S. Con. Res. 40–41. **Page 14993**

Measures Reported: Reports were made as follows:

Special Report entitled "Further Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1998". (S. Rept. No. 105–50)

S. 1033, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998. (S. Rept. No. 105–51)

H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998, with amendments. (S. Rept. No. 105–52)

S. 1034, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for fiscal year ending September 30, 1998, and for other purposes. (S. Rept. No. 105–53)

S. 1032, to amend the Foreign Assistance Act of 1961 with respect to the authority of the Overseas Private Investment Corporation to issue insurance and extend financing.

S. Con. Res. 40, expressing the sense of Congress regarding the OAS-CIAV Mission in Nicaragua.

S. Con. Res. 41, calling for a United States initiative seeking a just and peaceful resolution of the situation on Cyprus. **Page 14991**

Measures Passed:

Foreign Operations Appropriations, 1998: By 91 yeas to 8 nays (Vote No. 185), Senate passed S. 955, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September

30, 1998, after taking action on further amendments proposed thereto, as follows: **Page 14903**

Rejected:

By 38 yeas to 61 nays (Vote No. 183), Bingaman Amendment No. 896, to provide for Cuban-American family humanitarian support and compassionate travel. **Pages 14903, 14909**

By 22 yeas to 77 nays (Vote No. 184), Hutchinson Amendment No. 890, to express the sense of the Senate that Most Favored Nations trade status for China should be revoked. **Page 14903**

During consideration of this measure today, Senate also took the following action:

By unanimous-consent agreement, Amendment No. 915, agreed to on Wednesday, July 16, 1997, was modified. **Page 14913**

Treasury/Postal Service Appropriations, 1998: Senate passed S. 1023, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998, after taking action on amendments proposed thereto, as follows: **Pages 14933, 14972**

Adopted:

Campbell Amendment No. 921, to establish regulations concerning the importation of certain fish, as amended. **Pages 14934, 14974**

Brownback Amendment No. 922 (to Amendment No. 921), to provide that Members of Congress shall not receive a cost of living adjustment in pay during fiscal year 1998. **Page 14935**

Campbell Amendment No. 923, of a technical nature. **Page 14940**

Campbell Amendment No. 924, of a technical nature. **Page 14940**

Campbell (for Mikulski) Amendment No. 926, to exclude night differential pay from the prohibition of pay for hours not worked. **Page 14942**

By 83 yeas to 17 nays (Vote No. 186), Feinstein Amendment No. 927, to allow postal patrons to contribute to funding for breast-cancer research through the voluntary purchase of certain specially issued United States postage stamps. **Page 14942**

Thomas Modified Amendment No. 929, to limit the use of funds to provide for Federal agencies to furnish commercially available property or services to other Federal agencies. **Pages 14947, 14950**

Hatch Amendment No. 930, to establish the procedure for adjusting future compensation of justices and judges of the United States. **Page 14949**

Campbell (for Lott/Daschle) Amendment No. 931, to amend the Federal Election Campaign Act of 1971. **Page 14950**

Kohl (for Daschle) Amendment No. 933, to clarify the limitation on undertaking a field support reorganization in Aberdeen, South Dakota. **Page 14974**

Campbell (for Collins) Amendment No. 934, to reduce certain funding for the Office of Inspector General, Department of the Treasury, and to prohibit the use of funds for the Inspector General for certain advisory and assistance services. **Page 14974**

Kohl Amendment No. 935, to provide funds for the Youth Gun Crime Initiative. **Page 14977**

Faircloth/Shelby Amendment No. 932, to remove computer games from government computers. **Page 14977**

Campbell (for Abraham) Amendment No. 938, to provide for Members of Congress to voluntarily disclose participation in Federal retirement systems in the annual financial disclosure forms. **Page 14981**

Campbell Amendment No. 939, to provide disaster assistance to the County of Arapahoe, Colorado. **Page 14981**

Pending:

Campbell (for DeWine) Amendment No. 936, to prohibit the use of funds to pay for an abortion or pay for the administrative expenses in connection with certain health plans that provide coverage for abortions. **Page 14977**

Kohl (for Bingaman) Amendment No. 937, to strike provisions prohibiting the use of appropriated funds for the sole source procurement of energy conservation measures. **Pages 14978**

Campbell (for Coverdell/Feinstein) Amendment No. 940, to provide that Federal employees convicted of certain bribery and drug-related crimes shall be separated from service. **Page 14981**

Campbell (for Coverdell) Amendment No. 941, to require a plan for the coordination and consolidation of the counterdrug intelligence centers and activities of the United States. **Page 14982**

Campbell (for Hatch) Amendment No. 942, to provide for a national media campaign focused on preventing youth drug abuse. **Page 14986**

Hutchison Amendment No. 943, to establish parity among the countries that are parties to the North American Free Trade Agreement with respect to the personal allowance for duty-free merchandise purchased abroad by returning residents. **Page 14987**

A unanimous-consent agreement was reached providing that S. 1023 remain at the desk pending receipt of the House companion measure, that all after the enacting clause be stricken and the text of S. 1023, as passed by the Senate, be inserted in lieu thereof, that the bill be passed, the Senate insist on its amendment, request a conference with the House thereon, the Chair be authorized to appoint conferees on the part of the Senate, that the passage of S. 1023 be vitiated, and S. 1023 be indefinitely postponed. **Page 14951**

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments pending thereto, on Monday, July 21, 1997, with a vote on final passage to occur thereon. **Page 15025**

VA/HUD Appropriations—Agreement: A unanimous-consent agreement was reached providing for the consideration of S.1034/H.R. 2158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998, at 3 p.m. on Monday, July 21, 1997. **Page 15025**

Nominations Confirmed: Senate confirmed the following nominations: By 88 yeas

By 88 yeas to 11 nays (Vote No. 187 EX), Joel I. Klein, of the District of Columbia, to be an Assistant Attorney General. **Pages 14951, 15026**

By unanimous vote of 100 yeas (Vote No. 188 EX), Eric H. Holder, Jr., of the District of Columbia, to be Deputy Attorney General. **Pages 14970, 15026**

Nominations Received: Senate received the following nomination:

Felix George Rohatyn, of New York, to be Ambassador to France. **Page 15026**

Messages From the House: **Page 14991**

Measures Placed on Calendar: **Page 14991**

Communications: **Page 14991**

Executive Reports of Committees: **Page 14992**

Statements on Introduced Bills: **Page 14993**

Additional Cosponsors: **Page 15016**

Amendments Submitted: **Page 15017**

Notices of Hearings: **Page 15020**

Authority for Committees: **Page 15021**

Additional Statements: **Page 15021**

Record Votes: Six record votes were taken today. (Total—188) **Pages 14909, 14911, 14914, 14970**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 8:25 p.m., until 12 noon, on Monday, July 21, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 15026.)

Committee Meetings

NORTHERN FOREST STEWARDSHIP ACT

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Forestry, Conservation, and Rural Revitalization concluded hearings on S. 546, to authorize the Secretary of Agriculture to provide technical assistance for sustainable forest management, assist in coordinating ecological and economic research and implementation of interstate and Northern Forest Lands Council policies, and provide technical and financial assistance for State conservation land planning and acquisition and rural community assistance, after receiving testimony from James R. Lyons, Under Secretary of Agriculture for Natural Resources and Environment; John P. Cahill, New York State Department of Environmental Conservation, Albany; Brendan J. Whittaker, Vermont Natural Resources Council, Guildhall; Stephen W. Schley, Pingree Associates, Inc., Bangor, Maine, on behalf of the Maine Forest Products Council; John E. Sargent, Chichester, New Hampshire; and David W. Guernsey, Kingfield, Maine.

APPROPRIATIONS—AGRICULTURE/VA/HUD/MILITARY CONSTRUCTION

Committee on Appropriations: Committee ordered favorably reported the following bills:

An original bill (S. 1033) making appropriations for agriculture programs, conservation programs, rural economic and community development, domestic food programs, foreign assistance and related programs, and the Food and Drug Administration for the fiscal year ending September 30, 1998;

An original bill (S. 1034) making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998; and

H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998, with amendments.

APPROPRIATIONS—AMTRAK

Committee on Appropriations: Subcommittee on Transportation and Related Agencies concluded hearings on proposed budget estimates for fiscal year 1998 for the National Railroad Passenger Corporation (Amtrak), focusing on the calculation of "excess" railroad retirement payments, after receiving testimony from Steven A. Bartholow, Deputy General Counsel, and Frank Buzzi, Chief Actuary, both of the U.S. Railroad Retirement Board; Jacob J. Lew, Deputy Director, Office of Management and Budget; Mortimer L. Downey, Deputy Secretary of Transportation; and Thomas M. Downs, President and Chairman, and Thomas J. Gillespie, Jr., Vice President, Government Affairs, both of the National Railroad Passenger Corporation (Amtrak).

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Rudy deLeon, of California, to be Under Secretary of Defense for Personnel and Readiness, after the nominee testified and answered questions in his own behalf.

AUTHORIZATION—EXPORT/IMPORT BANK

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance concluded hearings on S. 1026, authorizing funds for the Export-Import Bank of the United States, after receiving testimony from

James A. Harmon, President and Chairman, Export-Import Bank of the United States; Stuart E. Eizenstat, Under Secretary of State for Economic and Business Affairs, on behalf of the Trade Promotion Coordinating Committee; JayEtta Hecker, Associate Director, International Relations and Trade Issues, National Security and International Affairs Division, General Accounting Office; Noor Doja, Minnesota Export Finance Authority, on behalf of the National Association of State Development Agencies and Minnesota Trade Office, and Richard P. Ferris, Norwest Bank Minnesota, National Association, both of Minneapolis, Minnesota; Gary W. Groom, Raytheon Engineers & Constructors International, Lexington, Massachusetts, on behalf of the National Association of Manufacturers; William M. Murray, Fuller Company, Bethlehem, Pennsylvania, on behalf of the National Foreign Trade Council, Inc.; Ian Vasquez, Cato Institute, Washington, D.C.; and Edward F. Carter, Harza Engineering Company, Chicago, Illinois.

HUD REBUILDING AND LOAN GUARANTY PROGRAM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions and Regulatory Relief concluded hearings to examine the status of Federal efforts to investigate and prosecute individuals responsible for church arson, focusing on the implementation of the Department of Housing and Urban Development rebuilding and loan guaranty program which guarantees private sector loans to assist nonprofit organizations, including churches, in financing the rebuilding of facilities damaged or destroyed by arson or terrorism, after receiving testimony from Andrew Cuomo, Secretary of Housing and Urban Development; James E. Johnson, Assistant Secretary of the Treasury for Enforcement, and Isabelle Katz Pinzler, Acting Assistant Attorney General, Civil Rights Division, Department of Justice, both on behalf of the National Church Arson Task Force; Mark Logan, Special Agent in Charge (Charlotte Field Division), Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; Albert M. Pennybacker, National Council of the Churches of Christ in the U.S.A., and Sullivan Robinson, Congress of National Black Churches, Inc., both of Washington, D.C.; Larry Hill, Matthews Murkland Presbyterian Church, Charlotte, North Carolina; and Shirley F. Hines, Greater Mount Zion Tabernacle Church Rebuilding Project, Portsmouth, Virginia.

AUTO CHOICE REFORM ACT

Committee on Commerce, Science, and Transportation: Committee held hearings on S. 625, to provide for competition between forms of motor vehicle insurance, to permit an owner of a motor vehicle to choose the most appropriate form of insurance, to guarantee affordable premiums, and to provide for more adequate and timely compensation for accident victims, receiving testimony from Senators Lieberman, McConnell, and Moynihan; Representatives Armey and Saxton; Jeffrey O'Connell, University of Virginia Law School, Charlottesville; Harvey Rosenfield, Proposition 103 Enforcement Project, and Stephen Carroll, Rand, both of Santa Monica, California; Peter Kinzler, Coalition for Auto-Insurance Reform, Alexandria, Virginia; Tim Ryles, Ryles Resource Group, Newborn, Georgia; and Andrew Tobias, New York, New York.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of Patrick A. Shea, of Utah, to be Director of the Bureau of Land Management, Robert G. Stanton, of Virginia, to be Director of the National Park Service, and Kathleen M. Karpan, of Wyoming, to be Director of the Office of Surface Mining Reclamation and Enforcement, all of the Department of the Interior, and Kneeland C. Youngblood, of Texas, to be a Member of the Board of Directors of the United States Enrichment Corporation, after the nominees testified and answered questions in their own behalf. Mr. Shea was introduced by Senators Hatch and Bennett, Mr. Stanton was introduced by Senators Sarbanes and Warner, and Ms. Karpan was introduced by Senator Thomas.

OKLAHOMA CITY MEMORIAL/TRINITY LAKE DESIGNATION/EVERGLADES WILDERNESS

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation, and Recreation concluded hearings on S. 871, to establish the Oklahoma City National Memorial at the site of the bombing incident at the Alfred P. Murrah Federal Building, to designate the memorial a unit of the National Park Service, and establish the Oklahoma City Memorial Trust to oversee the development and operation of the memorial, S. 895, to designate the reservoir created by Trinity Dam in the Central Valley project, California, and designated as "Clair Engle Lake" is redesignated as "Trinity Lake", and S. 931, to designate the Marjory Stoneman Douglas Wilderness and the Ernest F. Coe Visitor Center in Everglades National Park, after receiving testimony from Katherine H. Stevenson, Associate Director of Cultural Resource Stewardship and Partnerships, National Park Service, Department of the Interior; and Joseph B. Browder, Friends of the Everglades, Washington, D.C.

GLOBAL WARMING

Committee on Environment and Public Works: Committee concluded hearings to examine the causes, impacts, and uncertainties of global climate change, after receiving testimony from Timothy E. Wirth, Under Secretary of State for Global Affairs; Janet Yellen, Chair, Council of Economic Advisers; Kevin J. Fay, International Climate Change Partnership, Arlington, Virginia; and William O'Keefe, Global Climate Coalition, Washington, D.C.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

An original bill (S. 1032) to amend the Foreign Assistance Act of 1961 with respect to the authority of the Overseas Private Investment Corporation to issue insurance and extend financing;

S. Res. 98, expressing the sense of the Senate regarding the conditions for the United States becoming a signatory to any international agreement on greenhouse gas emissions under the United Nations Framework Convention on Climate Change;

An original concurrent resolution (S. Con. Res. 40) expressing the sense of the Congress that the OAS–CIAV Mission in Nicaragua is to be congratulated for its defense of human rights, promotion of peaceful conflict resolution, and contribution to the development of freedom and democracy in Nicaragua;

An original concurrent resolution (S. Con. Res. 41) calling for a United States initiative seeking a just and peaceful resolution of the situation in Cyprus; and

The nominations of A. Peter Burleigh, of California, to be the Deputy Representative of the United States of America to the United Nations, with the rank and status of Ambassador, Ralph Frank, of Washington, to be Ambassador to the Kingdom of Nepal, Gordon D. Giffin, of Georgia, to be Ambassador to Canada, John C. Holzman, of Hawaii, to be Ambassador to the People's Republic of Bangladesh, Karl Frederick Inderfurth, of North Carolina, to be Assistant Secretary of State for South Asian Affairs, David J. Scheffer, of Virginia, to be Ambassador at Large for War Crime Issues, Richard Sklar, of California, to be Representative of the United States to the United Nations for U.N. Management and Reform, with the rank of Ambassador, Linda Jane Zack Tarr-Whelan, of Virginia, for the rank of Ambassador during her tenure of service as United States Representative to the Commission on the Status of Women of the Economic and Social Council of the United Nations, and two Foreign Service Officer promotion lists.

BOSNIA PEACE AGREEMENT

Committee on Foreign Relations: Subcommittee on European Affairs concluded hearings to examine the current situation in Bosnia-Herzegovina and United States and international efforts to implement the 1995 Dayton peace accords, after receiving testimony from Robert S. Gelbard, Special Representative of the President and the Secretary of State for Implementation of the Dayton Peace Accords; Harold J. Johnson, Associate Director, International Relations and Trade Issues, National Security and International Affairs Division, General Accounting Office; and Morton I. Abramowitz, International Crisis Group, and John W. Heffernan, Coalition for International Justice, both of Washington, D.C.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued hearings, in open and closed sessions, to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from John H. Cobb, Counsel to Special Investigation, Committee on Governmental Affairs; and Paula V. Greene, Stephens Inc., Washington, D.C.

Hearings will continue on Wednesday, July 23.

BUSINESS MEETING

Committee on the Judiciary: Committee resumed mark up of S. 10, to reduce violent juvenile crime, promote accountability by juvenile criminals, and punish and deter violent gang crime, but did not complete action thereon, and will meet again on Wednesday, July 23.

VISA WAIVER PILOT PROGRAM

Committee on the Judiciary: Subcommittee on Immigration concluded hearings on proposals to extend the Visa Waiver Pilot Program established by the Immigration Reform and Control Act of 1986, including S. 290, to establish a visa waiver pilot program for nationals of Korea who are traveling in tour groups to the United States, after receiving testimony from Senators Murkowski and Inouye; Representative Kim; Mary A. Ryan, Assistant Secretary of State for Consular Affairs; Michael D. Cronin, Assistant Commissioner for Inspections, Inspections Division, Immigration and Naturalization Service, Department of Justice; Virginia Governor George Allen, Richmond; Hawaii Lieutenant Governor Mazie K. Hirono, Honolulu; and Janet Thomas, Air Transport Association of America, Washington, D.C.

CHILD CARE QUALITY

Committee on Labor and Human Resources: Committee held hearings on proposals to improve the quality of child care in the United States, including the proposed Creating Improved Delivery of Child Care: Affordable, Reliable, and Educational Act of 1997, receiving testimony from Senators Mack and Graham; Representatives Gilman and Deutsch; Ted Childs, Jr., IBM Corporation, North Tarrytown, New York; William Waldman, New Jersey Department of Human Services, Trenton; Deborah Lowe Vandell, University of Wisconsin, Madison, on behalf of the NICHD Early Child Care Research Network; James M. Poole, Raleigh, North Carolina, on behalf of the American Academy of Pediatrics; Lynn Behrmann, Manchester, Connecticut; and Mark and Julie Fiedelholtz, Plantation, Florida.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 2180–2202, and 3 resolutions, H. Con. Res. 117, and H. Res. 188 and 190, were introduced. **Page 14899**

Reports Filed: Reports were filed today as follows:

H. Res. 189, providing for consideration of H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998 (H. Rept. 105–189); and

Supplemental Report on the Revised Subdivision of Budget Totals for Fiscal Year 1998 (H. Rept. 105–185 Part II). **Page 14899**

Intelligence Authorization Act: The House passed S. 858, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, after amending it to contain the text of H.R. 1775, a similar House-passed measure. Subsequently, H.R. 1775 was then laid on the table. **Page 14821**

The House then insisted on its amendment to S. 858 and requested a conference with the Senate. Appointed as conferees from the Permanent Select Committee on Intelligence for consideration of the Senate bill, and the House amendment, and modifications committed to conference: Representatives Goss, Young of Florida, Lewis of California, Shuster, McCollum, Castle, Boehlert, Bass, Gibbons, Dicks, Dixon, Skaggs, Pelosi, Harman, Skelton, and Bishop. And, as conferees from the Committee on National Security, for consideration of defense tactical intelligence and related activities: Representatives Spence, Stump, and Dellums. **Page 14824**

Carl D. Perkins Vocational-Technical Education Act: The House completed debate and began considering amendments to H.R. 1853, to amend the Carl D. Perkins Vocational and Applied Technology Education Act. Further consideration of the bill will continue at a later date. **Page 14824**

Agreed To:

The Goodling amendment that changes the within state funding formula to distribute funds to school districts; raises the minimum grant amount for various programs; and makes other changes relating to rural area reserves, allotment for urban areas, parental involvement, vocation education performance standards, and assessments to include vocational proficiencies. **Page 14839**

Amendment Pending:

The Mink amendment was offered that seeks to require states that fund programs for homemakers, single parents, and pregnant women and programs that promote gender equity to be funded at the same level as in fiscal year 1997. **Page 14844**

H. Res. 187, the rule that is providing for consideration of the bill was agreed to earlier by a voice vote. **Page 14824**

Agriculture Appropriations: The House continued consideration of H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998. The House completed general debate on Wednesday, July 16. Further consideration of the bill will continue at a later date. **Page 14853**

Agreed by a yea and nay vote of 259 yeas to 165 nays, Roll No. 281, to resolve into the Committee of the Whole for the further consideration of H.R. 2160. Subsequently, agreed to table the motion to reconsider by a recorded vote of 238 ayes to 188 noes, Roll No. 282. **Page 14853**

Agreed To:

The Stenholm amendment that strikes language relating to conveyance of the Pecan Genetics and Improvement Research Laboratory; and **Page 14857**

The Callahan amendment that increases Cooperative State Research, Education, and Extension Service Research and Education Activities funding by $500,000 for a agricultural research project dealing with forestry and water quality at Auburn University. **Page 14859**

Rejected the motion that the Committee rise by a recorded vote of 191 ayes to 233 noes, Roll No. 283. **Page 14855**

Rejected the motion that the Committee rise by a recorded vote of 189 ayes to 232 noes, Roll No. 284. **Page 14858**

Agreed to the motion that the Committee rise by a recorded vote of 344 ayes to 73 noes, Roll No. 285. **Page 14860**

Meeting Hour—Monday, July 21: Agreed that when the House adjourns today, it adjourn to meet at noon on Monday, July 21. **Page 14860**

Meeting Hour—Tuesday, July 22: Agreed that when the House adjourns on Monday, it adjourn to meet at 12:30 on Tuesday, July 22, for Morning Hour debate. **Page 14860**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, July 23. **Page 14861**

Amendments: Amendments ordered printed pursuant to the rule appear on page 14901.

Quorum Calls—Votes: One yea-and-nay vote and four recorded votes developed during the proceedings of the House today and appear on pages 14853, 14855, 14858, and 14860. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 7:40 p.m.

Committee Meetings

USDA'S CIVIL RIGHTS ACTION TEAM REPORT

Committee on Agriculture: Held a hearing to review the USDA's Civil Rights Action Team Report. Testimony was heard from Representatives Waters and Conyers; and Dan Glickman, Secretary of Agriculture.

ENERGY AND WATER DEVELOPMENT AND LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Appropriations: Ordered reported the following appropriations for fiscal year 1998: Energy and Water Development; and Legislative Branch.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Commerce: Subcommittee on Finance and Hazardous Materials held a hearing on H.R. 10, Financial Services Competitiveness Act of 1997. Testimony was heard from Arthur Levitt, Jr., Chairman, SEC; Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; the following officials of the Department of the Treasury: John D. Hawke, Under Secretary, Domestic Finance; Eugene A. Ludwig, Comptroller and Nicolas Retsinas, Director, Office of Thrift Supervision; William J. Baer, Director, Bureau of Competition, FTC; Andrew C. Hove, Jr., Chairman, FDIC; and public witnesses.

Hearings continue July 25th.

HIGHER EDUCATION AMENDMENTS

Committee on Education and the Workforce: Subcommittee on Postsecondary Education,Training and Life-Long Learning continued hearings on H.R. 6, Higher Education Amendments of 1997, with emphasis on Campus Crime and Regulatory Reform. Testimony was heard from public witnesses.

Hearings continue July 22.

NATIONAL DRUG CONTROL POLICY

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice continued hearings on National Drug Control Policy: Drug Interdiction Efforts in Florida and the Caribbean. Testimony was heard from Speaker Gingrich; the following officials of the U.S. Customs Service, Department of the Treasury: Samuel Banks, Deputy Commissioner; Peter Girard, Group Supervisor for Cargo Theft Miami Seaport, Office of Investigations; and Mike Sinclair, Chief of Miami Seaport Cargo, Inspection Team; James Milford, Deputy Administrator, DEA, Department of Justice; Rear Adm. Norman Saunders, USCG, Commander, Seventh Coast Guard District, U.S. Coast Guard, Department of Transportation; James H. Wallwork, Commissioner, Waterfront Commission of New York Harbor; and public witnesses.

INSPECTOR GENERAL'S OVERSIGHT—STATE DEPARTMENT AND AID

Committee on International Relations: Held a hearing on Inspector General's Oversight of the Department of State and Agency for International Development. Testimony was heard from Jacquelyn L. Williams-Bridgers, Inspector General, Department of State; Jeffrey Rush, Inspector General, AID, U.S. International Development Cooperation Agency; and a public witness.

INTERNET TAX FREEDOM ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on H.R. 1054, Internet Tax Freedom Act. Testimony was heard from Senator Wyden; Representative Cox of California; and public witnesses.

OVERSIGHT—U.S. COMMISSION ON CIVIL RIGHTS

Committee on the Judiciary: Subcommittee on the Constitution held an oversight hearing on the U.S. Commission on Civil Rights. Testimony was heard from Cornelia Blanchette, Associate Director, Employment and Education Issues, GAO; the following officials of the U.S. Commission on Civil Rights: Mary Frances Berry, Chairperson; and Carl Anderson, Commissioner; and public witnesses.

OVERSIGHT—FAIRNESS IN MUSIC LICENSING

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held an oversight hearing on Fairness in Music Licensing. Testimony was heard from Robert Stoll, Administrator, Office of Legislative Affairs, Patent and Trademark Office, Department of Commerce; Marybeth Peters, Register of Copyrights, Library of Congress; and public witnesses.

NATO EXPANSION

Committee on National Security: Held a hearing on NATO expansion. Testimony was heard from Walter Slocombe, Under Secretary, Policy, Department of Defense; John Kornblum, Assistant Secretary, European and Canadian Affairs, Department of State; and public witnesses.

OVERSIGHT

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife & Oceans held an oversight hearing to review the final outcome of the Tenth Meeting of the Conference of the Parties to the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES). Testimony was heard from Donald J. Barry, Acting Assistant Secretary, Fish and Wildlife and Parks, Department of the Interior.

OVERSIGHT

Committee on Resources: Subcommittee on Water and Power held an oversight hearing on Compliance by certain Departments with the Government Performance and Results Act. Testimony was heard from Susan D. Kladiva, Acting Associate Director, Energy Resources, and Science Issues, GAO; the following officials of the Department of the Interior: Eluid L. Martinez, Commissioner, Bureau of Reclamation; and Gordon P. Eaton, Director, U.S. Geological Survey; and Robert Sanmartin, Executive Director, Energy and Resources Board, Department of Energy.

TRANSPORTATION APPROPRIATIONS

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998. The rule waives clause 2(I)(6) of rule XI (relating to the 3-day availability of the report), clause 7 of rule XXI (relating to the 3-day availability of printed hearings), and section 401(a) (prohibiting consideration of legislation containing contract authority not previously subject to appropriation) of the Congressional Budget Act of 1974 against consideration of the bill.

The rule waives clause 6 of rule XXI (prohibiting reappropriations in an appropriations bill) against provisions in the bill and clause 2 of rule XXI (prohibiting unauthorized and legislative provisions in an appropriations bill) against provisions in the bill except as otherwise specified in the rule.

The rule provides that the amendment printed in section 2 of the resolution shall be considered as adopted. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. The rule allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce to five minutes on a postponed question if the vote follows a fifteen minute vote. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Wolf, Shuster, Sabo and Oberstar.

ECONOMIC DEVELOPMENT ADMINISTRATION AND APPALACHIAN REGIONAL COMMISSION REAUTHORIZATIONS

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development concluded hearings on the Reauthorization of the Economic Development Administration and the Appalachian Regional Commission. Testimony was heard from Representatives Kanjorski and McGovern; and public witnesses.

AGGRESSIVE DRIVING

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation held a hearing on Road Rage: Causes and Dangers of Aggressive Driving. Testimony was heard from Ricardo Martinez, M.D., Administrator, National Highway Traffic Safety Administration, Department of Transportation; and public witnesses.

SEXUAL HARASSMENT WITHIN VA

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations continued hearings on sexual harassment issues involving senior career managers within the Department of Veterans Affairs and H.R. 1703, the Department of Veterans Affairs Employment Discrimination Prevention Act. Testimony was heard from Senator Faircloth and the following officials of the Department of Veterans Affairs: Hershel W. Gober, Acting Secretary; and William T. Merriman, Deputy Inspector General.

HCFA'S FINANCIAL STATEMENTS AUDIT

Committee on Ways and Means: Subcommittee on Health held a hearing on the Inspector General's Audit of Health Care Financing Administration's Financial Statements. Testimony was heard from the following officials of the Department of Health and Human Services: June Gibbs Brown, Inspector General; and Bruce Vladeck, Administrator, Health Care Financing Administration.

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Monday, July 21, 1997

Senate

Chamber Action

Routine Proceedings, pages 15044–15086

Measures Introduced: Seven bills and one resolution were introduced, as follows: S. 1038–1044 and S.J. Res. 35. **Page 15069**

Measures Reported: Reports were made as follows:

S. Res. 98, expressing the sense of the Senate regarding the conditions for the United States becoming a signatory to any international agreement on greenhouse gas emissions under the United Nations Framework Convention on Climate Change. (S. Rept. No. 105–54) **Page 15069**

Treasury/Postal Service Appropriations, 1998: Senate resumed consideration of S. 1023, making appropriations for the Treasury Department, United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998, taking action on further amendments proposed thereto, as follows: **Pages 15064, 15086**

Adopted:

Campbell (for Coverdell/Feinstein) Amendment No. 940, to provide that Federal employees convicted of certain bribery and drug-related crimes shall be separated from service. **Page 15066**

Campbell (for Coverdell) Amendment No. 941, to require a plan for the coordination and consolidation of the counterdrug intelligence centers and activities of the United States. **Page 15066**

Campbell (for Hatch) Modified Amendment No. 942, to provide for a national media campaign focused on preventing youth drug abuse. **Page 15066**

Hutchison Modified Amendment No. 943, to establish parity among the countries that are parties to the North American Free Trade Agreement with respect to the personal allowance for duty-free merchandise purchased abroad by returning residents. **Page 15066**

Pending:

Campbell (for DeWine) Amendment No. 936, to prohibit the use of funds to pay for an abortion or pay for the administrative expenses in connection with certain health plans that provide coverage for abortions. **Page 15064**

Kohl (for Bingaman) Amendment No. 937, to strike provisions prohibiting the use of appropriated funds for the sole source procurement of energy conservation measures. **Page 15064**

During consideration of this measure today, Senate also took the following action:

By unanimous-consent agreement, Amendment No. 921, agreed to on Thursday, July 17, 1997, was modified. **Page 15066**

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments pending thereto, on Tuesday, July 22, 1997, with final disposition to occur thereon. **Page 15086**

VA/HUD Appropriations, 1998: Senate began consideration of S. 1034, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998. **Pages 15053, 15067**

Senate will continue consideration of the bill on Tuesday, July 22, 1997.

Intelligence Authorizations—Conferees: Senate disagreed to the amendment of the House to S. 858, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: from the Select Committee on Intelligence: Senators Shelby, Chafee, Lugar, DeWine, Kyl, Inhofe, Hatch, Roberts, Allard, Coats, Kerrey, Glenn, Bryan, Graham, Kerry, Baucus, Robb, Lautenberg, and Levin; and from the Committee on Armed Services: Senator Thurmond. **Page 15082**

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

Transmitting the report concerning the continuation of most-favored-nation status for Mongolia; referred to the Committee on Finance. (PM–54). **Page 15068**

Nominations Received: Senate received the following nominations:

Raymond C. Fisher, of California, to be Associate Attorney General.

Bill Lann Lee, of California, to be an Assistant Attorney General.

Harold C. Pachios, of Maine, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 1999.

1 Air Force nomination in the rank of general.

1 Army nomination in the rank of general.

2 Marine Corps nominations in the rank of general. **Page 15086**

Messages From the President **Page 15068**

Communications: **Page 15068**

Statements on Introduced Bills: **Page 15069**

Additional Cosponsors: **Page 15078**

Notice of Hearings: **Page 15079**

Authority for Committees: **Page 15079**

Additional Statements: **Page 15079**

Adjournment: Senate convened at 12 noon, and adjourned at 5:53 p.m., until 9:45 a.m., on Tuesday, July 22, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 15086.)

Committee Meetings

APPROPRIATIONS—INTERIOR

Committee on Appropriations: On Friday, July 18, Subcommittee on Interior approved for full committee consideration, with amendments, H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998.

ARMS CONTROL COMPLIANCE REVIEW PROCESS

Committee on Governmental Affairs: Subcommittee on International Security, Proliferation, and Federal Services concluded hearings to examine the Department of Defense arms control compliance review process by which the United States determines whether its missile defense systems, including both Theater Missile Defense and National Missile Defense, comply with the obligations of international agreements, including the Anti-Ballistic Missile Treaty, after receiving testimony from Kent G. Stansberry, Deputy Director, Arms Control Implementation and Compliance, Office of the Under Secretary of Defense for Acquisition and Technology.

House of Representatives

Chamber Action

Bills Introduced: 1 public bill, H.R. 2204, and 1 resolution, H. Res. 191 were introduced. **Page 15043**

Reports Filed: Reports were filed today as follows:

H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998 (H. Rept. 105–190);

H.R. 1127, to amend the Antiquities Act to require an Act of Congress and the concurrence of the Governor and State legislature for the establishment by the President of national monuments in excess of 5,000 acres, amended (H. Rept. 105–191);

H.R. 1663, to clarify the intent of the Congress in Public Law 93–632 to require the Secretary of Agriculture to continue to provide for the maintenance of 18 concrete dams and weirs that were located in the Emigrant Wilderness at the time the wilderness area was designated as wilderness in that Public Law, amended (H. Rept. 105–192);

H.R. 1944, to provide for a land exchange involving the Warner Canyon Ski Area and other land in the State of Oregon (H. Rept. 105–193); and

H.R. 1661, to implement the provisions of the Trademark Law Treaty, amended (H. Rept. 105–194). **Page 15043**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Emerson to act as Speaker pro tempore for today. **Page 15041**

Presidential Message—MFN For Mongolia: Read a message from the President wherein he transmitted his report concerning the most-favored-nation status for Mongolia—referred to the Committee on Ways and Means and ordered printed—H. Doc. 105–108. **Page 15042**

Amendments: Amendments ordered printed pursuant to the rule appear on page 15267.

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

Adjournment: Met at 12 noon and adjourned at 12:10 p.m.

Committee Meetings

No Committee meetings were held.

Tuesday, July 22, 1997

Senate

Chamber Action

Routine Proceedings, pages 15090–15187

Measures Introduced: Nine bills were introduced, as follows: S. 1045–1053. **Page 15170**

Measures Reported: Reports were made as follows:

S. 1048, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998. (S. Rept. No. 105–55)

H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998, with amendments. (S. Rept. No. 105–56) **Page 15170**

Measures Passed:

Treasury/Postal Service Appropriations, 1998: By a unanimous vote of 99 yeas (Vote No. 191), Senate passed S. 1023, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998, after taking action on further amendments proposed thereto, as follows: **Page 15090**

Adopted:

By 54 yeas to 45 nays (Vote No. 190), Campbell (for DeWine) Amendment No. 936, to prohibit the use of funds to pay for an abortion or pay for the administrative expenses in connection with certain health plans that provide coverage for abortions. **Page 15095**

Kohl (for Bingaman) Amendment No. 937, to strike provisions prohibiting the use of appropriated funds for the sole source procurement of energy conservation measures. (By 35 yeas to 64 nays (Vote No. 189), Senate earlier failed to table the amendment.) **Page 15092**

Military Construction Appropriations, 1998: By 98 yeas to 2 nays (Vote No. 192), Senate passed H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998, after agreeing to committee amendments, and the following amendment proposed thereto: **Page 15120**

Burns (for Ford/McConnell) Amendment No. 946, to clarify the availability of funds for activities under the lease of Building No. 1, Lexington, Blue Grass Station, Lexington, Kentucky. **Page 15124**

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Burns, Hutchison, Faircloth, Craig, Stevens, Murray, Reid, Inouye, and Byrd. **Page 15129**

VA/HUD Appropriations, 1998: By 99 yeas to 1 nay (Vote No. 194), Senate passed H.R. 2158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1034, Senate companion measure, and after taking action on amendments proposed thereto, as follows: **Pages 15109, 15164**

Adopted:

Graham Amendment No. 948, to express the sense of the Senate that Congress should consider legislation concerning catastrophic natural disasters. **Page 15132**

Wellstone/Mikulski Amendment No. 949, to state the sense of the Senate regarding appropriations for discretionary activities of the Department of Veterans Affairs in fiscal years 1999 through 2002. **Page 15134**

Wellstone Amendment No. 950, to provide for the Senate Committee on Veterans' Affairs to hold hearings to consider certain disease related legislation. **Page 15134**

Mikulski Amendment No. 951, to provide for increased funding for empowerment zones and enterprise communities. **Page 15137**

Bumpers Amendment No. 954, to earmark funds for a National Research Council report on the Space Station program. **Page 15150**

Bumpers Amendment No. 955, regarding J–1 visas for doctors at Veterans Administration hospitals. **Page 15151**

Bond Amendment No. 956, to enable the State of Florida to use prior EPA Title II funds for a grant for wastewater treatment. **Page 15151**

Bond (for Faircloth) Amendment No. 957, to limit the use of locality pay differential that would provide a pay increase to an employee transferred as a result of sexual harassment. **Page 15151**

Bond (for Gorton) Amendment No. 958, to limit participation in the Native American Housing Block Grants Program under certain conditions. **Page 15151**

Bond (for Shelby) Amendment No. 959, to make funds available for the Neutral Buoyancy Simulator program of NASA. **Page 15152**

Bond/Mikulski Amendment No. 960, to make certain technical and clerical corrections. **Pages 15151, 15152**

Rejected:

Bumpers Amendment No. 944, to reduce the appropriation for the implementation of the space station program for the purpose of terminating the program. (By 69 yeas to 31 nays (Vote No. 193), Senate tabled the amendment.) **Pages 15109, 15140, 15143**

Withdrawn:

Allard Amendment No. 947, to make an amendment relating to the use of public housing operating funds to provide tenant-based assistance. **Page 15133**

D'Amato Amendment No. 952, to require reports by the Comptroller General on the allocation of health care resources of the Department of Veterans Affairs under the Veterans Integrated Service Network system and the Veterans Equitable Resource Allocation system. **Page 15141**

Bumpers Amendment No. 953, to cap the cost of the Space Station. **Page 15149**

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Bond, Burns, Stevens, Shelby, Campbell, Craig, Cochran, Mikulski, Leahy, Lautenberg, Harkin, Boxer, and Byrd. **Page 15164**

Subsequently, S. 1034 was returned to the Senate calendar. **Page 15164**

Agriculture Appropriations—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1033, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, on Wednesday, July 23, 1998. **Page 15186**

Nominations Received: Senate received the following nominations:

Philip Lader, of South Carolina, to be Ambassador to the United Kingdom of Great Britain and Northern Ireland. **Page 15187**

Communications: **Page 15169**

Statements on Introduced Bills: **Page 15170**

Additional Cosponsors: **Page 15177**

Amendments Submitted: **Page 15178**

Authority for Committees: **Page 15181**

Additional Statements: **Page 15181**

Record Votes: Six record votes were taken today. (Total—194) **Pages 15092, 15096, 15129, 15148, 15164**

Adjournment: Senate convened at 9:45 a.m., and adjourned at 6:59 p.m., until 9 a.m., on Wednesday, July 23, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 15186.)

Committee Meetings

CLEAN AIR REGULATIONS AND AGRICULTURE

Committee on Agriculture, Nutrition and Forestry: Committee concluded hearings to examine the impact of Environmental Protection Agency revisions to the national ambient air quality standards for ground-level ozone and particulate matter on the agriculture industry, after receiving testimony from Carol M. Browner, Administrator, Environmental Protection Agency; Phillip J. Wakelyn, National Cotton Council of America, on behalf of the Department of Agriculture Agricultural Air Quality Task Force, and Adam J. Sharp, American Farm Bureau Federation, both of Washington, D.C.; and Robert C. Junk,

Jr., Pennsylvania Farmers Union, Harrisburg, on behalf of the National Farmers Union.

APPROPRIATIONS—TRANSPORTATION/INTERIOR

Committee on Appropriations: Committee ordered favorably reported the following bills:

An original bill (S. 1048) making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998; and

H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998, with amendments.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education and Related Agencies approved for full committee consideration an original bill making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998.

FEDERAL MASS TRANSIT PROGRAM

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to examine the importance of the Federal mass transit program and proposed legislation authorizing funds for the Intermodal Surface Transportation Efficiency Act, after receiving testimony from Gordon J. Linton, Administrator, Federal Transit Administration, Department of Transportation; Derick Berlage, Montgomery County, Maryland, on behalf of the National Association of Counties; John P. Poorman, Capital District Transportation Committee/Metropolitan Planning Organization, Albany, New York, on behalf of the Association of Metropolitan Planning Organizations; Edward Wytkind, Transportation Trades Department/AFL–CIO, William Millar, American Public Transit Association, Barbara Singleton, Community Transportation Association of America, Hank Dittmar, Surface Transportation Policy Project, Bernice Shepard, American Association of Retired Persons, and Nancy J. Smith, Project ACTION/National Easter Seals Society, all of Washington, D.C.; and Eugene J. Berardi, Jr., Adirondack Trailways, Kingston, New York, on behalf of the American Bus Association.

WARD VALLEY LAND TRANSFER

Committee on Energy and Natural Resources: Committee held hearings to examine the Department of the Interior's review of the proposed transfer of federal land in Ward Valley to the State of California for use as a site for the disposal of commercially generated low-level radioactive waste, and S. 964, proposed Ward Valley Land Transfer Act, receiving testimony from Senator Boxer; Representatives Bilbray and George Miller; Gary Jones, Acting Associate Director, Energy, Resources, and Science Issues, Resources, Community, and Economic Development Division, General Accounting Office; John Garamendi, Deputy Secretary of the Interior; and California Deputy Cabinet Secretary Michael A. Kahoe, Sacramento, on behalf of California Governor's Office and California Department of Health Services.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Stanley O. Roth, of Virginia, to be Assistant Secretary of State for East Asian and Pacific Affairs, after the nominee, who was introduced by Senator Robb, testified and answered questions in his own behalf.

CENTRAL ASIA

Committee on Foreign Relations: Committee concluded hearings to examine United States foreign policy in the independent states of the Caucasus and Central Asia, after receiving testimony from Stuart E. Eizenstat, Under Secretary of State for Economic and Business Affairs; Caspar Weinberger, Forbes, Inc., Lt. Gen. William E. Odom, USA (Ret.), Hudson Institute, and Paul A. Goble, Radio Free Europe/Radio Liberty, all of Washington, D.C.; and Martha Brill Olcott, Colgate University, Hamilton, New York, on behalf of the Carnegie Endowment for International Peace.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee met in open and closed session to discuss certain immunity issues with regard to the special investigation on campaign financing, but made no announcements, and recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Frank M. Hull, of Georgia, to be United States Circuit Judge for the Eleventh Circuit, Joseph F. Bataillon, to be United States District Judge for the District of Nebraska, Robert Charles Chambers, to be United States District Judge for the Southern District of West Virginia, Janet C. Hall, to be United States District Judge for the District of Connecticut, and Christina A. Snyder, to be United States District Judge for the Central District of California, after the nominees testified and answered questions in their own behalf. Mr. Hull was introduced by Senators Coverdell and Cleland; Mr. Bataillon was introduced by Senators Hagel and Kerrey, Mr. Chambers was introduced by Senators Byrd and Rockefeller, Ms. Hall was introduced by Senators Dodd and Lieberman, and Ms. Snyder was introduced by Senator Feinstein.

WOMEN'S HEALTH

Committee on Labor and Human Resources: Committee concluded hearings to examine how information relating to

women's health care is communicated to women and their providers, and on proposed legislation to provide comprehensive patient protections through improved access to quality health plans and continued research in women's health issues, after receiving testimony from Vermont State Senator Barbara W. Snelling, Shelburne; Phyllis Greenberger, Society for the Advancement of Women's Health Research, and Judith L. Lichtman, Women's Legal Defense Fund, both of Washington, D.C.; Judith H. LaRosa, Tulane University School of Public Health and Tropical Medicine, New Orleans, Louisiana, on behalf of the American Heart Association; Bradley A. Arrick, Dartmouth Medical School, Hanover, New Hampshire; Gloria Feldt, Planned Parenthood Federation of America, Phoenix, Arizona; and Mary J. O'Sullivan, University of Miami, Miami, Florida.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 2205–2221; and 1 resolution, H. Con. Res. 118, were introduced.

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Reports Filed: Reports were filed today as follows:

H. Res. 192, providing for consideration of H.R. 2003, to reform the budget process and enforce the bipartisan balanced budget agreement of 1997 (H. Rept. 105–195); and

H.R. 2209, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998 (H. Rept. 105–196); and

H. Res. 193, providing for consideration of H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998 (H.Rept. 105–197). **Page 15266**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Emerson to act as Speaker pro tempore for today. **Page 15188**

Recess: The House recessed at 1:17 p.m. and reconvened at 2:00 p.m. **Page 15194**

Suspensions: The House agreed to suspend the rules and pass the following measures:

Shackleford Banks, North Carolina Wild Horses Protection Act: H.R. 765, to ensure maintenance of a herd of wild horses in Cape Lookout National Seashore (passed by a recorded vote of 416 ayes to 6 noes, Roll No. 290); **Pages 15196, 15240**

Warner Canyon, Oregon Ski Hill Land Exchange Act of 1997: H.R. 1944, to provide for a land exchange involving the Warner Canyon Ski Area and other land in the State of Oregon (passed by a recorded vote of 423 ayes with none voting "no", Roll No. 291); **Pages 15198, 15241**

Maintenance of Dams and Weirs in the Emigrant Wilderness: H.R. 1663, amended, to clarify the intent of the Congress in Public Law 93–632 to require the Secretary of Agriculture to continue to provide for the maintenance of 18 concrete dams and weirs that were located in the Emigrant Wilderness at the time the wilderness area was designated as wilderness in that Public Law (passed by a recorded vote of 424 ayes to 2 noes, Roll No. 292); **Pages 15199, 15242**

Trademark Law Treaty Implementation Act: H.R. 1661, amended, to implement the provisions of the Trademark Law Treaty (passed by a recorded vote of 425 ayes with none voting "no", Roll No. 293); **Pages 15200, 15243**

Lasting Peace and Stability on Cyprus: H. Con. Res. 81, amended, calling for a United States initiative seeking a just and peaceful resolution of the situation on Cyprus (agreed to by a recorded vote of 417 ayes to 4 noes, Roll No. 294); **Pages 15202, 15243**

Democratic Elections In El Salvador: H. Con. Res. 88, congratulating the Government and the people of the Republic of El Salvador on successfully completing free and democratic elections on March 16, 1997 (agreed to by a recorded vote of 419 ayes to 3 noes, Roll No. 295); **Pages 15207, 15244**

Coup d'Etat In Sierra Leone: H. Con. Res. 99, expressing concern over recent events in the Republic of Sierra Leone in the wake of the recent military coup d'etat of that country's first democratically elected president (agreed to by a recorded vote of 418 ayes to 1 no, with 1 voting "present", Roll No. 297); **Pages 15211, 15246**

European Commission Re Merger of Boeing and McDonnell Douglas: H. Res. 191, expressing the sense of the House of Representatives regarding the interference of the European Commission in the merger of the Boeing Company and McDonnell Douglas (agreed to by a yea and nay vote of 416 yeas to 3 nays, Roll No. 298); and **Pages 15213, 15246**

Stamp Out Breast Cancer Act: H.R. 1585, amended, to allow postal patrons to contribute to funding for breast cancer research through the voluntary purchase of certain specially issued United States postage stamps (passed by a recorded vote of 422 ayes to 3 noes, Roll No. 299. Agreed to amend the title). **Pages 15217, 15247**

Suspension Failed—Republic of Congo: H. Res. 175, amended, expressing concern over the outbreak of violence in the Republic of Congo and the resulting threat to scheduled elections and constitutional government in that country (with two-thirds required for passage, failed

to agree by a recorded vote of 279 ayes to 147 noes, Roll No. 296). **Pages 15209, 15245**

Carl D. Perkins Vocational-Technical Education Act: By a yea and nay vote of 414 yeas to 12 nays, Roll No. 289, the House passed H.R. 1853, to amend the Carl D. Perkins Vocational and Applied Technology Education Act. The House completed debate and began considering amendments on July 17. **Page 15222**

By a recorded vote of 207 ayes to 220 noes, Roll No. 289, rejected the Mink of Hawaii motion to recommit the bill to the Committee on Education and the Workforce with instructions to report it back forthwith with amendments that require states that fund programs for homemakers, single parents, and pregnant women and programs that promote gender equity to be funded at the same level as in fiscal year 1997. **Page 15239**

Agreed to the committee amendment in the nature of a substitute as amended. **Page 15237**

Agreed To:

The Klink amendment that requires States to make available to the general public its report submitted to the Secretary of Education concerning its performance on vocational-technical education benchmarks. **Page 15229**

Rejected:

The Mink amendment that sought to require states that fund programs for homemakers, single parents, and pregnant women and programs that promote gender equity to be funded at the same level as in fiscal year 1997 (rejected by a recorded vote of 207 ayes to 214 noes, Roll No. 286); and **Pages 15222, 15235**

The Kennedy of Massachusetts amendment that sought to establish an on-site workforce development coordinator (rejected by a recorded vote of 189 ayes to 230 noes, Roll No. 287). **Pages 15230, 15236**

The Clerk was authorized in the engrossment of the bill to make technical and conforming changes to reflect the actions of the House. **Page 15240**

H. Res. 187, the rule that provided for consideration of the bill was agreed to on July 17. **Page 14824**

Agriculture Appropriations: The House continued consideration of H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998. The House completed debate and considered amendments on July 16 and July 17. **Page 15248**

Amendment Pending:

The Obey amendment was offered that seeks to reduce crop insurance program funding by $36 million and increase Women, Infants, and Children (WIC) funding by $23.7 million. **Page 15250**

Recess: The House recessed at 12:01 a.m. on Wednesday, July 23 and reconvened at 12:21 a.m. **Page 15263**

Senate Messages: Messages received from the Senate today appear on page 15188.

Amendments: Amendments ordered printed pursuant to the rule appear on page 15274.

Quorum Calls—Votes: Two yea-and-nay votes and twelve recorded votes developed during the proceedings of the House today and appear on pages 15235, 15236, 15239, 15240, 15241, 15242, 15243, 15244, 15245, 15246, and 15247. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 12:22 a.m. on Wednesday, July 23.

Committee Meetings

AGRICULTURAL RESEARCH—REAUTHORIZATION PROPOSALS

Committee on Agriculture: Subcommittee on Forestry, Resource Conservation, and Research held a hearing on reauthorization proposals in agricultural research. Testimony was heard from Bob Robinson, Administrator, Cooperative State Research, Education, and Extension Service, USDA; and public witnesses.

DEFENSE; LABOR, HHS, AND EDUCATION; AND COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Ordered reported the following appropriations for fiscal year 1998: Defense; Labor, Health and Human Services, and Education; and Commerce, Justice, State, and Judiciary.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government approved for full Committee action the Treasury, Postal Service, and General Government appropriations for fiscal year 1998.

CONDUCT OF MONETARY POLICY

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy held a hearing on the Conduct of Monetary Policy. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

HIGHER EDUCATION AMENDMENTS

Committee on Education and the Workforce: Subcommittee on Postsecondary Education, Training and Life-Long Learning continued hearings on H.R. 6, Higher Education Amendments of 1998. Testimony was heard from David Longanecker, Assistant Secretary, Department of Education; and public witnesses.

SECURITY AND FREEDOM THROUGH ENCRYPTION (SAFE) ACT

Committee on International Relations: Ordered reported amended H.R. 695, Security and Freedom Through Encryption (SAFE) Act.

The Committee also approved a motion to authorize the Chairman to make motions on the House Floor under Rule XX, relative to H.R. 1757, Foreign Relations Authorization Act, Fiscal Years 1998 and 1999, and European Security Act of 1997.

CONSTITUTIONAL AMENDMENT—RESTORING RELIGIOUS FREEDOM

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on H.J. Res. 78, proposing an amendment to the Constitution of the United States restoring religious freedom. Testimony was heard from Representatives Istook, Edwards, Campbell, Capps and Bishop; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Crime held a hearing on the following: H.R. 218, Community Protection Act of 1997; H.R. 339, to amend title 18, United States Code, to provide a national standard in accordance with which nonresidents of a State may carry certain concealed firearms in the State, and to exempt qualified current and former law enforcement officers from State laws prohibiting the carrying of concealed handguns; and the Law Enforcement and Community Protection Act of 1997. Testimony was heard from public witnesses.

OPERATION AND MAINTENANCE FINANCIAL MANAGEMENT

Committee on National Security: Subcommittee on Military Readiness held a hearing on the operation and maintenance financial management. Testimony was heard from the following officials of the GAO: Jack L. Brock, Director, Defense Information and Financial Management Systems; and Sharon Cekala, Associate Director, Military Operations and Capabilities; and the following officials of the Department of Defense: Alice C. Maroni, Principal Deputy Under Secretary (Comptroller); Helen T. McCoy, Assistant Secretary, Army (Financial Management and Comptroller); D. P. Christie, Assistant Secretary, Navy (Financial Management and Comptroller); and Robert F. Hale, Assistant Secretary, Air Force (Financial Management and Comptroller).

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Forests and Forest Health held a hearing on the following bills: H.R. 1309, to provide for an exchange of lands with the city of Greeley, CO, and the Water Supply and Storage Co. to eliminate private inholdings in wilderness areas; and H.R. 1843, Local Free Access Act. Testimony was heard from Senator Allard; Robert C. Joslin, Deputy Chief, National Forest System, Forest Service, USDA; Douglass P. Teschner, member, House of Representatives, State of New Hampshire; LaVere Nelson, Mayor, Greeley, Colorado; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 1635, to establish within the United States National Park Service the National Underground Railroad Network to Freedom Program; H.R. 755, to amend the Internal Revenue Code of 1986 to allow individuals to designate any portion of their income tax overpayments, and to make other contributions for the benefit of units of the National Park System; H.R. 1718, to provide for the conveyance of certain lands in Wyoming to the County of Park, WY; and H.R. 708, to require the Secretary of the Interior to conduct a study concerning grazing use of certain land within and adjacent to Grand Teton National Park, Wyoming and to extend temporarily certain grazing privileges. Testimony was heard from Representatives Stokes, Portman, Duncan and Cubin; the following officials of the Department of the Interior: Denis P. Galvin, Acting Deputy Director, National Park Service; and Eluid L. Martinez, Commissioner, Bureau of Reclamation; and public witnesses.

AGRICULTURE APPROPRIATIONS ACT OF FY 1997

Committee on Rules: Granted, by voice vote, a modified closed rule on H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration and Related Agencies programs for the fiscal year ending September 30, 1998. The rule waives clause 2 of rule XXI (prohibiting unauthorized and legislative provisions in an appropriations bill) and clause 6 of rule XXI (prohibiting reappropriations in an appropriations bill) against provisions in the bill except as otherwise specified in the rule. The rule provides that no further amendments shall be in order except: those amendments printed before July 22, 1997 in the Congressional Record; the amendments printed in the Congressional Record and numbered 21, 22, and 23; and the amendment by Representative Obey pending when the Committee of the Whole rose on July 22, 1997. The rule provides that each amendment made in order shall be considered as read and shall be debatable for 10 minutes (except as otherwise specified in section 2 of the rule) equally divided and controlled by the proponent and an opponent. The rule allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce to five minutes on a postponed question if the vote follows a fifteen minute vote. The rule also provides that after a motion that the Committee rise has been rejected on a day, another such motion on that day may be entertained only if offered by the Chairman of the Committee on Appropriations or the Majority Leader or their designee. The rule provides that after a motion to strike out the enacting words of the bill has been rejected, the Chairman of the Committee of the Whole may not entertain another such motion during further consideration of

the bill. Finally, the rule provides one motion to recommit with or without instructions.

BUDGET ENFORCEMENT ACT OF 1997

Committee on Rules: Granted, by voice vote, a closed rule on H.R. 2003, to reform the budget process and enforce the bipartisan balanced budget agreement of 1997, providing one hour of debate in the House equally divided between Representative Barton of Texas and an opponent. The rule also provides one motion to recommit. Testimony was heard from Representatives Nussle, Neumann, Bunning, Barton of Texas, Castle, Wamp, Minge, Tanner, Stenholm, Evans, Boyd, and Tauscher.

HUMAN CLONING RESEARCH—FEDERAL FUNDING PROHIBITION

Committee on Science: Subcommittee on Technology held a hearing on the Prohibition of Federal Funding for Human Cloning Research. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES; PROSPECTUSES

Committee on Transportation and Infrastructure: Subcommittee on Public Grounds and Economic Development approved for full Committee action the following: H.R. 29, to designate the Federal building located at 290 Broadway in New York, NY, as the "Ronald H. Brown Federal Building"; H.R. 81, to designate the U.S. courthouse located at 401 South Michigan Street in South Bend, IN, as the "Robert K. Rodibaugh United States Bankruptcy Courthouse"; H.R. 548, to designate the U.S. courthouse located at 500 Pearl Street in New York City, NY, as the "Ted Weiss United States Courthouse"; H.R. 595, to designate the Federal building and U.S. courthouse located at 475 Mulberry Street in Macon, GA, as the "William Augustus Bootle Federal Building and United States Courthouse"; H.R. 613, amended, to designate the Federal building located at 100 Alabama Street NW., in Atlanta, GA, as the "Sam Nunn Federal Center"; H.R. 643, to designate the U.S. courthouse to be constructed at the corner of Superior and Huron Roads, in Cleveland, OH, as the "Carl B. Stokes United States Courthouse"; H.R. 824, to redesignate the Federal building located at 717 Madison Place, NW., in the District of Columbia, as the "Howard T. Markey National Courts Building"; H.R. 892, amended, to redesignate the Federal building located at 223 Sharkey Street in Clarksdale, MS, as the "Aaron Henry United States Post Office"; H.R. 962, to redesignate a Federal building in Suitland, MD, as the "W. Edwards Deming Federal Building"; H.R. 994, to designate the U.S. border station located in Pharr, TX, as the "Kika de la Garza United States Border Station"; H.R. 1479, amended, to designate the Federal building and U.S. courthouse located at 300 Northeast First Avenue in Miami, FL, as the "David W. Dyer Federal Courthouse"; H.R. 1484, amended, to redesignate the Dublin Federal courthouse building located in Dublin, GA, as the "J. Roy Rowland Federal Courthouse"; H.R. 1502, to designate the U.S. courthouse located at 301 West Main Street in Benton, IL, as the "James L. Foreman United States Courthouse"; H.R. 1851, to designate the U.S. courthouse located at 200 South Washington Street in Alexandria, VA, as the "Martin V.B. Bostetter, Jr., U.S. Courthouse"; H. Con. Res. 98, authorizing the use of the Capitol grounds for the Safe Kids Buckle Up Car Seat Safety Check; 5 Courthouse Design prospectuses; 2 amending Committee Resolutions, 3 Miscellaneous Construction Prospectuses and 2 11(b) Resolutions.

FREE TRADE AREA OF THE AMERICAS

Committee on Ways and Means: Subcommittee on Trade held a hearing on Free Trade Area of the Americas. Testimony was heard from Representatives Kolbe, Campbell and Farr; Jeffrey Davidow, Assistant Secretary, Bureau of Inter-American Affairs, Department of State; Jeffrey M. Lang, Deputy U.S. Trade Representative; JayEtta Z. Hecker, Associate Director, International Relations and Trade Issues, National Security and International Affairs Division, GAO; and public witnesses.

INFORMATION OPERATIONS BRIEFING

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on information operations. The Committee was briefed by departmental witnesses.

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Wednesday, July 23, 1997

Senate

Chamber Action

Routine Proceedings, pages 15383–15493

Measures Introduced: Seven bills and one resolution were introduced, as follows: S. 1054–1060 and S. Res. 109. **Page 15457**

Measures Passed:

Condemning Canadian Fishermen's Blockade: By 81 yeas to 19 nays (Vote No. 195), Senate agreed to S. Res. 109, to express the sense of the Senate in condemning the Government of Canada for its failure to accept responsibility for the illegal blockade of a U.S. vessel in Canada, and calling on the President to take appropriate action. **Pages 15416, 15424**

National Geologic Mapping Act: Committee on Energy and Natural Resources was discharged from further consideration of H.R. 709, to reauthorize and amend the National Geologic Mapping Act of 1992, and the bill was then passed, clearing the measure for the President. **Page 15491**

Taxpayer Browsing Protection Act: Senate passed H.R. 1226, to amend the Internal Revenue Code of 1986 to prevent the unauthorized inspection of tax returns or tax return information, clearing the measure for the President. **Page 15491**

OAS-CIAV Mission in Nicaragua: Senate agreed to S. Res. 40, expressing the sense of Congress regarding the OAS-CIAV Mission in Nicaragua. **Page 15491**

Cyprus Situation: Senate agreed to S. Res. 41, calling for a United States initiative seeking a just and peaceful resolution of the situation in Cyprus. **Page 15492**

Agriculture Appropriations: Senate began consideration of S. 1033, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, taking action on amendments proposed thereto, as follows: **Pages 15397, 15402**

Adopted:

Cochran/Bumpers Amendment No. 962, to make technical corrections. **Page 15402**

Cochran (for D'Amato/Sarbanes) Amendment No. 963, to allow rural rental housing programs to continue providing multi-family housing developers with direct loans and loan guarantees to build or rehabilitate affordable rental housing. **Page 15402**

Subsequently, the amendment was modified. **Page 15417**

Roberts Amendment No. 961, to withhold certain funds from the Risk Management Agency until the Administrator of the Agency issues and begins to implement a plan to reduce administrative and operating costs of approved insurance providers. **Page 15404**

Cochran/Bumpers Amendment No. 964, to modify the conditions for issuance of cotton user marketing certificates. **Page 15405**

Grams Amendment No. 971, to require the Director of the Office of Management and Budget to conduct, complete, and transmit to Congress a comprehensive economic evaluation of the direct and indirect effects of the Northeast Interstate Dairy Compact. **Pages 15441, 15447**

Cochran (for Daschle) Amendment No. 973, to allow the use of proceeds from the sale of grain in the disaster reserve to implement the livestock indemnity program. **Page 15451**

Cochran (for Grams/Wellstone) Amendment No. 974, to prohibit the use of appropriated funds to administer the provision of contract payments to a producer for contract acreage on which wild rice is planted unless the contract payment is reduced by an acre for each contract acre planted to wild rice. **Page 15451**

Cochran (for Craig) Amendment No. 975, to prohibit the use of appropriated funds to inspect or certify agricultural products unless the Secretary of Agriculture inspects and certifies agricultural processing equipment, and imposes a fee for the inspection and certification, in a manner that is similar to the inspection and certification of agricultural products. **Page 15452**

Cochran (for DeWine) Amendment No. 976, to require the United States Agency for International Development to use at least the same amount of funds made available under title II of Public Law 480 to carry out the orphan feeding program in Haiti during fiscal year 1998 as was used by the Agency to carry out the program during fiscal year 1997. **Page 15452**

Rejected:

Durbin Amendment No. 965, to prohibit the use of funds to provide or pay the salaries of personnel who provide crop insurance or noninsured crop disaster assistance for tobacco for the 1998 or later crop years. (By 53 yeas to 47 nays (Vote No. 196), Senate tabled the amendment.) **Pages 15406, 15425**

Ford Amendment No. 966 (to Amendment No. 965), to limit Federal crop insurance to family farmers. (The amendment fell when Amendment No. 965, listed above, was tabled.) **Pages 15413, 15425**

Harkin Amendment No. 968, to provide funding for tobacco and nicotine enforcement activities of the Food and Drug Administration. (By 52 yeas to 48 nays (Vote No. 198), Senate tabled the amendment.) **Pages 15417, 15434**

Helms Modified Amendment No. 969 (to Amendment No. 968), to impose an assessment on ethanol manufacturers. (By 76 to 24 nays (Vote No. 197), Senate tabled the amendment.) **Page 15422**

Bryan Amendment No. 970, to limit funding for the market access program. (By 59 yeas to 40 nays (Vote No. 199), Senate tabled the amendment.) **Page 15431**

Pending:

Wellstone Amendment No. 972, to provide funds for outreach and startup of the school breakfast program. **Page 15443**

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, with final passage of the bill to occur on Thursday, July 24, 1998. **Page 15440**

International Dolphin Conservation Program Act—Cloture Motion Filed: A motion was entered to close further debate on the motion to proceed to consideration of S. 39, to amend the Marine Mammal Protection Act of 1972 to support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean 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 Friday, July 25, 1997. **Page 15440**

Subsequently, the motion to proceed to consideration of the bill was withdrawn. **Page 15440**

Nominations Received: Senate received the following nominations:

William F. Weld, of Massachusetts, to be Ambassador to Mexico.

Rita D. Hayes, of South Carolina, to be Deputy United States Trade Representative, with the rank of Ambassador. **Page 15493**

Messages From the House: **Page 15454**

Measures Referred: **Page 15455**

Measures Placed on Calendar: **Page 15455**

Petitions: **Page 15455**

Executive Reports of Committees: **Page 15456**

Statements on Introduced Bills: **Page 15457**

Additional Cosponsors: **Page 15472**

Amendments Submitted: **Page 15473**

Authority for Committees: **Page 15476**

Additional Statements: **Page 15477**

Text of H.R. 2158 as Previously Passed: **Page 15480**

Record Votes: Five record votes were taken today. (Total–199) **Pages 15424, 15429, 15436**

Adjournment: Senate convened at 9 a.m., and adjourned at 8:26 p.m., until 9:45 a.m., on Thursday, July 24, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 15493.)

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nominations of Catherine E. Woteki, of the District of Columbia, to be Under Secretary for Food Safety, Shirley Robinson Watkins, of Arkansas, to be Under Secretary for Food, Nutrition, and Consumer Services, I. Miley Gonzalez, of New Mexico, to be Under Secretary for Research, Education, and Economics, and August Schumacher, Jr., of Massachusetts, to be Under Secretary for Farm and Foreign Agricultural Services, and to be a Member of the Board of Directors of the Commodity Credit Corporation, all of the Department of Agriculture, after the nominees testified and answered questions in their own behalf. Ms. Woteki was introduced by Senator Harkin, Ms. Watkins was introduced by Representative Clayton, Mr. Gonzalez was introduced by Senators Domenici and Bingaman, and Mr. Schumacher was introduced by Senator Kerry.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on the District of Columbia resumed hearings on proposed budget estimates for fiscal year 1998 for the government of the District of Columbia, receiving testimony from Wayne D. Casey, Interim Director, Department of Human Services, Marlene N. Kelley, Acting Director, Department of Health, and Cellerino C. Bernardino, Acting Director, Department of Public Works, all of the District of Columbia.

Subcommittee recessed subject to call.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 2,496 nominations in the Army, Navy, Marine Corps, and Air Force.

MONETARY POLICY

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the Federal Reserve's report on the economic situation and monetary policy, after receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the nomination of Jane Garvey, of Massachusetts, to be Administrator of the Federal Aviation Administration, Department of Transportation.

NOMINATIONS

Committee on Energy and Natural Resources: Committee ordered favorably reported the nominations of Patrick A. Shea, of Utah, to be Director of the Bureau of Land Management, Robert G. Stanton, of Virginia, to be Director of the National Park Service, and Kathleen M. Karpan, of Wyoming, to be Director of the Office of Surface Mining Reclamation and Enforcement, all of the Department of the Interior, and Kneeland C. Youngblood, of Texas, to be a Member of the Board of Directors of the United States Enrichment Corporation.

NATURAL GAS

Committee on Energy and Natural Resources: Committee concluded oversight hearings to examine certain aspects of natural gas issues into the next century, focusing on world energy supply and demand to the year 2015, the role of government in large scale gas projects in foreign countries, and emerging technologies in gas field development that are making natural gas more economical to market, after receiving testimony from Jay E. Hakes, Administrator, Energy Information Administration, David J. Jhirad, Deputy Assistant Secretary for International Energy Policy, Trade and Investment, and Robert S. Kripowicz, Principal Deputy Assistant Secretary for Fossil Energy, all of the Department of Energy; Julie D. Belaga, Director and Chief Operating Officer, Export-Import Bank of the United States; John Horn, Worldwide Natural Gas and LNG, Bartlesville, Oklahoma; James T. Jensen, Jensen Associates, Inc., Washington, D.C.; A. Pedro H. van Meurs, van Meurs & Associates, Ltd., and Robert L. Pierce, Foothills Pipe Lines Ltd., both of Calgary, Alberta, Canada; and John Galt, Vessy, Geneva, Switzerland.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Benton L. Becker, Coral Gables, Florida; and Michael E. Baroody, Washington, D.C.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on the Judiciary: Committee resumed mark-up of S. 10, to reduce violent juvenile crime, promote accountability by juvenile criminals, and punish and deter violent gang crime, but did not complete action thereon, and will meet again tomorrow.

AUTHORIZATION—NATIONAL DRUG CONTROL

Committee on the Judiciary: Committee concluded hearings on S. 1053, authorizing funds for the Office of National Drug Control Policy, after receiving testimony from Barry R. McCaffrey, Director, Office of National Drug Control Policy; and John P. Walters, Philanthropy Roundtable, Washington, D.C., former Acting Director and Deputy Director for Supply Reduction, Office of National Drug Control Policy.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 1020, to improve and authorize funds for programs of the National Foundation on the Arts and Humanities Act and the Art and Artifacts Indemnity Act, with amendments;

S. 1046, authorizing funds for fiscal years 1998 and 1999 for the National Science Foundation; and

The nominations of John T. Broderick Jr., of New Hampshire, and Ernestine P. Watlington, of Pennsylvania, each to be a Member of the Board of Directors of the Legal Services Corporation, Louis Caldera, of California, to be a Managing Director of the Corporation for National and Community Service, Paul Simon, of Illinois, to be a Member of the National Institute for Literacy Advisory Board, and Gina McDonald, of Kansas, and Bonnie O'Day, of Minnesota, each to be a Member of the National Council on Disability.

Also, committee began consideration of the proposed Workforce Improvement Partnership Act, but did not complete action thereon, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 2222–2234; and 3 resolutions, H. Con. Res. 119 and H. Res. 195–196, were introduced. **Page 15380**

Reports Filed: One report was filed today as follows:

H. Res. 194, providing for consideration of H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998 (H. Rept. 105–198). **Page 15380**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative LaTourette to act as Speaker pro tempore for today. **Page 15293**

Budget Enforcement Act of 1997: By a recorded vote of 81 ayes to 347 noes, Roll No. 301, the House failed to pass H.R. 2003, to reform the budget process and enforce the bipartisan balanced budget agreement of 1997. **Page 15298**

By a yea and nay vote of 148 yeas to 279 nays with 1 voting "present", Roll No. 300, rejected the motion to recommit the bill to the Committee on the Budget with instructions to report it back forthwith with amendments that use budget surpluses to take the Social Security trust fund off-budget; limit Medicare premium increases; establish Ways and Means Committee and Senate Finance Committee jurisdiction to consider legislation responding to revenue shortfalls; provide flexibility in response to excess spending; clarify spending sequestration triggering procedures; limit size of spending sequestration; and provide for a partial suspension of the phase-in of tax cuts. **Page 15328**

Earlier, agreed to H. Res. 192, the rule that provided for consideration of the bill by a voice vote. **Page 15298**

Transportation and Related Agencies Appropriations: By a yea and nay vote of 424 yeas to 5 nays, Roll No. 302, the House passed H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998. **Page 15339**

Agreed To:

The Wolf amendment that provides that funding of $1.8 billion for Federal Aviation Administration operations shall be derived from the Airport and Airway Trust Fund; **Page 15355**

Point of Order Sustained:

A point of order was sustained against language that rescinded contract authorization for Small Community Air Service; **Page 15353**

A point of order was sustained against language that provided that notwithstanding 49 U.S.C. 48104(c), $3.4 billion for Federal Aviation Administration operations shall be derived from the Airport and Airway Trust Fund; **Page 15355**

A point of order was sustained against Section 331 that restricted air service to communities that are located fewer than seventy miles from the nearest hub airport or that require a subsidy per passenger in excess of $200; and **Page 15362**

A point of order was sustained against Title IV that established the Amtrak Route Closure and Realignment Act of 1997 and created a Total Realignment of Amtrak Commission. **Page 15362**

Withdrawn:

The Filner amendment was offered but subsequently withdrawn that sought to provide loan guarantees of less than $490,000 for railroad rehabilitation programs. **Page 15362**

Earlier, the House agreed to H. Res. 189, the rule that provided for consideration of the bill by a voice vote. Pursuant to the rule, the specified amendments were considered as adopted. **Page 15337**

Motion to Adjourn: Rejected the DeLauro motion to adjourn by a yea and nay vote of 122 yeas to 279 nays, Roll No. 303. **Page 15365**

Motion to Adjourn: Rejected the Jackson-Lee motion to adjourn by a recorded vote of 105 ayes to 311 noes, Roll No. 304. **Page 15366**

Agriculture Appropriations: By a recorded vote of 226 ayes to 202 noes, Roll No. 306, the House agreed to H. Res. 193, as amended, the rule to provide for consideration of H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998. The House completed debate and considered amendments to the bill on July 16, July 17, and July 22. **Page 15366**

Earlier, agreed to the Hastings amendment to the rule that makes in order an amendment by Representative Cox of California regarding assistance to the Democratic People's Republic of Korea; and agreed by unanimous consent, that the amendment be modified by making in order the amendment numbered 35 as printed in the Congressional Record. Earlier, agreed to order the previous question on the amendment by a yea and nay vote of 269 yeas to 160 nays, Roll No. 305. **Page 15376**

Committee Election: Agreed to H. Res. 196 electing Representative Redmond to the following Committees: Banking and Financial Services, National Security, and Veterans' Affairs; and electing Representative Pitts to the Committee on Small Business. **Page 15379**

Senate Messages: Messages received from the Senate today appear on page 15293.

Amendments: Amendments ordered printed pursuant to the rule appear on page 15381.

Quorum Calls—Votes: Four yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 15336, 15337, 15365, 15366, 15377, and 15378. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 7:40 p.m.

Committee Meetings

AGRICULTURAL TRADE OPTIONS

Committee on Agriculture: Subcommittee on Risk Management and Specialty Crops held a hearing on the Commodity Futures Trading Commission's proposal to lift the prohibition on agricultural trade options. Testimony was heard from Brooksley Born, Chairperson, Commodity Futures Trading Commission; and public witnesses.

CONDUCT OF MONETARY POLICY

Committee on Banking and Financial Services: Held a hearing on the Conduct of Monetary Policy. Testimony was heard from the following officials of the Federal Reserve System: Alice M. Rivlin, Vice Chairman and Laurence H. Meyer, both members, Board of Governors; and William J. McDonough, President, Federal Reserve Bank of New York; and public witnesses.

SEC AUTHORIZATION ACT; NATIONAL SALVAGE MOTOR VEHICLE CONSUMER PROTECTION ACT

Committee on Commerce: Ordered reported the following bills: H.R. 1262, Securities and Exchange Commission Authorization Act of 1997; and H.R. 1839, amended, National Salvage Motor Vehicle Consumer Protection Act of 1997.

Committee recessed subject to call.

OSHA'S REINVENTION PROJECT

Committee on Education and the Workforce: Subcommittee on Workforce Protections held a hearing to examine the Occupational Safety and Health Administration's reinvention project. Testimony was heard from public witnesses.

IRAN LIBYA SANCTIONS ACT—ONE YEAR LATER

Committee on International Relations: Held a hearing on Iran Libya Sanctions Act—One Year Later. Testimony was heard from the following officials of the Department of State: Alan Larsen, Assistant Secretary, Bureau of Economic and Business Affairs; and David Welch, Acting Assistant Secretary, Bureau of Near East Affairs; and public witnesses.

MICROCREDIT AND MICROENTERPRISE: THE ROAD TO SELF-RELIANCE

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on Microcredit and Microenterprise: The Road to Self-Reliance. Testimony was heard from Representatives Houghton and Hall of Ohio; Mark L. Schneider, Assist-

ant Administrator, Latin America, AID, U.S. International Development Cooperation Agency; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following measures: H.R. 1109, to amend the Immigration and Nationality Technical Corrections Act of 1994 to eliminate the special transition rule for issuance of a certificate of citizenship for certain children born outside the United States; H.R. 1348, Expanded War Crimes Act of 1997; H.R. 2027, to provide for the revision of the requirements for a Canadian border boat landing permit pursuant to section 235 of the Immigration and Nationality Act, and to require the Attorney General to report to the Congress on the impact of such revision; H.R. 2181, Witness Protection and Interstate Relocation Act of 1997; and two private bills.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998. The rule waives clause 2 (prohibiting unauthorized appropriations and legislative provisions in an appropriations bill) and clause 6 (prohibiting reappropriations in an appropriations bill) of rule XXI against the bill. The rule permits the Chair to accord priority in recognition to Members who have preprinted their amendment in the Congressional Record. The rule allows the Chair to postpone recorded votes and reduce to five minutes the minimum time for electronic voting on any postponed votes, provided voting time on the first in any series of questions shall be not less than 15 minutes. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives McDade, Fazio and Rothman.

SCIENCE, MATH ENGINEERING AND TECHNOLOGY EDUCATION

Committee on Science: Held a hearing on Science, Math Engineering and Technology Education. Testimony was heard from Richard W. Riley, Secretary of Education; and Neal F. Lane, Director, NSF.

MISCELLANEOUS MEASURES

Committee on Transportation and Infrastructure: Ordered reported the following measures: H.R. 2036, Aviation Insurance Reauthorization Act of 1997; H.R. 2005, amended, to amend title 49, United States Code, to clarify the application of the Act popularly known as the "Death on the High Seas Act" to aviation incidents; H.R. 2204, amended, Coast Guard Authorization Act of 1997; H.R. 2207, amended, Coastal Pollution Reduction Act of 1997; H.R. 29, to designate the Federal building located at 290 Broadway in New York, NY, as the "Ronald H. Brown Federal Building"; H.R. 81, to designate the U.S. courthouse located at 401 South Michigan Street in South Bend, IN, as the "Robert K. Rodibaugh United States Bankruptcy Courthouse"; H.R. 548, to designate the U.S. courthouse located at 500 Pearl Street in New York City, NY, as the "Ted Weiss United States Courthouse"; H.R. 595, to designate the Federal building and U.S. courthouse located at 475 Mulberry Street in Macon, GA, as the "William Augustus Bootle Federal Building and United States Courthouse"; H.R. 613, amended, to designate the Federal building located at 100 Alabama Street NW, in Atlanta, GA, as the "Sam Nunn Federal Center;" H.R. 643, to designate the U.S. courthouse to be constructed at the corner of Superior and Huron Roads, in Cleveland, OH, as the "Carl B. Stokes United States Courthouse"; H.R. 824, to redesignate the Federal building located at 717 Madison Place, NW., in the District of Columbia, as the "Howard T. Markey National Courts Building"; H.R. 892, amended, to redesignate the Federal building located at 223 Sharkey Street in Clarksdale, MS, as the "Aaron Henry United States Post Office"; H.R. 962, to redesignate a Federal building in Suitland, MD, as the "W. Edwards Deming Federal Building"; H.R. 994, to designate the U.S. border station located in Pharr, TX as the "Kika de la Garza United States Border Station"; H.R. 1479, amended, to designate the Federal building and U.S. courthouse located at 300 Northeast First Avenue in Miami, FL, as the "David W. Dyer Federal Courthouse"; H.R. 1484, amended, to redesignate the Dublin Federal courthouse building located in Dublin, GA, as the "J. Roy Rowland Federal Courthouse"; H.R. 1502, to designate the U.S. courthouse located at 301 West Main Street in Benton, IL, as the "James L. Foreman United States Courthouse"; H.R. 1851, to designate the U.S. courthouse located at 200 South Washington Street in Alexandria, VA, as the "Martin V.B. Bostetter, Jr., U.S. Courthouse"; H. Con. Res. 98, authorizing the use of the Capitol grounds for the Safe Kids Buckle Up Car Seat Safety Check.

The Committee also approved the following: 6 Water Resources Survey Resolutions; 5 Courthouse Design Resolutions; 2 Amendments to Public Buildings Resolutions; 3 Public Buildings Construction Resolutions; and 2 Public Buildings 11(b) Resolutions.

SOCIAL SECURITY DISABILITY RECIPIENTS—BARRIERS PREVENTING RETURNING TO WORK

Committee on Ways and Means: Subcommittee on Social Security held a hearing on Barriers Preventing Social Security Disability Recipients from Returning to Work. Testimony was heard from Representative Ramstad; John J. Callahan, Acting Commissioner, SSA; Judith Heumann, Assistant Secretary, Special Education and Rehabilitative Services, Department of Education; Jane L. Ross, Direc-

tor, Income Security Issues, Health, Education, and Human Services Division, GAO; and public witnesses.

Hearings continue tomorrow.

NEW TRANSATLANTIC AGENDA

Committee on Ways and Means: Subcommittee on Trade held a hearing on the New Transatlantic Agenda. Testimony was heard from Jeffrey Lang, Deputy U.S. Trade Representative; Timothy J. Hauser, Acting Under Secretary, International Trade Administration, Department of Commerce; and public witnesses.

BRIEFING—FOREIGN COUNTERINTELLIGENCE THREAT AGAINST CONGRESS

Permanent Select Committee on Intelligence: Subcommittee on Human Intelligence, Analysis, and Counterintelligence met in executive session to receive a briefing on Foreign Counterintelligence Threat Against Congress. The Subcommittee was briefed by departmental witnesses.

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Thursday, July 24, 1997

Senate

Chamber Action

Routine Proceedings, pages 15520–15650

Measures Introduced: Seven bills and one resolution were introduced, as follows: S. 1061–1067, and S. Con. Res. 42. **Page 15628**

Measures Reported: Reports were made as follows:

Special Report on Further Revised Allocation to Subcommittees of Budget Totals. (S. Rept. No. 105–57)

S. 1061, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998. (S. Rept. No. 105–58)

S. 1000, to designate the United States courthouse at 500 State Avenue in Kansas City, Kansas, as the "Robert J. Dole United States Courthouse."

S. 1043, to designate the United States courthouse under construction at the corner of Las Vegas Boulevard and Clark Avenue in Las Vegas, Nevada, as the "Lloyd D. George United States Courthouse." **Page 15627**

Measures Passed:

Agriculture Appropriations, 1998: By a unanimous vote of 99 yeas (Vote No. 201), Senate passed S. 1033, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, after taking action on further amendments proposed thereto, as follows: **Page 15520**

Adopted:

Robb amendment No. 977, to provide additional funding for the Outreach Program for Socially Disadvantaged Farmers and earmark funds for the civil rights investigative unit. **Page 15523**

Bumpers (for Bingaman/Campbell) amendment No. 978, to provide additional funds for the Geographic Information System to include New Mexico and Colorado in the program. **Page 15527**

Rejected:

Wellstone modified amendment No. 972, to provide funds for outreach and startup of the school breakfast program. (By 54 yeas to 45 nays (Vote No. 200), Senate tabled the amendment.) **Page 15522**

Stamp Out Breast Cancer Act: Senate passed H.R. 1585, to allow postal patrons to contribute to funding to breast cancer research through the voluntary purchase of certain specially issued United States postage stamps, clearing the measure for the President. **Page 15574**

Commerce, Justice, State, the Judiciary Appropriations, 1998: Senate began consideration of S. 1022, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, taking action on amendments proposed thereto, as follows: **Page 15540**

Adopted:

Lugar amendment No. 984, to make funds available for grants through the National Endowment for Democracy. (By 27 yeas to 72 nays (Vote No. 203), Senate earlier failed to table the amendment.) **Page 15572**

McConnell amendment No. 985 (to amendment No. 984), of a perfecting nature. **Page 15574**

Sarbanes amendment No. 989, to strike the provisions dealing with the withdrawal of the United States from certain international organizations. **Pages 15597, 15603**

Graham amendment No. 993, relating to the health insurance benefits of certain public safety officers. **Page 15603**

Domenici amendment No. 994, to provide for the public disclosure of court appointed attorney's fees upon approval of such fees by the court. **Page 15605**

Gregg amendment No. 979, to authorize the Administrator of General Services to transfer certain surplus property for use for law enforcement or fire and rescue purposes. **Pages 15544, 15618**

Hollings (for Baucus/Burns) amendment No. 999, to provide funds for the Butte Local Development Corporation Revolving Loan Fund. **Page 15618**

Hollings (for Bingaman) amendment No. 1000, to require a non-profit public affairs organization to register with the Attorney General if the organization receives contributions in excess of $10,000 from foreign governments in any 12-month period. **Page 15618**

Hollings (for Bumpers) amendment No. 1001 to establish a Jonesboro-Paragould, Arkansas Metropolitan Statistical Area in lieu of the Jonesboro, Arkansas Metropolitan Statistical Area. **Page 15619**

Hollings (for Byrd/Hatch) amendment No. 1002, to provide funds for grants to States for programs to enforce State laws prohibiting the sale of alcoholic beverages to minors or the purchase or consumption of alcoholic beverages by minors. **Page 15619**

Hollings (for Dorgan) amendment No. 1003, to provide for public broadcasting facilities, planning and construction. **Page 15620**

Hollings (for Daschle) amendment No. 1004, to provide funds for a grant to Roberts County, South Dakota, and funds for a grant to the South Dakota Division of Criminal Investigation for the procurement of equipment for law enforcement telecommunications, emergency communications, and the state forensic laboratory. **Pages 15618, 15620**

Hollings (for Inouye) amendment No. 1005, to improve the bill by amending section 305 to realign Guam and the Northern Mariana Islands with the United States Court of Appeals for the Twelfth Circuit. **Pages 15618, 15620**

Hollings (for Harkin) amendment No. 1006, to express the sense of the Senate regarding the exemplary service of John H.R. Berg to the United States. **Pages 15618, 15620**

Hollings (for Leahy/Kennedy) amendment No. 1007, to provide that the Administrative Office of the United States Courts shall conduct a study of the average costs incurred in defending and presiding over Federal capital cases from the initial appearance of the defendant through the final appeal. **Pages 15618, 15621**

Hollings (for Reed) amendment No. 1008, to express the sense of the Senate with respect to slamming. **Pages 15618, 15621**

Hollings (for Robb) amendment No. 1009, to foster a safer elementary and secondary school environment for the nation's children through the support of community policing efforts. **Pages 15618, 15622**

Hollings (for Lautenberg/Hatch) amendment No. 1010, to limit the funds made available for the Office of the Under Secretary of Commerce for Intellectual Property Policy, if such office is established. **Pages 15618, 15622**

Hollings (for Biden) amendment No. 1011, to limit the amount of funds available for grants pursuant to provisions of title I of the Omnibus Crime Control and Safe Streets Act of 1968. **Pages 15618, 15622**

Gregg (for Abraham) amendment No. 1012, to revise the use of fingerprints by the Immigration and Naturalization Service. **Pages 15618, 15622**

Gregg (for Hatch) amendment No. 1013, to strike a restriction concerning the transfer of certain personnel to the Office of Legislative Affairs or the Office of Public Affairs of the Department of Justice. **Pages 15618, 15622**

Gregg (for Burns) amendment No. 1014, to strike section 409, which imposes, prospectively, a revolving door restriction on Mansfield fellows. **Pages 15618, 15622**

Gregg (for McCain) amendment No. 1015, to provide a waiver from certain immunization requirements for certain aliens entering the United States. **Pages 15618, 15622**

Gregg (for Stevens) amendment No. 1016, relating to the Office of the Chief Signal Officer. **Pages 15618, 15622**

Gregg (for DeWine) amendment No. 1017, to exclude from the United States aliens who have been involved in extrajudicial and political killings in Haiti. **Pages 15618, 15622**

Gregg (for Helms/Biden) amendment No. 1018, to strike section 404, which waives provisions of existing law that require authorizations to be in place for State Department, U.S. Information Agency, including international broadcasting operations, and Arms Control and Disarmament Agency activities prior to the expenditure of any appropriated funds. **Pages 15618, 15623**

Gregg (for Warner) amendment No. 1019, to delay the effective date of the amendments made by section 233 of the Antiterrorism and Effective Death Penalty Act of 1996. **Pages 15618, 15623**

Gregg (for Coats) amendment No. 1020, to provide funds for the Gambling Impact Study Commission. **Pages 15618, 15623**

Gregg (for Stevens) amendment No. 1021, to provide funds for cultural exchange and exchange related activities associated with the 1999 Women's World Cup. **Pages 15618, 15623**

Rejected:

By 42 yeas to 57 nays (Vote No. 202), Brownback Amendment No. 980, to prohibit certain corporations from participating in the Advanced Technology Program. **Page 15558**

By 45 yeas to 55 nays (Vote No. 204), Feinstein Amendment No. 986, to establish a Commission on Structural Alternatives for the Federal Courts of Appeals. **Page 15596**

Withdrawn:

Lugar Amendment No. 981, to provide funds for the National Endowment for Democracy. **Page 15559**

McConnell Amendment No. 982 (to Amendment No. 981), of a perfecting nature. **Page 15560**

Pending:

Kerry Amendment No. 992, to provide funding for the Community Policing to Combat Domestic Violence Program. **Page 15600**

Gregg (for Kyl) Amendment No. 995, to provide for the payment of special masters for civil actions concerning prison conditions. **Page 15607**

Gregg (for Coverdell) Amendment No. 996, to require the Attorney General to submit a report on the feasibility of requiring convicted sex offenders to submit DNA samples for law enforcement purposes. **Page 15607**

Hollings (for Dorgan) Amendment No. 997, to express the sense of the Senate that the Federal government should not withhold universals service support payments. **Page 15607**

Hollings (for Biden) Amendment No. 998, to provide additional funds for the Violent Crime Reduction Trust Fund. **Page 15608**

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, on Tuesday, July 29, 1997, with a vote on final passage to occur thereon. **Page 15602**

A further consent agreement was reached providing that if the Senate has not received the House companion measure at the time of passage of S. 1022, that the Senate-passed measure remain at the desk pending receipt of the House companion measure, that all after the enacting clause be stricken and the text of S. 1022, as passed by the Senate, be inserted in lieu thereof, that the bill be passed, the Senate insist on its amendment, request a conference with the House thereon, the Chair be authorized to appoint conferees on the part of the Senate, and that S. 1022 be indefinitely postponed. **Page 15602**

Global Warming—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of S. Res. 98, expressing the sense of the Senate regarding the conditions for the United States becoming a signatory to any international agreement on greenhouse gas emissions under the United Nations Framework Convention on Climate Change and certain amendments to be proposed thereto, on Friday, July 25, 1997. **Page 15603**

Transportation Appropriations—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998, on Monday, July 28, 1997. **Page 15983**

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

Transmitting, a draft of proposed legislation entitled "The Immigration Reform Transition Act of 1997"; to the Committee on the Judiciary. (PM–55). **Page 15626**

Nominations Confirmed: Senate confirmed the following nominations: John J. Hamre, of South Dakota, to be Deputy Secretary of Defense.

3 Air Force nominations in the rank of general.

53 Army nominations in the rank of general.

5 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy. **Page 15645**

Nominations Received: Senate received the following nominations:

Charles R. Breyer, of California, to be United States District Judge for the Northern District of California.

Frank C. Damrell, Jr., of California, to be United States District Judge for the Eastern District of California.

Martin J. Jenkins, of California, to be United States District Judge for the Northern District of California.

Jorge C. Rangel, of Texas, to be United States Circuit Judge for the Fifth Circuit. **Page 15649**

Messages From the President: **Page 15626**

Messages From the House: **Page 15627**

Measures Placed on Calendar: **Page 15627**

Communications: **Page 15627**

Executive Reports of Committees: **Page 15627**

Statements on Introduced Bills: **Page 15628**

Additional Cosponsors: **Page 15635**

Amendments Submitted: **Page 15636**

Notices of Hearings: **Page 15642**

Authority for Committees: **Page 15643**

Additional Statements: **Page 15643**

Record Votes: Five record votes were taken today. (Total–204) **Pages 15522, 15528, 15558, 15573, 15596**

Adjournment: Senate convened at 9:45 a.m., and adjourned at 10:22 p.m., until 9:30 a.m., on Friday, July 25, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 15649.)

Committee Meetings

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Committee ordered favorably reported an original bill (S. 1061) making appropriations for the Departments of Labor, Health and Human Services, and Education and related agencies for the fiscal year ending September 30, 1998.

NOMINATION

Committee on Armed Services: Committee ordered favorably reported the nomination of John J. Hamre, of South Dakota, to be Deputy Secretary of Defense.

Prior to this action, committee concluded hearings on the aforementioned nomination, after the nominee, who was introduced by Senators Daschle and McCain, testified and answered questions in his own behalf.

SECURITIES LITIGATION REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities concluded oversight hearings to examine the impact of the Private Securities Litigation Reform Act of 1995 on the effectiveness of federal securities laws and on investor protection, after receiving testimony from Arthur Levitt, Chairman, Securities and Exchange Commission; Keith Paul Bishop, California Department of Corporations, Sacramento; Joseph A. Grundfest, Stanford University Law School, Stanford, California; Joseph Polizzotto, Lehman Brothers Inc., on behalf of the Securities Industry Association, and Richard

I. Miller, American Institute of Certified Public Accountants, both of Washington, D.C.; Kenneth S. Janke, Sr., National Association of Investors Corporation, Madison Heights, Michigan; Leonard B. Simon, Milberg Weiss Bershad Hynes & Lerach, San Diego, California, on behalf of the National Association of Securities and Commercial Law Attorneys; Brian Dovey, Domain Associates, Princeton, New Jersey, on behalf of the National Venture Capital Association; and Robert C. Hinckley, Xilinx, Inc., San Jose, California, on behalf of the American Electronics Association.

NASA/NSF MANAGEMENT

Committee on Commerce, Science, and Transportation: Committee concluded hearings to examine management and program challenges of the National Aeronautics and Space Administration and the National Science Foundation, after receiving testimony from Daniel S. Goldin, Administrator, and Roberta L. Gross, Inspector General, both of the National Aeronautics and Space Administration; Joseph Bordogna, Acting Deputy Director, and Philip L. Sunshine, Deputy Inspector General, both of the National Science Foundation; and Susan D. Kladiva, Acting Associate Director, Energy, Resources, and Science Issues, Resources, Community and Economic Development Division, and Thomas J. Schultz, Associate Director, Defense Acquisitions Issues, National Security and International Affairs Division, both of the General Accounting Office.

FOREST RESOURCE MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management concluded hearings on S. 1028 and H.R. 858, bills to direct the Secretary of Agriculture to conduct a pilot project on designated lands within the Plumas, Lassen, and Tahoe National Forests in the State of California to demonstrate the effectiveness of the resource management activities proposed by the Quincy Library Group and to amend current land and resource management plans for these national forests, after receiving testimony from Senator Feinstein; Representative Herger; Ronald E. Stewart, Acting Associate Chief, Forest Service, Department of Agriculture; Debbie Sease, Sierra Club, Washington, D.C.; Felice Pace, California Ancient Forest Alliance, Etna, California; and Plumas County Supervisor Bill Coates, Michael B. Jackson, Quincy Library Group, both of Quincy, California, Thomas C. Nelson, Sierra Pacific Industries, Redding, California, and Frank T. Stewart, Collins Pine Company, Chester, California, all on behalf of the Quincy Library Group.

NATIONAL PARK SYSTEM

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation, and Recreation concluded hearings to examine the process by which the National Park Service determines the suitability and feasibility of new areas to be added to the National Park System and the criteria used to determine national significance, after receiving testimony from Denis P. Galvin, Acting Deputy Director, National Park Service, Department of the Interior; Roger Kennedy, Alexandria, Virginia, former Director, National Park Service; James M. Ridenour, Eppley Institute for Parks and Public Lands/Indiana University, Bloomington, former Director, National Park Service; Deanne Adams, Association of National Park Rangers, Seattle, Washington; and William J. Chandler, National Parks and Conservation Association, Washington, D.C.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

The nomination of Jamie Rappaport Clark, of Maryland, to be Director of the United States Fish and Wildlife Service;

S. 399, to amend the Morris K. Udall Scholarship and Excellence in National Environmental and Native American Public Policy Act of 1992 to establish the United States Institute for Environmental Conflict Resolution to conduct environmental conflict resolution training, with an amendment in the nature of a substitute;

S. 1000, to designate the United States courthouse at 500 State Avenue in Kansas City, Kansas, as the "Robert J. Dole United States Courthouse"; and

S. 1043, to designate the United States courthouse under construction at the corner of Las Vegas Boulevard and Clark Avenue in Las Vegas, Nevada, as the "Lloyd D. George United States Courthouse".

AIR QUALITY STANDARDS

Committee on Environment and Public Works: Subcommittee on Clean Air, Wetlands, Private Property, and Nuclear Safety resumed oversight hearings to examine the Environmental Protection Agency implementation of proposed revisions to the national ambient air quality standards for ozone and particulate matters, receiving testimony from Mary D. Nichols, Assistant Administrator for Air and Radiation, Environmental Protection Agency.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of David R. Andrews, of California, to be Legal Adviser, Bonnie R. Cohen, of the District of Columbia, to be Under Secretary for Management, Edward William Gnehm, Jr., of Georgia, to be Director General of the Foreign Service, James P. Rubin, of New York, to be Assistant Secretary for Public Affairs, and Wendy Ruth Sherman, of Maryland, to be Counselor, with the rank of Ambassador during her tenure of service, all of the Department of State, and George R. Munoz, of Illinois, to be President of the Overseas Private Investment Corporation, United States International Development Cooperation Agency, after the nominees testified

and answered questions in their own behalf. Mr. Andrews was introduced by Senator Feinstein, Mr. Gnehm was introduced by Senator Enzi, and Representative Chambliss, Mr. Rubin was introduced by Senator Biden, Ms. Sherman was introduced by Senators Sarbanes and Mikulski, and Mr. Munoz was introduced by Senators Durbin and Moseley-Braun.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Haley R. Barbour, Washington, D.C., former Chairman, Republican National Committee; and Fred Volcansek, The Woodlands, Texas.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 10, to reduce violent crime, promote accountability by juvenile criminals, and punish and deter violent gang crime, with an amendment in the nature of a substitute; and

The nominations of Calvin D. Buchanan, to be United States Attorney for the Northern District of Mississippi, Thomas E. Scott, to be United States Attorney for the Southern District of Florida, and Richard Thomas White, of Michigan, to be a Member of the Foreign Claims Settlement Commission of the United States.

DEFENSE CONSOLIDATION: ANTITRUST AND COMPETITION

Committee on the Judiciary: Subcommittee on Antitrust, Business Rights, and Competition concluded hearings to examine the state of competition in the defense industry, the Administration's policy on defense mergers, and the antitrust implications of defense industry consolidation, after receiving testimony from Joel I. Klein, Assistant Attorney General, Antitrust Division, Department of Justice; John B. Goodman, Deputy Under Secretary of Defense for Industrial Affairs and Installations; and Robert Pitofsky, Chairman, Federal Trade Commission.

HIGHER EDUCATION REFORM

Committee on Labor and Human Resources: Committee concluded hearings on proposals authorizing funds for Title IV student aid programs and access to postsecondary education of the Higher Education Act, including S. 1036, to revise section 435 of the Higher Education Act to allow for the Young Americans Bank and similar small, non-profit organizations to provide additional funds for educational programming, after receiving testimony from Senator Allard; Donald M. Stewart, College Board, New York, New York; Joel V. Harrell, University of Tennessee, Chattanooga; Bryan J. Hannegan, National Association of Graduate-Professional Students, Wilmette, Illinois; Stanley O. Ikenberry, American Council on Education, and Omer E. Waddles, Career College Association, both of Washington, D.C.; and Philip R. Day, Jr., Daytona Beach Community College, Daytona Beach, Florida.

AUTHORIZATION—NIH

Committee on Labor and Human Resources: Subcommittee on Public Health and Safety resumed hearings on proposed legislation authorizing funds for the National Institutes of Health, focusing on the coordination of research conducted in multiple NIH institutes, receiving testimony from Senators McCain and Wellstone; Wendy Baldwin, Deputy Director for Extramural Research, Duane F. Alexander, Director, National Institute of Child Health and Human Development, Steven E. Hyman, Director, National Institute of Mental Health, and Zack W. Hall, Director, National Institute of Neurological Disorders and Stroke, all of the National Institutes of Health, Department of Health and Human Services; Winfred M. Phillips, University of Florida, Gainesville, on behalf of the American Institute for Medical and Biological Engineering; B. Leonard Holman, Brigham and Women's Hospital, on behalf of the Academy of Radiology Research, and Philip A. Pizzo, Children's Hospital, both of Boston, Massachusetts; Russell W. Chesney, University of Tennessee College of Medicine, Memphis; and C. Warren Olanow, Mount Sinai School of Medicine, New York, New York.

Hearings were recessed subject to call.

INTELLIGENCE

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

Committee will meet again on Tuesday, July 29.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 2235–2259; 1 private bill, H.R. 2260; and 4 resolutions, H.J. Res. 88, and H. Con. Res. 120–122, were introduced. **Page 15764**

Reports Filed: One report was filed today as follows:

H.R. 567, to amend the Trademark Act of 1946 to provide for the caregistration and protection of trademarks used in commerce, in order to carry out provisions of certain international conventions (H. Rept. 105–199);

H. Con. Res. 98, authorizing the use of the Capitol grounds for the SAFE KIDS Buckle Up Car Seat Safety Check (H. Rept. 105–200);

H.R. 2005, to amend title 49, United States Code, to clarify the application of the Act popularly known as the

"Death on the High Seas Act" to aviation incidents (H. Rept. 105–201); and

H. Res. 197, providing for consideration of H.R. 2209, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998 (H. Rept. 105–202). **Page 15764**

Guest Chaplain: The prayer was offered by the guest Chaplain, the Reverend David F. Dzermejko of Charleroi, Pennsylvania. **Page 15651**

Motion to Adjourn: Rejected the Obey motion to adjourn by a yea and nay vote of 64 yeas to 322 nays, Roll No. 307. **Page 15665**

Agriculture Appropriations: By a yea and nay vote of 392 yeas to 32 nays, Roll No. 321, the House passed H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998. Agreed to table the motion to reconsider the vote by a recorded vote of 284 ayes to 132 noes, Roll No. 322. The House debated and considered amendments to the bill on July 16, July 17, July 22, and July 23. **Page 15656**

Rejected the motion to recommit the bill to the Committee on Appropriations by a recorded vote of 56 ayes to 363 noes with 2 voting "present", Roll No. 319; and agreed to table the motion to reconsider the vote by a recorded vote of 285 ayes to 139 noes, Roll No. 320. **Page 15716**

Earlier, agreed to order the previous question on the motion to recommit by a recorded vote of 423 ayes to 4 noes, Roll No. 317; and agreed to table the motion to reconsider the vote by a recorded vote of 258 ayes to 165 noes, Roll No. 318. **Page 15713**

Agreed To:

The Sanders amendment that increases food donations programs for the elderly by $5 million and reduces FDA salaries and expenses funding by $5.5 million; **Page 15668**

The Nethercutt amendment that strikes section 726 regarding the limit on funding for the office of the Deputy and Assistant Deputy Administrator for Farm Programs within the Farm Service Agency; **Page 15673**

The Wynn amendment that increases USDA Civil Rights Division funding by $1.5 million and reduces National Agricultural Statistics Service funding accordingly; **Page 15673**

The Cox amendment that prohibits any funding for assistance to the Democratic People's Republic of Korea except for assistance that is provided by the United Nations World Food Program or private voluntary organization registered with the U.S. Agency for International Development and not by the Democratic People's Republic of Korea (agreed to by a recorded vote of 418 ayes with none voting "no", Roll No. 311); and **Pages 15674, 15683**

The Pombo amendment that prohibits any funding for assistance (other than the servicing of loans made before September 30, 1997) under title V of the Housing Act of 1949 relating to housing projects in the City of Galt, California. **Page 15709**

Rejected:

The Obey amendment offered on July 22 that sought to increase Women, Infants, and Children (WIC) funding by $23.7 million and reduce the crop insurance program funding by $36 million (rejected by a recorded vote of 195 ayes to 230 noes, Roll No. 308); **Page 15656**

The Meehan amendment that sought to increase FDA tobacco initiative funding by $10 million and reduce the crop insurance program funding by $14 million (rejected by a recorded vote of 177 ayes to 248 noes, Roll No. 309); **Pages 15661, 15670**

The Lowey amendment that sought to prohibit crop insurance or noninsured crop disaster assistance funding for tobacco for the 1998 or later crop years (rejected by a recorded vote of 209 ayes to 216 noes, Roll No. 310); **Page 15676**

The Miller of Florida amendment that sought to prohibit funding for any nonrecourse loans to sugar beet or sugar cane processors (rejected by a recorded vote of 175 ayes to 253 noes with 1 voting "present", Roll No. 312); **Page 15684**

The Neumann amendment that sought to prohibit funding for any nonrecourse loan program for the 1998 crop of quota peanuts with a national average loan rate in excess of $550 per ton (rejected by a recorded vote of 185 ayes to 242 noes, Roll No. 314; and **Page 15693**

The Chabot amendment that sought to prohibit funding for the market access program (rejected by a recorded vote of 150 ayes to 277 noes, Roll No. 316). **Pages 15703, 15710**

Points of Order Sustained:

A point of order was sustained against language extending the FDA user fee authority for fiscal year 1998; and **Page 15671**

A point of order was sustained against section 727 that specified that Galt, California shall not be considered rural or a rural area. **Page 15673**

Withdrawn:

The Clayton amendment was offered, but subsequently withdrawn, that sought to increase food stamp funding by $2.5 billion and reduce all other amounts appropriated by 5 percent; and **Page 15667**

The Smith of Michigan amendment was offered, but subsequently withdrawn, that sought to prohibit funding for personnel who work at, or provide a support service function for, a regional office of the Natural Resources Conservation Service. **Page 15707**

Rejected the motion that the Committee rise by a recorded vote of 158 ayes to 265 noes, Roll No. 313. **Page 15692**

Rejected the motion to strike the enacting clause by a recorded vote of 125 ayes to 300 noes, Roll No. 315. **Page 15702**

The House agreed to H. Res. 193, the rule that provided for consideration of the bill on July 23. **Page 15366**

Motion to Adjourn: Rejected the Bonior motion to adjourn by a recorded vote of 96 ayes to 315 noes, Roll No. 323. **Page 15718**

Energy and Water Appropriations: The House completed debate and began consideration of amendments to H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998. Consideration of amendments will resume on Friday, July, 25. **Page 15731**

Agreed To:

The Solomon en bloc amendment that prohibits any contracts or grants to institutions of higher learning that bar ROTC and military recruiters access to the general student population; and prohibits funding to any contractor that does comply with reporting requirements regarding the hiring of veterans. **Page 15757**

Point of Order Sustained:

A point of order was sustained against the Bereuter amendment that sought to prohibit funding to revise the Missouri River Master Water Control Manual if such a revision provides for an increase in the springtime water release program. **Page 15757**

Withdrawn:

The Skaggs amendment was offered, but subsequently withdrawn, that sought to include $62 million of the funding for other defense activities at the Department of Energy for the worker and community transition program. **Page 15748**

Pending:

The Klug amendment was offered that seeks to reduce funding for the Appalachian Regional Commission by $90 million; **Page 15749**

The Markey amendment was offered that seeks to prohibit funding for nuclear technology research and development programs to continue the study of treating spent nuclear fuel using electrometallurgical technology or demonstration of this technology at the Fuel Conditioning Facility; and reduces by $45 million the funding for this program; **Page 15752**

The Petri amendment was offered that seeks to prohibit any funding for the salaries of Department of the Interior employees who implement the acquisition of land for, or construction of, the Animas-LaPlata Project in Colorado and New Mexico; and **Page 15758**

The Fazio substitute amendment to the Petri amendment that seeks to prohibit any funding for the salaries of Department of the Interior employees for the Animas-LaPlata Project in Colorado and New Mexico except for activities required to comply with the applicable provisions of current law; and continuation of activities pursuant to the Colorado Ute Indian Water Rights Settlement Act of 1988. **Page 15759**

Earlier, agreed to H. Res. 194, the rule that is providing for consideration of the bill by a voice vote. **Page 15718**

Order of Business—Foreign Operations Appropriations: Agreed by unanimous consent that consideration of H.R. 2159 may proceed according to the following order; (1) The Speaker may at any time, as though pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the State of the Union for consideration of H.R. 2159, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998. (2) The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with clause 7 of rule XXI are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. (3) Points of order against provisions in the bill for failure to comply with clause 2 or 6 of rule XXI are waived except as follows: beginning with ": Provided" on page 24, line 8, through "justice" on line 16. Where points of order are waived against part of a paragraph, points of order against a provision in another part of such paragraph may be made only against such provision and not against the entire paragraph. (4) The amendments printed in House Report 105–184 may be offered only by a Member designated in the report and only at the appropriate point in the reading of the bill, 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, shall not be subject to amendment except as specified in the report, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against the amendments printed in the report are waived. No other amendment shall be in order unless printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. (5) The chairman of the Committee of the Whole may postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment; and reduce to five minutes the minimum time for electronic voting on any postponed question that follows another electronic vote without intervening business, provided that the minimum time for electronic voting on the first in any series of questions shall be 15 minutes. (6) At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and

amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions. (7) Notwithstanding any other provision of this order, the amendment numbered 1 in House Report 105–184 shall be debatable for 40 minutes. (8) Notwithstanding any other provision of this order, it shall be in order in lieu of the amendment numbered 2 in House Report 105–184 to consider the amendment placed at the desk, read by the Clerk, and authored by Representatives Gilman, Pelosi, Campbell, Lowey, Greenwood, DeLauro, and Slaughter, which may be offered by any of the named authors, shall be debatable for 40 minutes, and shall otherwise be considered as though printed as the amendment numbered 2 in House Report 105–184. And, (9) H. Res. 185 was laid on the table. **Page 15737**

Presidential Message—Immigration Transition: Read a message from the President wherein he submitted his legislative proposal entitled the "Immigration Reform Transition Act of 1997"—referred to the Committee on the Judiciary and ordered printed (H. Doc. 105–111). **Page 15762**

Senate Messages: Messages received from the Senate today appear on page 15651.

Amendments: Amendments ordered printed pursuant to the rule appear on page 15765.

Quorum Calls—Votes: Two yea-and-nay votes and fifteen recorded votes developed during the proceedings of the House today and appear on pages 15655, 15660, 15670, 15683, 15684, 15691, 15692, 15698, 15702, 15710, 15713, 15714, 15715, 15716, and 15717. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 12:23 a.m. on July 25.

Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on D.C. Public Safety. Testimony was heard from the following officials of the District of Columbia: Jack Evans, Chairman, Committee on the Judiciary, City Council; Larry D. Soulsby, Chief of Police, Metropolitan Police Department; Michael C. Rogers, City Administrator; Margaret Moore, Director, Department of Corrections; and Otis J. Latin, Chief, Fire and Emergency Medical Services Department; Robert E. Langston, Chief, National Park Service Police, Department of the Interior; and Stephan D. Harlan, Vice-Chairman, Financial Responsibility Authority.

GAO REPORT

Committee on Banking and Financial Services: Subcommittee on Capital Markets, hearing on the GAO Report on the Merger of Office of Federal Housing Enterprise Oversight (OFHEO) and the Federal Housing Finance Board. Testimony was heard from Jean Gleason Stromberg, Director, Financial Institutions and Market Issues, GAO; and the following officials of the Department of Housing and Urban Development: Nicholas P. Retsinas, Assistant Secretary, Housing and Federal Housing Commission; Bruce A. Morrison, Chairman, Federal Housing Finance Board; and Mark A. Kinsey, Acting Director, OFHEO.

FATHERHOOD

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth and Families held a hearing on Focus on Fatherhood. Testimony was heard from Representative Pitts and Turner; and public witnesses.

CORPORATION FOR NATIONAL SERVICE—ACCOUNTING AND MANAGEMENT PRACTICES

Committee on Education and the Workforce: Subcommittee on Oversight and Investigations held a hearing on the Accounting and Management Practices of the Corporation for National Service. Testimony was heard from the following officials of the Corporation for National Service: Harris Wofford, CEO; and Luise Jordan, Inspector General; and public witnesses.

OVERSIGHT—NLRB

Committee on Government Reform and Oversight: Subcommittee on Human Resources held an oversight hearing on the National Labor Relations Board (NLRB). Testimony was heard from the following officials of the NLRB: William B. Gould IV, Chairman; Fred L. Feinstein, General Counsel; and Robert E. Allen, Inspector General; Carlotta Joyner, Director, Education and Employment Issues, GAO; and public witnesses.

REFORMING INVENTORY MANAGEMENT

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice held a hearing on Reforming Inventory Management Through Innovative Business Practices. Testimony was heard from the following officials of the GAO: David Warren, Director, Defense Management Issues; Kenneth R. Knouse, Jr., Assistant Director; Robert L. Repasky and Matthew B. Lea, both Senior Evaluators; and the following officials of the Department of Defense: Edward Martin, Acting Assistant Secretary, Health Affairs; James B. Emahiser, Assistant Deputy Under Secretary, Materiel and Distribution; and Jeffrey A. Jones, Executive Director, Logistics Management, Defense Logistics Agency.

GLOBAL CLIMATE NEGOTIATIONS

Committee on International Relations: Held a hearing on Global Climate Negotiations: Obligations of Developed and Developing Countries. Testimony was heard from Tim Wirth, Under Secretary, Global Affairs, Department of State; David Hales, Deputy Assistant Administrator, Global Center for Environment, AID, U.S. International Development Cooperation Agency; and public witnesses.

MISCELLANEOUS MEASURES

Committee on International Relations: Subcommittee on Asia and the Pacific approved for full Committee action the following resolutions: H. Res. 195, amended, concerning the crisis in Cambodia; H. Con. Res. 74, amended, concerning the situation between the Democratic People's Republic of Korea and the Republic of Korea; and H. Res. 157, congratulating the people of India and Pakistan on the occasion of the 50th anniversary of their nations' independence.

FEDERAL AGENCY COMPLIANCE ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law approved for full Committee action H.R. 1544, Federal Agency Compliance Act.

INTERNATIONAL DRUG TRADE—ROLE OF MONEY LAUNDERING

Committee on the Judiciary: Subcommittee on Crime held a hearing on the nature and extent of domestic and international money laundering, its role in the international drug trade, and methods of combating the problem. Testimony was heard from Mary Lee Warren, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Raymond Kelly, Under Secretary, Enforcement, Department of the Treasury; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Immigration and Claims approved for full Committee action amended H.R. 1493, to require the Attorney General to establish a program in local prisons to identify, prior to arraignment, criminal aliens and aliens who are unlawfully present in the United States.

The Subcommittee also held a hearing on the following bills: H.R. 967, to prohibit the use of United States funds to provide for the participation of certain Chinese officials in international conferences, programs, and activities and to provide that certain Chinese officials shall be ineligible to receive visas and be excluded from admission to the United States; H.R. 1543, to amend the Immigration and Nationality Act to permit certain nonimmigrant aliens to study in publicly funded adult education programs if the alien provides reimbursement for such study; and H.R. 2172, to amend the Immigration and Nationality Act to make the restrictions on foreign student study at a public elementary or secondary school inapplicable in cases where the school evidences a desire for such result, and to prohibit the use of Federal funds to pay the cost of such study. Testimony was heard from Representatives Frank of Massachusetts, Gilman and Dellums; Jacquelyn A. Bednarz, Special Assistant to the Associate Commissioner for Examinations, Immigration and Naturalization Service, Department of Justice; and public witnesses.

OVERSIGHT

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held an oversight hearing on review of the authority and decision making processes of the National Marine Fisheries Service Northwest Region. Testimony was heard from public witnesses.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Rules: Granted, by a vote of 7 to 4, a modified closed rule providing 1 hour of debate on H.R. 2209, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998. The rule waives section 302 (prohibiting consideration of legislation which exceeds a committee's allocation of new entitlement authority) and section 308 (requiring a cost estimate in committee report on new entitlement authority) of the Budget Act against consideration of the bill. The rule waives clause 2 (unauthorized appropriations and legislation on general appropriations bills) and clause 6 (prohibits reappropriations on general appropriations bills) of rule XXI against the bill.

The rule makes in order only those amendments printed in the report of the Committee on Rules. The rule provides that each amendment will be debatable for the time specified in the report equally divided between the proponent and an opponent, will not be subject to amendment except as specified in the report, and will be protected from all points of order. The rule allows the Chair to postpone recorded votes and reduce to five minutes the minimum time for voting on any postponed question, provided that the voting time on the first in any series of votes is not less than 15 minutes. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Walsh, Camp, Klug, Castle, Davis of Virginia, Linda Smith of Washington, Serrano, Obey, Hoyer, Gejdenson and Roemer.

MINORITY OWNED BUSINESSES—IMPACT OF PROPOSED TAX CHANGES

Committee on Small Business: Subcommittee on Empowerment held a hearing on the impact proposed tax changes will have on minority owned businesses. Testimony was heard from public witnesses.

VETERANS HEALTH PROGRAMS IMPROVEMENT ACT

Committee on Veterans' Affairs: Subcommittee on Health approved for full Committee action H.R. 2206, Veterans Health Programs Improvement Act of 1997.

VA MEDICAL FACILITY MANAGEMENTS—REVIEW CONSOLIDATION

Committee on Veterans' Affairs: Subcommittee on Health and the Subcommittee on Oversight and Investigations held a joint hearing to review the process by which VA is consolidating VA medical facility managements and

their clinical and support services, and the results of such initiatives. Testimony was heard from Stephen Backhus, Director, Veterans' Affairs and Military Health Care Issues, Health, Education, and Human Services Division, GAO; the following officials of the Department of Veterans Affairs: Kenneth Kizer, M.D., Under Secretary, Health; Joan Cummings, M.D., Director, Veterans Integrated Service Network (VISN) 12; and Christopher Terrence, M.D., Chief of Staff, New Jersey Health Care System; and a public witness.

REPORT—NATIONAL COMMISSION ON RESTRUCTURING THE IRS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the Report of the National Commission on Restructuring the Internal Revenue Service. Testimony was heard from Senators Grassley and Kerry; Lawrence H. Summers, Deputy Secretary, Department of the Treasury; and the following Commissioners of the National Commission on Restructuring the Internal Revenue Service: Fred T. Goldberg Jr., Robert Tobias, Larry Irving, Jr., Assistant Secretary, Communications and Information, Department of Commerce; George Newstrom; Josh S. Weston and David Keating.

SOCIAL SECURITY DISABILITY RECIPIENTS—BARRIERS PREVENTING RETURNING TO WORK

Committee on Ways and Means: Subcommittee on Social Security concluded hearings on Barriers Preventing Social Security Disability Recipients from Returning to Work. Testimony was heard from public witnesses.

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Friday, July 25, 1997

Senate

Chamber Action

Routine Proceedings, pages 15782–15831

Measures Introduced: Four bills and one resolution were introduced, as follows: S. 1068–1071, and S. Con. Res. 43. **Page 15823**

Measures Reported: Reports were made as follows:

S. Con. Res. 33, authorizing the use of the Capital Grounds for the National SAFE KIDS Campaign SAFE KIDS Buckle Up Car Seat Check Up. **Page 15823**

Measures Passed:

Global Warming: By a unanimous vote of 95 yeas (Vote No. 205), Senate agreed to S. Res. 98, expressing the sense of the Senate regarding the conditions for the United States becoming a signatory to any international agreement on greenhouse gas emissions under the United Nations Framework Convention on Climate Change. **Page 15782**

Howard M. Metzenbaum U.S. Courthouse: Senate passed S. 833, to designate the Federal building courthouse at Public Square and Superior Avenue in Cleveland, Ohio as the "Howard M. Metzenbaum United States Courthouse". **Page 15828**

Robert J. Dole U.S. Courthouse: Senate passed S. 1000, to designate the United States courthouse at 500 State Avenue in Kansas City, Kansas, as the "Robert J. Dole United States Courthouse". **Page 15829**

Lloyd D. George U.S. Courthouse: Senate passed S. 1043, to designate the United States courthouse under construction at the corner of Las Vegas Boulevard and Clark Avenue in Las Vegas, Nevada, as the "Lloyd D. George United States Courthouse". **Page 15829**

Mexico Antidumping Investigation: Senate agreed to S. Con. Res. 43, urging the United States Trade Representative immediately to take all appropriate action with regards to Mexico's imposition of antidumping duties on United States high fructose corn syrup. **Page 8159–60**

International Dolphin Conservation Program Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 39, to amend the Marine Mammal Protection Act of 1972 to support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean. **Page 15809**

Messages From the House: **Page 15822**

Measures Placed on Calendar: **Page 15823**

Communications: **Page 15823**

Statements on Introduced Bills: **Page 15823**

Additional Cosponsors: **Page 15826**

Authority for Committees: **Page 15827**

Additional Statements: **Page 15827**

Record Votes: One record vote was taken today. (Total—205) **Page 15808**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 3:08 p.m., until 12 Noon, on Monday, July 28, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 15831.)

Committee Meetings

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Maura Harty, of Florida, to be Ambassador to the Republic of Paraguay, and James F. Mack, of Virginia, to be Ambassador to the Co-opera-

tive Republic of Guyana, after the nominees testified and answered questions in their own behalf.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Donald K. Stern, United States Attorney for the District of Massachusetts, Boston; and Richard Richards, Young Brothers Development (USA), Inc., Miami, Florida, former Chairman, Republican National Committee.

Hearings continue on Tuesday, July 29.

VETERANS AFFAIRS

Committee on Veterans' Affairs: Committee concluded hearings on proposed legislation to codify and clarify VA resource allocation standards, S. 801, to provide for improved and expedited procedures for resolving complaints of unlawful employment discrimination and sexual harassment within VA, S. 999, to require VA to adopt standards for the provision of mammography services, proposed legislation to reform VA eligibility requirements, proposed legislation to authorize certain legal authorities related to the provision of VA health care services, S. 309, to prohibit parking fees at VA medical centers operated under a sharing agreement with the Department of Defense, proposed legislation to authorize major medical facility projects and leases, S. 987, to provide a cost-of-living-adjustment in the rates of disability compensation for veterans with service connected disabilities and other benefits, S. 464, to allow revision of veterans benefits decisions based on clear and unmistakable error, S. 623, to deem certain service in the organized military forces of the Government of the Commonwealth of the Philippines and the Philippine Scouts as active service for purposes of eligibility for veterans benefits, S. 714, to permanently authorize the Native American Veteran Housing Loan Pilot Program, S. 730, to make retroactive the entitlement of certain Medal of Honor recipients to the special pension provided for persons entered and recorded on the Army, Navy, Air Force, and Coast Guard Medal of Honor Roll, proposed legislation to provide for an increase in the Medal of Honor pension, S. 813, to provide criminal penalties for theft and willful vandalism at national cemeteries, S. 986, to make certain improvements in the housing loan programs for veterans and eligible persons, and proposed legislation to codify the 1997 cost-of-living-adjustment legislation, after receiving testimony from Senator Inouye; Representatives Filner and Gilman; Stephen L. Lemons, Acting Under Secretary for Benefits, and Thomas L. Garthwaite, Deputy Under Secretary for Health, both of the Department of Veterans Affairs; and Jacqueline Garrick, American Legion, Dennis M. Cullinan, Veterans of Foreign Wars of the United States, Joseph A. Violante, Disabled American Veterans, and Kelli R. Willard West, Vietnam Veterans of America, all of Washington, D.C.

NATIONAL SAFE KIDS CAMPAIGN

Committee on Rules and Administration: Committee approved for reporting S. Con. Res. 33, authorizing the use of the Capital Grounds for the National SAFE KIDS Campaign SAFE KIDS Buckle Up Car Seat Check Up.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 2261–2263, 2265, 2268–2276; 1 private bill, H.R. 2277; and 4 resolutions, H. Con. Res. 123–126, were introduced.

Page 15877

Reports Filed: Reports were filed today as follows:

H.R. 1953, to clarify State authority to tax compensation paid to certain employees (H. Rept. 105–203);

H.R. 1348, to amend title 18, United States Code, relating to war crimes, amended (H. Rept. 105–204);

H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998 (H. Rept. 105–205);

H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998 (H. Rept. 105–206);

H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998 (H. Rept. 105–207); and

H.R. 695, to amend title 18, United States Code, to affirm the rights of United States persons to use and sell encryption and to relax export controls on encryption (H. Rept. 105–108 Part II). Page 15877

Guest Chaplain: The prayer was offered by the guest Chaplain, the Reverend Bruce Mackenzie of Boulder, Colorado. Page 15832

Legislative Branch Appropriations: The House agreed to H. Res. 197, the rule providing for consideration of H.R. 2209, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998, by a recorded vote of 218 ayes to 203 noes, Roll No. 325. Earlier, agreed to order the previous question by a yea and nay vote of 222 yeas to 201 nays, Roll No. 324.

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Energy and Water Appropriations: By a yea and nay vote of 418 yeas to 7 nays, Roll No. 329, the House passed H.R. 2203, making appropriations for energy and water development for the fiscal year ending September

30, 1998. The House completed debate and considered amendments to the bill on July 24. **Page 15844**

Agreed To:

The Fazio substitute amendment to the Petri amendment that prohibits any funding for the salaries of Department of the Interior employees for the Animas-LaPlata Project in Colorado and New Mexico except for activities required to comply with the applicable provisions of current law; and continuation of activities pursuant to the Colorado Ute Indian Water Rights Settlement Act of 1988 (agreed to by a recorded vote of 223 ayes to 201 noes, Roll No. 328); and **Page 15847**

The Petri amendment, as amended, that prohibits any funding for the salaries of Department of the Interior employees for the Animas-LaPlata Project in Colorado and New Mexico except for activities required to comply with the applicable provisions of current law; and continuation of activities pursuant to the Colorado Ute Indian Water Rights Settlement Act of 1988. **Page 15847**

Rejected:

The Klug amendment that sought to reduce funding for the Appalachian Regional Commission by $90 million (rejected by a recorded vote of 97 ayes to 328 noes, Roll No. 326); and **Page 15845**

The Markey amendment that sought to prohibit funding for nuclear technology research and development programs to continue the study of treating spent nuclear fuel using electrometallurgical technology or demonstration of this technology at the Fuel Conditioning Facility; and reduces by $45 million the funding for this program (rejected by a recorded vote of 134 ayes to 290 noes, Roll No. 327). **Page 15846**

Agreed to H. Res. 194, the rule that provided for consideration of the bill on July 24. **Page 15846**

Late Reports—Appropriations Committee: The Committee on Appropriations received permission to have until midnight tonight, July 25, to file three reports on bills making fiscal year 1998 appropriations for the Department of Defense; the Departments of Labor, Health and Human Services, and Education, and related agencies; and the Departments of Commerce, Justice, and State, the Judiciary, and related agencies. **Page 15849**

DOD Authorization Act Conference: The House disagreed to the Senate amendments to H.R. 1119, to authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal years 1998 and 1999, and agreed to a conference. **Page 15849**

Appointed as conferees: From the Committee on National Security, for consideration of the House bill and the Senate amendment, and modifications committed to conference: Chairman Spence and Representatives Stump, Hunter, Kasich, Bateman, Hansen, Weldon of Pennsylvania, Hefley, Saxton, Buyer, Fowler, McHugh, Talent, Everett, Bartlett, Lewis of Kentucky, Watts of Oklahoma, Chambliss, Riley, Dellums, Skelton, Sisisky, Spratt, Ortiz, Pickett, Evans, Taylor of Mississippi, Abercrombie, Meehan, Harman, McHale, Kennedy of Rhode Island, Blagojevich, Snyder, and Rodriguez. As additional conferees from the Permanent Select Committee on Intelligence for consideration of matters within the jurisdiction of that committee under clause 2 of rule XLVIII: Representatives Goss, Lewis of California, and Dicks. As additional conferees from the Committee on Commerce for consideration of sections 344, 601, 654, 735, 1021, 3143, 3144, 3201, 3202, 3402, and 3404 of the House bill, and sections 338, 601, 663, 706, 1064, 2823, 3136, 3140, 3151, 3160, 3201, and 3402 of the Senate amendment, and modifications committed to conference: Representatives Bliley, Dan Schaefer of Colorado, and Dingell. Provided that Representative Oxley is appointed in lieu of Representative Dan Schaefer of Colorado for consideration of sections 344 and 1021 of the House bill and section 2823 of the Senate amendment. Provided that Representative Bilirakis is appointed in lieu of Representative Dan Schaefer of Colorado for consideration of sections 601, 654, and 735 of the House bill, and sections 338, 601, 663, and 706 of the Senate amendment. Provided that Representative Tauzin is appointed in lieu of Representative Dan Schaefer of Colorado for consideration of section 1064 of the Senate amendment. As additional conferees from the Committee on Education and the Workforce for consideration of sections 374, 658, and 3143 of the House bill, and sections 664 of the Senate amendment, and modifications committed to conference: Representatives Goodling, Fawell, and Sanchez. Provided that Representative Riggs is appointed in lieu of Representative Fawell for consideration of section 658 of the House bill and section 664 of the Senate amendment. As additional conferees from the Committee on Government Reform and Oversight for consideration of sections 322 and 3527 of the House bill, and sections 1068, 1107, 2811, and 3527 of the Senate amendment, and modifications committed to conference: Representatives Burton, Horn, and Waxman. As additional conferees from the Committee on House Oversight for consideration of section 543 of the Senate amendment, and modifications committed to conference: Representatives Thomas, Ney, and Gejdenson. As additional conferees from the Committee on International Relations for consideration of sections 1101–1111, 1202, 1204, 1205, 1207, 1210, and 1231–1234 of the House bill, and sections 1009, 1013, 1021, 1022, 1056, 1057, 1082, and 1085 of the Senate amendment, and modifications committed to conference: Representatives Gilman, Bereuter, and Hamilton. As additional conferees from the Committee on the Judiciary for consideration of sections 374, 1057, 3521, 3522, and 3541 of the House bill, and sections 831, 1073, 1075, 1106, and 1201–1216 of the Senate amendment, and modifications committed to conference: Representatives Hyde, Smith of Texas, and Conyers. As additional con-

ferees from the Committee on Resources for consideration of sections 214, 601, 653, 1021, 2835, 2901–2914 and 3404 of the House bill, and sections 234, 381–392, 601, 706, 2819, and 3158 of the Senate amendment, and modifications committed to conference: Representatives Young of Alaska, Tauzin, and Miller of California. Provided that Representative Hefley is appointed in lieu of Representative Saxton for consideration of section 3404 of the House bill. Provided that Representative Delahunt is appointed in lieu of Representative Miller of California for consideration of sections 2901–2914 of the House bill, and sections 381–392 of the Senate amendment. As additional conferees from the Committee on Science for consideration of sections 214 and 3148 of the House bill, and sections 234 and 1064 of the Senate amendment, and modifications committed to conference: Representatives Sensenbrenner, Calvert, and Brown of California. Provided that Representative Rohrabacher is appointed in lieu of Representative Calvert for consideration of section 1064 of the Senate amendment. As additional conferees from the Committee on Transportation and Infrastructure for consideration of sections 345, 563, 601, 1021, 2861, and 3606 of the House bill, and section 601 of the Senate amendment, and modifications committed to conference: Representatives Shuster, Gilchrest, and Borski. As additional conferees from the Committee on Veterans' Affairs for consideration of sections 751, 752, and 759 of the House bill, and sections 220, 542, 751, 752, 758, 1069, 1074, and 1076 of the Senate amendment, and modifications committed to conference: Representatives Smith of New Jersey, Bilirakis, and Kennedy of Massachusetts.

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By a yea and nay vote of 414 yeas with none voting "nay", Roll No. 330, agreed to the Dellums motion to instruct managers on the part of the House at the conference on the disagreeing votes of the two Houses on the Senate amendments to the bill H.R. 1119 be instructed to insist upon the provisions contained in section 1207 of the House bill (relating to limitation on payments for cost of NATO expansion). **Page 15854**

By a yea and nay vote of 409 yeas to 1 nay, Roll No. 331, agreed to close conference committee meetings to the public at such times as classified national security information is under consideration, provided that any sitting member of Congress shall have the right to attend any closed or open meeting. **Page 15856**

Legislative Program: The Majority Leader announced the legislative program for the week of July 28.

Page 15856

Memorial Services for the Late Honorable William J. Brennan: The House agreed to H. Con. Res. 123, providing for the use of the catafalque situated in the crypt beneath the rotunda of the Capitol in connection with memorial services to be conducted in the Supreme Court Building for the late honorable William J. Brennan, former Associate Justice of the Supreme Court of the United States. **Page 15857**

Late Report—International Relations Committee: The Committee on International Relations received permission to have until midnight tonight, July 25, to file a report on H.R. 695, to amend title 18, United States Code, to affirm the rights of United States persons to use and sell encryption and to relax export controls on encryption.

Page 15858

Meeting Hour—Monday, July 28: Agreed that when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, July 28 for morning hour debate.

Page 15858

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, July 30. **Page 15858**

Senate Messages: Messages received from the Senate today appear on page 15832.

Referrals: S. Con. Res. 40, expressing the sense of Congress regarding the OAS–CIAV Mission in Nicaragua, was referred to the Committee on International Relations.

Page 15876

Amendments: Amendments ordered printed pursuant to the rule appear on page 15879.

Quorum Calls—Votes: Four yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 15843, 15845, 15846, 15847, 15848, 15854, and 15856. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 4:20 p.m.

Committee Meetings

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Commerce: Subcommittee on Finance and Hazardous Materials continued hearings on H.R. 10, Financial Services Competitiveness Act of 1997. Testimony was heard from public witnesses.

FEDERAL MEASURES OF RACE AND ETHNICITY AND IMPLICATIONS FOR THE 2000 CENSUS

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on Federal Measures of Race and Ethnicity and the Implications for the 2000 Census. Testimony was heard from Representatives Sawyer, Petri, Waters and Conyers; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; Isabelle Katz Pinzler, Acting Assistant Attorney General, Civil Rights, Department of Justice; Nancy Gordon, Associate Director, Demographic Programs, Bureau of the Census, Department of Commerce; and public witnesses.

Monday, July 28, 1997

Senate

Chamber Action

Routine Proceedings, pages 15895–15942

Measures Introduced: Six bills and two resolutions were introduced, as follows: S. 1072–1077, S.J. Res. 36, and S. Con. Res. 44. **Page 15921**

Measures Passed:

Authorizing Use of Catafalque: Senate agreed to H. Con. Res. 123, providing for the use of the catafalque situated in the crypt beneath the rotunda of the Capitol in connection with memorial services to be conducted in the Supreme Court Building for the late honorable William J. Brennan, former Associate Justice of the Supreme Court of the United States. **Page 15905**

Authorizing Use of Capitol Grounds: Senate agreed to S. Con. Res. 33, authorizing the use of the Capitol Grounds for the National SAFE KIDS Campaign SAFE KIDS Buckle Up Car Seat Check Up. **Page 15905**

Energy/Water Appropriations, 1998: Pursuant to the order of July 15, 1997, Senate passed H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1004, Senate companion measure, as passed by the Senate, Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Domenici, Cochran, Gorton, McConnell, Bennett, Burns, Craig, Stevens, Reid, Byrd, Hollings, Murray, Kohl, and Dorgan. **Page 15909**

Subsequently, passage of S. 1004 was vitiated and the bill was indefinitely postponed. **Page 15909**

Transportation Appropriations, 1998: Senate began consideration of S. 1048, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998, taking action on amendments proposed thereto, as follows: **Page 15915**

Pending:

Shelby (for D'Amato/Moynihan) Amendment No. 1022, to direct a transit fare study in the New York City metropolitan area. **Page 15917**

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, on Tuesday, July 29, 1997. **Page 15917**

A further consent agreement was reached providing that upon disposition of all amendments to S. 1048, Senate proceed to a vote on final passage of H.R. 2169, House companion measure, that all after the enacting clause be stricken and the text of S. 1048, as amended, be inserted in lieu thereof, the Senate insist on its amendment, the chair be authorized to appoint conferees on the part of the Senate, and S. 1048 be placed back on the Senate calendar. **Page 15920**

Commerce, Justice, State, the Judiciary Appropriations, 1998—Agreement: A unanimous-consent agreement was reached providing for further consideration of S. 1022, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, and amendments pending thereto, on Tuesday, July 29, 1997, with a vote on final passage to occur thereon. **Page 15941**

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

Transmitting the report entitled "The Policy on Protection of National Information Infrastructure Against Strategic Attack"; referred to the Committee on Armed Services. (PM–56). **Page 15920**

Nominations Received: Senate received the following nominations: John C. Angell, of Maryland, to be an Assistant Secretary of Energy (Congressional and Intergovernmental Affairs).

Marshall S. Smith, of California, to be Deputy Secretary of Education. **Page 15941**

Nomination withdrawn: Senate received notification of the withdrawal of the following nomination:

Niranjan S. Shah, of Illinois, to be a Member of the Board of Directors of the National Institute of Building Sciences, which was sent to the Senate on January 9, 1997. **Page 15941**

Messages From the President: **Page 15920**

Messages From the House: **Page 15920**

Communications: **Page 15920**

Statements on Introduced Bills: **Page 15920**

Additional Cosponsors: **Page 15937**

Amendments Submitted: **Page 15938**

Notices of Hearings: **Page 15939**

Authority for Committees: **Page 15939**

Additional Statements: **Page 15939**

Adjournment: Senate convened at 12 noon, and adjourned at 7:01 p.m., until 10 a.m., on Tuesday, July 29, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 15941.)

Committee Meetings

CAMPAIGN FINANCING

Committee on Governmental Affairs: Committee met in closed session to discuss certain issues with regard to the committee's special investigation on campaign financing.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of George A. Omas, of Mississippi, to be a Commissioner of the Postal Rate Commission, and Janice R. Lachance, of Virginia, to be Deputy Director of the Office of Personnel Management, after the nominees testified and answered questions in their own behalf. Mr. Omas was introduced by Senator Lott and former Representative Edward J. Derwinski, and Ms. Lachance was introduced by Senator Robb.

OLYMPICS BOMBING INCIDENT

Committee on the Judiciary: Subcommittee on Technology, Terrorism, and Government Information concluded hearings to examine federal law enforcement efforts with regard to the investigation of the circumstances surrounding the interview of Richard Jewell in connection with the July 27, 1996 bombing at Centennial Olympic Park in Atlanta, after receiving testimony from Louis J. Freeh, Director, Federal Bureau of Investigation, and Michael E. Shaheen Jr., Counsel, Office of Professional Responsibility, both of the Department of Justice.

INTERNET GAMBLING PROHIBITION ACT

Committee on the Judiciary: Subcommittee on Technology, Terrorism, and Government Information concluded hearings on S. 474, to enforce regulations prohibiting the interstate or foreign transmission of gambling information against certain computer service providers, after receiving testimony from Senator Bryan; Wisconsin Attorney General James E. Doyle, Madison; Jeff Pash, National Football League, New York, New York; Ann Geer, National Coalition Against Gambling Expansion, Washington, D.C.; and Anthony Cabot, Lionel Sawyer & Collins, Las Vegas, Nevada.

MEDICARE REFORM: HOME HEALTH CARE

Special Committee on Aging: Committee concluded hearings on Medicare reform proposals, focusing on methods to identify and reduce the amount of fraud, waste, and abuse in the home health care system, after receiving testimony from George F. Grob, Deputy Inspector General, Department of Health and Human Services; Leslie G. Aronovitz, Manager, General Accounting Office; Mary L. Ellis, Wellmark, Inc., Des Moines, Iowa; Bobby P. Jindal, Louisiana Department of Health and Hospitals, Baton Rouge; and an incarcerated witness.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 2278–2280; 3 resolutions, H. Con. Res. 127–128 and H. Res. 200, were introduced. **Page 16032**

Reports Filed: Reports were filed today as follows:

H.R. 1596, to amend title 28, United States Code, to authorize the appointment of additional bankruptcy judges (H. Rept. 105–208);

H.R. 1855, to establish a moratorium on large fishing vessels in Atlantic herring and mackerel fisheries, amended (H. Rept. 105–209);

H.R. 29, to designate the Federal building located at 290 Broadway in New York, New York, as the "Ronald H. Brown Federal Building" (H. Rept. 105–210);

H.R. 824, to redesignate the Federal building located at 717 Madison Place, NW., in the District of Columbia, as the "Howard T. Markey National Courts Building" (H. Rept. 105–211);

H.R. 1851, to designate the United States courthouse located at 200 South Washington Street in Alexandria, Virginia, as the "Martin V. B. Bostetter, Jr. United States Courthouse" (H. Rept. 105–212);

H. Res. 198, providing for consideration of H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998 (H. Rept. 105–213); and

H. Res. 199, providing for consideration of H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998 (H. Rept. 105–214). **Page 16032**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Gutknecht to act as Speaker pro tempore for today. **Page 15943**

Suspensions: The House agreed to suspend the rules and pass the following measures:

Herring and Mackerel Fishing Moratorium: H.R. 1855, amended, to establish a moratorium on large fishing vessels in Atlantic herring and mackerel fisheries; **Page 15945**

New Mexico Trust Funds: S. 430, to amend the Act of June 20, 1910, to protect the permanent trust funds of the State of New Mexico from erosion due to inflation and modify the basis which distributions are made from those funds—clearing the measure for the President; **Page 15948**

Aggression by Canadian Fishermen: H. Con. Res. 124, amended, expressing the sense of the Congress regarding acts of illegal aggression by Canadian fishermen with respect to the Pacific Salmon Fishery; **Page 15950**

SAFE KIDS Campaign: H. Con. Res. 98, authorizing the use of the Capitol grounds for the Safe Kids Buckle Up Car Seat Safety Check; **Page 15952**

Assault upon the Democratically Elected Government of Cambodia: H. Res. 195, amended, concerning the crisis in Cambodia; **Page 15954**

Death on the High Seas Act: H.R. 2005, amended, to amend title 49, United States Code, to clarify the application of the Act popularly known as the "Death on the High Seas Act" to aviation incidents. Agreed to amend the title; **Page 15957**

Democratic People's Republic of Korea and Republic of Korea: H. Con. Res. 74, amended, concerning the situation between the Democratic People's Republic of Korea and the Republic of Korea; **Page 15960**

Republic of Congo: H. Res. 175, amended, expressing concern over the outbreak of violence in the Republic of Congo and the resulting threat to scheduled elections and constitutional government in that country; **Page 15962**

Bankruptcy Judgeship Act: H.R. 1596, to amend title 28, United States Code, to authorize the appointment of additional bankruptcy judges; **Page 15963**

Employees at Ft. Campbell, Kentucky, Columbia River Hydroelectric Facilities, and Missouri River Hydroelectric Facilities: H.R. 1953, to clarify State authority to tax compensation paid to certain employees; **Page 15969**

Private Security Officer Quality Assurance Act: H.R. 103, to expedite State reviews of criminal records of applicants for private security officer employment; and **Page 15971**

Elimination of Special Transition Rule For Certain Children: H.R. 1109, to amend the Immigration and Nationality Technical Corrections Act of 1994 to eliminate the special transition rule for issuance of a certificate of citizenship for certain children born outside the United States. Subsequently, S. 670, a similar Senate-passed bill, was passed, clearing the measure for the President; and H.R. 1109 was laid on the table. **Page 15979**

Suspensions—Votes Postponed: The House completed debate on motions to suspend the rules and pass the following measures upon which votes were postponed:

Violent Crimes by Repeat Offenders: H. Con. Res. 75, expressing the sense of the Congress that States should work more aggressively to attack the problem of violent crimes committee by repeat offenders and criminals serving abbreviated sentences; and **Page 15975**

Expanded War Crimes Act of 1997: H.R. 1348, amended, to amend title 18, United States Code, relating to war crimes. **Page 15981**

Foreign Relations Authorization Act: The House disagreed to the Senate amendment to H.R. 1757, to consolidate international affairs agencies and to authorize appropriations for the Department of State and related agencies for fiscal years 1998 and 1999, and requested a conference. **Page 15983**

Appointed as conferees for consideration of the House bill (except title XXI) and the Senate amendment, and modifications committed to conference: Representatives Gilman, Goodling, Leach, Hyde, Bereuter, Smith of New Jersey, Hamilton, Gejdenson, Lantos, and Berman; and for consideration of title XXI of the House bill, and modifications committed to conference: Representatives Gilman, Hyde, Smith of New Jersey, Hamilton, and Gejdenson. **Page 15983**

Legislative Branch Appropriations: By a yea and nay vote of 214 yeas to 203 nays, Roll No. 335, the House passed H.R. 2209, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998. **Page 15983**

By a yea and nay vote of 198 yeas to 220 nays, Roll No. 334, rejected the Gejdenson motion to recommit the bill to the Committee on Appropriations with instructions to report it back to the House with an amendment to ensure that all funds in the bill to support the Reserve Fund providing for the hiring of additional committee staff and other related expenses pursuant to clause 5(a) of rule XI are deleted. **Page 16009**

Agreed To:

The Davis of Virginia amendment that allows the Chief Administrative Officer of the House to donate surplus computer equipment to public elementary and secondary schools of the District of Columbia; and **Page 15999**

The Roemer amendment that requires unexpended office funds in the Salaries and Expenses—Members' Representational Allowances account to be returned to the U.S. Treasury at the end of each fiscal year for deficit reduction. **Page 16006**

Rejected:

The Fazio amendment that sought to reduce funding for the Joint Committee on Taxation by $283,000 for five additional staff members (rejected by a recorded vote of 199 ayes to 213 noes, Roll No. 332); and **Pages 16001, 16007**

The Klug amendment that sought to reduce the Government Printing Office workyears by 350 (a recorded vote of 170 ayes to 242 noes, Roll No. 333). **Pages 16004, 16008**

Agreed to H. Res. 197, the rule providing for consideration of the bill on July 25. **Page 15834**

DOD Authorization Act Conference Modification: The Chair announced the following modification to the conference appointment of July 25 to H.R. 1119, to authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal years 1998 and 1999: Representative McKeon is added to the panel from the Committee on National Security to follow Representative Bartlett; and the first proviso to the panel from the Committee on Resources is stricken. **Page 16011**

Presidential Message: Read a message from the President wherein he transmitted his report covering the policy on the Protection of the National Information Infra-

structure Against Strategic Attack—referred to the Committee on National Security. **Page 16011**

Senate Messages: Message received from the Senate today appears on page 15943.

Referrals: S. 833, to designate the Federal building courthouse at Public Square and Superior Avenue in Cleveland, Ohio, as the "Howard M. Metzenbaum United States Courthouse"; S. 1000, to designate the United States courthouse at 500 State Avenue in Kansas City, Kansas, as the "Robert J. Dole United States Courthouse"; and S. 1043, to designate the United States courthouse under construction at the corner of Las Vegas Boulevard and Clark Avenue in Las Vegas, Nevada, as the "Lloyd D. George United States Courthouse" were referred to the Committee on Transportation and Infrastructure. S. Con. Res. 43, urging the United States Trade Representative immediately to take all appropriate action with regards to Mexico's imposition of anti-dumping duties on United States high fructose corn syrup was referred to the Committee on Ways and Means. **Page 16030**

Amendments: Amendments ordered printed pursuant to the rule appear on page 16033.

Quorum Calls—Votes: Two yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 16008 and 16010. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 11:30 p.m.

Committee Meetings

ENERGY DEPARTMENT WASTE-SITE CLEAN-UP CONTRACTS

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on the Department of Energy's Implementation of Contract Reform: Problems with the Fixed-Price Contract to Clean Up Pit 9. Testimony was heard from Victor S. Rezendes, Director, Energy, Resources, and Science Issues, Resources, Community, and Economic Development Division, GAO; Randall F. Smith, Director, Office of Environmental Cleanup for Region 10, EPA; and Kathleen E. Trever, Coordinator-Manager, INEEL Oversight Program, Division of Environmental Quality, State of Idaho.

Hearings continue tomorrow.

DEFENSE APPROPRIATIONS

Committee on Rules: The committee granted, by voice vote, an open rule on H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998, providing one hour of general debate equally divided between the chairman and ranking minority member of the Committee on Appropriations. The rule waives points of order against consideration of the bill for failure to comply with clause 2(I)(6) of rule XI (the 3-day requirement for availability of the report), clause 7 of rule XXI (the 3-day requirement for availability of printed hearings on appropriations bills), or section 306 of the Congressional Budget Act of 1974 (prohibiting consideration of bills containing matters within the jurisdiction of the Committee on the Budget which have not been reported by the Budget Committee). The rule waives points of order against provisions in the bill which do not comply with clause 2 of rule XXI (prohibiting unauthorized appropriations and legislation on general appropriations bills) and clause 6 of rule XXI (prohibiting transfers of unobligated balances). The rule provides for priority in recognition for those amendments that are pre-printed in the Congressional Record. The rule provides that the chairman of the Committee of the Whole may postpone votes on any amendment and that the chairman may reduce voting time on postponed questions to 5 minutes, provided that the voting time on the first in a series of questions is not less than 15 minutes. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Young of Florida, Smith of New Jersey, and Murtha.

LABOR, HHS, AND EDUCATION APPROPRIATIONS

Committee on Rules: The committee granted, by voice vote, an open rule on H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, providing one hour of general debate equally divided between the chairman and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the bill. The rule waives clause 6 (prohibiting reappropriations in an appropriations bill) of rule XXI against provisions in the bill and clause 2 of rule XXI (prohibiting unauthorized and legislative provisions in an appropriations bill) against provisions in the bill except as otherwise specified in the rule. The rule makes in order only those amendments printed in the report of the Committee on Rules which may only be offered by the Member designated, shall be considered as read, shall not be subject to amendment except as specified in the report and except pro forma amendments offered for the purpose of debate, and shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole. All points of order against the amendments are waived. The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the Congressional Record. The rule allows for the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce to five minutes on a postponed question if the vote follows a fifteen minute vote.

The rule waives clause 2(e) of rule XXI (prohibiting nonemergency amendments to be offered to a bill containing an emergency designation under the Budget Act) against amendments to the bill. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Porter, Hyde, Goodling, Istook, Manzullo, Riggs, Obey, and Lowey.

COMPUTER SECURITY ENHANCEMENT ACT

Committee on Science: Subcommittee on Technology approved for full Committee action amended H.R. 1903, Computer Security Enhancement Act of 1997.

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Tuesday, July 29, 1997

Senate

Chamber Action

Routine Proceedings, pages 16047–16128

Measures Introduced: Nine bills and one resolution were introduced, as follows: S. 1078–1086 and S. Con. Res. 45. **Page 16104**

Measures Passed:

Commerce, Justice, State, the Judiciary Appropriations, 1998: By a unanimous vote of 99 yeas (Vote No. 206), Senate passed S. 1022, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, after taking action on further amendments proposed thereto, as follows: **Pages 16051, 16053, 16067**

Adopted:

Gregg/Hollings Amendment No. 1024, to make funds available for a study on the effect of intentional encirclement on dolphins in the eastern tropical Pacific Ocean. **Page 16053**

Gregg Amendment No. 1025, to provide funds for the Ship Creek facility in Anchorage, Alaska, for the construction of a facility on the Gulf Coast in Mississippi, and for an open ocean aquaculture project in Durham, New Hampshire. **Page 16053**

Gregg (for Coverdell) Amendment No. 1026, to require the Attorney General to submit a report on the feasibility of requiring convicted sex offenders to submit DNA samples for law enforcement purposes. **Page 16053**

Gregg (for Dorgan) Amendment No. 1027, to express the sense of the Senate that the Federal Government should not withhold universals service support payments. **Page 16053**

Gregg (for McCain/Kyl) Amendment No. 1028, regarding the waiver of certain vaccination requirements for immigrants. **Page 16055**

Gregg (for Biden) Amendment No. 1029, to extend funding for the Violent Crime Reduction Trust Fund through fiscal year 2002. **Page 16055**

Gregg (for Kerry) Amendment No. 1030, to provide funding for the Community Policy to Combat Domestic Violence Program. **Page 16055**

Gregg/Hollings Amendment No. 1031, regarding political appointees in positions at the Office of the United States Trade Representative. **Page 16055**

Wellstone Amendment No. 1032, to clarify the income eligibility requirements for victims of domestic violence. **Page 16057**

Wellstone/Kennedy Amendment No. 1033, to require the Legal Services Corporation to conduct a study regarding persons prohibited from receiving legal representation regarding efforts to reform welfare systems. **Page 16058**

Gregg Amendment No. 1034, to establish a funding level for the Department of State Capital Investment Fund. **Page 16068**

Gregg (for Kyl) Amendment No. 995, to provide for the payment of special masters for civil actions concerning prison conditions. **Pages 16051, 16068**

Withdrawn:

Kerry Amendment No. 992, to provide funding for the Community Policing to Combat Domestic Violence Program. **Page 16051**

Gregg (for Coverdell) Amendment No. 996, to require the Attorney General to submit a report on the feasibility of requiring convicted sex offenders to submit DNA samples for law enforcement purposes. **Page 16051**

Hollings (for Dorgan) Amendment No. 997, to express the sense of the Senate that the Federal Government should not withhold universals service support payments. **Page 16051**

Hollings (for Biden) Amendment No. 998, to provide additional funds for the Violent Crime Reduction Trust Fund. **Page 16051**

During consideration of this measure today, Senate also took the following action:

By unanimous-consent agreement, Amendments Numbered 1003, 1004, and 1008, as previously agreed to on July 24, 1997, were modified. **Page 16055**

Legislative Branch Appropriations, 1998: Senate passed H.R. 2209, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998, after striking all after the enacting clause except appropriations for the House of Representatives and House office buildings and inserting in lieu thereof the text of S. 1019, Senate companion measure, as passed by the Senate on July 16, 1997. Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Bennett, Stevens, Craig, Cochran, Dorgan, Boxer, and Byrd. **Page 16057**

Pursuant to the order of July 16, 1997, passage of S. 1019 was vitiated and the bill was indefinitely postponed. **Page 14680**

Defense Appropriations, 1998: Pursuant to the order of July 14, 1997, Senate passed H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1005, Senate companion measure, as passed by the Senate. Senate insisted on its amendment, requested a conference with the House thereon, and the chair appointed the following conferees: Senators Stevens, Cochran, Specter, Domenici, Bond, McConnell, Shelby, Gregg, Hutchison, Inouye, Hollings, Byrd, Leahy, Bumpers, Lautenberg, Harkin, and Dorgan. **Page 16090**

Also, pursuant to the order of July 15, 1997, Senate vitiated passage of S. 1005 and the bill was indefinitely postponed. **Page 14404**

Transportation Appropriations, 1998: Senate concluded consideration of S. 1048, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998, after taking action on amendments proposed thereto, as follows: **Pages 16063, 16090**

Adopted:

Shelby (for D'Amato/Moynihan) Amendment No. 1022, to direct a transit fare study in the New York City metropolitan area. **Pages 16063, 16068**

Shelby (for Kerrey/Hagel) Amendment No. 1035, to extend the expiration date of a general provision from the fiscal year 1997 transportation appropriations act. **Page 16090**

Shelby/Lautenberg Amendment No. 1036, to make certain technical and funding changes. **Page 16090**

Shelby (for Abraham) Amendment No. 1037, to make funds available for certain transit bus projects. **Page 16090**

Shelby (for Campbell) Amendment No. 1038, to provide for a study of the metropolitan planning process in Denver, Colorado. **Page 16090**

Shelby/Lautenberg Amendment No. 1039, to make a technical correction relating to the Right-of-Way Revolving Fund. **Page 16091**

Shelby (for Inouye) Amendment No. 1040, of a clarifying nature. **Page 16091**

Shelby (for Hollings) Amendment No. 1041, to facilitate the application of the pilot record-sharing provisions of title 49, United States Code, added by the Federal Aviation Reauthorization Act of 1996, to air carriers operating non-scheduled operations under part 135 of the FAA regulations. **Page 16091**

Shelby (for Frist) Amendment No. 1042, to require the Secretary of Transportation to exercise the exemption authority under section 41714 of title 49, United States Code, with respect to certain air service between slot-controlled airports subject to that authority and nonhub points, within 120 days after receiving a request for such an exemption. **Page 16091**

Shelby (for Levin/Graham) Amendment No. 1043, to express the sense of the Senate concerning reauthorization of highway and mass transit programs. **Page 16091**

Shelby (for Johnson/Daschle) Amendment No. 1044, to provide for the development and operation of the Nationwide Differential Global Positioning System. **Page 16092**

Also, Senate considered H.R. 2169, House companion measure, striking all after the enacting clause and inserting in lieu thereof the text of S. 1048, as amended. **Page 16100**

A unanimous-consent agreement was reached providing for a vote on final passage of H.R. 2169 to occur on Wednesday, July 30, 1997. **Page 16100**

Foreign Affairs Reform and Restructuring Act—Conferees: Senate insisted on its amendment to H.R. 1757, to consolidate international affairs agencies, and to authorize appropriations for the Department of State and related agencies for fiscal years 1998 and 1999, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: Senators Helms, Coverdell, Hagel, Grams, Biden, Sarbanes, and Dodd. **Page 16062**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties, received by the Senate on Monday, July 28, 1997.

Extradition Treaty with Cyprus (Treaty Doc. 105–16); and

WIPO Performances and Phonograms Treaty (WPPT) (1996) and WIPO Copyright Treaty (WCT) (1996) (Treaty Doc. 105–17).

The treaties were transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 16127**

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

Transmitting the report entitled "U.S. Arctic Research Plan, Biennial Revision: 1998–2002"; referred to the Committee on Governmental Affairs. (PM–57). **Page 16102**

Nominations Received: Senate received the following nominations:

1 Department of Defense nomination in the rank of general.

Routine lists in the Air Force and Marine Corps. **Page 16128**

Messages From the President: **Page 16102**

Messages From the House: **Page 16102**

Measures Referred: **Page 16103**

Measures Placed on Calendar: **Page 16103**

Communications: Page 16103

Statements on Introduced Bills: Page 16104

Additional Cosponsors: Page 16119

Amendments Submitted: Page 16121

Notices of Hearings: Page 16123

Authority for Committees: Page 16124

Additional Statements: Page 16124

Record Votes: One record vote was taken today. (Total—206) Page 16068

Adjournment: Senate convened at 10 a.m., and adjourned at 6:14 p.m., until 9:30 a.m., on Wednesday, July 30, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 16128.)

Committee Meetings

AGRICULTURAL PRICE VOLATILITY

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings to examine the impact of the Federal Agriculture Improvement and Reform Act (P.L. 104–127) on price and income volatility in agricultural markets and the Federal Government's role to manage volatility, after receiving testimony from Keith Collins, Chief Economist, Department of Agriculture; Leland H. Swenson, National Farmers Union, Aurora, Colorado; Michael R. Dicks, Oklahoma State University, Stillwater; Ken Rulon, Rulon Enterprises, Cicero, Indiana; Duane Fischer, Scoular Company, Omaha, Nebraska, on behalf of the National Grain and Feed Association; N. Alan Bair, Pennsylvania State University, Middletown; Edward T. Coughlin, National Milk Producers Federation, Arlington, Virginia; and Gary A. Corbett, Dean Foods Company, Rockford, Illinois, on behalf of the International Dairy Foods Association.

ATM NETWORKS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to examine automated teller machine (ATM) network operations and the practice of surcharging by banks and thrifts with regard to ATMs, and S. 885, to limit fees charged by financial institutions for the use of automatic teller machines, after receiving testimony from Donald I. Baker, Baker & Miller, G. Henry Mundt, III, Cirrus System, Inc., and Anthony N. McEwen, PLUS ATM/Visa U.S.A., all of Washington, D.C.; Thomas M. Caron, Easton Cooperative Bank, Easton, Massachusetts, on behalf of the Community Bank League of New England; Allen I. Olson, Independent Community Bankers of Minnesota, Eagan; and John G. Bascom, Magic Line, Inc., Dearborn, Michigan.

GLOBAL TOBACCO SETTLEMENT

Committee on Commerce, Science, and Transportation: Committee held hearings to examine commerce related issues with regard to the proposed Global Tobacco Settlement which will mandate a total reformation and restructuring of how tobacco products are manufactured, marketed, and distributed in America, and its long-term impact on children and the public health, receiving testimony from C. Everett Koop, former Surgeon General of the Public Health Service, and David A. Kessler, former Commissioner of Food and Drugs, both of the Department of Health and Human Services, both on behalf of the Advisory Committee on Tobacco Policy and Public Health; Minnesota Attorney General Hubert H. Humphrey III, St. Paul; Arizona Attorney General Grant Woods, Phoenix; Washington Attorney General Christine Gregoire, Olympia; and Mississippi Attorney General Mike Moore, Jackson.

Hearings were recessed subject to call.

ALASKA LANDS

Committee on Energy and Natural Resources: Committee concluded hearings on the following bills:

S. 967, to make certain technical changes to the Alaska Native Claims Settlement Act and the Alaska National Interest Lands Conservation Act to benefit Alaska Natives and rural residents, after receiving testimony from Deborah L. Williams, Special Assistant to the Secretary of the Interior for Alaska; William P. Horn, Washington, D.C., on behalf of the Alaska Professional Hunters Association and the Alaska Professional Sportfish Coalition; Matthew Nicolai, Calista Corporation, and Allen E. Smith, Wilderness Society, both of Anchorage, Alaska; Michael Sheldon, Southeast Alaska ANCSA Land Acquisition Coalition (SAALAC), Petersburg; and Bart Koehler, Southeast Alaska Conservation Council, and Robert W. Loescher, Sealaska Corporation, both of Juneau, Alaska; and

S. 1015, to provide for the exchange of lands within Admiralty Island National Monument in Alaska, after receiving testimony from Janice McDougle, Associate Deputy Chief, and Eleanor Towns, Director of Lands, both of the Forest Service, Department of Agriculture; Mayor Peter Hallgren, and Charles E. Horan, Horan, Corak and Co., both of Sitka, Alaska; and James F. Clark, Alaska Pulp Corporation, Juneau, Alaska.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Philip Lader, of South Carolina, to be Ambassador to the United Kingdom of Great Britain and Northern Ireland, Felix George Rohatyn, of New York, to be Ambassador to France, Keith C. Smith, of California, to be Ambassador to the Republic of Lithuania, Richard Dale Kauzlarich, of Virginia, to be Ambassador to the Republic of Bosnia and Herzegovina, James W. Pardew Jr., of Virginia, for the Rank of Am-

bassador during his tenure of service as U.S. Special Representative for Military Stabilization in the Balkans, Anne Marie Sigmund, of the District of Columbia, to be Ambassador to the Kyrgyz Republic, and Daniel V. Speckhard, of Wisconsin, to be Ambassador to the Republic of Belarus, after the nominees testified and answered questions in their own behalf. Mr. Lader was introduced by Senator Thurmond.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Jerome Campane, Special Agent, Federal Bureau of Investigation, Department of Justice, detailed to the Committee as a Special Investigator; and Yue F. Chu and Xi Ping Wang, both of Gaithersburg, Maryland.

Hearings continue tomorrow.

JUDICIAL ACTIVISM

Committee on the Judiciary: Subcommittee on the Constitution, Federalism, and Property Rights concluded hearings to examine certain issues with regard to the constitutional role of Federal judges to decide cases and controversies, focusing on the problem and impact of judicial activism, whereby Federal judges' decisions are based on policy preferences, focusing on proposals to ensure that the Federal courts are kept within their proper constitutional role, including S.J. Res. 26, proposing a constitutional amendment to establish limited judicial terms of office, after receiving testimony from Senator Robert Smith; Representatives Delahunt and Canady; Timothy E. Flanigan, Great Falls, Virginia, former Assistant Attorney General, Office of Legal Counsel, Department of Justice; and Thomas L. Jipping, Center for Law and Democracy, and Elliot M. Mincberg, People for the American Way, both of Washington, D.C.

EDUCATIONAL OPPORTUNITIES

Committee on Labor and Human Resources: Committee concluded hearings on proposals to improve educational opportunities for low-income children, including provisions of S. 847, to provide scholarship assistance for District of Columbia elementary and secondary school students, after receiving testimony from Texas State Representative Glenn Lewis, Fort Worth; Dolores Fridge, Minnesota Department of Human Rights, St. Paul; Howard Fuller, Institute for the Transformation of Learning/Marquette University, Alex Molnar, University of Wisconsin, and Zakiya Courtney, Parents for School Choice, all of Milwaukee, Wisconsin; Barbara S. Lewis, Families Organized for Real Choice in Education, Indianapolis, Indiana; Alieze Stallworth, District of Columbia Parent Teachers Association, Washington, D.C., on behalf of the National Parent Teachers Association; Paul E. Peterson, Harvard University Department of Government, Cambridge, Massachusetts; and Pam Ballard, Cleveland, Ohio.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 2281–2291; and 4 resolutions, H. Con. Res. 129–132, were introduced. **Page 16517**

Reports Filed: Reports were filed today as follows:

Report on the Revised Subdivision of Budget Totals for Fiscal Year 1998 (H. Rept. 105–215);

H. Res. 201, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 105–216).

Conference report on H.R. 2015, the Balanced Budget Act of 1997 (H. Rept. 105–217). **Pages 16516, 16236**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Emerson to act as Speaker pro tempore for today. **Page 16129**

Recess: The House recessed at 9:38 a.m. and reconvened at 10 a.m. **Page 16134**

DOD Appropriations: By a yea and nay vote of 322 yeas to 105 nays, Roll No. 338, the House passed H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998. **Page 16140**

Agreed To:

The DeFazio amendment that increases Defense Wide RDT&E funding for the DOD/VA cooperative research program by $15 million and reduces Defense Wide O&M funding accordingly; **Page 16147**

The Sanders amendment that increases Defense Wide O&M funding for the National Guard Starbase program by $2 million and reduces Air Force RDT&E funding accordingly; **Page 16148**

The Traficant amendment that expresses the sense of Congress that all NATO members should contribute their proportionate share of the costs of the Partnership for Peace program and that no funds may be used for NATO expansion not authorized by law; **Page 16173**

The Solomon amendment that prohibits any funds to be obligated or expended to contractors that have not submitted the most recent report set forth in subsection (d) of section 4212 of title 38, United States Code concerning the hiring of veterans; **Page 16175**

The Obey amendment that prohibits any funds to be used to approve or license the sale of F–22 advanced tactical fighter to any foreign government; **Page 16176**

The Coburn amendment that prohibits any funds to be made available for the United States Man and the Biosphere program, or related projects; and **Page 16177**

The Kennedy of Massachusetts amendment that prohibits any funds for the Department of Defense specimen repository to be used for any purpose except as specified by existing Department of Defense policy. **Page 16177**

Rejected:

The Obey amendment that sought to reduce Air Force Aircraft Procurement funding by $331 million for the production of 9 B–2 bombers and increase National Guard and Reserve Equipment funding by $105 million for Air National Guard KC–135 aircraft, increase Defense Health Program funding by $12 million for the Army breast cancer research program, and apply $202 million toward deficit reduction (rejected by a recorded vote of 200 ayes to 222 noes, Roll No. 336); **Pages 16150, 16174**

The Nadler amendment that sought to reduce Air Force RDT&E funding for the F–22 fighter aircraft program by $420 million; **Page 16162**

The Filner amendment that sought to prohibit any funds to be used to transfer Marine Corps helicopters located at El Toro and Tustin Marine Corps Bases to Miramar Naval Air Station, California; and **Page 16182**

The Shays amendment that sought to limit new budget authority to the FY 1997 level resulting in an overall reduction of $3.8 billion (rejected by a recorded vote of 137 ayes to 290 noes, Roll No. 337). **Page 16184**

Withdrawn:

The Clayton amendment was offered, but subsequently withdrawn, that sought to authorize the Secretary of the Army to reimburse military members, deployed in support of Bosnian operations, for expenses incurred in the shipment of personal items to or from Europe; and **Page 16173**

The Maloney of New York amendment was offered, but subsequently withdrawn, that sought to provide $1 million to provide statistics on sexual assault in the military. **Page 16178**

The Clerk was authorized to correct section numbers, punctuation, cross references, and to make other conforming changes as may be necessary to reflect the actions of the House today. **Page 16193**

Agreed to H. Res. 198, the rule that provided for consideration of the bill by a voice vote. **Page 16137**

Suspensions: The House agreed to suspend the rules and pass the following measures that were debated on Monday, July 28:

Violent Crimes by Repeat Offenders: H. Con. Res. 75, expressing the sense of the Congress that States should work more aggressively to attack the problem of violent crimes committed by repeat offenders and criminals serving abbreviated sentences (agreed to by a yea and nay vote of 400 yeas to 24 nays with 1 voting "present", Roll No. 339); and **Page 16194**

Expanded War Crimes Act of 1997: H.R. 1348, amended, to amend title 18, United States Code, relating to war crimes (passed by a yea and nay vote of 391 yeas to 32 nays, Roll No. 340). **Page 16194**

Presidential Message—Arctic Research Plan: Read a message from the President wherein he transmitted his fifth biennial revision (1998–2002) to the United States Arctic Research Plan—referred to the Committee on Science. **Page 16236**

Recess: The House recessed at 10:30 p.m. and reconvened at 3:14 a.m. on Wednesday, July 30. **Page 16236**

Senate Messages: Message received from the Senate today appears on page 16134.

Amendments: Amendments ordered printed pursuant to the rule appear on page 16518.

Quorum Calls—Votes: Three yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 16174, 16192, 16193, and 16194. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 3:15 a.m. on Wednesday, July 30.

Committee Meetings

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Began markup of the Treasury, Postal Service, and General Government appropriations for fiscal year 1998.

Committee recessed subject to call.

OVERSIGHT—GOVERNMENT PERFORMANCE AND RESULTS ACT

Committee on Banking and Financial Services: Held an oversight hearing on the Government Performance and Results Act. Testimony was heard from Andrew C. Hove, Acting Chairman, FDIC; Shirlee P. Bowne, Vice Chairman, National Credit Union Administration; the following officials of the Department of the Treasury: Eugene A. Ludwig, Comptroller; and Nicolas P. Retsinas, Director, Office of Thrift Supervision; Alice M. Rivlin, Vice Chairman, Board of Governors, Federal Reserve System; Thomas J. McCool, Economist/Associate Director, GAO; and public witnesses.

ENERGY DEPARTMENT WASTE-SITE CLEAN-UP CONTRACTS

Committee on Commerce: Subcommittee on Oversight and Investigations concluded hearings on the Department of Energy's Implementation of Contract Reform: Problems with the Fixed-Price Contract to Clean Up Pit 9. Testimony was heard from the following officials of the Department of Energy: Federico F. Peña, Secretary; and John M. Wilcynski, Manager, Operations Office; and public witnesses.

VIDEO COMPETITION

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection held a hearing on Video Competition: The Status of Competition Among Video Delivery Systems. Testimony was heard from public witnesses.

HIGHER EDUCATION AMENDMENTS

Committee on Education and the Workforce: Subcommittee on Postsecondary Education, Training and Life-Long Learning concluded hearings on H.R. 6, the Higher Education Amendments of 1998, with emphasis on System Modernization efforts at the Department of Education and Accreditation. Testimony was heard from the following officials of the Department of Education: David Longanecker, Assistant Secretary; and Thomas Bloom, Inspector General; Joel C. Willemssen, Director, Information Resources Management Accounting and Information Management Division, GAO; and public witnesses.

OVERSIGHT—METROPOLITAN STATISTICAL AREAS

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held an oversight hearing of Metropolitan Statistical Areas. Testimony was heard from Representatives Holden, Mink of Hawaii, Hinchey, Hunter, and Redmond; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; and public witnesses.

OVERSIGHT—STATISTICAL PROPOSALS

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held an oversight hearing of Statistical Proposals. Testimony was heard from Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; Edward J. Sondik, Director, National Center for Health Statistics, Department of Health and Human Services; Jay Hakes, Administrator, Energy Information Administration, Department of Energy; and public witnesses.

OVERSIGHT—EPA's RULEMAKING NATIONAL AMBIENT AIR QUALITY STANDARDS

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held an oversight hearing on the EPA's rulemaking on National Ambient Air Quality Standards for Particulate Matter and Ozone. Testimony was heard from Representatives Upton, Boucher, Klink, and Kucinich; Fred Hansen, Deputy Administrator, EPA; Richard L. Russman, Senator, State of New Hampshire; and public witnesses.

QUADRENNIAL DEFENSE REVIEW—RESERVE COMPONENT ISSUES

Committee on National Security: Subcommittee on Military Personnel held a hearing on Reserve Component issues resulting from the Quadrennial Defense Review. Testimony was heard from the following officials of the Department of Defense: Edward L. Warner, Assistant Secretary, Strategy and Requirements; William J. Lynn, Director, Program Analysis and Evaluation; Lt. Gen. David J. McCloud, USAF, Director, Force Structure, Resources and Assessments, Joint Staff, Joints Chiefs of Staff; Sara E. Liser, Assistant Secretary, Army, Manpower and Reserve Affairs; Maj. Gen. William Navas, USA, Director, Army National Guard; Gen. Ronald Griffith, USA, Vice Chief of Staff, Army; Maj. Gen. Max Baratz, USA, Chief, Army Reserve; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Water and Power approved for full Committee action amended the following bills: H.R. 2007, to amend the Act that authorized the Canadian River reclamation project, Texas, to direct the Secretary of the Interior to allow use of the project distribution system to transport water from sources other than the project; and H.R. 134, to authorize the Secretary of the Interior to provide a loan guarantee to the Olivenhain water storage project.

Prior to this action, the Subcommittee held a hearing on H.R. 2007. Testimony was heard from David Cottingham, Counselor to the Assistant Secretary, Water and Science, Department of the Interior; and John C. Williams, General Manager, Canadian River Municipal Water Authority.

EXPEDITED PROCEDURES

Committee on Rules: Granted, by voice vote, a rule waiving clause 4(b) of rule XI (requiring a 2/3 vote to consider a rule on the same day it is reported from the Committee on Rules) providing for consideration of specified measures. The waiver applies to rules for the Conference Report on H.R. 2015, the Balanced Budget Act of 1997, an amendment thereto, a conference report thereon, or an amendment reported in disagreement from a conference thereon reported before August 3, 1997; and for the Conference Report on H.R. 2014, the Taxpayer Relief Act of 1997, an amendment thereto, a conference report thereon, or an amendment reported in disagreement from a conference thereon reported after July 30, 1997, and before August 3, 1997.

MISCELLANEOUS MEASURES

Committee on Science: Ordered reported the following bills: H.R. 1903, amended, Computer Security Enhancement Act of 1997: H.R. 922, amended, Human Cloning Research Prohibition Act of 1997; and H.R. 2249, to reauthorize appropriations for carrying out the Earthquake

Hazards Reduction Act of 1997 for fiscal years 1998 and 1999.

Joint Meetings

FOREIGN AFFAIRS REFORM

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 1757, to consolidate international affairs agencies and to authorize funds for fiscal years 1998 and 1999 for the Department of State and related agencies, but did not complete action thereon, and will meet again tomorrow.

REVENUE RECONCILIATION

Conferees on Monday, July 28, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2014, to provide for reconciliation pursuant to subsections (b)(2) and (d) of section 105 of the concurrent resolution on the budget for fiscal year 1998.

♦♦♦♦♦♦♦♦♦♦♦♦

Wednesday, July 30, 1997

Senate

Chamber Action

Routine Proceedings, pages 16533-16634

Measures Introduced: Seven bills and two resolutions were introduced, as follows: S. 1087–1093, S. Res. 110, and S. Con. Res. 46. **Page 16609**

Measures Reported: Reports were made as follows:

S. 910, to authorize appropriations for carrying out the Earthquake Hazards Reduction Act of 1977 for fiscal years 1998 and 1999, with an amendment in the nature of a substitute. (S. Rept. No. 105–59)

H.R. 1198, to direct the Secretary of the Interior to convey certain land to the City of Grants Pass, Oregon.

H.R. 1944, to provide for a land exchange involving the Warner Canyon Ski Area and other land in the State of Oregon.

S. 871, to establish the Oklahoma City National Memorial as a unit of the National Park System; to designate the Oklahoma City Memorial Trust.

S. 1082, to authorize appropriations to pay for United States contributions to certain international financial institutions.

S. Con. Res. 39, expressing the sense of the Congress that the German Government should expand and simplify its reparations system, provide reparations to Holocaust survivors in Eastern and Central Europe, and set up a fund to help cover the medical expenses of Holocaust survivors.

S. Con. Res. 45, commending Dr. Hans Blix for his distinguished service as Director General of the International Atomic Energy Agency on the occasion of his retirement.

S. Con. Res. 46, expressing the sense of the Senate regarding the terrorist bombing in the Jerusalem market on July 30, 1997. **Page 16616**

Measures Passed:

International Dolphin Conservation Program Act: By a unanimous vote of 99 yeas (Vote No. 207), Senate passed S. 39, to amend the Marine Mammal Protection Act of 1972 to support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Page 16540**

Snowe Amendment No. 1045, in the nature of a substitute. **Page 16550**

International Dolphin Conservation Program Act: Committee on Commerce, Science, and Transportation was discharged from further consideration of H.R. 408, to amend the Marine Mammal Protection Act of 1972 to support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 39, Senate companion measure, as passed by the Senate. **Page 16559**

Transportation Appropriations, 1998: By 98 yeas to 1 nay (Vote No. 208), Senate passed H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998, as amended. **Page 16558**

Senate insisted on its amendment, requested a conference with the House thereon, and the chair appointed the following conferees: Senators Shelby, Domenici, Specter, Bond, Gorton, Bennett, Faircloth, Stevens, Lautenberg, Byrd, Mikulski, Reid, Kohl, and Murray. **Page 16559**

Subsequently, pursuant to the order of July 28, 1997, S. 1048, Senate companion measure, was placed on the Senate Calendar. **Page 15920**

Need-Based Educational Aid Antitrust Protection Act: Senate passed H.R. 1866, to continue favorable treatment for need-based educational aid under the antitrust laws, after agreeing to the following amendment proposed thereto: **Page 16633**

Santorum (for DeWine/Kohl) Amendment No. 1046, to limit the application of an exemption of antitrust laws relating to need-based educational aid and to extend the period of applicability of that exemption. **Page 16633**

Authorizing Use of Capitol Grounds: Senate agreed to H. Con. Res. 98, authorizing the use of the Capitol

grounds for the SAFE KIDS Buckle Up Car Seat Safety Check. **Page 16633**

Budget Reconciliation Conference Report: Senate began consideration of the conference report on H.R. 2015, to provide for reconciliation pursuant to subsections (b)(1) and (c) of section 105 of the concurrent resolution on the budget for fiscal year 1998. **Page 16561**

A unanimous-consent time-agreement was reached providing for further consideration of the conference report on Thursday, July 31, 1997, with a vote to occur thereon. **Page 16633**

Energy and Water/Transportation Appropriations—Additional Conferee: Senator Inouye was added as a conferee to H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998, and H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998. **Page 16633**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties:

Extradition Treaty with Argentina (Treaty Doc. 105–18); and

Extradition Treaty with Organization of Eastern Caribbean States (Treaty Doc. 105–19).

The treaties were transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 16632**

Nominations Received: Senate received the following nominations:

Susan Graber, of Oregon, to be United States Circuit Judge for the Ninth Circuit.

Peter L. Scher, of the District of Columbia, for the rank of Ambassador during his tenure of service as Special Trade Negotiator.

Mary Anne Sullivan, of the District of Columbia, to be General Counsel of the Department of Energy.

Ela Yazzie-King, of Arizona, to be a Member of the National Council on Disability for a term expiring September 17, 1999.

1 Air Force nomination in the rank of general.

2 Army nominations in the rank of general.

Page 16634

Messages From the House: **Page 16606**

Measures Placed on Calendar: **Page 16606**

Communications: **Page 16606**

Executive Reports of Committees: **Page 16607**

Statements on Introduced Bills: **Page 16609**

Additional Cosponsors: **Page 16616**

Amendments Submitted: **Page 16617**

Authority for Committees: **Page 16622**

Additional Statements: **Page 16623**

Record Votes: Two record votes were taken today. (Total—208) **Pages 16552, 16559**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 8:11 p.m., until 9:15 a.m., on Thursday, July 31, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 16634.)

Committee Meetings

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the following business items:

An original bill to ensure that federally funded agricultural research, extension, and education address high-priority concerns with national or multistate significance, and to reform, extend, and eliminate certain agricultural research programs; and

The nominations of August Schumacher Jr., of Massachusetts, to be Under Secretary for Farm and Foreign Agricultural Services and a Member of the Board of Directors of the Commodity Credit Corporation, Catherine E. Woteki, of the District of Columbia, to be Under Secretary for Food Safety, I. Miley Gonzalez, of New Mexico, to be Under Secretary for Research, Education, and Economics, and Shirley Robinson Watkins, of Arkansas, to be Under Secretary for Food, Nutrition, and Consumer Services and a Member of the Board of Directors of the Commodity Credit Corporation, all of the Department of Agriculture.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nominations of Maj. Gen. Robert H. Foglesong, USAF, Maj. Gen. John M. Pickler, USA, and Maj. Gen. Michael J. Byron, USMC, each to be a Lieutenant General.

FINANCIAL INSTITUTION COMPUTER SYSTEMS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Services and Technology resumed hearings to review computer systems and information processing challenges of the Year 2000 for certain financial institutions, receiving testimony from Edward W. Kelly, Jr., Member, Board of Governors of the Federal Reserve System; Eugene A. Ludwig, Comptroller of the Currency, and Nicolas P. Retsinas, Director, Office of Thrift Supervision, both of the Department of the Treasury; Arthur Levitt, Chairman, Securities and Exchange Commission; Norman E. D'Amours, Chairman, National Credit Union Administration; and Andrew C. Hove, Acting Chairman, Federal Deposit Insurance Corporation.

Hearings were recessed subject to call.

INTERNATIONAL SATELLITE REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on the regulation of satellite-based telecommunications technology, focusing on the restructuring process of INTELSAT and Inmarsat satellite systems, after receiving testimony from Peter Cowhey, Chief, International Bureau, Federal Communications Commission; Jack Gleason, Acting Associate Administrator, Office of International Affairs, National Telecommunications and Information Administration, Department of Commerce; Steven W. Lett, Deputy United States Coordinator, International Communications and Information Policy, Department of State; Irving Goldstein, INTELSAT, Washington, D.C.; James W. Cuminale, PanAmSat Corporation, Greenwich, Connecticut; and Betty Alewine, COMSAT Corporation, Bethesda, Maryland.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

S. 360, to require adoption of a management plan for the Hells Canyon National Recreation Area that allows appropriate use of motorized and nonmotorized river craft in the recreation area;

S. 783, to increase the accessibility of the Boundary Waters Canoe Area Wilderness, with an amendment in the nature of a substitute;

S. 590, to provide for a land exchange involving certain land within the Routt National Forest in the State of Colorado;

H.R. 1198, to convey certain land to the City of Grants Pass, Oregon;

H.R. 1944, to provide for a land exchange involving the Warner Canyon Ski Area and other land in the State of Oregon;

S. 308, to require the Secretary of the Interior to conduct a study concerning grazing use of certain land within and adjacent to Grand Teton National Park, Wyoming, and to extend temporarily certain grazing privileges, with an amendment in the nature of a substitute;

S. 871, to establish the Oklahoma City National Memorial at the site of the bombing incident at the Alfred P. Murrah Federal Building, to designate the memorial a unit of the National Park System, and establish the Oklahoma City Memorial Trust to oversee the development and operation of the memorial;

H.R. 63, to designate the reservoir created by Trinity Dam in the Central Valley project, California, as "Trinity Lake";

S. 931, to designate the Marjory Stoneman Douglas Wilderness and the Ernest F. Coe Visitor Center; and

S. 965, to extend the authorization of appropriations in title II of the Hydrogen Future Act of 1996 (P.L. 104–271).

NATIONAL PARK CONCESSION MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation, and Recreation concluded oversight hearings to review the management and operations of concession programs within the National Park System, after receiving testimony from Maureen Finnerty, Associate Director of Operations, National Park Service, Department of the Interior; David L. Brown, America Outdoors, Knoxville, Tennessee; Philip H. Voorhees, National Parks and Conservation Association, Curtis E. Cornelssen, Landauer Associates, and Allan T. Howe, National Park Hospitality Association, all of Washington, D.C.; and Craig Mackey, Outward Bound USA, Golden, Colorado.

NATIONAL WILDLIFE REFUGE

Committee on Environment and Public Works: Committee concluded hearings on S. 1059, to improve the management of the National Wildlife Refuge System, after receiving testimony from Bruce Babbitt, Secretary of the Interior; Gary J. Taylor, International Association of Fish and Wildlife Agencies, and James R. Waltman, Wilderness Society, both of Washington, D.C.; and James A. Mosher, Izaak Walton League of America, Gaithersburg, Maryland.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

Agreement Between the Government of the United States of America and the Government of Hong Kong for the Surrender of Fugitive Offenders signed at Hong Kong on December 20, 1996 (Treaty Doc. 105–3), with two understandings, two declarations, an interpretation, and a proviso;

S. 1082, to authorize funds to pay for United States' contributions to certain international financial institutions;

S. Con. Res. 39, expressing the sense of the Congress that the German Government should expand and simplify its reparations system, provide reparations to Holocaust survivors in Eastern and Central Europe, and set up a fund to help cover the medical expenses of Holocaust survivors;

S. Con. Res. 45, commending Dr. Hans Blix for his distinguished service as Director General of the International Atomic Energy Agency on the occasion of his retirement;

An original concurrent resolution (S. Con. Res. 46) expressing the sense of the Senate regarding the terrorist bombing in the Jerusalem market on July 30, 1997; and

The nominations of David Andrews, of California, to be Legal Adviser, Department of State, James Franklin Collins, of Illinois, to be Ambassador to the Russian Federation, Bonnie R. Cohen, of the District of Columbia, to be Under Secretary of State for Management, Edward

William Gnehm, Jr., of Georgia, to be Director General of the Foreign Service, Department of State, Marc Grossman, of Virginia, to be Assistant Secretary of State for European and Canadian Affairs, Maura Harty, of Florida, to be Ambassador to the Republic of Paraguay, Richard Dale Kauzlarich, of Virginia, to be Ambassador to the Republic of Bosnia and Herzegovina, John Christian Kornblum, of Michigan, to be Ambassador to the Federal Republic of Germany, Philip Lader, of South Carolina, to be Ambassador to the United Kingdom of Great Britain and Northern Ireland, James F. Mack, of Virginia, to be Ambassador to the Cooperative Republic of Guyana, James W. Pardew, Jr., of Virginia, for the Rank of Ambassador during his tenure of service as U.S. Special Representative for Military Stabilization in the Balkans, Felix George Rohatyn, of New York, to be Ambassador to France, Stanley O. Roth, of Virginia, to be Assistant Secretary of State for East Asian and Pacific Affairs, James P. Rubin, of New York, to be Assistant Secretary of State for Public Affairs, Stephen R. Sestanovich, of the District of Columbia, as Ambassador at Large and Special Adviser to the Secretary of State for the New Independent States, Wendy Ruth Sherman, of Maryland, to be Counselor of the Department of State, and to have the rank of Ambassador during her tenure of service, Anne Marie Sigmund, of the District of Columbia, to be Ambassador to the Kyrgyz Republic, Keith C. Smith, of California, to be Ambassador to the Republic of Lithuania, and Daniel V. Speckhard, of Wisconsin, to be Ambassador to the Republic of Belarus.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Michael H. Cardozo, Presidential Legal Expense Trust, Washington, D.C.

Hearings continue tomorrow.

GLOBAL TOBACCO SETTLEMENT

Committee on the Judiciary: Committee resumed hearings to examine the terms and parameters of the proposed settlement between State Attorneys General and tobacco companies to mandate a total reformation and restructuring of how tobacco products are manufactured, marketed and distributed in America, focusing on its long-term impact on children and the public health, and its legal and constitutional ramifications, receiving testimony from Senator Lautenberg; Dianne Castano, *Castano* v. *American Tobacco Co.,* New Orleans, Louisiana; John R. Seffrin, American Cancer Society, Atlanta, Georgia; Robert A. Falise, Manville Personal Injury Settlement Trust, Fairfax, Virginia; David Schultz, MCA, Massillon, Ohio, on behalf of the Point-of-Purchase Advertising Institute and the Freedom to Advertise Coalition; Jeffrey E. Harris, Massachusetts Institute of Technology, Brookline, Massachusetts; Duncan Thomas, Q-Marts Inc., Richmond, Virginia, on behalf of the National Association of Convenience Stores; and Lonnie R. Bristow, San Pablo, California.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Indian Affairs: Committee ordered favorably reported S. 569, to amend the Indian Child Welfare Act of 1978 to provide for retention by an Indian tribe of exclusive jurisdiction over child custody proceedings involving Indian children and other related requirements, with an amendment in the nature of a substitute.

INDIAN TRUST FUND STRATEGIC PLAN

Committee on Indian Affairs: Committee held hearings to review the Special Trustee for American Indians' Strategic Plan for Indian trust fund accounting and asset management improvement, pursuant to the American Indian Trust Fund Management Reform Act (P.L. 103–412), receiving testimony from Linda M. Calbom, Director, Civil Audits, Accounting and Information Management Division, General Accounting Office; Donald R. Lasher, Chief Information Officer, and Paul M. Homan, Special Trustee for American Indians, both of the Department of the Interior; Pearl Capoeman-Baller, Quinault Indian Nation, Taholah, Washington; Ivan Makil, Salt River Pima-Maricopa Indian Community, Scottsdale, Arizona; Elouise C. Cobell, Blackfeet Reservation Development Fund, Inc., Browning, Montana; Mary A. Benedict, Intertribal Monitoring Association on Indian Trust Funds, Juneau, Alaska; and W. Ron Allen, Jamestown S'Klallam Tribe, Sequim, Washington, on behalf of the National Congress of American Indians.

Hearings were recessed subject to call.

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: 23 public bills, H.R. 2292–2314; 1 private bill, H.R. 2315; and 6 resolutions, H.J. Res. 89, H. Con. Res. 133–135, and H. Res. 204–205, were introduced. **Page 16961**

Reports Filed: Reports were filed today as follows:

H. Res. 202, waiving points of order against the conference report to accompany H.R. 2015, to provide for reconciliation pursuant to subsections (b)(1) and (c) of section 105 of the concurrent resolution on the budget for fiscal year 1998 (H. Rept. 105–218);

H. Res. 203, providing for consideration of a joint resolution waiving certain enrollment requirements with respect to two specified bills of the One Hundred Fifth Congress (H. Rept. 105–219); and

Conference report on H.R. 2014, to provide for reconciliation pursuant to subsections (b)(2) and (d) of section 105 of the concurrent resolution on the budget for fiscal year 1998 (H. Rept. 105–220). **Pages 16961, 16699**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Gibbons to act as Speaker pro tempore for today. **Page 16635**

Allowing Same Day Consideration of Rule: By a yea and nay vote of 237 yeas to 187 nays, Roll No. 342, the House agreed to H. Res. 201, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules. Earlier, agreed to order the previous question by a yea and nay vote of 226 yeas to 201 nays, Roll No. 341. **Page 16639**

Balanced Budget Act of 1997: By a recorded vote of 346 ayes to 85 noes, Roll No. 345, the House agreed to the conference report on H.R. 2015, to provide for reconciliation pursuant to subsections (b)(1) and (c) of section 105 of the concurrent resolution on the budget for fiscal year 1998. **Page 16657**

Agreed to H. Res. 202, the rule waiving points of order against the conference report by a voice vote. Earlier, agreed to order the previous question by a yea and nay vote of 226 yeas to 197 nays, Roll No. 343. **Page 16648**

Terrorist Bombing in Jerusalem: By a yea and nay vote of 427 yeas to 1 nay, Roll No. 348, the House agreed to H. Con. Res. 133, expressing the sense of the Congress regarding the terrorist bombing in the Jerusalem market on July 30, 1997. **Page 16680**

Foreign Operations Appropriations Act: The House completed debate and began considering amendments to H.R. 2159 making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998. Consideration of amendments will resume on Thursday, July 31. **Page 16683**

Agreed To:

The Saxton amendment that suspends direct aid to the Palestinian Authority for ninety days; **Page 16947**

The McGovern amendment that expresses the sense of Congress that the President and Secretary of State should express directly to the Government of Paraguay that the pending international adoption cases filed by U.S. families prior to the moratorium on international adoptions should be allowed to continue and complete the process in a fair, unbiased, and timely fashion; **Page 16952**

The Menendez amendment that prohibits any funding provided to the International Atomic Energy Agency to be made available for programs and projects in Cuba; and **Page 16954**

The Rohrabacher amendment that prohibits any direct aid to the government of Cambodia and prohibits any funding for the International Development Association, the International Monetary Fund, or the Asian Development Bank to be used for any loan to the government of Cambodia. **Page 16956**

Rejected:

The Royce amendment that sought to reduce funding for the Overseas Private Investment Corporation (OPIC) administrative expenses by $11.2 million (rejected by a recorded vote of 156 ayes to 272 noes, Roll No. 346); and **Page 16916**

The Paul amendment that sought to reduce the Title I Export and Investment Assistance funding of $704 million for the Export-Import Bank, Overseas Private Investment Corporation, and Trade and Development Agency to $0 (rejected by a recorded vote of 40 ayes to 387 noes, Roll No. 347). **Page 16925**

Pending Amendments:

Agreed by unanimous consent that the amendments numbered 1 and 2 in H. Rept. 105–184, as well as amendments printed in the Congressional Record and numbered 17, 18, and 19 by Representative Torres; and numbered 1 and 30 by Representative Kennedy of Massachusetts be in order at a later time during consideration of the bill notwithstanding that Title V may already have been read; and **Page 16936**

The Bereuter amendment was offered that seeks to prohibit direct aid to the Government of Cambodia. **Page 16945**

Point of Order:

A point of order was sustained against language that prohibits funding to any unit of security forces of a foreign country if the Secretary of State has credible evidence to believe that the unit has committed gross violations of human rights. **Page 16931**

The bill is being considered pursuant to the order of the House of Thursday, July 24.

Bipartisan Task Force on Reform of the Ethics Process: Agreed by unanimous consent that the order of the House of May 7, 1997, as extended on July 15, 1997, be further extended through Wednesday, September 10, 1997. The order of the House concerning the ethics process made in order during the period beginning immediately and ending on September 10, 1997: (1) the Committee on Standards of Official Conduct may not receive, renew, initiate, or investigate a complaint against the official conduct of a member, officer, or employee of the House; (2) the Committee on Standards of Official Conduct may issue advisory opinions and perform other noninvestigative functions; and (3) a resolution addressing the official conduct of a member, officer, or employee of

the House that is proposed to be offered from the floor by a member other than the Majority Leader or the Minority Leader, or a Member designated from the floor by the Majority Leader or the Minority Leader at the time of notice pursuant to clause 2(A)(1) of Rule IX, as a question of the privileges of the House shall once noticed pursuant to clause 2(a)(1) of Rule IX, have precedence over all other questions except motions to adjourn only at a time or place designated by the Chair in the legislative schedule within two legislative days after September 10, 1997. **Page 16958**

Senate Messages: Messages received from the Senate today appear on pages 16635 and 16657.

Amendments: Amendments ordered printed pursuant to the rule appear on page 16963.

Quorum Calls—Votes: One quorum call (Roll No. 344), four yea-and-nay votes, and three recorded votes developed during the proceedings of the House today and appear on pages 16647, 16656, 16672, and 16679.

Adjournment: Met at 10:00 a.m. and adjourned at 11:10 p.m.

Committee Meetings

MONEY SERVICE BUSINESSES

Committee on Banking and Financial Services: Subcommittee on General Oversight and Investigations held a hearing to review the Department of the Treasury's Proposed Regulations for Money Service Businesses. Testimony was heard from Stanley Morris, Director, Financial Crimes Enforcement Network, Department of the Treasury; and public witnesses.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Commerce: Subcommittee on Finance and Hazardous Materials concluded hearings on H.R. 10, Financial Services Competitiveness Act of 1997. Testimony was heard from public witnesses.

CLEAN AIR ACT IMPLEMENTATION—MONTREAL PROTOCOL

Committee on Commerce: Subcommittee on Health and Environment held a hearing on Title VI of the Clean Air Act and the Ninth Meeting of the Parties to the Montreal Protocol. Testimony was heard from the following officials of the GAO: Lawrence Dyckman, Associate Director, Environmental Protection Issues, Resources, Community, and Economic Development Division; and Ralph Lowry, Senior Evaluator; Rafe Pomerance, Deputy Assistant Secretary, Environment and Development, Department of State; Paul Stolpman, Director, Office of Atmospheric Programs, EPA; Keith Pitts, Special Assistant for Pesticide Policy, Office of the Chief, Natural Resources and Conservation Service, USDA; and Murray Lumpkin, M.D., Deputy Director, Center for Drug Evaluation and Research, FDA, Department of Health and Human Services.

DAVIS-BACON ACT REVIEW

Committee on Education and the Workforce: Subcommittee on Workforce Protections and the Subcommittee on Oversight and Investigations held a joint hearing to review the Davis-Bacon Act. Testimony was heard from the following officials of the Department of Labor: Charles C. Masten, Inspector General; George S. Werking, Jr., Assistant Commissioner, Office of Establishment Surveys and Administrative Statistics, Bureau of Labor Statistics; and John R. Fraser, Administrator, Wage and Hour Division; and public witnesses.

EMERGING INFECTIOUS DISEASES—THREAT TO U.S.

Committee on International Relations: Held a hearing on the Threat to the United States from Emerging Infectious Diseases. Testimony was heard from Sally Shelton, Assistant Administrator, Bureau for Global Programs, Field Support and Research, AID, U.S. International Development Cooperation Agency; and David Heymann, Director, Division of Emerging and Other Communicable Diseases, World Health Organization.

KENYA'S ELECTION CRISIS

Committee on International Relations: Subcommittee on Africa held a hearing on Kenya's Election Crisis. Testimony was heard from Representative Payne; William H. Twaddell, Acting Assistant Secretary, African Affairs, Department of State; Carol Peasley, Acting Assistant Administrator, Africa, AID, U.S. International Development Cooperation Agency; and public witnesses.

OVERSIGHT—FBI

Committee on the Judiciary, Subcommittee on Crime continued oversight hearings on the activities of the FBI, focusing on the Olympic Park bombing and the investigation of Richard Jewell. Testimony was heard from the following officials of the Department of Justice: Michael Shaheen, Jr., Director, Office of Professional Responsibility; Robert Bryant, Assistant Director and Woody Johnson, Special Agent in Charge, Atlanta Regional Office, both with the FBI; Richard Jewell; and public witnesses.

SECURITY AND FREEDOM THROUGH ENCRYPTION ACT—IMPACT ON U.S. NATIONAL SECURITY

Committee on National Security: Held a hearing on H.R. 695, Security and Freedom Through Encryption Act, and its impact on U.S. national security. Testimony was heard from William P. Crowell, Deputy Director, National Security Agency, Department of Defense; William Reinsch, Under Secretary, Export Administration, Department of Commerce; and public witnesses.

HOOD BAY LAND EXCHANGE ACT

Committee on Resources: Held a hearing on H.R. 1948, Hood Bay Land Exchange Act of 1997. Testimony was heard from Janice H. McDougle, Associate Chief, National Forest System, Forest Service, USDA; and public witnesses.

CONFERENCE REPORT—BALANCED BUDGET ACT

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 2015, Balanced Budget Act of 1997, and against its consideration and provides that the conference report shall be considered as read. The rule provides ninety minutes of debate equally divided and controlled between the chairman and ranking minority member of the Committee on the Budget. Testimony was heard from Chairman Kasich.

WAIVING CERTAIN ENROLLMENT REQUIREMENTS

Committee on Rules: Granted, by voice vote, a rule providing ten minutes of debate on a joint resolution waiving certain enrollment requirements with the time equally divided and controlled by the Majority and the Minority Leader or their designees. The rule also provides for one motion to commit.

IMPLEMENTING GOVERNMENT PERFORMANCE AND RESULTS ACT

Committee on Science: Held a hearing on Demanding Results: Implementing the Government Performance and Results Act. Testimony was heard from Susan Kladiva, Acting Associate Director, Energy Resources and Science Issues, GAO; Alan Ladwig, Associate Administrator, Policy and Plans, NASA; Diana H. Josephson, Deputy Under Secretary, Oceans and Atmosphere, NOAA, Department of Commerce; Joe Bordogna, Acting Deputy Director, NSF; and Marc Chupka, Acting Assistant Secretary, Policy and International Affairs, Department of Energy.

SBA REAUTHORIZATION

Committee on Small Business: Ordered reported amended H.R. 2261, Small Business Assistance Programs Reauthorization Amendments Acts of 1997.

AMTRAK REFORM AND PRIVATIZATION ACT

Committee on Transportation and Infrastructure: Ordered reported amended H.R. 2247, Amtrak Reform and Privatization Act of 1997.

Joint Meetings

BUDGET RECONCILIATION

Conferees, on Tuesday, July 29, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2015, to provide for reconciliation pursuant to subsections (b)(1) and (c) of section 105 of the concurrent resolution on the budget for fiscal year 1998.

FOREIGN AFFAIRS REFORM

Conferees, continued to resolve the differences between the Senate- and House-passed versions of H.R. 1757, to consolidate international affairs agencies and to authorize funds for fiscal years 1998 and 1999 for the Department of State and related agencies, but did not complete action thereon, and recessed subject to call.

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Thursday, July 31, 1997

Senate

Chamber Action

Routine Proceedings, pages 17062–17311

Measures Introduced: Forty-five bills and nine resolutions were introduced, as follows: S. 1094–1138, S. Res. 111–116, and S. Con. Res. 47–49. **Page 17209**

Measures Reported: Reports were made as follows:

S. 399, to amend the Morris K. Udall Scholarship and Excellence in National Environmental and Native American Public Policy Act of 1992 to establish the United States Institute for Environmental Conflict Resolution to conduct environmental conflict resolution and training, with an amendment in the nature of a substitute. (S. Rept. No. 105–60)

S. 414, to amend the Shipping Act of 1984 to encourage competition in international shipping and growth of United States imports and exports, with an amendment in the nature of a substitute. (S. Rept. No. 105–61)

S. Res. 110, A bill to permit an individual with a disability with access to the Senate floor to bring necessary supporting aids and services. **Page 17209**

Measures Passed:

Oklahoma City National Memorial: Senate passed S. 871, to establish the Oklahoma City National Memorial as a unit of the National Park System; to designate the Oklahoma City Memorial Trust. **Page 17088**

Congressional Adjournment: Senate agreed to H. Con. Res. 136, providing for an adjournment of the House of Representatives and the Senate. **Page 17157**

Waiving Enrollment Requirements: Senate passed H.J. Res. 90, waiving certain enrollment requirements

with respect to two specified bills of the One Hundred Fifth Congress, clearing the measure for the President. **Page 17157**

Enrollment Correction: Senate agreed to H. Con. Res. 138, to correct technical errors in the enrollment of the bill H.R. 2014. **Page 17158**

Kennedy Center Parking Improvement Act: Senate passed S. 797, to amend the John F. Kennedy Center Act to authorize the design and construction of additions to the parking garage and certain site improvements, after agreeing to the following amendments proposed thereto: **Page 17183**

Domenici (for Chafee) Amendment No. 1048, of a technical nature. **Page 17183**

Domenici/Bingaman Amendment No. 1049, to provide for the design, construction, furnishing, and equipping of a Center for Performing Arts within the complex known as the New Mexico Hispanic Cultural Center. **Page 17183**

Domenici (for Graham/Mack) Amendment No. 1050, to provide for the design, construction, furnishing and equipping of a Center for Historically Black Heritage within Florida A&M University. **Page 17183**

Domenici (for Chafee) Amendment No. 1051, to provide for the relocation and expansion of the Haffenreffer Museum of Anthropology at Brown University in Providence, Rhode Island. **Page 17183**

Domenici (for Chafee) Amendment No. 1052, to provide for a grant to Juniata College for the construction of environmental research facilities and structures at Raystown Lake, Pennsylvania. **Page 17183**

Domenici (for Baucus) Amendment No. 1053, to provide for the design, construction, furnishing, and equipping of an historical, cultural and paleontological interpretive center and museum to be located at Fort Peck Dam, Montana. **Page 17183**

President Pro Tempore Consultant: Senate passed S. 1120, to provide for a consultant for the President pro tempore. **Page 17201**

Earthquake Hazards Reduction Act Authorization: Senate passed S. 910, to authorize appropriations for carrying out the Earthquake Hazards Reduction Act of 1977 for fiscal years 1998 and 1999, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Page 17201**

Warner (for Frist) Amendment No. 1054, to increase the authorization for the United States Geological Survey for 1998 and 1999. **Page 17204**

Grants Pass, Oregon Land Conveyance: Senate passed H.R. 1198, to direct the Secretary of the Interior to convey certain land to the City of Grants Pass, Oregon, clearing the measure for the President. **Page 17204**

Oregon Land Exchange: Senate passed H.R. 1944, to provide for a land exchange involving the Warner Canyon Ski Area and other land in the State of Oregon, clearing the measure for the President. **Page 17204**

Senate Floor Disability Access: Senate agreed to S. Res. 110, to permit an individual with a disability with access to the Senate floor to bring necessary supporting aids and services. **Page 17204**

Private Relief: Senate passed H.R. 584, for the relief of John Wesley Davis, clearing the measure for the President. **Page 17205**

Indian Independence Day: Committee on the Judiciary was discharged from further consideration of S. Res. 102, designating August 15, 1997, as "Indian Independence Day: A National Day of Celebration of Indian and American Democracy," and the resolution was then agreed to. **Page 17205**

U.S. District Courts Authorization: Committee on the Judiciary was discharged from further consideration of S. 996, to provide for the authorization of appropriations in each fiscal year for arbitration in United States district courts, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Page 17205**

Warner (for Biden) Amendment No. 1055, to provide for the reauthorization of report requirements to enhance judicial information dissemination. **Page 17205**

Budget Reconciliation Conference Report: By 85 yeas to 15 nays (Vote No. 209), Senate agreed to the conference report on H.R. 2015, to provide for reconciliation pursuant to subsections (b)(1) and (c) of section 105 of the concurrent resolution on the budget for fiscal year 1998. **Page 17062**

Revenue Reconciliation—Conference Report: By 92 yeas to 8 nays (Vote No. 211), Senate agreed to the conference report on H.R. 2014, to provide for reconciliation pursuant to subsections (b)(2) and (d) of section 105 of the concurrent resolution on the budget for fiscal year 1998. **Pages 17088, 17092, 17140**

During consideration of this measure today, Senate also took the following action:

By 78 yeas to 22 nays (Vote No. 210), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to waive points of order against the Congressional Budget Act with respect to consideration of the conference report. Subsequently, a point of order that section 1604(f)(3) of the bill violates section 313(b)(1)(A) of the Congressional Budget Act was not sustained, and the point of order thus fell. **Page 17130**

Agriculture Appropriations—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, on Tuesday, September 2, 1997, with one amendment to be proposed thereto. **Page 17158**

A further consent agreement was reached providing that on Wednesday, September 3, 1997, prior to third reading of the bill, all after the enacting clause be stricken and the text of S. 1033, Senate companion measure, as passed by the Senate on July 24, 1997, be inserted in lieu thereof, the bill be read the third time and agreed to, the Senate insist on its amendment, request a conference with the House thereon, and the Chair be authorized to appoint conferees on the part of the Senate.

Page 17158

Labor/HHS Appropriations—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1061, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, on Tuesday, September 2, 1998.

Page 17311

Authority for Committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Tuesday, August 19, 1997, from 11 a.m. to 2 p.m. **Page 17201**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties:

Extradition Treaty with Barbados (Treaty Doc. 105–20); and

Extradition Treaty with Trinidad and Tobago (Treaty Doc. 105–21).

The treaties were transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 17201**

Appointments:

Global Climate Change Observer Group: Pursuant to the provisions of S. Res. 98, agreed to on July 25, 1997, the following Senators were appointed to the Global Climate Change Observer Group: Senators Hagel, Chairman, Abraham, Chafee, Craig, Murkowski, Roberts, Byrd, Co-Chairman, Baucus, Bingaman, Kerry, Levin, and Lieberman. **Pages 17158, S8482**

Commission on Security and Cooperation in Europe: The Chair, on behalf of the Vice President, pursuant to Public Law 94–304, as amended by Public Law 99–7, appointed the following Senators to the Commission on Security and Cooperation in Europe: Senators Feingold, Graham, Lautenberg, and Reid. **Page 17201**

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

A communication from the President of the United States, transmitting, a report of the notice of the continuation of Iraqi emergency; referred to the Committee on Banking, Housing and Urban Affairs. (PM–58).

Page 17206

A communication from the President of the United States, transmitting, a report concerning the national emergency with respect to Iraq; referred to the Committee on Banking, Housing and Urban Affairs. (PM–59). **Page 17206**

Nominations Confirmed: Senate confirmed the following nominations:

Eric L. Clay, of Michigan, to be United States Circuit Judge for the Sixth Circuit.

Arthur Gajarsa, of Maryland, to be United States Circuit Judge for the Federal Circuit.

Thomas W. Thrash, Jr., of Georgia, to be United States District Judge for the Northern District of Georgia.

Jose-Marie Griffiths, of Tennessee, to be a Member of the National Commission on Libraries and Information Science for a term expiring July 19, 2001.

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.

Robert S. LaRussa, of Maryland, to be an Assistant Secretary of Commerce.

James H. Atkins, of Arkansas, to be a Member of the Federal Retirement Thrift Investment Board for a term expiring September 25, 2000.

Calvin D. Buchanan, of Mississippi, to be United States Attorney for the Northern District of Mississippi for the term of four years.

Linda Jane Zack Tarr-Whelan, of Virginia, for the rank of Ambassador during her tenure of service as United States Representative to the Commission on the Status of Women of the Economic and Social Council of the United Nations.

Yerker Andersson, of Maryland, to be a Member of the National Council on Disability for a term expiring September 17, 1999.

Gina McDonald, of Kansas, to be a Member of the National Council on Disability for a term expiring September 17, 1998.

Bonnie O'Day, of Minnesota, to be a Member of the National Council on Disability for a term expiring September 17, 1998.

Edward William Gnehm, Jr., of Georgia, to be Director General of the Foreign Service.

Richard Sklar, of California, to be Representative of the United States of America to the United Nations for U.N. Management and Reform, with the Rank of Ambassador.

A. Peter Burleigh, of California, to be the Deputy Representative of the United States of America to the United Nations, with the rank and status of Ambassador Extraordinary and Plenipotentiary.

James W. Pardew, Jr., of Virginia, for the Rank of Ambassador during his tenure of service as U.S. Special Representative for Military Stabilization in the Balkans.

Stanley O. Roth, of Virginia, to be an Assistant Secretary of State.

Marc Grossman, of Virginia, to be an Assistant Secretary of State.

John Christian Kornblum, of Michigan, to be Ambassador to the Federal Republic of Germany.

David J. Scheffer, of Virginia, to be Ambassador at Large for War Crimes Issues.

James P. Rubin, of New York, to be an Assistant Secretary of State.

Paul Simon, of Illinois, to be a Member of the National Institute for Literacy Advisory Board for a term expiring September 22, 1998.

Bonnie R. Cohen, of District of Columbia, to be an Under Secretary of State.

James Franklin Collins, of Illinois, to be Ambassador to the Russian Federation.

Janice R. Lachance, of Virginia, to be Deputy Director of the Office of Personnel Management.

Patrick A. Shea, of Utah, to be Director of the Bureau of Land Management.

George A. Omas, of Mississippi, to be a Commissioner of the Postal Rate Commission for a term expiring October 14, 2000.

Jane Garvey, of Massachusetts, to be Administrator of the Federal Aviation Administration for the term of five years.

Karl Frederick Inderfurth, of North Carolina, to be Assistant Secretary of State for South Asian Affairs.

David Andrews, of California, to be Legal Adviser of the Department of State.

Ralph Frank, of Washington, to be Ambassador to the Kingdom of Nepal.

John C. Holzman, of Hawaii, to be Ambassador to the People's Republic of Bangladesh.

Shirley Robinson Watkins, of Arkansas, to be Under Secretary of Agriculture for Food, Nutrition, and Consumer Services.

Louis Caldera, of California, to be a Managing Director of the Corporation for National and Community Service.

Rudy deLeon, of California, to be Under Secretary of Defense for Personnel and Readiness.

Robert G. Stanton, of Virginia, to be Director of the National Park Service.

Catherine E. Woteki, of the District of Columbia, to be Under Secretary of Agriculture for Food Safety.

Kneeland C. Youngblood, of Texas, to be a Member of the Board of Directors of the United States Enrichment Corporation for a term expiring February 24, 2002.

Wendy Ruth Sherman, of Maryland, to be Counselor of the Department of State, and to have the rank of Ambassador during her tenure of service.

Gordon D. Giffin, of Georgia, to be Ambassador to Canada.

Maura Harty, of Florida, to be Ambassador to the Republic of Paraguay.

James F. Mack, of Virginia, to be Ambassador to the Co-operative Republic of Guyana.

Anne Marie Sigmund, of the District of Columbia, to be Ambassador to the Kyrgyz Republic.

Keith C. Smith, of California, to be Ambassador to the Republic of Lithuania.

Daniel V. Speckhard, of Wisconsin, to be Ambassador to the Republic of Belarus.

George Munoz, of Illinois, to be President of the Overseas Private Investment Corporation.

Richard Dale Kauzlarich, of Virginia, to be Ambassador to the Republic of Bosnia and Herzegovina.

Jamie Rappaport Clark, of Maryland, to be Director of the United States Fish and Wildlife Service.

I. Miley Gonzalez, of New Mexico, to be Under Secretary of Agriculture for Research, Education, and Economics.

August Schumacher, Jr., of Massachusetts, to be Under Secretary of Agriculture for Farm and Foreign Agricultural Services.

Kathleen M. Karpan, of Wyoming, to be Director of the Office of Surface Mining Reclamation and Enforcement.

August Schumacher, Jr., of Massachusetts, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Shirley Robinson Watkins, of Arkansas, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Thomas E. Scott, of Florida, to be United States Attorney for the Southern District of Florida for the term of four years.

Felix George Rohatyn, of New York, to be Ambassador to France.

Philip Lader, of South Carolina, to be Ambassador to the United Kingdom of Great Britain and Northern Ireland.

1 Air Force nomination in the rank of general.

1 Army nomination in the rank of general.

1 Marine Corps nomination in the rank of general.

Routine lists in the Foreign Service. **Pages 17313, 17194**

Nominations Received: Senate received the following nominations:

Jo Ann Jay Howard, of Texas, to be Federal Insurance Administrator, Federal Emergency Management Agency.

Paul M. Igasaki, of California, to be a Member of the Equal Employment Opportunity Commission for a term expiring July 1, 2002.

Tadd Johnson, of Minnesota, to be Chairman of the National Indian Gaming Commission for the term of three years.

Ernest J. Moniz, of Massachusetts, to be Under Secretary of Energy.

A. Richard Caputo, of Pennsylvania, to be United States District Judge for the Middle District of Pennsylvania.

G. Patrick Murphy, of Illinois, to be United States District Judge for the Southern District of Illinois.

Carlos R. Moreno, of California, to be United States District Judge for the Central District of California.

Michael P. McCuskey, of Illinois, to be United States District Judge for the Central District of Illinois.

Victoria A. Roberts, of Michigan, to be United States District Judge for the Eastern District of Michigan.

Frederica A. Massiah-Jackson, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania.

Bruce C. Kauffman, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania.

John H. Bingler, Jr., of Pennsylvania, to be United States District Judge for the Western District of Pennsylvania.

James S. Gwin, of Ohio, to be United States District Judge for the Northern District of Ohio.

Jeffrey D. Colman, of Illinois, to be United States District Judge for the Northern District of Illinois.

Rebecca R. Pallmeyer, of Illinois, to be United States District Judge for the Northern District of Illinois.

Dan A. Polster, of Ohio, to be United States District Judge for the Northern District of Ohio.

Algenon L. Marbley, of Ohio, to be United States District Judge for the Southern District of Ohio.

John E. Mansfield, of Virginia, to be a Member of the Defense Nuclear Facilities Safety Board for a term expiring October 18, 2001.

George Edward Moose, of Maryland, to be Representative of the United States of America to the European Office of the United Nations, with the rank of Ambassador.

Nancy Dorn, of the District of Columbia, to be Member of the Board of Directors of the Inter-American Foundation for a term expiring June 26, 2002.

Hershel Wayne Gober, of Arkansas, to be Secretary of Veterans Affairs.

Dennis Dollar, of Mississippi, to be a Member of the National Credit Union Administration Board for a term expiring April 10, 2003.

Michael K. Powell, of Virginia, to be a Member of the Federal Communications Commission for a term of five years from July 1, 1997.

1 Air Force nomination in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army. **Page 17311**

Messages From the President: **Page 17206**

Messages From the House: **Page 17208**

Communications: **Page 17208**

Executive Reports of Committees: **Page 17209**

Statements on Introduced Bills: **Page 17211**

Additional Cosponsors: **Page 17288**

Amendments Submitted: **Page 17294**

Notices of Hearings: **Page 17296**

Authority for Committees: **Page 17296**

Additional Statements: **Page 17296**

Record Votes: Three record votes were taken today. (Total—211) **Pages 17087, 17130, 17155**

Adjournment: Senate convened at 9:15 a.m. and, in accordance with H. Con. Res. 136, adjourned at 8 p.m., until 11 a.m., on Tuesday, September 2, 1997.

Committee Meetings

FOOD SECURITY IN AFRICA

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on proposed legislation to enhance African food security and increase U.S. exports by stimulating a new trade and development relationship between the United States and Africa, and on provisions of S. 778, to authorize a new trade and investment policy for sub-Saharan African countries, after receiving testimony from Lawrence H. Summers, Deputy Secretary of the Treasury; Derek Hanekom, South Africa Minister of Agriculture and Land Affairs, Pretoria; Edith G. Ssempala, Republic of Uganda Ambassador to the United States; Norman E. Borlaug, Sasakawa-Global 2000, Mexico City, Mexico; Ernie Micek, Cargill, Incorporated, Minneapolis, Minnesota; and Joseph C. Kennedy, AFRICARE, Washington, D.C.

EXPORT-IMPORT BANK

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported S. 1026, authorizing funds for the Export-Import Bank of the United States, with amendments.

NATIONAL PARKS OVERFLIGHTS

Committee on Commerce, Science, and Transportation: Committee held hearings on S. 268, to promote air safety and restore or preserve natural quiet in national parks by establishing minimum flight altitudes and prohibiting overflights below such minimum altitudes in any national park, receiving testimony from Senators Akaka and Allard; Representatives Mink and Gibbons; Louise E. Maillett, Acting Administrator for Policy, Planning and International Aviation, Federal Aviation Administration, Department of Transportation; Destry Jarvis, Assistant Director, External Affairs, National Park Service, Department of the Interior; Tom Robinson, Grand Canyon Trust, Flagstaff, Arizona; Phil Pearl, National Parks and Conservation Association, Washington, D.C.; James Petty, Air Vegas Airlines, Henderson, Nevada, on behalf of the United States Air Tour Association and the Grand Canyon Air Tour Council; Richard L. Larew, Era Aviation, Inc., Anchorage, Alaska; and Frank L. Jensen, Jr., Helicopter Association International, Alexandria, Virginia.

Hearings were recessed subject to call.

FOREST SERVICE ALASKA REGION

Committee on Energy and Natural Resources: Committee held oversight hearings to examine the organizational struc-

ture, staffing, and budget for implementation of the Tongass Land Management Plan and the management of programs under the jurisdiction of the Alaska region of the Forest Service, receiving testimony from Ronald E. Stewart, Acting Associate Chief, and Phil Janik, Regional Forester (Juneau, Alaska), both of the Forest Service, Department of Agriculture.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Governmental Affairs: Committee ordered favorably reported the nominations of James H. Atkins, of Arkansas, to be a Member of the Federal Retirement Thrift Investment Board, Janice R. Lachance, of Virginia, to be Deputy Director of the Office of Personnel Management, and George A. Omas, of Mississippi, to be a Commissioner of the Postal Rate Commission.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Terry Lenzner and Loren Berger, both of the Investigative Group, Incorporated, Washington, D.C.; and Zhi Hua Dong, Ching Hai Meditation Society, Brooklyn, New York.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 53, to require the general application of the antitrust laws to major league baseball, with an amendment in the nature of a substitute; and

The nominations of Frank M. Hull, of Georgia, to be United States Circuit Judge for the Eleventh Circuit, Robert Charles Chambers, to be United States District Judge for the Southern District of West Virginia, Janet C. Hall and Christopher Droney, each to be a United States District Judge for the District of Connecticut, Joseph F. Bataillon, to be United States District Judge for the District of Nebraska, Sophia H. Hall, of Illinois, to be a Member of the Board of Directors of the State Justice Institute, James Allan Hurd Jr., to be United States Attorney for the District of the Virgin Islands, and Sharon J. Zealey, to be United States Attorney for the Southern District of Ohio.

REFUGEE ADMISSIONS

Committee on the Judiciary: Subcommittee on Immigration concluded hearings to examine the President's proposed annual refugee admissions and allocation for fiscal year 1998, after receiving testimony from Phyllis Oakley, Assistant Secretary, Bureau of Population, Refugee and Migration, Department of State; Joseph Cuddihy, Acting Associate Commissioner for Field Operations, Immigration and Naturalization Service, Department of Justice; Lavinia Limon, Director of Office of Refugee Resettlement, Department of Health and Human Services; Elizabeth Ferris, Committee on Migration and Refugee Affairs/InterAction, and John Fredriksson, Immigration and Refugee Services of America/U.S. Committee for Refugees, both of Washington, D.C.; Norman D. Tilles, Hebrew Immigrant Aid Society, New York, New York; and Amela Sutovic and Khuong Le, both former refugees.

SENATE FLOOR ACCESS/SENATE ELECTION

Committee on Rules and Administration: Committee ordered favorably reported the following resolution:

S. Res. 110, to permit an individual with a disability access to the Senate floor to bring necessary supporting aids and services; and the Committee favorably adopted the following motion:

Passed by the Committee, July 31, 1997.

House of Representatives

Chamber Action

Bills Introduced: 57 public bills, H.R. 2316–2372; and 15 resolutions, H.J. Res. 90–93, H. Con. Res. 136–140, and H. Res. 207–212, were introduced. **Page 17055**

Reports Filed: Reports were filed today as follows:

H. Res. 206, waiving points of order against the conference report to accompany H.R. 2014, to provide for reconciliation pursuant to subsections (b)(2) and (d) of section 105 of the concurrent resolution on the budget for fiscal year 1998 (H. Rept. 105–221);

H.R. 1211, a private bill, for the relief of Global Exploration and Development Corporation, Kerr-McGee Corporation, and Kerr-McGee Chemical Corporation, amended (H. Rept. 105–222);

H.R. 998, a private bill, for the relief of Lloyd B. Gamble (H. Rept. 105–223);

H.R. 1370, to reauthorize the Export-Import Bank of the United States, amended (H. Rept. 105–224);

H.R. 1502, to designate the United States Courthouse located at 301 West Main Street in Benton, Illinois, as the "James L. Foreman United States Courthouse" (H. Rept. 105–225);

H.R. 1484, to redesignate the Dublin Federal Courthouse building located in Dublin, Georgia, as the J. Roy Rowland Federal Courthouse, amended (H. Rept. 105–226);

H.R. 1479, to designate the Federal building and United States courthouse located at 300 Northeast First Avenue in Miami, Florida, as the "David W. Dyer Federal Courthouse", amended (H. Rept. 105–227);

H.R. 994, to designate the United States border station located in Pharr, Texas, as the "Kika de la Garza United States Border Station" (H. Rept. 105–228);

H.R. 962, to redesignate a Federal building in Suitland, Maryland, as the "W. Edwards Deming Federal Building" (H. Rept. 105–229);

H.R. 892, to redesignate the Federal building located at 223 Sharkey Street in Clarksdale, Mississippi, as the "Aaron Henry United States Post Office", amended (H. Rept. 105–230);

H.R. 643, to designate the United States courthouse to be constructed at the corner of Superior and Huron Roads, in Cleveland, Ohio, as the "Carl B. Stokes United States Courthouse" (H. Rept. 105–231);

H.R. 613, to designate the Federal building located at 100 Alabama Street NW, in Atlanta, Georgia, as the "Sam Nunn Federal Center", amended (H. Rept. 105–232);

H.R. 595, to designate the Federal building located at 100 Alabama Street NW, in Atlanta, Georgia, as the "Sam Nunn Federal Center" (H. Rept. 105–233);

H.R. 548, to designate the United States courthouse located at 500 Pearl Street in New York City, New York, as the "Ted Weiss United States Courthouse" (H. Rept. 105–234);

H.R. 81, to designate the United States courthouse located at 401 South Michigan Street in South Bend, Indiana, as the "Robert K. Rodibaugh United States Bankruptcy Courthouse" (H. Rept. 105–235); and

H.R. 2204, to authorize appropriations for fiscal years 1998 and 1999 for the Coast Guard, amended (H. Rept. 105–236). **Page 17055**

Guest Chaplain: The prayer was offered by the guest Chaplain, the Reverend Don Bowen of Alexandria, Virginia. **Page 16969**

Taxpayer Relief Act of 1997: By a yea and nay vote of 389 yeas to 43 nays, Roll No. 350, the House agreed to the conference report on H.R. 2014, to provide for reconciliation pursuant to subsections (b)(2) and (d) of section 105 of the concurrent resolution on the budget for fiscal year 1998. **Page 16973**

Agreed to H. Res. 206, the rule waiving points of order against the conference report, by a voice vote. Earlier, agreed to the Dreier amendment to the rule that increased the debate time on the bill from two and one-half hours to three hours. **Page 16973**

Technical Corrections: The House agreed to H. Con. Res. 138, to correct technical errors in the enrollment of H.R. 2014, the Taxpayer Relief Act. **Page 17032**

Waiving Certain Enrollment Requirements: Considered by unanimous consent, the House passed H.J. Res. 90, waiving certain enrollment requirements with respect to two specified bills of the One Hundred Fifth Congress. Subsequently, H. Res. 203, the rule to provide for its consideration was laid on the table. **Page 17019**

August District Work Period: By a yea and nay vote of 403 yeas to 16 nays, Roll No. 351, the House agreed to H. Con. Res. 136, providing for the adjournment of both Houses of Congress for the August District Work Period. **Page 17018**

Order of Business—Labor, HHS, and Education Appropriations: Agreed by unanimous consent that (1) the Speaker may at any time, as though pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the State of the Union for consideration of H.R. 2264, making appropriations for the Department of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1998; (2) the first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. (3) Points of order against provisions in the bill for failure to comply with clause 2 or 6 of rule XXI are waived except as follows: beginning with ": Provided" on page 41, line 26, through "$2,245,000,000" on page 42, line 3. Where points of order are waived against part of a paragraph, points of order against a provision in another part of such paragraph may be made only against such provision and not against the entire paragraph. (4) The amendments printed in House report 105–214 may be offered only by a Member designated in the report and only at the appropriate point in the reading of the bill, shall be considered as read, shall not be subject to amendment except pro forma amendments offered for the purpose of debate, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against the amendments printed in the report are waived. (5) During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. Amendments so printed shall be considered as read. (6) The chairman of the Committee of the Whole may: (1) postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment; and (2) reduce to five minutes the minimum time for electronic voting on any postponed question that follows another electronic vote without intervening business, provided that the minimum time for electronic voting on the first in any series of questions shall be 15 minutes. (7) During consideration of the bill, points of order against amendments for failure to comply with clause 2(e) of rule XXI are waived. (8) At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been

adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions. (9) Notwithstanding any other provisions of this order, it shall be in order to consider in lieu of amendments numbered 1 and 2 in House Report 105–214 the amendment read by the Clerk, and that amendment shall otherwise be considered as though printed as the amendment numbered 1 in House Report 105–214. (10) H. Res. 199, the rule to provide for its consideration, was laid on the table.

Pages 17019–17021

Election of Chief Administrative Officer: The House agreed to H. Res. 207, electing Jay Eagen of the Commonwealth of Pennsylvania Chief Administrative Officer of the House of Representatives. Subsequently, Mr. Eagen presented himself in the well and was administered the oath of office by the Speaker. **Page 17021**

International Dolphin Conservation Program: The House concurred in the Senate amendment to H.R. 408, to amend the Marine Mammal Protection Act of 1972 to support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean—clearing the measure for the President. **Page 17023**

Honoring the Life of Betty Shabazz: The House agreed to H. Res. 183, honoring the life of Betty Shabazz.

Page 17029

Committee Resignations: Read a letter from Representative Weygand wherein he requested a leave of absence from the Committee on Small Business and read a letter from Representative McKinney wherein she resigned from the Committee on Banking and Financial Services. Subsequently, and without objection, the resignations were accepted. **Page 17029**

Committee Election: The House agreed to H. Res. 208, electing Representative Weygand to the Committee on Banking and Financial Services and Representative McKinney to the Committee on National Security.

Page 17030

Late Report—Treasury Appropriations: Committee on Appropriations received permission to have until midnight on Tuesday, August 5, 1997 to file a report on a bill making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain independent Agencies for the fiscal year ending September 30, 1998. **Page 17030**

Order of Business—Foreign Operations Appropriations Act: Agreed by unanimous consent that during further consideration of H.R. 2159, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998, pursuant to the order of the House of July 24, 1997, no other amendment shall be in order (except pro forma amendments offered for the purpose of debate) unless printed before August 1, 1997, in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. **Page 17030**

India and Pakistan Independence: The House agreed to H. Res. 157, congratulating the people of India and Pakistan on the occasion of the 50th anniversary of their nations' independence. **Page 17030**

Antidumping Duties on High Fructose Corn Syrup: The House agreed to S. Con. Res. 43, urging the United States Trade Representative immediately to take all appropriate action with regards to Mexico's imposition of antidumping duties on United States high fructose corn syrup. **Page 17032**

Legislative Counsel of the House of Representatives: Read a letter from David E. Meade wherein he resigned from his position as Legislative Counsel of the House. Subsequently, the Speaker accepted the resignation and appointed M. Pope Barrow, Jr., Legislative Counsel of the House of Representatives. **Page 17033**

Presidential Messages: Read the following messages from the President:

Continuation of Iraqi Emergency: Message wherein he transmitted his notice stating that the Iraqi emergency is to continue in effect—referred to the Committee on International Relations and ordered printed (H. Doc. 105–113); and **Page 17034**

National Emergency Re Iraq: Message wherein he transmitted his report on the developments since February 10, 1997 concerning the national emergency with respect to Iraq—referred to the Committee on International Relations and ordered printed (H. Doc. 105–114). **Page 17034**

Resignations—Appointments: It was made in order that notwithstanding any adjournment of the House until Wednesday, September 3, 1997, the Speaker, Majority Leader, and Minority Leader be authorized to accept resignations and to make appointments authorized by law or by the House. **Page 17036**

Extension of Remarks: It was made in order that for today and tomorrow all members be permitted to extend their remarks and to include extraneous material in that section of the Record entitled "Extension of Remarks".

Page 17035

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of Wednesday, September 3, 1997.

Page 17036

Senate Messages: Messages received from the Senate today appear on pages 16969, 16973, 17036, 17046

Amendments: Amendments ordered printed pursuant to the rule appear on page 17060.

Quorum Calls—Votes: One quorum call (Roll No. 349) and two yea-and-nay votes developed during the pro-

ceedings of the House today and appear on pages 17013, 17015, and 17018.

Adjournment: Met at 10:00 a.m. and adjourned at 8:55 p.m.

Committee Meetings

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Ordered reported the Treasury, Postal Service, and General Government appropriations for fiscal year 1998.

NUCLEAR WASTE POLICY ACT

Committee on Commerce: Subcommittee on Energy and Power approved for full Committee action amended H.R. 1270, Nuclear Waste Policy Act of 1997.

LITERACY: A REVIEW OF CURRENT FEDERAL PROGRAMS

Committee on Education and the Workforce: Held a hearing on "Literacy: A Review of Current Federal Programs". Testimony was heard from public witnesses.

FEDERAL RETIREMENT—AGENCY MISTAKES

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on "Agency Mistakes in Federal Retirement: Who Pays the Price?" Testimony was heard from William E. Flynn, Associate Director, Retirement and Insurance Service, OPM; Diane Disney, Deputy Assistant Secretary, Civilian Personnel, Department of Defense; from the following officials of the Department of the Treasury: Linda Oakey-Hemphill, Agency Retirement Counselor; and Sarah Hall-Ingram, Associate Chief Counsel, Employee Benefits/Exempt Organizations, IRS.

FDA OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources held an oversight hearing on "FDA Oversight: Blood Safety and the Implications of Pool Sizes in the Manufacture of Plasma Derivatives". Testimony was heard from the following officials of the Department of Health and Human Services: David Satcher, M.D., Director, Centers for Disease Control and Prevention; Paul W. Brown, M.D., Senior Research Scientist, Laboratory of Central Nervous System Studies, National Institute of Neurological Disorders and Stroke, NIH; and Kathryn Zoon, Director, Center for Biologics Evaluation and Research, FDA; and public witnesses.

PRIVATE BILL

Committee on the Judiciary: Subcommittee on Immigration and Claims approved a motion to request a report by the Immigration and Naturalization Service on a private bill.

OVERSIGHT

Committee on Resources: Subcommittee on Energy and Mineral Resources held an oversight hearing on Royalty-In-Kind for Federal oil and gas production. Testimony was heard from Cynthia L. Quarterman, Director, Minerals Management Service, Department of the Interior; Jim Magagna, Director, Office of State Lands and Investments, Office of Federal Land Policy, State of Wyoming; Spencer Reid, Deputy Land Commissioner, General Land Office, State of Texas; David Darouse, Mineral Revenue Regional Auditor Supervisor, Department of Natural Resources, State of Louisiana; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans approved for full Committee action the following bills: H.R. 512, New Wildlife Refuge Authorization Act of 1997; H.R. 1856, amended, Volunteers for Wildlife Act of 1997; and H.R. 2233, Coral Reef Conservation Act of 1997.

The Subcommittee also held a hearing on H.R. 1787, the Asian Elephant Conservation Act of 1997. Testimony was heard from Marshall P. Jones, Assistant Director, International Affairs, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

OVERSIGHT

Committee on Resources: Subcommittee on Forests and Forest Health oversight hearing on Forest Service Strategic Plan under the Government Performance and Results Act. Testimony was heard from Barry Hill, Associate Director, Energy, Resources and Science Issues, Resources, Community and Economic Development Division, GAO; and the following officials of the USDA: James R. Lyons, Under Secretary, Natural Resources and Environment; and Francis Pandolsi, Chief of Staff, Forest Service.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks and Public Lands approved for full Committee action amended the following bills: H.R. 1567, to provide for the designation of additional wilderness lands in the eastern United States; H.R. 136, to amend the National Parks and Recreation Act of 1978 to designate the Marjory Stoneman Douglas Wilderness and to amend the Everglades National Park Protection and Expansion Act of 1989 to designate the Ernest F. Coe Visitor Center; and H.R. 708 to require the Secretary of the Interior to conduct a study concerning grazing use of certain lands within and adjacent to Grand Teton National Park, Wyoming, and to extend temporarily certain grazing privileges.

CONFERENCE REPORT—TAXPAYER RELIEF ACT

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report to accom-

pany H.R. 2014, Taxpayer Relief Act of 1997, and against its consideration and provides that the conference report shall be considered as read. The rule provides two hours and thirty minutes of debate equally divided and controlled between the chairman and ranking minority member of the Committee on Ways and Means. Testimony was heard from Chairman Archer and Representative Rangel.

ENERGY CONSERVATION PROGRAMS EXTENSION

Committee on Science: Subcommittee on Energy and Environment held a hearing on S. 417, to extend energy conservation programs under the Energy Policy and the Conservation Act through September 30, 2002. Testimony was heard from Allan R. Hoffman, Acting Deputy Assistant Secretary, Office of Utility Technologies, Department of Energy; and public witnesses.

U.S. AND FRANCE—AVIATION RELATIONS

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Aviation Relations between the U.S. and France. Testimony was heard from Representative Klink; Charles Hunnicut, Assistant Secretary, Aviation and International Affairs, Department of Transportation; and public witnesses.

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Friday, August 1, 1997

Senate

Chamber Action

The Senate was not in session today. It will next meet at 11 a.m., Tuesday, September 2, 1997.

Committee Meetings

BANKRUPTCY ON EDUCATION

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded hearings to examine the negative impact of bankruptcy on education funding, and the proposed Investment in Education Act of 1977, after receiving testimony from Connecticut Assistant Attorney General Joan E. Pilver, Hartford; Jayne Morrell, Dallas Independent School District, and Elizabeth Weller, Blair, Goggan, Sampson & Meeks, both of Dallas, Texas; Donald R. Boehm, Houston Independent School District, and Michael Deeds, Heard, Goggan, Blair, and Williams, both of Houston, Texas; Kent Scroggins, Lake Worth Independent School District, and Barbara M. Williams, Rohne, Hoodenpyle, Lobert, Myers & Scott, both of Arlington, Texas; Dorothy J. Conrad, St. Lucie County Tax Collector, Ft. Pierce, Florida; Sandy Hume, Boulder, Colorado, on behalf of the National Association of County Treasury and Finance Officers; Lawrence Friedman, Southfield, Michigan.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 2372–2377; and 5 resolutions, H. Con. Res. 141, and H. Res. 213–216, were introduced. **Page 17330**

Reports Filed: Reports were filed today as follows:

H.R. 2207, to amend the Federal Water Pollution Control Act concerning a proposal to construct a deep ocean outfall off the coast of Mayaguez, Puerto Rico amended (H. Rept. 105–237);

H.R. 2249, to authorize appropriations for carrying out the Earthquake Hazards Reduction Act of 1977 for fiscal years 1998 and 1999 (H. Rept. 105–238 Part I); and

H.R. 922, amended (H. Rept. 105–239 Part I).

Page 17330

Resignation of Representative Susan Molinari: Read a letter from Representative Molinari wherein she resigned as a member of the House of Representatives effective 12:01 a.m. on August 2, 1997. **Page 17325**

Committee Resignation: Read a letter from Representative Moran of Kansas wherein he resigned from the Committee on International Relations. **Page 17325**

Committee Election: The House agreed to H. Res. 213, electing Representative Moran of Kansas to the Committee on Transportation and Infrastructure. **Page 17325**

Speaker Pro Tempore: The Speaker designated Representative Davis of Virginia to act as Speaker pro tempore to sign enrolled bills and joint resolutions through September 3, 1997. **Page 17325**

Quorum Calls—Votes: There were no quorum calls or recorded votes during the proceedings of the House today.

Adjournment: Met at 9:00 a.m. and pursuant to the provisions of H. Con. Res. 136, adjourned at 9:36 a.m. for the August District Work Period.

Committee Meetings

No Committee meetings were held.

Joint Meetings

EMPLOYMENT—UNEMPLOYMENT

Joint Economic Committee: Committee held hearings to examine the employment and unemployment situation for July, after receiving testimony from Katharine G. Abra-

ham, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 7 through July 31, 1997

	Senate	*House*	*Total*
Days in session	107	91	..
Time in session	760 hrs., 11′	634 hrs., 55′	..
Congressional Record:			
Pages of proceedings	8629	6708	..
Extensions of Remarks	..	1575	..
Public bills enacted into law	6	25	..
Private bills enacted into law	1	0	..
Bills in conference	6	8	..
Measures passed, total	182	293	..
Senate bills	44	8	..
House bills	44	129	..
Senate joint resolutions	4	2	..
House joint resolutions	5	8	..
Senate concurrent resolutions	12	7	..
House concurrent resolutions	14	31	..
Simple resolutions	59	108	..
Measures reported, total	*117	*225	..
Senate bills	65	1	..
House bills	8	147	..
Senate joint resolutions	2	1	..
House joint resolutions	1	7	..
Senate concurrent resolutions	9	0	..
House concurrent resolutions	0	7	..
Simple resolutions	32	62	..
Special reports	13	7	..
Conference reports	0	4	..
Measures pending on calendar	61	33	..
Measures introduced, total	1339	2817	..
Bills	1138	2372	..
Joint resolutions	36	93	..
Concurrent resolutions	49	140	..
Simple resolutions	116	212	..
Quorum calls	3	4	..
Yea-and-nay votes	211	148	..
Recorded votes	0	199	..
Bills vetoed	0	1	..
Vetoes overridden	0	0	..

*These figures include all measures reported, even if there was no accompanying report. A total of 61 reports have been filed in the Senate, a total of 236 reports have been filed in the house.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 7 through July 31, 1997

Civilian nominations, totaling 301, disposed of as follows:	
Confirmed	146
Unconfirmed	152
Withdrawn	3
Civilian nominations (FS, PHS, CG, NOAA), totaling 1,773, disposed of as follows:	
Confirmed	1,772
Unconfirmed	1
Air Force nominations, totaling 4,100, disposed of as follows:	
Confirmed	3,971
Unconfirmed	129
Army nominations, totaling 2,952, disposed of as follows:	
Confirmed	2,687
Unconfirmed	265
Navy nominations, totaling 2,139, disposed of as follows:	
Confirmed	2,127
Unconfirmed	12
Marine Corps nominations, totaling 1,670, disposed of as follows:	
Confirmed	1,668
Unconfirmed	2
Summary	
Total nominations received this session	12,935
Total confirmed	12,371
Total unconfirmed	561
Total withdrawn	3

Tuesday, September 2, 1997

Senate

Chamber Action

Routine Proceedings, pages 17387–17433

Measures Introduced: Two bills and one resolution were introduced, as follows: S. 1140 and 1141 and S. Res. 117. **Page 17425**

Measures Reported: Reports were made as follows:

Reported on Tuesday, August 19, during the adjournment:

S. 1139, to reauthorize the programs of the Small Business Administration. (S. Rept. No. 105–62)

Special Report entitled "Legislative Oversight Activities During the 104th Congress". (S. Rept. No. 105–63)

Reported today:

S. 308, to require the Secretary of the Interior to conduct a study concerning grazing use of certain land within and adjacent to Grand Teton National Park, Wyoming, and to extend temporarily certain grazing privileges, with an amendment in the nature of a substitute. (S. Rept. No. 105–64)

S. 542, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *FAR HORIZONS.* (S. Rept. No. 105–65)

S. 662, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *VORTICE,* with an amendment in the nature of a substitute. (S. Rept. No. 105–66)

S. 880, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *DUSKEN IV,* with an amendment in the nature of a substitute. (S. Rept. No. 105–67)

S. 931, to designate the Marjory Stoneman Douglas Wilderness and the Ernest F. Coe Visitor Center. (S. Rept. No. 105–68)

S. 965, to amend title II of the Hydrogen Future Act of 1996 to extend an authorization contained therein. (S. Rept. No. 105–69)

H.R. 63, to designate the reservoir created by Trinity Dam in the Central Valley project, California, as "Trinity Lake". (S. Rept. No. 105–70)

Report to accompany S. 871, to establish the Oklahoma City National Memorial as a unit of the National Park System, and to designate the Oklahoma City Memorial Trust. (S. Rept. No. 105–71) **Page 17425**

Measures Passed:

Federal Mediation and Conciliation Service 50th Anniversary: Senate agreed to S. Res. 117, congratulating the Federal Mediation and Conciliation Service on the occasion of its fiftieth anniversary and commending the many men and women of the Federal Mediation and Conciliation Service who have served the Nation's labor-management community and the American people. **Page 17431**

Passage Vitiated:

International Dolphin Conservation Program: Senate vitiated passage of S. 39, to amend the Marine Mammal Protection Act of 1972 to support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean, as passed by the Senate on Wednesday, July 30, 1997, and the bill was indefinitely postponed. **Page 17432**

Labor/HHS Appropriations, 1998: Senate began consideration of S. 1061, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, taking action on amendments proposed thereto, as follows: **Pages 17387, 17399, 17402, 17406, 17412**

Pending:

Kyl Amendment No. 1056, to increase funding for Federal Pell Grants, with an offset from fiscal year 1998 funding for low-income home energy assistance. **Pages 17402, 17406**

Senate will continue consideration of the bill on Wednesday, September 3, 1997.

Agriculture Appropriations, 1998: Senate began consideration of H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, taking action on amendments proposed thereto, as follows: **Page 17408**

Pending:

Harkin Amendment No. 1057, to provide funding for activities of the Food and Drug Administration relating to the prevention of tobacco use by youth. **Page 17408**

Senate will continue consideration of the bill on Wednesday, September 3, 1997.

Executive Report of a Committee: The Senate received the following executive report of a committee:

Received on Tuesday, August 19, 1997, during the adjournment of the Senate: Treaty Doc. No. 105–3, U.S.-Hong Kong Extradition Treaty, with two understandings, two declarations, and one proviso. (Ex. Rept. No. 105–2) **Page 17425**

Appointments:

Commission on Security and Cooperation in Europe: The Chair, on behalf of the Vice President, pursuant to Public Law 94–304, as amended by Public Law 99–7, appointed the following Senators to the Commission on Se-

curity and Cooperation in Europe: Senators Burns, Campbell, Snowe, and Abraham. **Page 17431**

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

Received on Monday, August 11, 1997, during the adjournment of the Senate:

Transmitting the report concerning the cancellation of limited tax benefits; which was referred jointly, pursuant to Public Law 93–344 as amended, to the Committee on the Budget and to the Committee on Finance. (PM–60). **Page 17413**

Transmitting the report concerning new direct spending; which was referred jointly, pursuant to Public Law 93–344 as amended, to the Committee on the Budget and to the Committee on Finance. (PM–61). **Page 17413**

Nominations Received: Senate received the following nominations:

Sally Thompson, of Kansas, to be Chief Financial Officer, Department of Agriculture.

Richard F. Keevey, of Virginia, to be Chief Financial Officer, Department of Housing and Urban Development.

Eva M. Plaza, of Maryland, to be an Assistant Secretary of Housing and Urban Development.

F. Amanda DeBusk, of Maryland, to be an Assistant Secretary of Commerce.

John Arthur Hammerschmidt, of Arkansas, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2000.

William Clyburn, Jr., of South Carolina, to be a Member of the Surface Transportation Board for a term expiring December 31, 2000.

Katherine Milner Anderson, of Virginia, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2000.

Michael Telson, of the District of Columbia, to be Chief Financial Officer, Department of Energy.

Dan Reicher, of Maryland, to be an Assistant Secretary of Energy (Energy, Efficiency, and Renewable Energy).

Robert Wayne Gee, of Texas, to be an Assistant Secretary of Energy (Policy, Planning, and Program Evaluation).

Cardell Cooper, of New Jersey, to be Assistant Administrator, Office of Solid Waste, Environmental Protection Agency.

Margaret Ann Hamburg, of New York, to be an Assistant Secretary of Health and Human Services.

Charles Rossotti, of the District of Columbia, to be Commissioner of Internal Revenue.

Scott E. Thomas, of the District of Columbia, to be a Member of the Federal Election Commission for a term expiring April 30, 2003.

Dale Cabaniss, of Virginia, to be a Member of the Federal Labor Relations Authority for a term expiring July 29, 2002.

Cheryl F. Halpern, of New Jersey, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 1999.

Barbara K. Bodine, of California, to be Ambassador to the Republic of Yemen.

Carolyn Curiel, of Indiana, to be Ambassador to Belize.

Paula Dobriansky, of Maryland, to be a Member of the United States Advisory Commission of Public Diplomacy for a term expiring July 1, 1998.

Thomas J. Dodd, of the District of Columbia, to be Ambassador to the Republic of Costa Rica.

Nancy H. Rubin, of New York, for the rank of Ambassador during her tenure of service as Representative of the United States of America on the Human Rights Commission of the Economic and Social Council of the United Nations.

Lange Schermerhorn, of New Jersey, to be Ambassador to the Republic of Djibouti.

Brenda Schoonover, of Maryland, to be Ambassador to the Republic of Togo.

Espiridion A. Borrego, of Texas, to be Assistant Secretary of Labor for Veterans' Employment and Training.

Jacques Gansler, of Virginia, to be Under Secretary of Defense for Acquisition and Technology.

Thomas S. Foley, of Washington, to be Ambassador to Japan.

Hiram Arthur Conteras, of Texas, to be United States Marshal for the Southern District of Texas.

Douglas S. Eakeley, of New Jersey, to be a Member of the Board of Directors of the Legal Services Corporation.

Lt. Gen. John A. Gordon, USAF, to be Deputy Director of Central Intelligence.

Charles N. Jeffress, of North Carolina, to be an Assistant Secretary of Labor.

G. Douglas Jones, of Alabama, to be United States Attorney for the Northern District of Alabama.

Patricia Watkins Lattimore, of the District of Columbia, to be an Assistant Secretary of Labor.

Victor Marrero, of New York, to be the Permanent Representative of the United States to the Organization of American States, with the rank of Ambassador.

Kenneth Ray McFerran, of Arkansas, to be United States Marshal for the Western District of Arkansas.

Charles Vincent Serio, of Louisiana, to be United States Marshal for the Eastern District of Louisiana.

Thomas J. Umberg, of California, to be Deputy Director for Supply Reduction, Office of National Drug Control Policy.

Johnny Young, of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador to the State of Bahrain.

Anita M. Josey, of the District of Columbia, to be Associate Judge of the Superior Court of the District of Columbia.

John M. Campbell, of the District of Columbia, to be Associate Judge of the Superior Court of the District of Columbia.

Jane G. Gould, of New York, to be Deputy Commissioner of Social Security.

Richard J. Griffin, of Illinois, to be Inspector General, Department of Veterans Affairs.

Tadd Johnson, of Minnesota, to be Chairman of the National Indian Gaming Commission.

Gail W. Laster, of New York, to be General Counsel, Department of Housing and Urban Development.

Jeanette C. Takamura, of Hawaii, to be Assistant Secretary for Aging, Department of Health and Human Services.

Julia Taft, of the District of Columbia, to be an Assistant Secretary of State.

Kirk K. Robertson, of Virginia, to be Executive Vice President of the Overseas Private Investment Corporation.

21 Air Force nominations in the rank of general.

17 Army nominations in the rank of general.

1 Navy nomination in the rank of admiral.

A routine list in the Navy. **Page 17432**

Messages From the President: **Page 17413**

Messages From the House: **Page 17413**

Communications: **Page 17414**

Petitions: **Page 17418**

Executive Reports of Committees: **Page 17425**

Statements on Introduced Bills: **Page 17425**

Additional Cosponsors: **Page 17426**

Amendments Submitted: **Page 17428**

Notices of Hearings: **Page 17428**

Additional Statements: **Page 17428**

Text of S. 910 as Previously Passed: **Page 17429**

Adjournment: Senate convened at 11 a.m., and adjourned at 4:16 p.m., until 9:30 a.m., on Wednesday, September 3, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 17432.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. The House will next meet at 12 noon on Wednesday, September 3.

Committee Meetings

No committee meetings were held.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 7 through August 31, 1997

	Senate	*House*	*Total*
Days in session	107	92	..
Time in session	760 hrs., 11′	635 hrs., 31′	..
Congressional Record:			
Pages of proceedings	8629	6716	..
Extensions of Remarks	..	1628	..
Public bills enacted into law	8	34	..
Private bills enacted into law	1	1	..
Bills in conference	6	8	..
Measures passed, total	182	294	..
Senate bills	44	8	..
House bills	44	129	..
Senate joint resolutions	4	2	..
House joint resolutions	5	8	..
Senate concurrent resolutions	12	7	..
House concurrent resolutions	14	31	..
Simple resolutions	59	109	..
Measures reported, total	*118	*229	..
Senate bills	66	1	..
House bills	8	151	..
Senate joint resolutions	2	1	..
House joint resolutions	1	7	..
Senate concurrent resolutions	9	..	..
House concurrent resolutions	..	7	..
Simple resolutions	32	62	..
Special reports	14	7	..
Conference reports	..	4	..
Measures pending on calendar	62	36	..
Measures introduced, total	1340	2828	..
Bills	1139	2378	..
Joint resolutions	36	93	..
Concurrent resolutions	49	141	..
Simple resolutions	116	216	..
Quorum calls	3	4	..
Yea-and-nay votes	211	148	..
Recorded votes	..	199	..
Bills vetoed	..	1	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 62 reports have been filed in the Senate, a total of 14 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 7 through August 31, 1997

Civilian nominations totaling 301, disposed of as follows:	
Confirmed	146
Unconfirmed	152
Withdrawn	3
Civilian nominations (FS, PHS, CG, NOAA), totaling 1,773, disposed of as follows:	
Confirmed	1,772
Unconfirmed	1
Air Force nominations, totaling 4,100, disposed of as follows:	
Confirmed	3,971
Unconfirmed	129
Army nominations, totaling 2,952, disposed of as follows:	
Confirmed	2,687
Unconfirmed	265
Navy nominations, totaling 2,139, disposed of as follows:	
Confirmed	2,127
Unconfirmed	12
Marine Corps nominations, totaling 1,670, disposed of as follows:	
Confirmed	1,668
Unconfirmed	2
Summary	
Total nominations received	12,935
Total confirmed	12,371
Total unconfirmed	561
Total withdrawn	3

Wednesday, September 3, 1997

Senate

Chamber Action

Routine Proceedings, pages 17434–17524

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 1142–1146, and S. Res. 118. **Page 17482**

Measures Passed:

Agriculture Appropriations, 1998: Senate passed H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1033, Senate companion measure, as passed the Senate on Thursday, July 24, 1997, after taking action on the following amendment proposed thereto: **Page 17434**

Adopted:

Harkin Amendment No. 1057, to provide funding for activities of the Food and Drug Administration relating to the prevention of tobacco use by youth. (By 28 yeas to 70 nays (Vote No. 212), Senate earlier failed to table the amendment.) **Page 17434**

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Cochran, Specter, Bond, Gorton, McConnell, Burns, Stevens, Bumpers, Harkin, Kohl, Byrd, Leahy, and Inouye. **Page 17439**

National Day of Recognition: Senate agreed to S. Res. 118, expressing the condolences on the death of Diana, Princess of Wales, and designating September 6, 1997, as a "National Day of Recognition for the Humanitarian Efforts of Diana, Princess of Wales." **Pages 17468, 17502**

Labor/HHS Appropriations, 1998: Senate continued consideration of S. 1061, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, taking action on amendments proposed thereto, as follows: **Page 17442**

Adopted:

Ashcroft Amendment No. 1061, to provide for limitations with respect to expenditures for abortions. **Page 17447**

Dorgan Amendment No. 1068, to increase the funding for heart and stroke research by the National Heart, Lung, and Blood Institute of the National Institutes of Health. **Page 17452**

Specter Amendment No. 1072, to fund demonstration projects on Medicaid attendant care services, within amounts available. **Page 17459**

Coats/Frist Amendment No. 1075, to provide for the conduct of a comprehensive, independent study of National Institutes of Health research priority setting. **Page 17473**

By 95 yeas to 3 nays (Vote No. 214), Wellstone/McCain Modified Amendment No. 1074, to provide for the establishment of a program for research and training with respect to Parkinson's disease. **Pages 17469, 17478**

Rejected:

By 25 yeas to 74 nays (Vote No. 213), Kyl Amendment No. 1056, to increase funding for Federal Pell Grants, with an offset from fiscal year 1998 funding for low-income home energy assistance. **Pages 17442, 17450, 17465, 17469**

Pending:

Gregg Amendment No. 1070, to prohibit the use of funds for national testing in reading and mathematics, with certain exceptions. **Page 17454**

Coats/Gregg Amendment No. 1071 (to Amendment No. 1070), to prohibit the development, planning, implementation, or administration of any national testing program in reading or mathematics unless the program is specifically authorized by Federal statute. **Page 17457**

Specter Amendment No. 1069, to express the sense of the Senate that the Attorney General has abused her discretion by failing to appoint an independent counsel on campaign finance matters and that the Attorney General should proceed to appoint such an independent counsel immediately. **Page 17460**

Coats/Nickles Amendment No. 1077, to prohibit the use of funds for research that utilizes human fetal tissue, cells, or organs that are obtained from a living or dead embryo or fetus during or after an induced abortion. **Page 17477**

Senate will continue consideration of the bill on Thursday, September 4, 1997.

FDA Modernization and Accountability Act—Cloture Filed: A motion was entered to close further debate on the motion to proceed to consideration of S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products 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 Friday, September 5, 1997. **Page 17479**

Subsequently, the motion to proceed to consideration of the bill was withdrawn. **Page 17479**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties:

Mutual Legal Assistance in Criminal Matters with Trinidad and Tobago (Treaty Doc. 105–22);

Mutual Legal Assistance in Criminal Matters with Barbados (Treaty Doc. 105–23);

Mutual Legal Assistance in Criminal Matters with Antigua and Barbuda, Dominica, Grenada and St. Lucia (Treaty Doc. 105–24);

Inter-American Convention on Mutual Assistance in Criminal Matters with related Optional Protocol (Treaty Doc. 105–25).

The treaties were transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 17504**

Nominations Received: Senate received the following nominations:

R. Nicholas Burns, of Virginia, to be Ambassador to Greece.

Kathryn Walt Hall, of Texas, to be Ambassador to the Republic of Austria.

Tom McDonald, of Ohio, to be Ambassador to the Republic of Zimbabwe.

Mark Robert Parris, of Virginia, to be Ambassador to the Republic of Turkey.

Edward E. Shumaker, III, of New Hampshire, to be Ambassador to the Republic of Trinidad and Tobago.

35 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Coast Guard, Foreign Service, Marine Corps, and Navy. **Page 17505**

Measures Referred: **Page 17482**

Communications: **Page 17482**

Statements on Introduced Bills: **Page 17482**

Additional Cosponsors: **Page 17491**

Amendments Submitted: **Page 17492**

Notices of Hearings: **Page 17495**

Authority for Committees: **Page 17496**

Additional Statements: **Page 17496**

Record Votes: Three record votes were taken today. (Total—214) **Pages 17439, 17468, 17478**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 8:29 p.m., until 9:30 a.m., on Thursday, September 4, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 17505.)

Committee Meetings

UNION VIOLENCE

Committee on the Judiciary: Committee concluded hearings on S. 230, to revise certain provisions of the Hobbs Act of 1946 to close a loophole which exempts unions engaged in serious violence from existing federal prohibitions and penalties that apply to everyone other than labor unions in the United States, after receiving testimony from Edwin Meese III, former Attorney General, Department of Justice; Reed Larson, National Right to Work Committee, Springfield, Virginia; Michael H. Gottesman, Georgetown University Law Center, Washington, D.C.; Julius Getman, University of Texas School of Law, Austin; Shucheng K. Huang, Winchester, Virginia; Glen Dale Yeatts, Pasadena, California; and John Benevento, Hamden, Connecticut.

ENCRYPTION TECHNOLOGY

Committee on the Judiciary: Subcommittee on Technology, Terrorism, and Government Information concluded hearings on the impact of encryption technology on public safety and law enforcement, focusing on the security needs of business and industry and the use of encryption by organized crime and terrorists, after receiving testimony from Louis J. Freeh, Director, Federal Bureau of Investigation, Department of Justice; Dorothy E. Denning, Georgetown University, Washington, D.C.; William E. Baugh, Jr., Science Applications International Corporation, McLean, Virginia; Jeffrey A. Herig, Florida Department of Law Enforcement, Tallahassee; Robert R. Burke, Monsanto Company, St. Louis, Missouri, on behalf of the Overseas Security Advisory Council, Department of State; R. Patrick Watson, Eastman Kodak Company, Rochester, New York; and Kenneth Lieberman, Visa USA, San Mateo, California.

GLOBAL TOBACCO SETTLEMENT

Committee on Labor and Human Resources: Committee held hearings to examine the scope and depth of the proposed settlement between State Attorneys General and tobacco companies to mandate a total reformation and restructuring of how tobacco products are manufactured, marketed and distributed in America, focusing on its long-term impact on children and the public health, receiving testimony from Mississippi Attorney General Mike Moore, Jackson; Matthew L. Myers, National Center for Tobacco-Free Kids, Washington, D.C.; D. Scott Wise, Davis Polk & Wardwell, and John R. Garrison, American Lung Association, both of New York, New York; and Lonnie R. Bristow, San Pablo, California.

Hearings continue on Tuesday, September 16.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 2298, 2379–2394; 1 private bill, H.R. 2395; and 3 resolutions, H. Con. Res. 142 and H. Res. 217–218, were introduced. **Page 17608**

Reports Filed: Reports were filed as follows:

Filed on August 5: H.R. 2378, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain

Independent Agencies, for the fiscal year ending September 30, 1998 (H. Rept. 105–240);

H.R. 2378, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998 (H. Rept. 105–240 Part II);

H.R. 700, to remove the restriction on the distribution of certain revenues from the Mineral Springs parcel to certain members of the Agua Caliente Band of Cahuilla Indians amended (H. Rept. 105–241);

H.R. 976, to provide for the disposition of certain funds appropriated to pay judgment in favor of the Mississippi Sioux Indians, amended (H. Rept. 105–242); and

H.R. 1903, to amend the National Institute of Standards and Technology Act to enhance the ability of the National Institute of Standards and Technology to improve computer security, amended (H. Rept. 105–243).

Page 17607

Independence of India and Pakistan: Pursuant to the provisions of H. Res. 157, on August 7, the Speaker announced the following Members of the House to the delegation attending the 50th Anniversary of the Independence of India and Pakistan: Representatives Gilman, Ackerman, Hastings of Florida, Engel, and Delegate Faleomavaega. **Page 17525**

Clerk Designations: Read a letter from the Clerk wherein she designated Mr. Jeff Trandahl, Deputy Clerk; Ms. Julie Perrier, Assistant Clerk; and Mr. Ray Strong, Assistant Clerk to sign papers and do all other acts under the name of the Clerk in case of her temporary absence or disability. **Page 17526**

Resignation from the House of Representatives: Read a letter from Representative Flake of New York wherein he announced his resignation from the House of Representatives, effective October 15, 1997. **Page 17526**

Presidential Messages: Read the following messages from the President transmitted to the Clerk on August 11, 1997:

Balanced Budget Act: Message wherein he, in accordance with the Line Item Veto Act (P.L. 104–130), cancels one item of new direct spending contained in the "Balanced Budget Act of 1997" (P.L. 105–33, H.R. 2015)—referred to the Committee on the Budget and ordered printed (H. Doc. 105–115); and **Page 17526**

Taxpayer Relief Act: Message wherein he, in accordance with the Line Item Veto Act (P.L. 104–130), cancels two limited tax benefits contained in the "Taxpayer Relief Act of 1997" (P.L. 105–34, H.R. 2014)—referred to the Committees on the Budget and Ways and Means and ordered printed (H. Doc. 105–116). **Page 17526**

Committee on Transportation and Infrastructure: Read two letters from the Chairman of the Committee on Transportation and Infrastructure wherein he transmits copies of resolutions adopted by the Committee on July 23—referred to the Committee on Appropriations.

Page 17526

Committee on the Records of Congress: Read a letter from the Clerk wherein she appoints Mr. Roger Davidson of Washington, D.C. to the Advisory Committee on the Records of Congress. **Page 17529**

Military Construction Appropriations Act Conference: The House disagreed to the Senate amendments to H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998, and agreed to a conference. Appointed as conferees: Representatives Packard, Porter, Hobson, Wicker, Kingston, Parker, Tiahrt, Wamp, Livingston, Hefner, Olver, Edwards, Dicks, Hoyer, and Obey. **Page 17532**

Agreed to the Hefner motion to instruct conferees to insist on the House position with respect to funding for Family Housing, Dormitories and Barracks for military personnel serving worldwide. **Page 17532**

VA, HUD, and Independent Agencies Appropriations Act Conference: The House disagreed to the Senate amendment to H.R. 2158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998, and agreed to a conference. Appointed as conferees: Lewis of California, DeLay, Walsh, Hobson, Knollenberg, Frelinghuysen, Neumann, Wicker, Livingston, Stokes, Mollohan, Kaptur, Meek of Florida, Price, and Obey. **Page 17532**

Agreed to the Stokes motion to instruct conferees to insist on the position of the House regarding the total funding level provided for the Environmental Protection Agency's "Hazardous Substance Superfund" account.

Page 17532

Transportation Appropriations Act Conference: The House disagreed to the Senate amendment to H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998, and agreed to a conference. Appointed as conferees: Representatives Wolf, DeLay, Regula, Rogers, Packard, Callahan, Tiahrt, Aderholt, Livingston, Sabo, Foglietta, Torres, Olver, Pastor, and Obey.

Page 17533

Agreed to the Sabo motion to instruct conferees to insist on the House position with respect to providing $200,000,000 for operating assistance under the transit formula grants program. **Page 17533**

Energy and Water Appropriations Act Conference: The House disagreed to the Senate amendment to H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998,

and agreed to a conference. Appointed as conferees: Representatives McDade, Rogers, Knollenberg, Frelinghuysen, Parker, Callahan, Dickey, Livingston, Fazio, Visclosky, Edwards, Pastor, and Obey. **Page 17533**

Agreed to the Fazio motion to instruct conferees to recede to the Senate on funding levels provided for nonproliferation and arms control programs under the Department of Energy. **Page 17533**

Foreign Operations Appropriations Act: The House considered amendments to H.R. 2159 making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998. The House completed debate and considered amendments to the bill on July 30. Consideration of amendments will resume on Thursday, September 4. **Page 17534**

Agreed To:

The Yates amendment as modified that prohibits any funds to be used by the Government of Croatia to relocate the remains of Croatian Ustashe soldiers at the site of the World War II concentration camp at Jasenovac, Croatia; **Page 17537**

The Traficant amendment that allows procurement outside the United States only for purchases in the country receiving assistance when these purchases cost less, are not available in the United States, or the President determines that such purchases would result in a more efficient use of foreign assistance resources; **Page 17538**

The Traficant amendment that prohibits any funding to be used to pay for NATO expansion not authorized by law; and **Page 17559**

The Bereuter amendment, offered on July 30, that prohibits direct aid to the Government of Cambodia. **Page 16945**

Point of Order:

A point of order was sustained against section 539 concerning restrictions on the termination of sanctions against Serbia and Montenegro. **Page 17539**

Pending Amendments:

The Campbell amendment was offered that seeks to increase funding for the African Development Fund by $25 million and decrease the Economic Support Fund accordingly; **Page 17535**

The Paul amendment was offered that seeks to prohibit any funding for population control, family planning activities, or abortion procedures; **Page 17540**

The Fox amendment was offered that seeks to prohibit any development assistance funding to support trophy hunting or the international commercial trade in elephant ivory, hides or rhinoceros horns; **Page 17542**

The Torres amendment was offered that seeks to prohibit any funding for the United States Army School of the Americas; **Page 17548**

The Stearns amendment was offered that seeks to express the sense of the Congress that all member nations of NATO should contribute their proportionate share for the costs of the Partnership for Peace program and any future costs of NATO expansion; and **Page 17558**

The Burton of Indiana amendment was offered that seeks to limit to not more than $41.7 million of Development Assistance funding to India. **Page 17559**

The bill is being considered pursuant to the order of the House of Thursday, July 24. **Page 17577**

Order of Business—Foreign Operations: It was made in order that, during further consideration of H.R. 2159, no further amendment shall be in order in the Committee of the Whole except the amendment numbered 1 in House Report 105–184 and the amendment to that amendment, under the terms of the order of the House of July 24, 1997, and the amendment numbered 40 by Representative Burton. **Page 17564**

Legislative Branch Appropriations Act Conference: The House disagreed to the Senate amendment to H.R. 2209, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998, and agreed to a conference. Appointed as conferees: Representatives Walsh, Young of Florida, Cunningham, Wamp, Latham, Livingston, Serrano, Fazio, Kaptur, and Obey. **Page 17564**

By a yea and nay vote of 202 yeas to 208 nays, Roll No. 352, rejected the Serrano motion to instruct conferees to agree to the position in Senate amendment numbered 1 with respect to the account "Joint Committee on Taxation" providing not more than a 4.64% increase for the Joint Committee on Taxation compared to an 8% increase in the House bill. **Page 17567**

Agriculture, Rural Development, FDA, and Related Agencies Appropriations Act Conference: The House disagreed to the Senate amendment to H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, and agreed to a conference. Appointed as conferees: Representatives Skeen, Walsh, Dickey, Kingston, Nethercutt, Bonilla, Latham, Livingston, Kaptur, Fazio, Serrano, DeLauro, and Obey. **Page 17567**

By a yea and nay vote of 299 yeas to 125 nays, Roll No. 353, agreed to the Kaptur motion to instruct conferees to recede to the Senate regarding funding levels provided under the Food and Drug Administration for the program to prevent the use of tobacco products by minors. **Page 17569**

Defense Appropriations Act Conference: The House disagreed to the Senate amendment to H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998, and agreed to a conference. Appointed as conferees: Representatives Young of Florida, McDade, Lewis of California, Skeen, Hobson, Bonilla, Nethercutt, Istook, Cunningham, Livingston, Murtha, Dicks, Hefner, Sabo, Dixon, Visclosky, and Obey. **Page 17570**

Agreed to the Obey motion to instruct conferees to insist on the House position prohibiting the use of funds to approve or license the sale of the F–22 advanced tactical fighter to any foreign government. **Page 17570**

By a yea and nay vote of 420 yeas to 4 nays, Roll No. 354, agreed that the conference meetings between the House and the Senate on H.R. 2266 be closed to the public at such times as classified national security information is under consideration; provided, that any sitting Member of Congress shall have a right to attend any closed or open meeting. **Page 17570**

Senate Messages: Message received from the Senate today and the message transmitted to the Clerk on August 1 appear on page 17525.

Referrals: S. 1120, to provide for a consultant for the President pro tempore, was referred to the Committee on House Oversight. **Page 17593**

Amendments: Amendments ordered printed pursuant to the rule appear on page 17610.

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 17567, 17569, and 17571. There were no quorum calls.

Adjournment: Met at 12:00 noon and adjourned at 10:02 p.m.

Committee Meetings

TEACHERS: HELPING AMERICA TO READ

Committee on Education and the Workforce: Held a hearing on Teachers: The Key to Helping America to Read. Testimony was heard from public witnesses.

DEFENSE AIRBORNE RECONNAISSANCE OFFICE

Permanent Select Committee on Intelligence: Subcommittee on Technical and Tactical Intelligence met in executive session to hold a hearing on the Defense Airborne Reconnaissance Office (DARO). Testimony was heard from departmental witnesses.

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Thursday, September 4, 1997

Senate

Chamber Action

Routine Proceedings, pages 17633–17707

Measures Introduced: Three bills and one resolution were introduced, as follows: S. 1147–1149, and S. Con. Res. 50. **Page 17693**

Measures Reported: Reports were made as follows:

S. 261, to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and the performance of the Federal Government, with an amendment in the nature of a substitute. (S. Rept. No. 105–72).

H.J. Res. 75, to confer status as an honorary veteran of the United States Armed Forces on Leslie Townes (Bob) Hope. **Page 17693**

Labor/HHS Appropriations, 1998: Senate continued consideration of S. 1061, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, taking action on amendments proposed thereto, as follows: **Pages 17640, 17653, 17661, 17688**

Adopted:

By a unanimous vote of 97 yeas (Vote No. 216), D'Amato Modified Amendment No. 1079, to increase the amounts made available to carry out title III of the Older Americans Act of 1965. **Pages 17653, 17661**

Rejected:

By 38 yeas to 60 nays (Vote No. 215), Coats/Nickles Amendment No. 1077, to prohibit the use of funds for research that utilizes human fetal tissue, cells, or organs that are obtained from a living or dead embryo or fetus during or after an induced abortion. **Pages 17640, 17648**

Kennedy Amendment No. 1082 (to Amendment No. 1081), of a perfecting nature. (By 56 yeas to 42 nays (Vote No. 217), Senate tabled the amendment.) **Pages 17657, 17663**

Pending:

Gregg Amendment No. 1070, to prohibit the use of funds for national testing in reading and mathematics, with certain exceptions. **Pages 17647, 17662**

Coats/Gregg Amendment No. 1071 (to Amendment No. 1070), to prohibit the development, planning, implementation, or administration of any national testing program in reading or mathematics unless the program is specifically authorized by Federal statute. **Pages 17647, 17662**

Specter Amendment No. 1069, to express the sense of the Senate that the Attorney General has abused her discretion by failing to appoint an independent counsel on campaign finance matters and that the Attorney General should proceed to appoint such an independent counsel immediately. **Page 17640**

Nickles/Jeffords Amendment No. 1081, to limit the use of taxpayer funds for any future International Brotherhood of Teamsters leadership election. **Pages 17657, 17663**

Craig Amendment No. 1083 (to Amendment No. 1081), in the nature of a substitute. **Page 17675**

Withdrawn:

Lieberman/Coats Amendment No. 1080, to increase funding for the Public Charter Schools Program under Part C of Title X of the Elementary and Secondary Education Act of 1965. **Page 17654**

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, and that following disposi-

tion of the amendments, the Senate vote on final passage of S. 1061 and that the Senate-passed bill remain at the desk. Further, that when the Senate receives H.R. 2264, the House companion measure, all after the enacting clause be stricken and the text of S. 1061 be inserted in lieu thereof, that the Senate insist on its amendment, request a conference with the House thereon, and the Chair be authorized to appoint conferees on the part of the Senate. **Page 17688**

FDA Modernization and Accountability Act—Cloture Vote Agreement: A unanimous-consent agreement was reached providing for a cloture vote on the motion to proceed to consideration of S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, to occur at 9:50 a.m., on Friday, September 5, 1997, and that if cloture is invoked, there be up to 8 hours for debate on Friday and 4 hours for debate on Monday, equally divided. **Page 17691**

A second motion was entered to close further debate on the motion to proceed to consideration of the bill and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, a vote on the cloture motion could occur on Monday, September 8, 1997. **Page 17691**

Subsequently, the motion to proceed to consideration of the bill was withdrawn. **Page 17691**

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

Transmitting a report of the activities of the U.S. Government in the United Nations for calendar year 1996; referred to the Committee on Foreign Relations. (PM–62). **Page 17692**

Transmitting the annual report of the Federal Labor Relations Authority for fiscal year 1996; referred to the Committee on Governmental Affairs. (PM–63). **Page 17692**

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 96 yeas (Vote No. 218 EX), Henry Harold Kennedy, Jr., of the District of Columbia, to be United States District Judge for the District of Columbia. **Pages 17688, 17707**

By unanimous vote of 96 yeas (Vote No. 219 EX), Frank M. Hull, of Georgia, to be United States Circuit Judge for the Eleventh Circuit. **Pages 17688, 17707**

Nominations Received: Senate received the following nominations:

Dale A. Kimball, of Utah, to be United States District Judge for the District of Utah.

Edward F. Shea, of Washington, to be United States District Judge for the Eastern District of Washington.

R. Roger Majak, of Virginia, to be an Assistant Secretary of Commerce.

Raymond G. Kammer, of Maryland, to be Director of the National Institute of Standards and Technology.

Routine lists in the Foreign Service and Public Health Service. **Page 17706**

Messages From the President: **Page 17692**

Messages From the House: **Page 17692**

Measures Referred: **Page 17693**

Statements on Introduced Bills: **Page 17693**

Additional Cosponsors: **Page 17701**

Amendments Submitted: **Page 17703**

Notices of Hearings: **Page 17704**

Authority for Committees: **Page 17704**

Additional Statements: **Page 17704**

Record Votes: Five record votes were taken today. (Total–219) **Pages 17650, 17662, 17675, 17688**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 9:32 p.m., until 9:30 a.m., on Friday, September 5, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 17707.)

Committee Meetings

RURAL AGRICULTURAL CREDIT

Committee on Agriculture, Nutrition and Forestry: Committee concluded hearings to examine the availability of credit in rural America, focusing on the performance of rural financial markets and the safety and soundness of the Farm Credit System, after receiving testimony from Marsha Pyle Martin, Chairman and Chief Executive Officer, Farm Credit Administration; Susan E. Offutt, Administrator, Economic Research Service, and Dayton J. Watkins, Administrator, Rural Business-Cooperative Service, both of the Department of Agriculture; David Hemingway, Member of the Board of Directors, Federal Agricultural Mortgage Corporation; Mark Drabenstott, Federal Reserve Bank of Kansas City, Kansas City, Missouri; Mark A. Edelman, Iowa State University, Ames; Dennis Everson, First Dakota National Bank, Yankton, South Dakota, on behalf of the American Bankers Association; Terry Jorde, Towner County State Bank, Cando, North Dakota, on behalf of the Independent Bankers Association of America; and Jerold L. Harris, Farm Credit Bank of Wichita, Wichita, Kansas, on behalf of the Farm Credit Council.

NATIONAL EDUCATION TESTING

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education concluded hearings to examine the Administration's proposed initiative to develop voluntary national standards to measure academic achievement in reading and mathematics, after receiving testimony from Representative Goodling; Rich-

ard W. Riley, Secretary of Education; and Marshall Smith, Acting Deputy Secretary of Education.

AUTHORIZATION—SUPERFUND

Committee on Environment and Public Works: Committee held hearings on S. 8, to revise and authorize funds for fiscal years 1998 through 2002 for the Comprehensive Environmental Response, Compensation, and Liability Act (Superfund), receiving testimony from Carol M. Browner, Administrator, Environmental Protection Agency; Nebraska Governor E. Benjamin Nelson, Lincoln, on behalf of the National Governors' Association; Mayor James P. Perron, Elkhart, Indiana, on behalf of the United States Conference of Mayors; New York State Assistant Attorney General Gordon J. Johnson, New York, New York, on behalf of the National Association of Attorneys General; and Wilma Subra, Subra Company, New Iberia, Louisiana.

Hearings recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Peter L. Scher, of the District of Columbia, for the rank of Ambassador during his tenure of service as Special Trade Negotiator, after the nominee, who was introduced by Senator Baucus, testified and answered questions in his own behalf.

CAMBODIA

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings to examine the current political situation in Cambodia and the policy taken by the United States in response to Hun Sen's seizure of power in Cambodia, after receiving testimony from former Representative Thomas H. Andrews; Stanley O. Roth, Assistant Secretary of State for East Asian and Pacific Affairs; Sichan Siv, former Deputy Assistant to President Bush; Frederick Z. Brown, Southeast Asian Studies School of Advanced International Studies/Johns Hopkins University, Washington, D.C.; and Brad Adams, United Nations Human Rights Center, Phnom Penh, Cambodia.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Venerable Man-Ho, Venerable Yi Chu, and Venerable Man Ya, all of Hsi Lai Temple, Hacienda Heights, California.

Hearings continue tomorrow.

ONLINE COPYRIGHT INFRINGEMENT LIABILITY

Committee on the Judiciary: Committee held hearings to examine how to combat the risk of copyright infringement facing online and internet service providers, and S. 1146, to provide limitations on copyright liability relating to material on-line, receiving testimony from Fritz E. Attaway, Motion Picture Association of America, Cary H. Sherman, Recording Industry Association of America, Roy Neel, United States Telephone Association, and Robert L. Oakley, Georgetown University Law Center, on behalf of the American Association of Law Libraries, all of Washington, D.C.; Daniel Burton, Novell, Orem, Utah, on behalf of the Business Software Alliance and the Software Publishers Association; and George Vradenburg III, America OnLine, Inc., Dulles, Virginia, on behalf of the Ad Hoc Copyright Coalition.

Hearings recessed subject to call.

JUDGESHIP ALLOCATION

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded hearings to examine the allocation of judgeships in the United States Court of Appeals for the Second and Eighth Circuits, after receiving testimony from Richard S. Arnold, Chief Judge, United States Court of Appeals for the Eighth Circuit (Little Rock, Arkansas); Ralph K. Winter, Chief Judge, United States Court of Appeals for the Second Circuit (New Haven, Connecticut); Jon O. Newman, Senior Judge, United States Court of Appeals for the Second Circuit (Hartford, Connecticut); and Lawrence L. Piersol, District Judge, United States District Court (Sioux Falls, South Dakota).

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 2396–2409; 1 private bill, H.R. 2410; and 5 resolutions, H. Con. Res. 143–145, and H. Res. 219–220, were introduced. **Page 17707**

Reports Filed: The following report was filed today:

H.R. 2036, to amend chapter 443 of title 49, United States Code, to extend the authorization of the aviation insurance program (H. Rept. 105–244); **Page 17707**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Rogan to act as Speaker pro tempore for today. **Page 17708**

Guest Chaplain: The prayer was offered by the guest Chaplain, Rabbi Sidney S. Guthman of Long Beach, California. **Page 17708**

Journal: Agreed to the Speaker's approval of the Journal of Wednesday, September 3 by a yea and nay vote of 363 yeas to 46 nays, Roll No. 365. **Pages 17708, 17801**

Motion to Adjourn: By a yea and nay vote of 53 yeas to 371 nays, Roll No. 355, rejected the Miller of California motion to adjourn. **Page 17714**

Foreign Operations Appropriations Act: The House passed H.R. 2159, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998 by a yea and nay vote of 375 yeas to 49 nays, Roll No. 364. The House considered amendments to the bill on July 30 and September 3. **Page 17715**

Agreed To:

The Campbell amendment that increases funding for the African Development Fund by $25 million and decreases the Economic Support Fund accordingly (agreed to by a recorded vote of 273 ayes to 150 noes, Roll No. 357); **Page 17731**

The Stearns amendment that expresses the sense of the Congress that all member nations of NATO should contribute their proportionate share for the costs of the Partnership for Peace program and any future costs of NATO expansion (agreed to by a recorded vote of 425 ayes with none voting "no", Roll No. 361); and **Page 17734**

The Smith of New Jersey amendment that prohibits U.S. population assistance to foreign organizations that perform abortions in foreign countries, violate the abortion laws of these countries, or lobby for changes in their abortion laws; provides for exceptions in cases of rape, incest, or when the life of the mother is endangered; and prohibits contributions to the U.N. Fund for Population Activities unless the President certifies that the fund has either terminated all activities in China or during the 12 months preceding certification there have been no forced abortions associated with China's family planning program (agreed to by a recorded vote of 234 ayes to 191 noes, Roll No. 363). **Page 17738**

Rejected:

The Burton of Indiana amendment that sought to limit Development Assistance funding to India to $41.7 million (rejected by a recorded vote of 82 ayes to 342 noes, Roll No. 356); **Page 17715**

The Paul amendment that sought to prohibit any funding for population control, family planning activities, or abortion procedures (rejected by a recorded vote of 147 ayes to 278 noes, Roll No. 358); **Page 17732**

The Fox amendment that sought to prohibit any development assistance funding to support trophy hunting or the international commercial trade in elephant ivory, hides or rhinoceros horns (rejected by a recorded vote of 159 ayes to 267 noes with 1 voting "present", Roll No. 359) ; **Page 17733**

The Torres amendment that sought to prohibit any funding for the United States Army School of the Americas (rejected by a recorded vote of 210 ayes to 217 noes, Roll No. 360); and **Page 17733**

The Gilman amendment to the Smith of New Jersey amendment that allows organizations that do not promote abortion as a method of family planning and that use funds to prevent abortion as a method of family planning to remain eligible for funding; prohibits funding for the U.N. Fund for Population Activities unless the President certifies that the organization has stopped all activity in China, and absent the certification, transfers the $25 million contribution to the Agency for International Development for population assistance (rejected by a recorded vote of 210 ayes to 218 noes, Roll No. 362). **Page 17738**

The Clerk was authorized to correct section numbers, punctuation, cross references, and to make other conforming changes as may be necessary to reflect the actions of the House today. **Page 17757**

The bill was considered pursuant to the order of the House of Thursday, July 24. **Page 15718**

Labor, HHS, and Education Appropriations Act: The House completed debate and began considering amendments to H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998. Consideration of amendments will resume on Friday, September 5. **Page 17757**

Agreed To:

The Evans amendment that makes available $2.5 million for section 738 of the Stewart B. McKinney Homeless Assistance Act relating to homeless veterans' reintegration projects; **Page 17775**

The Goodling amendment that increases special education funding by $25 million with offsets of $21 million from the Employment and Training Administration, $1 million from the Department of Labor Office of Inspector General, $1.5 million from the Armed Forces Retirement Home, and $1.5 million from the Railroad Retirement Board; and **Page 17795**

The Obey amendment that increases Children and Families Services Programs funding for child abuse and prevention programs by $32.8 million with offsets of $20 million from Department of Labor State Unemployment Insurance and Employment Service Operations and $12.8 million from the Department of Education Goals 2000 program. **Page 17797**

The bill is being considered pursuant to the order of the House of Thursday, July 31. **Page 17797**

Defense Authorization Act Conference: The House completed debate on the Traficant motion to instruct conferees on H.R. 1119, to authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal years 1998 and 1999, to insist upon the provisions of section 1032 of the House bill relating to the assignment of Department of Defense personnel to Border Patrol and Control. A recorded vote on the motion was postponed until Friday, September 5. **Page 17801**

Diana, Princess of Wales: The House agreed to H. Res. 219, expressing the condolences of the House of Representatives on the death of Diana, Princess of Wales. **Page 17808**

Presidential Messages: Read the following messages from the President:

Federal Labor Relations Authority: Message wherein he transmitted the Eighteenth Annual Report of the Federal Labor Relations Authority for Fiscal Year 1996—referred to the Committee on Government Reform and Oversight; and **Page 17813**

United Nations Participation Act: Message wherein he transmitted a report of the activities of the United States Government in the United Nations and its affiliated agencies during calendar year 1996—referred to the Committee on International Relations. **Page 17813**

Amendments: Amendments ordered printed pursuant to the rule appear on page 17830.

Quorum Calls—Votes: Three yea-and-nay votes and eight recorded votes developed during the proceedings of the House today and appear on pages 17714, 17730, 17731, 17732, 17754, 17756, and 17801. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 11:36 p.m.

Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on D.C. Public Schools. Testimony was heard from Eric H. Holder, Jr., Deputy Attorney General, Department of Justice; the following officials of the District of Columbia: Kevin Chavous, Councilman, Chairman, Committee on Education, Libraries and Recreation; Bruce K. MacLaury, Chairman, Emergency Transition, Education Board of Trustees; Julius W. Becton, Jr., Chief Executive Officer, Public Schools; Robert G. Childs, Chairman, Committee on Education, board of Education; and Josephine Baker, Chair, Public Charter School Board; and Malcolm E. Peabody, Co-Chairman, Friends in Choice of Urban Schools.

SUPERFUND PROGRAM—OPERATION

Committee on Commerce: Subcommittee on Finance and Hazardous Materials held a hearing on the Operation of the Superfund Program. Testimony was heard from Representatives Bilirakis, Dan Schaefer of Colorado, Condit, Roemer, Ford, John, Goodling, Martinez, Hefley, Kanjorski, Visclosky, Neal, Barrett of Nebraska, DeLauro, Buyer, Hinchey, English of Pennsylvania, Foley, Frelinghuysen, Peterson of Pennsylvania, McHale, Sununu, and Johnson of Connecticut.

SECURITY AND FREEDOM THROUGH ENCRYPTION ACT

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection held a hearing on H.R. 695, Security and Freedom Through encryption (SAFE) Act. Testimony was heard from Representatives Goodlatte and Lofgren; William P. Cowell, Deputy Director, NSA, Department of Defense; William A. Reinsch, Under Secretary, Export Administration, Department of Commerce; Robert S. Litt, Deputy Assistant Attorney General, Criminal Division, Department of Justice; and public witnesses.

PRESIDENTIAL AND EXECUTIVE OFFICE FINANCIAL ACCOUNTABILITY ACT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology approved for full Committee action amended H.R. 1962, Presidential and Executive Office Financial Accountability Act of 1997.

ELECTORAL COLLEGE REFORM

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on proposals for Electoral College Reform: H.J. Res. 28, proposing an amendment to the Constitution of the United States to abolish the electoral college and to provide for the direct popular election of the President and Vice President of the United States; and H.J. Res. 43, proposing an amendment to the Constitution of the United States to abolish the Electoral College and to provide for the direct election of the President and Vice President of the United States. Testimony was heard from Representative LaHood; and public witnesses.

SMALL BUSINESS TECHNOLOGY TRANSFER PROGRAM

Committee on Science: Subcommittee on Technology held a hearing on Small Business Technology Transfer Program. Testimony was heard from Daniel Hill, Assistant Administrator, Technology, SBA; Susan Kladiva, Acting Associate Director, Energy, Resources and Science Issues, GAO; Wendy Baldwin, Deputy Director, Extramural Research, NIH, Department of Health and Human Services; and public witnesses.

VETERANS' COMPENSATION COST-OF-LIVING ADJUSTMENT ACT

Committee on Veterans' Affairs: Subcommittee on Benefits approved for full Committee action H.R. 2367, Veterans' Compensation Cost-of-Living Adjustment Act of 1997.

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Friday, September 5, 1997

Senate

Chamber Action

Routine Proceedings, pages 17849–17889

Measures Introduced: Two bills were introduced, as follows: S. 1150 and 1151. **Page 17883**

Measures Reported: Reports were made as follows:

S. 1150, to ensure that federally funded agricultural research, extension, and education address high-priority concerns with national multistate significance, to reform, extend, and eliminate certain agricultural research programs. (S. Rept. No. 105–73) **Page 17883**

Measures Passed:

Foreign Operations Appropriations, 1998: Pursuant to the consent agreement of July 16, 1997, Senate passed H.R. 2159, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998, after striking all after the enacting clause and inserting in lieu thereof the text of S. 955, Senate companion measure, as passed by the Senate on July 17, 1997. Further, the Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees on the part of the Senate: Senators McConnell, Specter, Gregg, Shelby, Bennett, Campbell, Stevens, Cochran, Leahy, Inouye, Lautenberg, Harkin, Mikulski, Murray, and Byrd. **Page 17882**

Subsequently, Senate vitiated passage of S. 955, and the bill was indefinitely postponed. **Page 17882**

FDA Modernization and Accountability Act: Senate began consideration of the motion to proceed to consideration of S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products. **Page 17849**

Also, by 89 yeas to 5 nays (Vote No. 220), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on the motion to proceed to the consideration of the bill. **Page 17851**

Senate will continue consideration of the motion to proceed to consideration of the bill on Monday, September 8, 1997.

Nominations Confirmed: Senate confirmed the following nominations: Robert Charles Chambers, of West Virginia, to be United States District Judge for the Southern District of West Virginia. **Page 17889**

Messages From the House: **Page 17883**

Petitions: **Page 17883**

Statements on Introduced Bills: **Page 17883**

Additional Cosponsors: **Page 17885**

Amendments Submitted: **Page 17886**

Additional Statements: **Page 17887**

Record Votes: One record vote was taken today. (Total–220) **Page 17851**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 3:38 p.m., until 11 a.m., Monday, September 8, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 17889.)

Committee Meetings

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from David Strauss, former Deputy Chief of Staff for Vice President Gore; and former Mayor Michael L. Mitoma, Carson, California.

Hearings continue on Tuesday, September 9.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Marjorie O. Rendell, of Pennsylvania, to be United States Circuit Judge for the Third Circuit, A. Richard Caputo, to be United States District Judge for the Middle District of Pennsylvania, Bruce C. Kauffman, to be United States District Judge for the Eastern District of Pennsylvania, and Richard A. Lazzara, to be United States District Judge for the Middle District of Florida, after the nominees testified and answered questions in their own behalf. Mr. Lazzara was introduced by Senators Mack and Graham.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 2411–2424; 2 private bills, H.R. 2425–2426; and 4 resolutions, H. Con. Res. 146–147, and H. Res. 221–222 were introduced. **Page 17932**

Reports Filed: The following report was filed today:

H.R. 901, to preserve the sovereignty of the United States over public lands and acquired lands owned by the United States, and to preserve State sovereignty and private property rights in non-Federal lands surrounding those public lands and acquired lands, amended (H. Rept. 105–245); **Page 17932**

Motion to Adjourn: By a yea and nay vote of 44 yeas to 339 nays, Roll No. 366, rejected the Miller of California motion to adjourn. **Page 17893**

Labor, HHS, and Education Appropriations Act: The House continued consideration of amendments to H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998. The House completed general debate and considered amendments to the bill on September 4. **Page 17894**

Rejected:

The McIntosh amendment that sought to increase funding for the Individuals with Disabilities Education Act by $4.3 million and reduce Employment Standards Administration Salaries and Expenses funding accordingly (rejected by a recorded vote of 167 ayes to 260 noes, Roll No. 367); **Page 17894**

Withdrawn:

The Riggs amendment that sought to increase funding for Older Americans Act programs by $19.6 million and reduce Bureau of Labor Statistics salaries and expenses funding by $9.8 million and reduce HHS general departmental management funding by $9.8 million. **Page 17910**

Pending amendment:

The Blunt amendment was offered that seeks to increase vocational and adult education funding by $11.2 million and reduce OSHA funding accordingly. **Page 17911**

The bill is being considered pursuant to the order of the House of Thursday, July 31. **Page 17019**

Defense Authorization Act Motion to Instruct Conferees: By a recorded vote of 261 ayes to 150 noes, Roll No. 368, agreed to the Traficant motion to instruct conferees on H.R. 1119, to authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal years 1998 and 1999, to insist upon the provisions of section 1032 of the House bill relating to the assignment of Department of Defense personnel to Border Patrol and Control. The motion was debated on September 4. **Page 17918**

Committee Resignation: Read a letter from Representative Sherman wherein he resigned from the Committee on the Budget. **Page 17918**

Committee Election: Agreed to H. Res. 221 electing Representative Sherman to the Committee on Banking and Financial Services. **Page 17918**

Terrorist Bombing in Jerusalem: Agreed to H. Con. Res. 146, expressing the sense of the Congress regarding the terrorist bombing in Jerusalem on September 4, 1997. **Page 17919**

In Honor of Mother Teresa: The House stood for a moment of silence in honor of Mother Teresa. **Page 17919**

Legislative Program: The Chief Deputy Majority Whip announced the legislative program for the week of September 8. **Page 17919**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, September 8 for morning hour debate. **Page 17924**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, September 10. **Page 17924**

Amendments: Amendments ordered printed pursuant to the rule appear on page 17933.

Quorum Calls—Votes: One yea-and-nay vote and two recorded votes developed during the proceedings of the House today and appear on pages 17893, 17908, and 17918. There were no quorum calls.

Adjournment: Met at 9:00 a.m. and adjourned at 3:31 p.m.

Committee Meetings

ELECTRICITY: INNOVATION AND COMPETITION

Committee on Commerce: Subcommittee on Energy and Power held a hearing on Electricity: Innovation and Competition. Testimony was heard from public witnesses.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Rules: Heard testimony from Representatives Rogers, Northup, Hyde, Burton of Indiana, Morella, Shays, Ramstad, Fox of Pennsylvania, Mollohan, Sawyer, Maloney of New York, Becerra, Jackson-Lee of Texas and Delahunt, but action was deferred on H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998.

Joint Meetings

EMPLOYMENT-UNEMPLOYMENT

Joint Economic Committee: Committee held hearings to examine the employment-unemployment situation for August, receiving testimony from Katharine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Monday, September 8, 1997

Senate

Chamber Action

Routine Proceedings, pages 17947–18007

Measures Introduced: Two bills and one resolution were introduced, as follows: S. 1152–1153, and S. Con. Res. 51. **Page 17996**

Measures Reported: Reports were made as follows:

Special Report entitled "Further Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1998". (S. Rept. No. 105–74) **Page 17996**

FDA Modernization and Accountability Act: Senate resumed consideration of the motion to proceed to consideration of S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products. **Page 17948**

Senate will begin consideration of the bill on Tuesday, September 9, 1997.

Labor/HHS Appropriations, 1998: Senate resumed consideration of S. 1061, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, taking action on amendments proposed thereto, as follows: **Page 17969**

Adopted:

By 84 yeas to 4 nays (Vote No. 221), Reed/Collins Amendment No. 1096, to provide funding for State Student Incentive grants. **Pages 17976, 17981**

Reid/Boxer Modified Amendment No. 1094, to provide for the conduct of a study concerning the health and safety effects of perchlorate on human beings. **Pages 17974, 17980, 17988**

Specter (for Chafee) Amendment No. 1099, to provide additional funding for the Prospective Payment Assessment Commission and the Physician Payment Review Commission. **Page 17981**

Specter (for Coverdell) Amendment No. 1100, to provide training and technical assistance regarding incidents of elementary and secondary school violence, and to provide for pilot student safety toll-free hotlines for elementary and secondary school students. **Page 17982**

Specter (for Daschle) Amendment No. 1101, to provide a comprehensive program for the prevention of Fetal Alcohol Syndrome. **Page 17982**

Specter (for Faircloth) Amendment No. 1102, to require that the Secretary of Education certify the use of funds appropriated to the Department of Education for students and teachers. **Page 17983**

Specter (for Feingold) Amendment No. 1103, to require the Secretary of Education to conduct a study regarding the costs of the anticipated increase in enrollments of secondary school students during the period 1998 through 2008, and the creation of smaller class sizes for students enrolled in grades 1 through 3. **Page 17984**

Specter (for Hollings) Amendment No. 1104, to increase funding for the National Occupational Information Coordinating Committee. **Page 17985**

Specter (for Inhofe) Amendment No. 1105, to make funds available for conducting a disability return to work demonstration initiative. **Page 17985**

Specter Amendment No. 1106, to provide for additional Supplemental Security Income continuing disability reviews as authorized by cap adjustment legislation. **Page 17985**

Specter (for Warner/Kennedy) Amendment No. 1107, to provide funds for the Millennium 200 project. **Page 17985**

Specter (for Harkin) Amendment No. 1108, to provide authority to use fees collected for provider requested audits to cover the cost of such audits. **Page 17985**

Harkin Amendment No. 1112, to increase funds for education infrastructure. **Page 17986**

Harkin Amendment No. 1113, to expand efforts to combat Medicare waste, fraud and abuse. **Page 17986**

Harkin (for Graham/Kennedy/Abraham) Amendment No. 1114, to authorize appropriations for refugee and entrant assistance for fiscal years 1998 and 1999. **Page 17987**

Pending:

Gregg Amendment No. 1070, to prohibit the use of funds for national testing in reading and mathematics, with certain exceptions. **Page 17969**

Coats/Gregg Amendment No. 1071 (to Amendment No. 1070), to prohibit the development, planning, implementation, or administration of any national testing program in reading or mathematics unless the program is specifically authorized by Federal statute. **Page 17969**

Nickles/Jeffords Amendment No. 1081, to limit the use of taxpayer funds for any future International Brotherhood of Teamsters leadership election. **Page 17969**

Craig/Jeffords Amendment No. 1083 (to Amendment No. 1081), in the nature of a substitute. **Page 17969**

Durbin/Collins Amendment No. 1078, to repeal the tobacco industry settlement credit contained in the Balanced Budget Act of 1997. **Page 17989**

Durbin Amendment No. 1085, to provide for the conduct of a study concerning efforts to improve organ and tissue procurement at hospitals, and require a report to Congress on the study.

Durbin (for Levin) Amendment No. 1086, to express the sense of the Senate that hospitals that have significant donor potential shall take reasonable steps to assure a skilled and sensitive request for organ donation to eligible families.

Mack/Graham Amendment No. 1090, to increase the appropriations for the Mary McLeod Bethune Memorial Fine Arts Center. **Page 17971**

McCain/Gramm Amendment No. 1091, to eliminate Medicare incentive payments under plans for voluntary reduction in the number of residents. **Page 17971**

McCain/Kerry Amendment No. 1092, to ensure that payments to certain persons captured and interned by North Vietnam are not considered income or resources in determining eligibility for, or the amount of benefits under, a program or State plan under title XVI or XIX of the Social Security Act. **Page 17973**

Craig/Bingaman Amendment No. 1093, to amend the Fair Labor Standards Act of 1938 to adjust the maximum hour exemption for agricultural employees. **Page 17973**

Landrieu Amendment No. 1095, to increase funds to promote adoption opportunities. **Page 17975**

Coverdell Amendment No. 1097, to enhance food safety for children through preventative research and medical treatment. **Page 17979**

Coverdell Amendment No. 1098 (to Amendment No. 1097), in the nature of a substitute. **Page 17979**

Specter (for Nickles) Amendment No. 1109, to require that estimates of certain employer contributions be included in an individual's social security account statement. **Page 17986**

Specter Amendment No. 1110, to reduce unemployment insurance service administrative expenses to offset costs of administering a welfare-to-work jobs initiative. **Page 17986**

Specter Amendment No. 1111, to provide start-up funding for the National Bi-partisan Commission on the Future of Medicare. **Page 17986**

Harkin (for Wellstone) Amendment No. 1087, to increase funding for the Head Start Act. **Page 17988**

Harkin (for Wellstone) Amendment No. 1088, to increase funding for Federal Pell Grants. **Page 17988**

Harkin (for Wellstone) Amendment No. 1089, to increase funding for the Education Infrastructure Act of 1994. **Page 17988**

Harkin/Bingaman/Kennedy Amendment No. 1115, to authorize the National Assessment Governing Board to develop policy for voluntary national tests in reading and mathematics. **Page 17988**

Harkin (for Daschle) Amendment No. 1116, to express the sense of the Senate regarding Federal Pell Grants and a child literacy initiative. **Page 17988**

Ford Amendment No. 1117 (to Amendment No. 1078), to express the sense of the Senate on compensation for tobacco growers as part of legislation on the national tobacco settlement. **Page 17989**

Murray/Wellstone Amendment No. 1118, to clarify the family violence option under temporary assistance to needy families program. **Page 17989**

Murray Amendment No. 1119, to provide funding for the National Institute for Literacy. **Page 17990**

Harkin (for Bennett) Amendment No. 1120, to award a grant to a State educational agency to help pay the expenses associated with exchanging State school trust lands within the boundaries of a national monument for Federal lands outside the boundaries of the monument. **Page 17990**

Ford (for Kerrey) Amendment No. 1121, to exempt States that were overpaid mandatory funds for fiscal year 1997 under the general entitlement formula for child care funding from any payment adjustment. **Page 17990**

Domenici (for Gorton) Amendment No. 1122, to provide certain education funding directly to local educational agencies. **Page 17992**

Gorton Modified Amendment No. 1076, to allow States to use funds received under title XXI of the Social Security Act to provide health insurance coverage for children with incomes above the minimum Medicaid eligibility requirements. **Page 17994**

Withdrawn:

Wellstone Amendment No. 1087, to increase funding for the Head Start Act. **Page 17969**

Wellstone Amendment No. 1088, to increase funding for Federal Pell Grants. **Page 17969**

Wellstone Amendment No. 1089, to increase funding for the Education Infrastructure Act of 1994. **Page 17969**

Ford Amendment No. 1058, to prohibit the use of funds to enforce certain Clean Air Act requirements with respect to distilled spirits. **Page 17991**

Senate will continue consideration of the bill on Tuesday, September 9, 1997.

Nominations Received: Senate received the following nominations:

Lynn S. Adelman, of Wisconsin, to be United States District Judge for the Eastern District of Wisconsin.

Jeremy D. Fogel, of California, to be United States District Judge for the Northern District of California.

Thomas M. Foglietta, of Pennsylvania, to be Ambassador to Italy.

Alphonse F. La Porta, of New York, to be Ambassador to Mongolia.

Alexander R. Vershbow, of the District of Columbia, to be United States Permanent Representative on the Council of the North Atlantic Treaty Organization, with the rank and status of Ambassador Extraordinary and Plenipotentiary. **Page 18007**

Messages From the House: **Page 17996**

Measures Referred: **Page 17996**

Statements on Introduced Bills: **Page 17997**

Additional Cosponsors: **Page 17998**

Amendments Submitted: **Page 17998**

Notices of Hearings: **Page 18004**

Additional Statements: **Page 18004**

Record Votes: One record vote was taken today. (Total–221) **Page 17981**

Adjournment: Senate convened at 11 a.m., and adjourned at 6:48 p.m., until 9:30 a.m., Tuesday, September 9, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 18007.)

Committee Meetings

DC SCHOOL REFORM

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia concluded hearings on the current condition of the District of Columbia school system, and S. 847, authorizing funds for fiscal years 1998 through 2002 to provide scholarship assistance for certain

District of Columbia elementary and secondary school students, after receiving testimony from Representative Armey; and Julius W. Becton, Jr., Chief Executive Officer-Superintendent, and Bruce K. MacLaury, Chairman, Emergency Transitional Education Board of Trustees, both of the District of Columbia Public Schools, Jeanne Allen, Center for Education Reform, Nina Shokraii, Heritage Foundation, and Kent B. Amos, Urban Family Institute, all of Washington, D.C.

NATIONAL DROUGHT POLICY

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia concluded hearings on S. 222, to establish an advisory commission to provide advice and recommendations on the creation of an integrated, coordinated Federal policy designed to prepare for and respond to serious drought emergencies, after receiving testimony from Tom Hebert, Deputy Under Secretary of Agriculture for Conservation; North Dakota Governor Edward T. Schafer, Bismarck, on behalf of the Western Governors' Association; Jennifer A. Salisbury, New Mexico Energy, Minerals and Natural Resources Department, Santa Fe; John Hofmann, Texas Natural Resource Conservation Commission, and Robert C. Brown, Farm Credit Bank of Texas, on behalf of the Farm Credit Council, both of Austin; and John Van Sweden, New Mexico Farm and Livestock Bureau, Las Cruces, on behalf of the American Farm Bureau Federation.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 2427–2434, and 1 private bill, H.R. 2435, were introduced. **Page 18052**

Reports Filed: The following report was filed today:

H.R. 2261, to reauthorize and amend the programs of the Small Business Act and the Small Business Investment Act, amended (H. Rept. 105–246). **Page 18052**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Petri to act as Speaker pro tempore for today. **Page 18008**

Recess: The House recessed at 12:42 p.m. and reconvened at 2:00 p.m. **Page 18009**

Suspensions: The House voted to suspend the rules and pass the following measures:

Mississippi Sioux Indians: H.R. 976, amended, to provide for the disposition of certain funds appropriated to pay judgment in favor of the Mississippi Sioux Indians; **Page 18010**

Agua Caliente Band of Cahuilla Indians: H.R. 700, amended, to remove the restriction on the distribution of certain revenues from the Mineral Springs parcel to certain members of the Agua Caliente Band of Cahuilla Indians; and **Page 18011**

Need-Based Educational Aid: Agreed to the Senate amendment to H.R. 1866, to continue favorable treatment for need-based educational aid under the antitrust laws—clearing the measure for the President. **Page 18012**

Recess: The House recessed at 3:10 p.m. and reconvened at 6:00 p.m. **Page 18020**

Labor, HHS, and Education Appropriations Act: The House continued consideration of amendments to H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998. The House completed general debate and considered amendments to the bill on September 4 and 5. **Page 18020**

Rejected:

The Blunt amendment was offered that sought to increase vocational and adult education funding by $11.2 million and reduce OSHA funding accordingly (rejected by a recorded vote of 160 ayes to 237 noes, Roll No. 369); and **Page 18026**

The Norwood amendment was offered that sought to increase the Individuals with Disabilities Education Act funding by $11.2 million and reduce OSHA funding accordingly (rejected by a recorded vote of 157 ayes to 240 noes, Roll No. 370). **Page 18030**

Pending:

The Souder amendment that seeks to identify $68.5 million in funding for Federal compliance assistance. **Page 18042**

The bill is being considered pursuant to the order of the House of Thursday, July 31. **Pages 17019, 17021**

Senate Messages: Message received from the Senate today appears on page 18008.

Amendments: Amendments ordered printed pursuant to the rule appear on page 18053.

Quorum Calls—Votes: Two recorded votes developed during the proceedings of the House today and appear on pages 18029 and 18041. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 10:40 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Immigration and Claims approved for full Committee action the following bills: H.R. 2412, to amend the Immigration and Nationality Act to modify the religious worker visa programs and to extend the visa waiver pilot program, and

to amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to modify the effective date for certain paperwork changes in the employer sanctions program; and H.R. 2413, Immigration Technical Corrections Act of 1997.

The Subcommittee also approved for full Committee action a private claims bill and a private immigration bill.

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Tuesday, September 9, 1997

Senate

Chamber Action

Routine Proceedings, pages 18065–18162

Measures Introduced: Four bills and two resolutions were introduced, as follows: S. 1154–1157, and S. Res. 119–120. **Page 18149**

Measures Reported: Reports were made as follows:

S. 1156, 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, 1998, and for other purposes. (S. Rept. No. 105–75). **Page 18149**

Measures Passed:

Recognition of Mother Teresa: By a unanimous vote of 98 yeas (Vote No. 222), Senate agreed to S. Res. 120, expressing the Sense of the Senate on the occasion of the death of Mother Teresa of Calcutta, and designating September 13, 1997 as a National Day of Recognition for the humanitarian efforts of Mother Teresa. **Page 18080**

SBA Authorization: Senate passed S. 1139, to reauthorize the programs of the Small Business Administration, after agreeing to the following amendment proposed thereto: **Page 18100**

Bond/Kerry Amendment No. 1124, to provide certain technical assistance to the Small Business Administration, and to define bundled contract. **Page 18100**

Conferring Veteran Status to Bob Hope: Senate passed H.J. Res. 75, to confer status as an honorary veteran of the United States Armed Forces on Leslie Townes (Bob) Hope, clearing the measure for the President. **Page 18161**

Labor/HHS Appropriations, 1998: Senate resumed consideration of S. 1061, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, taking action on amendments proposed thereto, as follows: **Pages 18073, 18087, 18119**

Adopted:

Durbin Amendment No. 1085, to provide for the conduct of a study concerning efforts to improve organ and tissue procurement at hospitals, and require a report to Congress on the study. **Pages 18074, 18090**

Durbin (for Levin) Amendment No. 1086, to express the sense of the Senate that hospitals that have significant donor potential shall take reasonable steps to assure a skilled and sensitive request for organ donation to eligible families. **Pages 18074, 18090**

McCain/Kerry Amendment No. 1092, to ensure that payments to certain persons captured and interned by North Vietnam are not considered income or resources in determining eligibility for, or the amount of benefits under, a program or State plan under title XVI or XIX of the Social Security Act. **Pages 18074, 18090**

Craig/Bingaman Amendment No. 1093, to amend the Fair Labor Standards Act of 1938 to adjust the maximum hour exemption for agricultural employees. **Pages 18074, 18090, 18092**

Specter (for Nickles) Amendment No. 1109, to require that estimates of certain employer contributions be included in an individual's Social Security account statement. **Pages 18074, 18090, 18092**

Murray Amendment No. 1119, to provide funding for the National Institute for Literacy. **Pages 18074, 18090**

Harkin (for Bennett) Amendment No. 1120, to award a grant to a State educational agency to help pay the expenses associated with exchanging State school trust lands within the boundaries of a national monument for Federal lands outside the boundaries of the monument. **Pages 18074, 18090, 18093**

Ford (for Kerrey) Amendment No. 1121, to exempt States that were overpaid mandatory funds for fiscal year 1997 under the general entitlement formula for child care funding from any payment adjustment. **Pages 18074, 18090**

Specter Amendment No. 1111, to provide start-up funding for the National Bi-partisan Commission on the Future of Medicare. **Pages 18074, 18094**

Harkin Amendment No. 1123 (to Amendment No. 1111), to assure the Medicare Commission examines the role of medical research and long-term care in the future of Medicare. **Page 18094**

Ford Amendment No. 1117 (to Amendment No. 1078), to express the sense of the Senate on compensation for tobacco growers as part of legislation on the national tobacco settlement. **Pages 18074, 18131**

Landrieu Modified Amendment No. 1095, to increase funds to promote adoption opportunities. **Pages 18074, 18141**

Withdrawn:

Gorton Modified Amendment No. 1076, to allow States to use funds received under title XXI of the Social Security Act to provide health insurance coverage for children with incomes above the minimum medicaid eligibility requirements. **Pages 18074, 18080, 18120**

Harkin (for Wellstone) Amendment No. 1088, to increase funding for Federal Pell Grants. **Page 18074**

Harkin (for Wellstone) Amendment No. 1089, to increase funding for the Education Infrastructure Act of 1994. **Page 18074**

Pending:

Gregg Amendment No. 1070, to prohibit the use of funds for national testing in reading and mathematics, with certain exceptions. **Page 18073**

Coats/Gregg Amendment No. 1071 (to Amendment No. 1070), to prohibit the development, planning, implementation, or administration of any national testing program in reading or mathematics unless the program is specifically authorized by Federal statute. **Page S8971**

Nickles/Jeffords Amendment No. 1081, to limit the use of taxpayer funds for any future International Brotherhood of Teamsters leadership election. **Page 18073**

Craig/Jeffords Amendment No. 1083 (to Amendment No. 1081), in the nature of a substitute. **Page 18074**

Durbin/Collins Amendment No. 1078, to repeal the tobacco industry settlement credit contained in the Balanced Budget Act of 1997. **Pages 18074, 18125**

Mack/Graham Amendment No. 1090, to increase the appropriations for the Mary McLeod Bethune Memorial Fine Arts Center. **Page 18074**

Coverdell Amendment No. 1097, to enhance food safety for children through preventative research and medical treatment. **Page 18074**

Coverdell Amendment No. 1098 (to Amendment No. 1097), in the nature of a substitute. **Page 18074**

Specter Amendment No. 1110, to reduce unemployment insurance service administrative expenses to offset costs of administering a welfare-to-work jobs initiative. **Page 18074**

Harkin (for Wellstone) Amendment No. 1087, to increase funding for the Head Start Act. **Page 18074**

Harkin/Bingaman/Kennedy Amendment No. 1115, to authorize the National Assessment Governing Board to develop policy for voluntary national tests in reading and mathematics. **Page 18074**

Harkin (for Daschle) Amendment No. 1116, to express the sense of the Senate regarding Federal Pell Grants and a child literacy initiative. **Page 18074**

Murray/Wellstone Amendment No. 1118, to clarify the family violence option under temporary assistance to needy families program. **Page 18074**

Domenici (for Gorton) Modified Amendment No. 1122, to provide certain education funding directly to local educational agencies. **Pages 18074, 18143**

Sessions Modified Amendment No. 1125 (to Amendment No. 1078), to provide for certain limitations on attorneys' fees under any global tobacco settlement and for increased funding for children's health research. **Page 18132**

During consideration of this measure today, Senate also took the following action:

By 45 yeas to 54 nays (Vote No. 223), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 904 of the Congressional Budget Act with respect to consideration of McCain/Gramm Amendment No. 1091, to eliminate Medicare incentive payments under plans for voluntary reduction in the number of residents. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell. **Pages 18073, 18078, 18086, 18094, 18129**

Senate will continue consideration of the bill on Wednesday, September 10, 1997.

Nominations Received: Senate received the following nominations: Robert H. Beatty, Jr., of West Virginia, to be a Member of the Federal Mine Safety and Health Review Commission for the remainder of the term expiring August 30, 1998.

Edward M. Gabriel, of the District of Columbia, to be Ambassador to the Kingdom of Morocco.

Ernesta Ballard, of Alaska, to be a Governor of the United States Postal Service for a term expiring December 8, 2005.

Robin Lynn Raphel, of Washington, to be Ambassador to the Republic of Tunisia. **Page 18162**

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

Patricia M. McMahon, of New Hampshire, to be Deputy Director for Demand Reduction, Office of National Drug Control Policy, which was sent to the Senate on January 9, 1997. **Page 18162**

Messages From the House: **Page 18147**

Measures Referred: **Page 18147**

Communications: **Page 18147**

Petitions: **Page 18148**

Statements on Introduced Bills: **Page 18149**

Additional Cosponsors: **Page 18150**

Amendments Submitted: **Page 18154**

Notices of Hearings: **Page 18157**

Authority for Committees: **Page 18157**

Additional Statements: **Page 18157**

Record Votes: Two record votes were taken today. (Total–223) **Pages 18086, 18129**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 8:20 p.m., until 9:30 a.m., Wednesday, September 10, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 18162.)

Committee Meetings

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Committee ordered favorably reported an original bill (S. 1156) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenue of said District for the fiscal year ending September 30, 1998.

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Gen. Henry H. Shelton, USA, to be Chairman of the Joint Chiefs of Staff, after the nominee, who was introduced by Senators Helms and Faircloth, testified and answered questions in his own behalf.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Donald L. Fowler, former Chairman, Democratic National Committee.

Hearings continue tomorrow.

IMMIGRATION

Committee on the Judiciary: Subcommittee on Immigration concluded hearings to examine the economic and fiscal impact of immigration in the United States, after receiving testimony from James P. Smith, RAND, Santa Monica, California, and Ronald D. Lee, University of California, Berkeley, both on behalf of the National Academy of Sciences Panel on the Demographic and Economic Impact of Immigration.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 2424, 2427, 2436–2444; 1 private bill, H.R. 2445; and 4 resolutions, H. Con. Res. 148, and H. Res. 223–225 were introduced. **Page 18273**

Reports Filed: The following report was filed today:

Conference report on H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998 (H. Rept. 105–247). **Pages 18238, 18273**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Emerson to act as Speaker pro tempore for today. **Page 18163**

Recess: The House recessed at 9:50 a.m. and reconvened at 10:00 a.m. **Page 18169**

Motion to Adjourn: Rejected the Miller of California motion to adjourn by a recorded vote of 43 ayes to 347 noes, Roll No. 371. **Page 18169**

Motion to Adjourn: Rejected the Doggett motion to adjourn by a recorded vote of 29 ayes to 367 noes, Roll No. 372. **Page 18169**

Labor, HHS, and Education Appropriations Act: The House continued consideration of amendments to H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998. The House completed general debate and considered amendments to the bill on September 4, 5, and 8. **Page 18176**

Agreed To:

The Shadegg amendment that prohibits the Job Corps to compensate any individual at a rate in excess of $100,000; **Page 18182**

The Chenoweth amendment that increases aging services program funding for the senior citizen meal program by $4.7 million and reduces Public Health Service Act title X funding by $9 million; **Page 18186**

The Burton of Indiana amendment that increases "We the People" education program funding by $1 million and reduces HHS Inspector General funding accordingly; **Page 18193**

The Castle substitute amendment to the Istook amendment that requires providers of services under title X of the Public Health Service Act to certify that family participation is encouraged in the decision of minors to seek family planning services and that counseling is provided on how to resist coercive sexual activities (agreed to by a recorded vote of 220 ayes to 201 noes, Roll No. 378); and **Page 18206**

The Istook amendment, as amended, by the Castle substitute amendment that requires providers of services under title X of the Public Health Service Act to certify that family participation is encouraged in the decision of minors to seek family planning services and that counseling is provided on how to resist coercive sexual activities (agreed to by a recorded vote of 254 ayes to 169 noes, Roll No. 379). **Page 18206**

Rejected:

The Souder amendment that sought to increase OSHA compliance assistance funding by $23 million and reduce enforcement funding by $21 million and executive administrative funding by $2 million (rejected by a recorded vote of 164 ayes to 255 noes, Roll No. 373); and **Page 18176**

The Coburn amendment that sought to increase funding for State AIDS Drug Assistance Programs by $34.8 million and reduce Agency for Health Care Policy and Research by $2.3 million, Refugee and Entrant Assistance by $22.6 million, HHS departmental management by $4.8 million, and Policy Research by $5 million (rejected

by a recorded vote of 141 ayes to 282 noes, Roll No. 377). **Pages 18183, 18197**

Point of Order Sustained:

A point of order was sustained against the Social Services Block Grant provision; and **Page 18193**

A point of order was sustained against the Souder amendment that sought to reduce funding for Public Health Service Act title X programs by $40.6 million and increase funding for the National Cancer Institute by $36 million. **Page 18196**

Withdrawn:

The Jackson-Lee amendment was offered but subsequently withdrawn that sought to increase HHS General Departmental Management funding by $2 million and reduce the National Library of Medicine funding by $2.5 million; and **Page 18189**

The Filner amendment was offered but subsequently withdrawn that sought to make available $12.8 million for the community Schools Youth Services and Supervision Grant Program Act of 1994. **Page 18235**

Rejected the McIntosh motion to rise by a recorded vote of 42 ayes to 375 noes, Roll No. 374. **Page 18185**

The bill is being considered pursuant to the order of the House of Thursday, July 31. **Page 17019**

Amendments: Amendments ordered printed pursuant to the rule appear on page 18274.

Quorum Calls—Votes: One quorum call (Roll no. 375), two yea-and-nay votes, and six recorded votes developed during the proceedings of the House today and appear on pages 18169, 18175, 18181, 18185, 18195, 18203, 18233 and 18234.

Adjournment: Met at 9 a.m. and adjourned at 11:07 p.m.

Committee Meetings

THRIFT DEPOSITOR PROTECTION OVERSIGHT BOARD ABOLISHMENT ACT; COMMITTEE BUSINESS

Committee on Banking and Financial Services: Ordered reported amended H.R. 2343, Thrift Depositor Protection Oversight Board Abolishment Act.

Prior to this action, the Committee held a hearing on this legislation. Testimony was heard from John D. Hawke, Jr., Under Secretary, Domestic Finance, Department of the Treasury.

The Committee also approved pending Committee business.

SCHOOL CHOICE LEGISLATIVE PROPOSALS

Committee on Education and the Workforce: Subcommittee on Early Childhood and Families held a hearing on School Choice legislative proposals. Testimony was heard from Senators Coats and Moseley-Braun; Speaker Gingrich; Representatives Armey, Watts of Oklahoma, Flake, Paul, Scott and DeLauro.

FREEDOM FROM RELIGIOUS PERSECUTION ACT

Committee on International Relations: Held a hearing on the Freedom from Religious Persecution Act of 1997. Testimony was heard from Senator Specter; Representatives Wolf and Strickland; and John Shattuck, Assistant Secretary, Bureau of Democracy, Human Rights and Labor, Department of State.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported amended the following bills: H.R. 1683, Jacob Wetterling Crimes Against Children and Sexually Violent Offenders Registration Improvements Act of 1997; H.R. 424, to provide for increased mandatory minimum sentences for criminals possessing firearms; and H.R. 1493, to require the Attorney General to establish a program in local prisons to identify, prior to arraignment, criminal aliens and aliens who are unlawfully present in the United States.

The Committee also met and considered a private claims bill.

SECURITY AND FREEDOM THROUGH ENCRYPTION (SAFE) ACT

Committee on National Security: Ordered reported amended H.R. 695, Security and Freedom Through Encryption (SAFE) Act.

BOUNDARY WATERS CANOE AREA WILDERNESS

Committee on Resources: Subcommittee on Forests and Forest Health held a hearing on the following bills: H.R. 1739, BWCAW Accessibility and Fairness Act of 1997; and H.R. 2149, BWCA Wilderness Legacy Act. Testimony was heard from Senator Grams; Representatives Ramstad, Minge and Oberstar; Janice McDougle, Associate Deputy Chief, National Forest System, Forest Service, USDA; Tom Bakk, member, Legislature, State of Minnesota; and public witnesses.

OKLAHOMA CITY NATIONAL MEMORIAL ACT

Committee on Resources: Subcommittee on National Parks and Public Lands held a hearing on H.R. 1849, Oklahoma City National Memorial Act of 1997. Testimony was heard from Representatives Lucas of Oklahoma and Istook; Maureen Finnerty, Associate Director, Park Operations and Education, National Park Service, Department of the Interior; John Poulard, Regional Administrator, Region 7, GSA; Ronald J. Norick, Mayor, Oklahoma City; and public witnesses.

PILOTS ENGAGED IN FLIGHT OPERATIONS OUTSIDE U.S.—APPLY RAILWAY LABOR ACT

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on H.R. 991, to amend the Railway Labor Act concerning the applicability of requirements of that Act to U.S. air carriers and

flight deck crews engaged in flight operations outside the United States. Testimony was heard from public witnesses.

REPORT—NATIONAL COMMISSION ON RESTRUCTURING THE IRS

Committee on Ways and Means: Subcommittee on Oversight continued hearings on the Recommendations of the National Commission on Restructuring the Internal Revenue Service to expand Electronic Filing of Tax Systems Improvements. Testimony was heard from the following officials of the Department of the Treasury: Donald C. Lubick, Acting Assistant Secretary, Tax Policy; and Michael P. Dolan, Acting Commissioner, IRS; and public witnesses.

ENCRYPTION LEGISLATION

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on the following bills: H.R. 695, Security and Freedom Through Encryption (SAFE) Act; and S. 909, Secure Public Networks Act of 1997. Testimony was heard from departmental witnesses.

Joint Meetings

APPROPRIATIONS—MILITARY CONSTRUCTION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998.

♦♦♦♦♦♦♦♦♦♦♦

Wednesday, September 10, 1997

Senate

Chamber Action

Routine Proceedings, pages 18376–18442

Measures Introduced: Four bills and one resolution were introduced, as follows: S. 1158–1161, and S. Res. 121. **Page 18425**

Measures Reported: Reports were made as follows:

S. 1026, to reauthorize the Export-Import Bank of the United States, with an amendment in the nature of a substitute. (S. Rept. No. 105–76)

Special Report entitled "Further Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1998". (S. Rept. No. 105–77) **Page 18425**

Measures Passed:

National Historically Black Colleges and Universities Week: Committee on the Judiciary was discharged from further consideration of S. Res. 111, designating the week beginning September 14, 1997, as "National Historically Black Colleges and Universities Week", and the resolution was then agreed to, after agreeing to the following amendment proposed thereto: **Page 18436**

Gorton (for Thurmond) Amendment No. 1128, designating the week beginning September 21, 1997 as "National Historically Black Colleges and Universities Week". **Page 18436**

Refugee Assistance: Senate passed S. 1161, to amend the Immigration and Nationality Act to authorize appropriations for refugee and entrant assistance for fiscal years 1998 and 1999. **Page 18436**

National Wildlife Refuge System Improvement Act: Senate passed H.R. 1420, to amend the National Wildlife Refuge System Administration Act of 1996 to improve the management of the National Wildlife Refuge System, after agreeing to the following amendment proposed thereto: **Page 18437**

Gorton (for Chafee) Amendment No. 1129, to clarify that uses can be both wildlife-dependent and other uses, to require that the Secretary provide for monitoring of the status and trends of fish, wildlife and plants on refuges, and to clarify the intent regarding the periodic reevaluation of longterm secondary uses, such as electric utility rights-of-way. **Page 18437**

Labor/HHS Appropriations, 1998: Senate resumed consideration of S. 1061, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, taking action on amendments proposed thereto, as follows: **Pages 18376, 18406**

Adopted:

By 95 yeas to 3 nays (Vote No. 227), Durbin/Collins Amendment No. 1078, to repeal the tobacco industry settlement credit contained in the Balanced Budget Act of 1997. **Pages 18376, 18392, 18397**

Sessions Modified Amendment No. 1125 (to Amendment No. 1078), to provide for certain limitations on attorneys' fees under any global tobacco settlement and for increased funding for children's health research. (By 48 yeas to 49 nays (Vote No. 224), Senate earlier failed to table the amendment.) **Page 18376**

Wellstone Amendment No. 1126 (to Amendment No. 1078), to establish that nothing in this Act may be construed to interfere with any agreement previously entered into between any State and any private attorney with respect to litigation involving tobacco. (By 48 yeas to 50 nays (Vote No. 225), Senate earlier failed to table the amendment.) **Page 18387**

By 97 yeas to 1 nay (Vote No. 226), Durbin Amendment No. 1127 (to Amendment No. 1078), to express

the sense of the Senate that attorneys' fees paid in connection with an action maintained by a State against one or more tobacco companies to recover tobacco-related costs affected by federal tobacco settlement legislation should be publicly disclosed and should not displace spending in the settlement legislation intended for public health. **Page 18390**

By 98 yeas to 1 nay (Vote No. 228), Murray/Wellstone Amendment No. 1118, to clarify the family violence option under temporary assistance to needy families program. **Pages 18376, 18394, 18406**

Coverdell Amendment No. 1097, to enhance food safety for children through preventative research and medical treatment. **Pages 18376, 18408**

By 91 yeas to 8 nays (Vote No. 230), Coverdell Amendment No. 1098 (to Amendment No. 1097), in the nature of a substitute. **Pages 18376, 18402, 18407**

By 96 yeas to 3 nays (Vote No. 231), Harkin (for Daschle) Modified Amendment No. 1116, to express the sense of the Senate regarding Federal Pell Grants and a child literacy initiative. **Pages 18376, 18402, 18408**

Specter Modified Amendment No. 1110, to reduce unemployment insurance service administrative expenses to offset costs of administering a welfare-to-work jobs initiative. **Pages 18376, 18423**

Withdrawn:

Mack/Graham Amendment No. 1090, to increase the appropriations for the Mary McLeod Bethune Memorial Fine Arts Center. **Pages 18376, 18423**

Pending:

Gregg Amendment No. 1070, to prohibit the use of funds for national testing in reading and mathematics, with certain exceptions. **Page 18376**

Coats/Gregg Amendment No. 1071 (to Amendment No. 1070), to prohibit the development, planning, implementation, or administration of any national testing program in reading or mathematics unless the program is specifically authorized by Federal statute. **Page 18376**

Nickles/Jeffords Amendment No. 1081, to limit the use of taxpayer funds for any future International Brotherhood of Teamsters leadership election. **Page 18376**

Craig/Jeffords Amendment No. 1083 (to Amendment No. 1081), in the nature of a substitute. **Page 18376**

Harkin/Bingaman/Kennedy Amendment No. 1115, to authorize the National Assessment Governing Board to develop policy for voluntary national tests in reading and mathematics. **Page 18376**

Domenici (for Gorton) Modified Amendment No. 1122, to provide certain education funding directly to local educational agencies. **Pages 18376, 18410**

During consideration of this measure today, Senate also took the following action:

By 45 yeas to 54 nays (Vote No. 223), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 904 of the Congressional Budget Act with respect to consideration of McCain/Gramm Amendment No. 1091, to eliminate Medicare incentive payments under plans for voluntary reduction in the number of residents. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell. **Page 18129**

By 27 yeas to 72 nays (Vote No. 229), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act with respect to consideration of Harkin (for Wellstone) Modified Amendment No. 1087, to increase funding for the Head Start Act. Subsequently, a point of order that the amendment was in violation of section 306 of the Congressional Budget Act was sustained, and the amendment thus fell. **Pages 18376, 18397, 18407**

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments pending thereto on Thursday, September 11, 1997.

FDA Administration Modernization and Accountability Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, on Thursday, September 11, 1997. **Page 18416**

Appointments:

Canada-U.S. Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276d–276g, as amended, appointed the following Senators as members of the Senate Delegation to the Canada-U.S. Interparliamentary Group during the First Session of the 105th Congress, to be held in Nova Scotia and Prince Edward Island, Canada, September 11–15, 1997: Senators Murray (Vice Chair), Sarbanes, and Akaka. **Page 18423**

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

Transmitting a report relative to telecommunications services; referred to the Committee on Foreign Relations. (PM–64). **Page 18423**

Nominations Received: Senate received the following nominations:

Robert M. Walker, of Tennessee, to be Under Secretary of the Army. **Page 18442**

Messages From the President: **Page 18423**

Measures Referred: **Page 18424**

Communications: **Page 18424**

Petitions: **Page 18424**

Executive Reports of Committees: **Page 18425**

Statements on Introduced Bills: **Page 18425**

Additional Cosponsors: **Page 18430**

Amendments Submitted: **Page 18432**

Notices of Hearings: Page 18433

Authority for Committees: Page 18433

Additional Statements: Page 18433

Record Votes: Eight record votes were taken today. (Total—231) Pages 18386, 18392, 18406, 18410

Adjournment: Senate convened at 9:30 a.m., and adjourned at 8:31 p.m., until 9 a.m., Thursday, September 11, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 18442.)

Committee Meetings

NOMINATION

Committee on Armed Services: Committee ordered favorably reported the nomination of Gen. Henry H. Shelton, USA, to be Chairman of the Joint Chiefs of Staff.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the nominations of Heidi H. Schulman, of California, and Katherine Milner Anderson, of Virginia, each to be a Member of the Board of Directors of the Corporation for Public Broadcasting, and Sheila Foster Anthony, of Arkansas, to be a Federal Trade Commissioner.

Prior to this action, committee concluded hearings on the aforementioned nominations, after the nominees testified and answered questions in their own behalf. Ms. Anderson was introduced by Senator Lott, and Ms. Anthony was introduced by Senators Bumpers and Hutchinson.

FOREST SERVICE ALASKA REGION

Committee on Energy and Natural Resources: Committee concluded oversight hearings to examine the organizational structure, staffing, and budget for implementation of the Tongass Land Management Plan and the management of programs under the jurisdiction of the Alaska region of the Forest Service, after receiving testimony from Ronald E. Stewart, Deputy Chief, and Phil Janik, Regional Forester (Juneau, Alaska), both of the Forest Service, Department of Agriculture; and Mayor Dennis Egan, Juneau, Alaska.

NOMINATIONS

Committee on Finance: Committee concluded hearings on the nominations of Rita D. Hayes, of South Carolina, to be Deputy United States Trade Representative, with the rank of Ambassador, Kenneth S. Apfel, of Maryland, to be Commissioner of Social Security, Social Security Administration, Nancy-Ann Minn Deparle, of Tennessee, to be Administrator of the Health Care Financing Administration, and Olivia A. Golden, of the District of Columbia, to be Assistant Secretary for Family Support, both of the Department of Health and Human Services, and David A. Lipton, of Massachusetts, to be Under Secretary for International Affairs, Timothy F. Geithner, of New York, to be Deputy Under Secretary, Gary Gensler, of Maryland, to be Assistant Secretary for Financial Markets, and Nancy Killefer, of Florida, to be Assistant Secretary and Chief Financial Officer, all of the Department of the Treasury, after the nominees testified and answered questions in their own behalf. Ms. Hayes was introduced by Senators Thurmond and Hollings, Ms. Deparle was introduced by Senator Frist, and Ms. Golden was introduced by Senator Moynihan.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Thomas J. Dodd, of the District of Columbia, to be Ambassador to the Republic of Costa Rica, Donna Jean Hrinak, of Virginia, to be Ambassador to the Republic of Bolivia, Edward E. Shumaker III, of New Hampshire, to be Ambassador to the Republic of Trinidad and Tobago, and Curtis Warren Kamman, of the District of Columbia, to be Ambassador to the Republic of Colombia, after the nominees testified and answered questions in their own behalf. Mr. Shumaker was introduced by Senators Smith and Gregg.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Joseph E. Sandler, General Counsel, Democratic National Committee.

Hearings continue tomorrow.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 2446–2452; and 4 resolutions, H. Con. Res. 149–151, and H. Res. 226, were introduced. Page 18373

Reports Filed: No reports were filed today.

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Collins to act as Speaker pro tempore for today. Page 18293

Guest Chaplain: The prayer was offered by the guest Chaplain the Rev. George Dillard of Peachtree City, Georgia. Page 18293

Journal: By a recorded vote of 352 ayes to 58 noes, Roll No. 381, the House agreed to the Speaker's approval of the Journal of Tuesday, September 9. **Page 18299**

Motion to Adjourn: Rejected the Miller of California motion to adjourn by a yea-and-nay vote of 37 yeas to 370 nays, Roll No. 380. **Page 18298**

Motion to Adjourn: Rejected the McDermott motion to adjourn by a yea-and-nay vote of 36 yeas to 368 nays, Roll No. 382. **Page 18300**

Labor, HHS, and Education Appropriations Act: The House continued consideration of amendments to H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998. The House completed general debate and considered amendments to the bill on September 4, 5, 8, and 9. **Page 18301**

Agreed to:

The Peterson amendment that increases funding for vocational and adult education by $20 million and decreases Goals 2000 funding accordingly; **Page 18301**

The Roemer amendment that increases funding for charter schools by $25 million and reduces the technology literacy challenge grant program accordingly; **Page 18307**

The Graham amendment that increases funding for the Individuals with Disabilities Act by $55 million and decreases Goal 2000 funding accordingly; **Page 18316**

The Riggs en bloc amendment that strikes "whole school reform" and inserts in lieu thereof "comprehensive school reform" and further defines comprehensive reform to include challenging content standards, student performance standards, and an emphasis on basic academics and parental involvement; **Page 18318**

The Rodriguez amendment that increases funding for comprehensive regional assistance services by $1.5 million and reduces research, statistics, and improvement accordingly; and **Page 18352**

The Engel amendment that increases funding for the Department of Education web-site by $100,000. **Page 18353**

Rejected:

The Hayworth amendment that sought to increase impact aid funding by $18 million and reduce National Labor Relations Board salaries and expenses funding accordingly (rejected by a recorded vote of 170 ayes to 253 noes, Roll No. 385); and **Page 18342**

The Bob Schaffer of Colorado amendment that sought to increase funding for education programs for high-risk youth by $40 million and reduce Goals 2000 funding accordingly (rejected by a recorded vote of 185 ayes to 238 noes, Roll No. 386). **Pages 18302, 18351**

Rejected the Miller of California motion to rise by a recorded vote of 40 ayes to 369 noes, Roll No. 384. **Page 18314**

The bill is being considered pursuant to the order of the House of Thursday, July 31. **Page 17019**

Presidential Message—Payments to Cuba: Read a message from the President wherein he transmitted his semi-annual report concerning payments made to Cuba for telecommunications services—referred to the Committee on International Relations and ordered printed (H. Doc. 105–127). **Page 18356**

Senate Messages: Messages received from the Senate today appear on page 18293.

Amendments: Amendments ordered printed pursuant to the rule appear on page 18374.

Quorum Calls—Votes: One quorum call (Roll No. 383), two yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 18298, 18299, 18314, 18315, 18350, and 18351

Adjournment: Met at 10:00 a.m. and adjourned at 8:35 p.m.

Committee Meetings

50 STATES COMMEMORATIVE COIN PROGRAM ACT

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy approved for full Committee action amended H.R. 2414, 50 States Commemorative Coin Program Act.

FEDERAL WORKPLACE—EMPLOYMENT DISCRIMINATION

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on Employment Discrimination in the Federal Workplace, Part I. Testimony was heard from Representatives Wynn, Martinez and Hoyer; and public witnesses.

FREEDOM FROM RELIGIOUS PERSECUTION ACT

Committee on International Relations: Concluded hearings on the Freedom from Religious Persecution Act of 1997. Testimony was heard from public witnesses.

TRANSATLANTIC INITIATIVE: OPPORTUNITIES AND PROSPECTS

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on the Transatlantic Initiative: Opportunities and Prospects. Testimony was heard from Franklin J. Vargo, Acting Assistant Secretary, Market Access and Compliance, Department of Commerce; and public witnesses.

TUCKER ACT SHUFFLE RELIEF ACT

Committee on the Judiciary: Subcommittee on Immigration and Claims held a hearing on H.R. 992, Tucker Act Shuffle Relief Act of 1997. Testimony was heard from Loren A. Smith, Chief Judge, U.S. Court of Federal

Claims; Eleanor D. Acheson, Assistant Attorney General, Office of Policy Development, Department of Justice; and public witnesses.

MISCELLANEOUS MEASURES; KING COVE HEALTH AND SAFETY ACT

Committee on Resources: Ordered reported amended the following bills: H.R. 136, to amend the National Parks and Recreation Act of 1978 to designate the Marjory Stoneman Douglas Wilderness and to amend the Everglades National Park Protection and Expansion Act of 1989 to designate the Ernest F. Coe Visitor Center; H.R. 708, to require the Secretary of the Interior to conduct a study concerning grazing use of certain land within and adjacent to Grand Teton National Park, WY, and to extend temporarily certain grazing privileges; H.R. 1787, Asian Elephant Conservation Act of 1997; and H.R. 1948, Hood Bay Land Exchange Act of 1997.

The Committee also held a hearing on H.R. 2259, King Cove Health and Safety Act of 1997. Testimony was heard from John Rogers, Deputy Director, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

NEXT GENERATION INTERNET INITIATIVE

Committee on Science: Held a hearing on the Next Generation Internet Initiative. Testimony was heard from John H. Gibbons, Assistant to the President for Science and Technology and Director, Office of Science and Technology Policy; David J. Farber, member, Presidential Advisory Committee for High Performance Computing, Communications, Information Technology and Next Generation Internet; and public witnesses.

BUILDING EFFICIENT SURFACE TRANSPORTATION AND EQUITY ACT

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation approved for full Committee action amended H.R. 2400, Building Efficient Surface Transportation and Equity Act of 1997.

CHILD SUPPORT SYSTEM IMPROVEMENTS

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on Child Support System Improvements. Testimony was heard from David Gray Ross, Deputy Director, Office of Child Support Enforcement, Department of Health and Human Services; Joel C. Willemssen, Director, Information Resources Management, GAO; and public witnesses.

Thursday, September 11, 1997

Senate

Chamber Action

Routine Proceedings, pages 18530–18679

Measures Introduced: Ten bills and one resolution were introduced, as follows: S. 1162–1171, and S. Con. Res. 52. **Page 18634**

Measures Reported: Reports were made as follows:

S. 360, to require adoption of a management plan for the Hells Canyon National Recreation Area that allows appropriate use of motorized and nonmotorized river craft in the recreation area. (S. Rept. No. 105–78)

S. 590, to provide for a land exchange involving certain land within the Routt National Forest in the State of Colorado. (S. Rept. No. 105–79)

S. 783, to increase the accessibility of the Boundary Waters Canoe Area Wilderness, with an amendment in the nature of a substitute. (S. Rept. No. 105–80) **Page 18634**

Measures Passed:

Labor/HHS Appropriations, 1998: By 92 yeas to 8 nays (Vote No. 235), Senate passed S. 1061, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, after taking action on further amendments proposed thereto, as follows: **Page 18530**

Adopted:

Domenici (for Gorton) Modified Amendment No. 1122, to provide certain education funding directly to local educational agencies. (By 49 yeas to 51 nays (Vote No. 232), Senate earlier failed to table the amendment.) **Pages 18530, 18538**

By 58 yeas to 42 nays (Vote No. 233), Nickles/Jeffords Amendment No. 1081, to limit the use of taxpayer funds for any future International Brotherhood of Teamsters leadership election. **Pages 18530, 18540**

Craig/Jeffords Amendment No. 1083 (to Amendment No. 1081), in the nature of a substitute. **Page 18530**

By 87 yeas to 13 nays (Vote No. 234), Gregg Modified Amendment No. 1070, to prohibit the use of funds for national testing in reading and mathematics, with certain exceptions. **Pages 18530, 18534, 18541**

Withdrawn:

Harkin/Bingaman/Kennedy Amendment No. 1115, to authorize the National Assessment Governing Board to develop policy for voluntary national tests in reading and mathematics. **Pages 18530, 18541**

Coats/Gregg Amendment No. 1071, to prohibit the development, planning, implementation, or administration of any national testing program in reading or mathe-

matics unless the program is specifically authorized by Federal statute. **Page 18530**

Condemning Bombing in Jerusalem: Committee on Foreign Relations was discharged from further consideration of S. Con. Res. 50, condemning in the strongest possible terms the bombing in Jerusalem on September 4, 1997, and the resolution was then agreed to, after agreeing to the following amendment proposed thereto: **Page 18677**

Gorton (for Hutchinson) Amendment No. 1133, relating to monetary assistance to the Palestinian Authority and the size of the Palestinian police force. **Page 18677**

FDA Administration Modernization and Accountability Act: Senate began consideration of S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, with a committee amendment in the nature of a substitute. **Page 18568**

Subsequently, the committee amendment was modified by inserting in lieu thereof the language of Jeffords Amendment No. 1130, in the nature of a substitute. **Page 18580**

A motion was entered to close further debate on Amendment No. 1130, listed above and, by unanimous-consent agreement, a vote on the cloture motion will occur on Tuesday, September 16, 1997. **Page 18580**

Interior Appropriations, 1998: Senate began consideration of H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998, agreeing to committee amendments with certain exceptions, and taking action on amendments proposed thereto, as follows: **Page 18602**

Adopted:

Gorton (for Gregg) Amendment No. 1132, to make technical corrections. **Page 18629**

Senate will continue consideration of the bill on Monday, September 15, 1997.

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 100 yeas (Vote No. 236 EX), Joseph F. Bataillon, of Nebraska, to be United States District Judge for the District of Nebraska. **Page 18598**

By unanimous vote of 100 yeas (Vote No. 237 EX), Christopher Droney, of Connecticut, to be United States District Judge for the District of Connecticut. **Page 18598**

By 98 yeas to 1 nay (Vote No. 238 EX), Janet C. Hall, of Connecticut, to be United States District Judge for the District of Connecticut. **Page 18601**

Heidi H. Schulman, of California, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2002.

James Allan Hurd, Jr., of the Virgin Islands, to be United States Attorney for the District of the Virgin Islands for the term of four years.

Sharon J. Zealey, of Ohio, to be United States Attorney for the Southern District of Ohio for the term of four years.

Katherine Milner Anderson, of Virginia, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2000. **Page 18598**

Messages From the House: **Page 18633**

Measures Referred: **Page 18633**

Measures Placed on Calendar: **Page 18634**

Communications: **Page 18634**

Petitions: **Page 18634**

Executive Reports of Committees: **Page 18634**

Statements on Introduced Bills: **Page 18635**

Additional Cosponsors: **Page 18656**

Amendments Submitted: **Page 18657**

Notices of Hearings: **Page 18675**

Authority for Committees: **Page 18675**

Additional Statements: **Page 18676**

Record Votes: Seven record votes were taken today. (Total—238) **Pages 18540, 18541, 18549, 18598, 18600, 18602**

Adjournment: Senate convened at 9 a.m., and adjourned at 6:14 p.m., until 10 a.m., Friday, September 12, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 18678.)

Committee Meetings

GLOBAL TOBACCO SETTLEMENT

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings to examine the terms and parameters of the proposed settlement between State Attorneys General and tobacco companies to mandate a total reformation and restructuring of how tobacco products are manufactured, marketed and distributed in America, focusing on its long-term impact on farmers, children and the public health, receiving testimony from David A. Kessler, Yale University, New Haven, Connecticut, former U.S. Commissioner of Food and Drugs; C. Everett Koop, Dartmouth College, Hanover, New Hampshire, former U.S. Surgeon General; Colorado Attorney General Gale Norton, Denver; J. Phil Carlton, Raleigh, North Carolina, former North Carolina Supreme Court Associate Justice; J. Walter Sinclair, Twin Falls, Idaho, on behalf of the American Heart Association; Scott D. Ballin, National Center for Tobacco-Free Kids, Washington, D.C.; and Jeffrey E. Harris, Massachusetts General Hospital, Boston.

Hearings continue on Thursday, September 18.

ALASKAN LANDS

Committee on Energy and Natural Resources: Committee concluded hearings on the following bills:

S. 660, to provide for the continuation of higher education through the conveyance of certain public lands in the State of Alaska to the University of Alaska, after receiving testimony from Tom Fry, Deputy Director, Bureau of Land Management, Department of the Interior; Jerome B. Komisar, University of Alaska, Fairbanks; Bart Koehler, Southeast Alaska Conservation Council, Juneau; and Kevin Tritt, University of Alaska, Anchorage; and

S. 1092, to provide for a transfer of land interests in order to facilitate surface transportation between the cities of Cold Bay, Alaska, and King Cove, Alaska, after receiving testimony from John Rogers, Deputy Director, United States Fish and Wildlife Service, Department of the Interior; City Manager Gary Hennigh, King Cove, Alaska; and Jack Hession, Sierra Club, Marvin Hoff, Agdaagux Tribal Council, and Della Trumble, King Cove Corporation, all of Anchorage, Alaska.

AMERICAN BATTLE MONUMENTS

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation and Recreation concluded hearings on the implementation of the Commemorative Works Act (P.L. 99–652) and the administrative and public processes involved in the site selection of the World War II Memorial and the recently announced Air Force Memorial, after receiving testimony from John G. Parsons, Associate Superintendent, Stewardship and Partnership, National Capitol Region, National Park Service, Department of the Interior, on behalf of the National Capital Memorial Commission; Patricia Elwood, National Capitol Planning Commission, Charles Atherton, Commission of Fine Arts, Roger K. Lewis, Friends of the Mall, and Gen. Carl Mundy, USMC (Ret.), on behalf of World USO, all of Washington, D.C.; Maj. Gen. John P. Herrling, USA (Ret.), on behalf of the American Battle Monuments Commission, Edward S. Grandis, on behalf of the Friends of Iwo Jima, Gen. Robert Springer, USAF (Ret.), on behalf of the Air Force Memorial Foundation, and Gen. John A. Shaud, USAF (Ret.), on behalf of the Air Force Association, all of Arlington, Virginia.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported the following business items:

An original bill to approve and implement the Agreement Respecting Normal Competitive Conditions in the Commercial Shipbuilding and Repair Industry (Shipbuilding Agreement), negotiated under the auspices of the Organization for Economic Cooperation and Development.

S. 343, to authorize the extension of permanent nondiscriminatory treatment (most-favored-nation treatment) to the products of Mongolia;

S. 1093, to authorize the extension of permanent nondiscriminatory treatment (most-favored-nation treatment) to the products of the Lao People's Democratic Republic; and

S. 747, to amend trade laws and related provisions to clarify the designation of normal trade relations; and

The nominations of Kenneth S. Apfel, of Maryland, to be Commissioner of Social Security, Social Security Administration, Nancy-Ann Minn Deparle, of Tennessee, to be Administrator of the Health Care Financing Administration, and Olivia A. Golden, of the District of Columbia, to be Assistant Secretary for Family Support, both of the Department of Health and Human Services, and David A. Lipton, of Massachusetts, to be Under Secretary for International Affairs, Timothy F. Geithner, of New York, to be Deputy Under Secretary, Gary Gensler, of Maryland, to be Assistant Secretary for Financial Markets, and Nancy Killefer, of Florida, to be Assistant Secretary and Chief Financial Officer, all of the Department of the Treasury.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Susan E. Rice, of the District of Columbia, to be Assistant Secretary of State for African Affairs, Brian Dean Curran, of Florida, to be Ambassador to the Republic of Mozambique, Timberlake Foster, of California, to be Ambassador to the Islamic Republic of Mauritania, Tom McDonald, of Ohio, to be Ambassador to the Republic of Zimbabwe, Nancy Jo Powell, of Iowa, to be Ambassador to the Republic of Uganda, and Amelia Ellen Shippy, of Washington, to be Ambassador to the Republic of Malawi, after the nominees testified and answered questions in their own behalf. Mr. McDonald was introduced by Senators DeWine and Glenn.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Samuel R. Berger, Assistant to the President for National Security Affairs.

Hearings continue on Tuesday, September 16.

MEDICAL INFORMATION PRIVACY

Committee on Labor and Human Resources: Committee held hearings to examine an Administration study on the confidentiality of medical information and recommendations on ways to protect the privacy of individually identifiable information and to establish strong penalties for those who disclose such information, receiving testimony from Donna E. Shalala, Secretary of Health and Human Services.

Hearings continue on Thursday, September 25.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 2453–2469; 2 private bills, H.R. 2470–2471; and 2 resolutions, H. Res. 227 and 229, were introduced. **Page 18526**

Reports Filed: Reports were filed today as follows:

Supplemental report on H.R. 2378, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998 (H. Rept. 105–240, Part III); and

H. Res. 228, waiving points of order against the conference report to accompany H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998 (H. Rept. 105–248). **Page 18526**

Canada-U.S. Interparliamentary Group: The Speaker appointed the following members to the Canada-United States Interparliamentary Group, in addition to Representative Houghton, Chairman, appointed on March 13, 1997: Representatives Bereuter, Goss, Stearns, Manzullo, English of Pennsylvania, Sanford, Hamilton, Oberstar, Peterson of Minnesota, Danner, and Hastings of Florida. **Page 18464**

Labor, HHS, and Education Appropriations Act: The House continued consideration of amendments to H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998. The House completed general debate and considered amendments to the bill on September 4, 5, 8, 9, and 10. **Page 18469**

Agreed to:

The Hyde amendment that updates current law and prohibits the use of federal funds for abortions in managed care contracts and clarifies the exception for life threatening conditions (agreed to by a recorded vote of 270 ayes to 150 noes, Roll No. 388); and **Page 18493**

The Hastert amendment that prohibits funding for any program of distributing needles for the injection of any illegal drug (agreed to by a recorded vote of 266 ayes to 158 noes, Roll No. 391); and **Pages 18481, 18497**

The Hoyer amendment that increases CDC funding by $7 million for research on pfiesteria that is infecting fish in the eastern United States and reduces Department of Labor, State Unemployment Insurance and Employment Service Operations funding accordingly. **Page 18499**

Rejected:

The Hefley amendment that sought to reduce funding for the Corporation for Public Broadcasting by $50 million (rejected by a recorded vote of 155 ayes to 265 noes, Roll No. 389); **Pages 18472, 18495**

The Crane amendment that sought to eliminate funding for the Corporation for Public Broadcasting (rejected by a recorded vote of 78 ayes to 345 noes, Roll No. 390); and **Pages 18469, 18496**

The Hostettler amendment that sought to adjust the employer business activity threshold applicable to jurisdiction of labor disputes by the National Labor Relations Board (rejected by a recorded vote of 176 ayes to 235 noes, Roll No. 392). **Page 18503**

Withdrawn:

The Emerson amendment was offered, but subsequently withdrawn, that sought to prohibit funding to implement any voluntary residency reduction plan that would result in a reduction of residents in primary care who would be available to practice in underserved rural areas; **Page 18501**

The Romero-Barceló amendment was offered, but subsequently withdrawn, that sought to increase allotments to territories under the State Children's Health Insurance Program; and **Page 18502**

The Fattah amendment was offered, but subsequently withdrawn, that sought to prohibit funding to any state or education agency that has a variation of per pupil expenditure between school districts that is greater than 10 percent. **Page 18503**

Rejected the Miller of California motion to rise by a yea-and-nay vote of 39 ayes to 362 noes, Roll No. 387. **Page 18485**

The bill is being considered pursuant to the order of the House of Thursday, July 31. **Page 17019**

Condolences on the Death of Mother Teresa: The House agreed to H. Res. 227, expressing the condolences of the House of Representatives on the death of Mother Teresa of Calcutta. **Page 18512**

Legislative Program: The Majority Leader announced the legislative program for the week of September 15. **Page 18511**

Meeting Hour—September 15: Agreed that when the House adjourns today, it adjourn to meet at noon on Monday, September 15. **Page 18512**

Meeting Hour—September 16: Agreed that when the House adjourns on Monday, September 15, it adjourn to meet at 10:30 a.m. on Tuesday, September 16, for morning-hour debate. **Page 18512**

Calendar Wednesday: Agreed that the business in order under the calendar Wednesday rule be dispensed with on Wednesday, September 17. **Page 18512**

Senate Messages: Message received from the Senate today appears on page 18464.

Referral: S. 1161, to amend the Immigration and Nationality Act to authorize appropriations for refugee and entrant assistance for fiscal years 1998 and 1999 was referred to the Committee on the Judiciary. **Page 18524**

Amendments: Amendments ordered printed pursuant to the rule appear on page 18529.

Quorum Calls—Votes: One yea-and-nay vote and five recorded votes developed during the proceedings of the House today and appear on pages 18485, 18495, 18496, 18497, and 18510.

There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 6:27 p.m.

Committee Meetings

PUBLIC-PRIVATE PARTNERSHIP OF FOOD BANKS

Committee on Agriculture: Subcommittee on Department Operations, Nutrition, and Foreign Agriculture held a hearing to review food banks and the participation of the private sector in the delivery of food assistance. Testimony was heard from Representatives Baker and Cooksey; Shirley R. Watkins, Under Secretary, Food, Nutrition, and Consumer Services, USDA; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Commerce: Met but took no action on pending legislation.

Adjourned subject to call.

OSHA'S REINVENTION PROJECT

Committee on Education and the Workforce: Subcommittee on Workforce Protections held a hearing to examine OSHA's Reinvention Project. Testimony was heard from public witnesses.

RURAL HEALTH CARE PROGRAM

Committee on Government Reform and Oversight: Subcommittee on Human Resources continued oversight hearings on the Need for Better Focus in the Rural Health Clinic Program (RHC) Part II. Testimony was heard from Bernice Steinhardt, Director, Health Service Quality and Public Health, GAO; Claude Earl Fox, Acting Administrator, Health Resource Services Administration, Department of Health and Human Services; and public witnesses.

MISCELLANEOUS MEASURES

Committee on International Relations: Committee favorably considered and adopted a motion urging the Chairman to request that the following measures be considered on the Suspension Calendar: H. Res. 217, recognizing the important contributions made by Americans of Austrian heritage; H. Con. Res. 139, amended, expressing the sense of the Congress that the United States Government should fully participate in EXPO 2000 in the year 2000, in Hanover, Germany, and should encourage the academic community and the private sector in the United States to support this worthwhile undertaking; and H. Con. Res. 137, expressing the sense of the House of Representatives concerning the urgent need for an international criminal tribunal to try members of the Iraqi regime for crimes against humanity.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law approved for full Committee action the following bills: H.R. 872, amended, Biomaterials Access Assurance Act of 1997; and H.R. 2440, to make technical corrections to Section 10 of title 9, United States Code.

ELECTRONIC THEFT ACT; ELECTRIC COPYRIGHT PIRACY

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on H.R. 2265, No Electronic Theft (NET) Act, and also on electronic copyright piracy. Testimony was heard from Marybeth Peters, Register of Copyrights, Copyright Office of the United States, Library of Congress; Kevin Di Gregory, Deputy Assistant Attorney General (Criminal Division), Department of Justice; and public witnesses.

CELLULAR TELEPHONE FRAUD

Committee on the Judiciary: Subcommittee on Crime held a hearing on cellular telephone fraud. Testimony was heard from Michael C. Stenger, Special Agent in Charge, Financial Crimes Division, Department of the Treasury; the following officials of the Department of Justice: John Navarrete. Deputy Assistant Director, FBI; and Anthony R. Bocchichio, Assistant Administrator, Operational Support Division, DEA; and public witnesses.

OCEAN SENSE OF CONGRESS RESOLUTION; NATION'S FISHERIES MANAGEMENT

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans approved for full Committee action amended H. Con. Res. 131, expressing the sense of Congress regarding the ocean.

The Subcommittee also held an oversight hearing to review the management of our Nation's fisheries by the National Marine Fisheries Service. Testimony was heard from Rolland Schmitten, Assistant Administrator, Fisheries, National Marine Fisheries Service, NOAA, Department of Commerce.

OVERSIGHT—AFFECT OF INTERNATIONAL FORESTRY AGREEMENTS

Committee on Resources: Subcommittee on Forests and Forest Health held an oversight hearing on the affect of international forestry agreements on U.S. Forest Service decision-making. Testimony was heard from Rafe Pomerance, Deputy Assistant Secretary, Environment and Development, Department of State; and the following officials of the Forest Service, USDA: Michael Dombeck, Chief; and Valdis Mezainis, Director, Office of International Programs; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Water and Power approved for full Committee action amended the following measures: H.R. 2400, Water-Related Technical Corrections Act of 1997; and H.R. 1400, Tumalo Irrigation District Water Conservation Project Authorization Act.

The Subcommittee also held a hearing on the following bills: H.R. 1400 and H.R. 2398, Small Reclamation Water Resources Project Act of 1997. Testimony was heard from a public witness.

CONFERENCE REPORT—MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Rules: Granted a rule that waives all points of order against the conference report to accompany H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998, and its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Representatives Packard and Hefner.

PREPARING FOR EL NINO

Committee on Science: Subcommittee on Energy and Environment held a hearing on Preparing for El Nino. Testimony was heard from J. Michael Hall, Director, Office of Global Programs, NOAA, Department of Commerce; Michael Armstrong, Associate Director, Office of Mitigation, FEMA; I. Miley Gonzalez, Under Secretary, Research, Education and Economics, USDA; Douglas Wheeler, Secretary, State Resources Agency, State of California; and public witnesses.

SMALL BUSINESS TECHNOLOGY TRANSFER PROGRAM REAUTHORIZATION ACT

Committee on Science: Subcommittee on Technology approved for full Committee action H.R. 2429, to reauthorize the Small Business Technology Transfer Program through fiscal Year 2000.

SMALL BUSINESS REGULATORY ASSISTANCE ACT

Committee on Small Business: Subcommittee on Regulatory Reform and Paperwork Reduction and the Subcommittee on Government Programs and Oversight held a joint hearing on H.R. 96, Small Business Regulatory Assistance Act of 1997. Testimony was heard from Representative Solomon; Johnnie Albertson, Associate Administrator, Small Business Development Centers, SBA; and public witnesses.

VETERANS' LEGISLATION

Committee on Veterans' Affairs: Ordered reported the following bills: H.R. 2367, Veterans' Compensation Cost-of-Living Adjustment Act of 1997; H.R. 2206, amended, Veterans Health Programs Improvement Act of 1997; and S. 923, amended, to deny veterans benefits to persons convicted of Federal capital offenses.

NAFTA—ADMINISTRATION'S COMPREHENSIVE REVIEW

Committee on Ways and Means: Subcommittee on Trade held a hearing on the Administration's comprehensive review of the North American Free Trade Agreement (NAFTA). Testimony was heard from Representatives Levin, Kaptur, Kolbe, Velázquez and Reyes; Jeffrey M. Lang, Deputy U.S. Trade Representative; JayEtta Hecker, Associate Director, International Relations and Trade Issues, National Security and International Affairs Division, GAO; and public witnesses.

SECURITY AND FREEDOM THROUGH ENCRYPTION (SAFE) ACT

Permanent Select Committee on Intelligence: Met in executive session and ordered reported amended H.R. 695, Security and Freedom Through Encryption (SAFE) Act.

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Friday, September 12, 1997

Senate

Chamber Action

Routine Proceedings, pages 18698–18759

Measures Introduced: Three bills were introduced, as follows: S. 1172–1174. **Page 18707**

Nominations Received: Senate received the following nominations:

David L. Aaron, of New York, to be Under Secretary of Commerce for International Trade.

Betty Eileen King, of Maryland, to be Representative of the United States of America on the Economic and Social Council of the United Nations, with the rank of Ambassador.

David Satcher, of Tennessee, to be an Assistant Secretary of Health and Human Services.

David Satcher, of Tennessee, to be Medical Director in the Regular Corps of the Public Health Service, subject to qualifications therefor as provided by law and regulations, and to be Surgeon General of the Public Health Service for a term of four years.

Mark Reid Tucker, of North Carolina, to be the United States Marshal for the Eastern District of North Carolina, for the term of four years.

1 Air Force nomination in the rank of general.

A routine list in the Public Health Service. **Page 18758**

Statements on Introduced Bills: **Page 18707**

Additional Cosponsors: **Page 18754**

Amendments Submitted: Page 18754

Authority for Committees: Page 18756

Additional Statements: Page 18757

Adjournment: Senate convened at 10 a.m., and adjourned at 1:24 p.m., until 12 noon, Monday, September 15, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 18758.)

Committee Meetings

BUSINESS MEETING

Committee on Foreign Relations: Committee met to discuss the history of Presidential nominees not receiving confirmation hearings.

Committee recessed subject to call.

REGULATORY IMPROVEMENT ACT

Committee on Governmental Affairs: Committee held hearings on S. 981, to provide for the analysis of major regulatory rules by Federal agencies, receiving testimony from Sally Katzen, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; L. Nye Stevens, Director, Federal Management and Workforce Issues, General Government Division, General Accounting Office; James L. Martin, National Governors' Association, C. Boyden Gray, Wilmer, Cutler & Pickering, former Counsel to the Presidential Task Force on Regulatory Relief, David G. Hawkins, Natural Resources Defense Council, Paul R. Portney, Resources for the Future, and David C. Vladeck, Public Citizen Litigation Group, all of Washington, D.C.; Sal Risalvato, Riverdale Texaco, Morris County, New Jersey, on behalf of the National Federation of Independent Business; Thomas F. Walton, General Motors Corporation, Detroit, Michigan, on behalf of Alliance USA; Ernest Gellhorn, George Mason University School of Law, Fairfax, Virginia; and John D. Graham, Center for Risk Analysis/Harvard University School of Public Health, Boston, Massachusetts.

Hearings were recessed subject to call.

RELIGIOUS WORKERS IMMIGRATION VISAS

Committee on the Judiciary: Subcommittee on Immigration concluded hearings on proposals to permanently extend the expiring provisions of current immigration law which provides special immigrant visas for religious workers sponsored by religious organizations in the United States, after receiving testimony from Senator Hatch; Archbishop Adam Cardinal Maida, Detroit, Michigan; Peter Borgdorff, Christian Reformed Church in North America, Grand Rapids, Michigan, and David Grunblatt, Agudath Israel of America, and Ralston H. Deffenbaugh, Jr., Lutheran Immigration and Refugee Service, both of New York, New York.

House of Representatives

Chamber Action

The House was not in session today. It will next meet on Monday, September 15.

Committee Meetings

OVERSIGHT—DEFENSE SURPLUS PROPERTY

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held an oversight hearing on Defense Surplus Equipment and the Activities of the Defense Reutilization and Marketing Service. Testimony was heard from Representative Smith of Michigan; David Warren, Director, Defense Management Issues, GAO; the following officials of the Department of Defense: Bob Lieberman, Assistant Inspector General, Auditing; Jeff Jones, Principal Executive Director, Materiel Management, Defense Logistics Agency; and Col. Robert Mansfield, USAF, Commander, Defense Reutilization and Marketing Service; and public witnesses.

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Monday, September 15, 1997

Senate

Chamber Action

Routine Proceedings, pages 18777–18832

Measures Introduced: Four bills and one resolution were introduced, as follows: S. 1175–1178 and S. Res. 122. **Page 18807**

Measures Reported: Reports were made as follows:

S. 343, to authorize the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of Mongolia. (S. Rept. No. 105–81)

S. 747, to amend trade laws and related provisions to clarify the designation of normal trade relations. (S. Rept. No. 105–82) **Page 18807**

Interior Appropriations, 1998: Senate resumed consideration of H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998, with certain excepted committee amendments, taking action on amendments proposed thereto, as follows: **Page 18777**

Pending:

Ashcroft Amendment No. 1188 (to committee amendment beginning on page 96, line 12 through page 97,

line 8), to eliminate funding for programs and activities carried out by the National Endowment for the Arts. **Page 18799**

Senate will continue consideration of the bill on Tuesday, September 16, 1997.

Appointments:

Canada-U.S. Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276d–276g, as amended, appointed the following Senators as Members of the Senate Delegation to the Canada-U.S. Interparliamentary Group during the First Session of the 105th Congress, to be held in Nova Scotia and Prince Edward Island, Canada, September 11–15, 1997: Senators Murkowski, Hatch, Grassley, Coats, DeWine, and Enzi. **Page 18828**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Protocol with Mexico Amending Convention for Protection of Migratory Birds (Treaty Doc. 105–26).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 18828**

Nominations Received: Senate received the following nominations:

Katharine G. Abraham, of Iowa, to be Commissioner of Labor Statistics, Department of Labor;

Corinne Claiborne Boggs, of Louisiana, to be Ambassador to the Holy See;

Stephen W. Bosworth, of Connecticut, to be Ambassador to the Republic of Korea;

Susan Robinson King, of the District of Columbia, to be an Assistant Secretary of Labor;

Joseph A. Presel, of Rhode Island, to be Ambassador to the Republic of Uzbekistan;

Richard W. Story, of Georgia, to be United States District Judge for the Northern District of Georgia.

5 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

Routine lists in the Army, Navy, Marine Corps, and Coast Guard. **Page 18829**

Statements on Introduced Bills: **Page 18807**

Additional Cosponsors: **Page 18812**

Amendments Submitted: **Page 18814**

Notices of Hearings: **Page 18827**

Additional Statements: **Page 18827**

Adjournment: Senate convened at 12 noon, and adjourned at 6:11 p.m., until 9:30 a.m., on Tuesday, September 16, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 18829.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 2472–2476, were introduced. **Page 18776**

Reports Filed: Reports were filed as follows:

Filed on September 12, 1997, H.R. 695, to amend title 18, United States Code, to affirm the rights of United States persons to use and sell encryption and to relax export controls on encryption, amended (H. Rept. 105–108, Part III). **Page 18776**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Hastings of Washington to act as Speaker pro tempore for today. **Page 18760**

Senate Messages: Message received from the Senate today appears on page 18760.

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

Adjournment: Met at 12:00 noon and adjourned at 1:36 p.m.

Committee Meetings

No Committee meetings were held.

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Tuesday, September 16, 1997

Senate

Chamber Action

Routine Proceedings, pages 18837–18917

Measures Introduced: Four bills were introduced, as follows: S. 1179–1182. **Page 18890**

Measures Passed:

Grazing Use and Privileges: Senate passed S. 308, to require the Secretary of the Interior to conduct a study concerning grazing use of certain land within and adjacent to Grand Teton National Park, Wyoming, and to extend temporarily certain grazing privileges, after agreeing to a committee amendment in the nature of a substitute. **Page 18914**

Wilderness and Visitor Center Designations: Senate passed S. 931, to designate the Marjory Stoneman Douglas Wilderness and Ernest F. Coe Visitor Center.

Page 18915

Hydrogen Future Act Authorization: Senate passed S. 965, to amend title II of the Hydrogen Future Act of 1996 to extend an authorization contained therein.

Page 18915

Trinity Lake Reservoir: Senate passed H.R. 63, to designate the reservoir created by Trinity Dam in the Central Valley project, California, as "Trinity Lake", clearing the bill for the President. **Page 18915**

Retirement of Hans Blix: Senate agreed to S. Con. Res. 45, commending Dr. Hans Blix for his distinguished service as Director General of the International Atomic Energy Agency on the occasion of his retirement.

Page 18915

Export-Import Bank Reauthorization: Senate passed S. 1026, to reauthorize the Export-Import Bank of the United States, after agreeing to a committee amendment in the nature of a substitute. **Page 18916**

FDA Administration Modernization and Accountability Act: Senate resumed consideration of S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, with a modified committee amendment in the nature of a substitute. (The modification incorporated the language of Jeffords Amendment No. 1130, in the nature of a substitute.) **Pages 18838, 18854, 18856**

Pending:

Harkin Amendment No. 1137 (to Amendment No. 1130), authorizing funds for each of fiscal years 1998 through 2002 to establish within the National Institutes of Health an agency to be known as the National Center for Complementary and Alternative Medicine.

Pages 18839, 18857

During consideration of this measure today, Senate took the following action:

By 94 yeas to 4 nays (Vote No. 239), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on Amendment No. 1130, listed above. **Page 18854**

Interior Appropriations, 1998: Senate resumed consideration of H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998, with certain excepted committee amendments, taking action on amendments proposed thereto, as follows: **Pages 18841, 18863**

Adopted:

Campbell Amendment No. 1197 (to committee amendment beginning on page 52, line 16 through page 54, line 22), to develop a new formula for distribution of tribal priority allocation funding. **Page 18868**

Subsequently, the committee amendment beginning on page 52 was agreed to. **Page 18876**

Gorton (for Mack/Graham) Amendment No. 1200, to clarify that funds provided for land acquisition in South Florida may be used for acquisitions within Stormwater Treatment Area 1–E. **Page 18881**

Gorton (for Murkowski) Amendment No. 1201, to permit the Virgin Islands to issue parity bonds in lieu of priority bonds. **Page 18881**

Gorton/Byrd Amendment No. 1202, to clarify that the provision regarding Forest Ecosystems Health and Recovery Revolving Fund applies only to the Federal share of receipts. **Page 18882**

Gorton/Byrd Amendment No. 1203, to clarify the provision allowing tribal priority allocation funds be used for repair and replacement of school facilities. **Page 18882**

Withdrawn:

Committee amendment beginning on page 55, line 11 through page 56, line 2, regarding tribal sovereign immunity. **Page 18876**

Pending:

Ashcroft Amendment No. 1188 (to committee amendment beginning on page 96, line 12 through page 97, line 8), to eliminate funding for programs and activities carried out by the National Endowment for the Arts.

Pages 18841, 18863, 18876, 18882

Hutchinson Amendment No. 1196, to authorize the President to implement the recently announced American Heritage Rivers Initiative subject to designation of qualified rivers by Act of Congress. **Page 18884**

Senate will continue consideration of the bill on Wednesday, September 17, 1997.

Military Construction Appropriations Conference Report—Agreement: A unanimous-consent agreement was reached providing for the consideration of the conference report on H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998, on Wednesday, September 17, 1997, with a vote to occur thereon. **Page 18914**

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

Transmitting, a draft of proposed legislation entitled "The Export Expansion and Reciprocal Trade Agreements Act of 1997"; to the Committee on Finance. (PM–65).

Page 18889

Nominations Confirmed: Senate confirmed the following nominations: General Henry H. Shelton for appointment as Chairman of the Joint Chiefs of Staff.

Page 18855

Richard Thomas White, of Michigan, to be a Member of the Foreign Claims Settlement Commission of the United States for a term expiring September 30, 1999.

John D. Trasvina, of California, to be Special Counsel for Immigration-Related Unfair Employment Practices for a term of four years.

Stephen R. Sestanovich, of the District of Columbia, as Ambassador at Large and Special Adviser to the Secretary of State for the New Independent States. **Page 18917**

Messages From the President: **Page 18889**

Messages From the House: **Page 18890**

Communications: **Page 18890**

Statements on Introduced Bills: **Page 18891**

Additional Cosponsors: **Page 18908**

Amendments Submitted: **Page 18908**

Notices of Hearings: **Page 18911**

Authority for Committees: **Page 18911**

Additional Statements: **Page 18912**

Record Votes: One record vote was taken today. (Total—239) **Page 18854**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 7:14 p.m., until 9:45 a.m., on Wednesday, September 17, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 18917.)

Committee Meetings

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nominations of Gen. Michael E. Ryan, USAF, to be Chief of Staff, United States Air Force, Adm. Harold W. Gehman Jr., USN, to be Commander-in-Chief, United States Atlantic Command, and Lt. Gen. Charles E. Wilhelm, USMC, to be Commander-in-Chief, United States Southern Command and for appointment to the grade of general, after the nominees testified and answered questions in their own behalf.

FINANCIAL INSTRUMENT FRAUD

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Services and Technology concluded hearings to examine the widespread growth of fraud using financial institutions, focusing on national security implications, organized crime involvement, and the types of counterfeit financial instruments being circulated, after receiving testimony from Charles L. Owens, Chief, Financial Crimes Section, Federal Bureau of Investigation, Department of Justice; Dana Brown, Deputy Special Agent in Charge, Financial Crimes Division, U.S. Secret Service, Department of the Treasury; Robert M. Edmund, Edmund Scientific Company, Barrington, New Jersey; Dennis Brosan, Visa U.S.A., Inc., Washington, D.C.; Roger Leblond, Pacific Southwest Bank, Corpus Christi, Texas; and Diana Christiansen, Provo, Utah.

TOBACCO ADVERTISING

Committee on Commerce, Science, and Transportation: Committee held hearings to examine the effect of tobacco advertising and marketing on children and the advertising restrictions included in the proposed settlement between State Attorneys General and tobacco companies to mandate a total reformation and restructuring of how tobacco products are manufactured, marketed and distributed in America, receiving testimony from Matthew L. Myers, National Center for Tobacco-Free Kids, and Shirley Igo, National PTA, both of Washington, D.C.; Alfred Munzer, Washington Adventist Hospital, Takoma Park, Maryland, on behalf of the American Lung Association; Joseph R. Difranza, University of Massachusetts Medical Center, Worcester, on behalf of STAT (Stop Teenage Addiction to Tobacco); and D. Scott Wise, Davis Polk & Wardwell, New York, New York.

Hearings were recessed subject to call.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Karl Jackson, U.S.-Thailand Business Council, Beth E. Dozoretz, Democratic National Committee, Rawlein Soberano, Asian-American Business Round Table, and Clarke Southall Wallace, all of Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 2477–2485; and 1 private bill, H.R. 2486, were introduced. **Page 19002**

Reports Filed: Reports were filed today as follows:

H.R. 695, to amend title 18, United States Code, to affirm the rights of United States persons to use and sell encryption and to relax export controls on encryption, amended (H. Rept. 105–108 Part 4). **Page 19002**

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 18918**

Recess: The House recessed at 10:53 and reconvened at 12 noon. **Page 18920**

Military Construction Conference Report: By a yea and nay vote of 413 yeas to 12 nays, Roll No. 394, the House agreed to the conference report on H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998. **Page 18952**

The House agreed to H. Res. 228, the rule waiving points of order against the conference report. Earlier, agreed to order the previous question by a yea and nay vote of 238 yeas to 189 nays, Roll No. 393. **Pages 18944**

Foreign Operations Appropriations Act: The House disagreed with the Senate amendment to H.R. 2159, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998, and agreed to a conference. Appointed as conferees: Representatives Callahan, Porter, Wolf, Packard, Knollenberg, Forbes, Kingston, Frelinghuysen, Livingston, Pelosi, Yates, Lowey, Foglietta, Torres, and Obey. **Page 18956**

Agreed to the Pelosi motion to instruct conferees to insist on the provision of the House bill with respect to providing $650 million for the Child Survival and Disease Programs Fund, including $50 million for combating infectious diseases. **Page 18956**

Suspensions: The House agreed to suspend the rules and pass the following measures:

John Griesemer U.S. Post Office Building: H.R. 1254, amended, to designate the United States Post Office building located at Bennett and Kansas Avenue in Springfield, Missouri, as the "John N. Griesemer Post Office Building". Agreed to amend the title; **Pages 18923, 18957**

Airmen Held as Political Prisoners at the Buchenwald Concentration Camp: H. Con. Res. 95, recognizing and commending American airmen held as political prisoners at the Buchenwald concentration camp during World War II for their service, bravery, and fortitude; **Pages 18924, 18957**

Honoring the Late Jimmy Stewart: H. Con. Res. 109, recognizing the many talents of the actor Jimmy Stewart and honoring the contributions he made to the Nation; **Pages 18926, 18957**

Computer Security Enhancement Act: H.R. 1903, amended, to amend the National Institute of Standards and Technology Act to enhance the ability of the National Institute of Standards and Technology to improve computer security; **Pages 18928, 18958**

Earthquake Hazards Reductions Act: S. 910, to authorize appropriations for carrying out the Earthquake Hazards Reduction Act of 1977 for fiscal years 1998 and 1999 (passed by a yea and nay vote of 421 yeas with none voting "nay", Roll No. 395)—clearing the measure for the President; **Pages 18933, 18958**

His All Holiness Patriarch Bartholomew: H. Con. Res. 134, amended, authorizing the use of the rotunda of the Capitol to allow members of Congress to greet and receive His All Holiness Patriarch Bartholomew (agreed to by a yea and nay vote of 421 yeas with none voting "nay", Roll No. 396); and **Pages 18936, 18958**

Senior Citizen Home Equity Protection Act: S. 562, amended, to amend section 255 of the National Housing Act to prevent the funding of unnecessary or excessive costs for obtaining a home equity conversion mortgage. Agreed to amend the title (passed by a yea and nay vote of 422 yeas to 1 nay, Roll No. 397). **Pages 18938, 18959**

Recess: The House recessed at 4:13 p.m. and reconvened at 5:11 p.m. **Page 18957**

Labor, HHS, and Education Appropriations Act: The House continued consideration of amendments to H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998. The House completed general debate and considered amendments to the bill on September 4, 5, 8, 9, 10, and 11. **Page 18960**

Agreed To:

The Goodling amendment that prohibits any funds to be used to develop, plan, implement, or administer any national testing program in reading or mathematics (agreed to by a recorded vote of 295 ayes to 125 noes, Roll No. 398); and **Pages 18960, 18986**

The Hoekstra amendment that prohibits any funds to be used to pay the expenses of an election officer appointed by a court to oversee an election for the International Brotherhood of Teamsters (agreed to by a recorded vote of 225 ayes to 195 noes, Roll No. 399). **Page 18984**

The bill is being considered pursuant to the order of the House of Thursday, July 31. **Pages 6667–69**

Presidential Message—Export Expansion: Read a message from the President wherein he transmitted his legislative proposal entitled the "Export Expansion and Reciprocal Trade Agreements Act of 1997"—referred to the Committees on Ways and Means and Rules and ordered printed (H. Doc. 105–130). **Page 18988**

Amendments: Amendments ordered printed pursuant to the rule appear on page 19003.

Quorum Calls—Votes: Three yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 18951, 18955, 18958, 18959, 18987, 18988. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 12 midnight.

Committee Meetings

EPA'S NATIONAL AMBIENT AIR QUALITY STANDARDS

Committee on Agriculture: Held a hearing to review EPA's National Ambient Air Quality Standards and the potential effects on U.S. agriculture. Testimony was heard from Representatives Dingell and Klink; Carol M. Browner, Administrator, EPA; and public witnesses.

FEDERAL RESERVE'S PAYMENT SYSTEM

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy held a hearing on the Federal Reserve's payment system. Testimony was heard from the following officials of the Federal Reserve System: Alice M. Rivlin, Vice Chairwoman, Board of Governors; Thomas McFarland, Manager, Transportation Operations; Thomas Hunt, Senior Systems Analyst and Charles Fazio, Transportation Analyst, all with the Interdistrict Transportation System, Federal Reserve of Boston; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Commerce: Subcommittee on Energy and Power approved for full Committee action the following bills: H.R. 2472, to extend certain programs under the Energy Policy and Conservation Act; and H.R. 2165, to extend the deadline under the Federal Power Act applicable to the construction of FERC Project Number 3862 in the State of Iowa.

Prior to this action, the Subcommittee held a hearing on H.R. 2472. Testimony was heard from Elizabeth Anne Moler, Deputy Secretary, Department of Energy; and public witnesses.

CHARTER SCHOOLS

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth and Families held a hearing on Charter Schools. Testimony was heard from Cornelia Blanchette, Associate Director, Education and Employment Issues, GAO; and public witnesses.

COMMITTEE BUSINESS

Committee on House Oversight: Approved the following: Committee on Science Reserve Fund Request; Information Security Policy; and Pension Forfeiture.

FAST TRACK LEGISLATION

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on Fast Track: On Course or Derailed? Necessary or Not? Testimony was heard from public witnesses.

COPYRIGHT LEGISLATION

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on the following bills: H.R. 2281, WIPO Copyright Treaties Implementation Act; and H.R. 2180, On-Line Copyright Liability Limitation Act. Testimony was heard from Bruce Lehman, Assistant Secretary and Commissioner, Patents and Trademarks, Department of Commerce; Marybeth Peters, Register of Copyrights, Library of Congress; and public witnesses.

Hearings continue tomorrow.

OVERSIGHT—FOREST SERVICE APPOINTMENT

Committee on Resources: Subcommittee on Forests and Forest Health held an oversight hearing on the implications to public domain national forests should a measure be enacted to require the appointment of the Chief of the Forest Service by the President, by and with the advice and consent of the Senate. Testimony was heard from James R. Lyons, Under Secretary, Natural Resources and Environment, USDA; and a public witness.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 351, to authorize the Secretary of the Interior to make appropriate improvements to a county road located in the Pictured Rocks National Lakeshore, and to prohibit construction of a scenic shoreline drive in that national lakeshore; H.R. 1714, to provide for the acquisition of the Plains Railroad Depot at the Jimmy Carter National Historic Site; H.R. 2136, to direct the Secretary of the Interior to convey, at fair market value, certain properties in Clark County, Nevada, to persons who purchased adjacent properties in good faith reliance on land surveys that were subsequently determined to be inaccurate; and H.R. 2283, Arches National Park Expansion Act of 1997. Testimony was heard from Representatives Stupak, Bishop and Cannon; the following officials of the Department of the Interior: Mat Millenbach, Deputy Director, Bureau of Land Management; and Denis Galvin, Deputy Director, National Park Service; Ed Norton, Vice President, Law and Public Policy, National Trust for Historic Preservation; and a public witness.

NATIONAL COMMISSION ON RESTRUCTURING THE IRS

Committee on Ways and Means: Held a hearing to examine the recommendations of the National Commission on Restructuring the IRS with regard to Executive Branch governance and Congressional oversight of IRS. Testimony was heard from the following officials of the National Commission on Restructuring the IRS: Senators Kerrey, Co-Chair; and Grassley, Commissioner; Representative Portman, Co-Chair; Fred T. Goldberg, Jr., Josh S. Weston and James W. Wetzler, all Commissioners; Representatives Cardin, Coyne and Hoyer; Robert A. Rubin, Secretary of the Treasury; and public witnesses.

Hearings continue tomorrow.

Joint Meetings

APPROPRIATIONS—DEFENSE

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998, but did not complete action thereon, and recessed subject to call.

AUTHORIZATION—INTELLIGENCE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 858, to authorize funds for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System.

♦♦♦♦♦♦♦♦♦♦♦

Wednesday, September 17, 1997

Senate

Chamber Action

Routine Proceedings, pages 19188–19284

Measures Introduced: Eight bills were introduced, as follows: S. 1183–1190. **Page 19269**

Measures Reported: Reports were made as follows:

S. 1093, to extend nondiscriminatory treatment (most-favored-nation treatment) to the products of the Lao People's Democratic Republic, with an amendment in the nature of a substitute. (S. Rept. No. 105–83) **Page 19269**

Measures Passed:

Treasury/Postal Service Appropriations, 1998: Pursuant to the order of July 17, 1997, Senate passed H.R. 2378, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1998, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1023, Senate companion measure, as passed by the Senate on July 22, 1997. Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Campbell, Shelby, Faircloth, Kohl, and Mikulski. **Page 19264**

Labor/HHS Appropriations, 1998: Pursuant to the order of September 4, 1997, Senate passed H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1061, Senate companion measure, as passed by the Senate on September 11, 1997. Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Specter, Cochran, Gorton, Bond, Gregg, Faircloth, Craig, Hutchison, Stevens, Harkin, Hollings, Inouye, Bumpers, Reid, Kohl, Murray, and Byrd. **Page 19264**

Subsequently the bill was indefinitely postponed.

Authorizing Use of Capitol Rotunda: Senate agreed to H. Con. Res. 134, authorizing the use of the rotunda of the Capitol to allow members of Congress to greet and receive His All Holiness, Patriarch Bartholomew. **Page 19284**

Passage Vitiated:

Treasury/Postal Service Appropriations, 1998: Pursuant to the order of July 17, 1997, Senate vitiated passage of S. 1023, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1998, and the bill was indefinitely postponed.

Labor/HHS Appropriations, 1998: Pursuant to the order of September 4, 1997, Senate vitiated passage of S. 1061, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998. **Page 19284**

Interior Appropriations, 1998: Senate resumed consideration of H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998, with certain excepted committee amendments, taking action on amendments proposed thereto, as follows: **Pages 19191, 19199, 19257**

Adopted:

Brownback Amendment No. 1204, to ensure that the Huron Cemetery in Kansas City, Kansas, is used as a cemetery. **Pages 19199, 19251**

Bumpers Amendment No. 1209 (to committee amendment beginning on page 123, line 9 through page 124, line 20), relating to Bureau of Land Management regulations governing hardrock mining on certain Federal land. **Page 19237**

Gorton (for Craig) Amendment No. 1212, to require the Forest Service to implement recreation residence special use permit fees over a five year phase-in period and provides that no increases in fees may occur on the Sawtooth National Forest until January 1, 1999, and further provides that no fees may be increased sooner than a year after release of the Forest Service appraisal of the property. **Page 19261**

Gorton (for Bumpers) Amendment No. 1213, to revise the boundaries of the Arkansas Post Memorial. **Page 19261**

Gorton (for Cochran) Amendment No. 1214, of a technical nature. **Page 19261**

Gorton (for Murkowski) Amendment No. 1215, to provide that entry and permit limitations for Glacier Bay National Park shall not apply to the Auk Nu Marine—Glacier Bay Ferry entering Bartlett Cove for the sole purpose of accessing park or other authorized visitor services or facilities at, or originating from, the public dock area at Bartlett Cove. **Page 19261**

Gorton (for Murkowski) Amendment No. 1216, to amend certain oil and gas lease provisions with regard to the exploration of the national petroleum reserve in Alaska. **Page 19262**

Gorton (for Murkowski) Amendment No. 1217, to limit the expenditure of funds which may occur to fund the Forest Service's Juneau regional office. **Page 19263**

Jeffords Amendment No. 1218, to express the sense of the Senate regarding the preservation of Civil War battlefields. **Page 19259**

Rejected:

By 23 yeas to 77 nays (Vote No. 241), Ashcroft Amendment No. 1188 (to committee amendment beginning on page 96, line 12 through page 97, line 8), to eliminate funding for programs and activities carried out by the National Endowment for the Arts. **Pages 19191, 19217**

By 49 yeas to 51 nays (Vote No. 242), Bryan Amendment No. 1205, to reduce funding for Forest Service road construction and eliminate the purchaser credit program. (Also, by 49 yeas to 51 nays (Vote No. 243), Senate failed to reconsider the vote by which the amendment was rejected.) **Pages 19202, 19236**

By 26 yeas to 73 nays (Vote No. 244), Abraham Amendment No. 1206 (to committee amendment beginning on page 96, line 12 through page 97, line 8), to reduce funding for the National Endowment of the Arts, and provide additional construction funds for the National Park Service. **Pages 19239, 19248**

By 37 yeas to 62 nays (Vote No. 245), Hutchinson Amendment No. 1187 (to committee amendment beginning on page 96, line 12 through page 97, line 8), to provide financial assistance to States to support the arts. **Page 19241**

Pending:

Hutchinson Amendment No. 1196, to authorize the President to implement the recently announced American Heritage Rivers Initiative subject to designation of qualified rivers by Act of Congress. **Page 19191**

A unanimous-consent agreement was reached providing for further consideration of the bill on Thursday, September 18, 1997. **Page 19284**

Military Construction Appropriations Conference Report: By 97 yeas to 3 nays (Vote No. 240), Senate agreed to the conference report on H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998, clearing the measure for the President. **Page 19194**

Appointments:

National Nutrition Monitoring Advisory Council: The Chair, on behalf of the President pro tempore, pursuant to Public Law 101–445, appointed Charles H. White, of Mississippi, to the National Nutrition Monitoring Advisory Council. **Page 19264**

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

Transmitting the report on Federal Advisory Committees for fiscal year 1996; referred to the Committee on Governmental Affairs. (PM–66). **Page 19265**

Transmitting a report concerning the national emergency with respect to Iran; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–67). **Page 19265**

Nominations Received: Senate received the following nominations:

Jerry MacArthur Hultin, of Virginia, to be Under Secretary of the Navy.

Gloria Tristani, of New Mexico, to be a Member of the Federal Communications Commission for the remainder of the term expiring June 30, 1998.

Gloria Tristani, of New Mexico, to be a Member of the Federal Communications Commission for a term of five years from July 1, 1998. **Page 19284**

Messages From the President: **Page 19265**

Messages From the House: **Page 19267**

Measures Referred: **Page 19267**

Communications: **Page 19268**

Petitions: **Page 19268**

Statements on Introduced Bills: **Page 19269**

Additional Cosponsors: **Page 19278**

Amendments Submitted: **Page 19279**

Authority for Committees: **Page 19281**

Additional Statements: **Page 19282**

Record Votes: Six record votes were taken today. (Total–245) **Pages 19198, 19236, 19248**

Adjournment: Senate convened at 9:45 a.m, and adjourned at 9:26 p.m., until 9:10 a.m., on Thursday, September 18, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 19284.)

Committee Meetings

DIGITAL TV

Committee on Commerce, Science, and Transportation: Committee held hearings to examine future technologies such as high-definition television, digital television and multiplexing, receiving testimony from Representative Tauzin; Reed E. Hundt, Chairman, Federal Communications Commission; Larry Irving, Assistant Secretary of Commerce for Communications and Information; Robert W. Decherd, A.H. Belo Corporation, Dallas, Texas, on behalf of the National Association of Broadcasters; Preston Padden, ABC Television Network, New York, New York; and David D. Smith, Sinclair Broadcast Group, Inc., Baltimore, Maryland.

Hearings were recessed subject to call.

UNDERGROUND UTILITIES PROTECTION

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation and Merchant Marine concluded hearings on S. 1115, to create uniform national standards and provide grants to establish or improve State one-call notification systems designed to protect America's underground infrastructure which includes buried communication and fiber optic cables, water and sewer pipes, electric lines, and oil and gas pipelines, after receiving testimony from Kelley S. Coyner, Acting Administrator for Research and Special Programs Administration, Department of Transportation; Catherine G. Abbott, Columbia Gas Transmission Corporation, Fairfax, Virginia; Frank Ianna, AT&T, Basking Ridge, New Jersey; Charles E. Dettmann, Association of American Railroads, Washington, D.C.; and Gene Shull, A.E. Shull and Company, Tyler, Texas, on behalf of the Associated General Contractors.

ALASKA LAND EXCHANGE

Committee on Energy and Natural Resources: Committee concluded hearings on S. 1158, to amend the Alaska Native Claims Settlement Act, regarding the Huna Totem Corporation public interest land exchange, and S. 1159, to amend the Alaska Native Claims Settlement Act, regarding the Kake Tribal Corporation public interest land exchange, after receiving testimony from Eleanor Towns, Director of Lands, Forest Service, Department of Agriculture; Mayor Lonnie Anderson, and Gordon Jackson, Kake Tribal Corporation, both of Kake, Alaska; Albert Dick, Huna Totem Corporation, Hoonah, Alaska; and Jack Hession, Sierra Club, Anchorage, Alaska.

AUTHORIZATION—TRANSPORTATION

Committee on Environment and Public Works: Committee ordered favorably reported S. 1173, authorizing funds for construction of highway safety programs and for mass transit programs, with amendments.

FAST-TRACK TRADE AUTHORITY

Committee on Finance: Committee held hearings on proposed legislation to renew fast track trade authority to allow the President to negotiate further trade agreements to open foreign markets to United States goods and services, and other related trade proposals, receiving testimony from Robert E. Rubin, Secretary of the Treasury; Charlene Barshefsky, United States Trade Representative; and Jeffrey M. Lang, Deputy United States Trade Representative.

Hearings were recessed subject to call.

INTERNATIONAL TELECOMMUNICATION UNION TREATY

Committee on Foreign Relations: Committee concluded hearings on the Constitution and Convention of the International Telecommunication Union (ITU), with Annexes, signed at Geneva on December 22, 1992, and amendments to the Constitution and Convention, signed at Kyoto on October 14, 1994, together with declarations and reservations by the United States as contained in the Final Acts (Treaty Doc. 104–34), after receiving testimony from Vonya B. McCann, Coordinator for International Communications and Information Policy, Department of State; David F. Fisher, ADC Telecommunications, Inc., Minneapolis, Minnesota; and Lon C. Levin, American Mobile Radio Corporation/American Mobile Satellite Corporation, Reston, Virginia.

CHINA POLICY ACT

Committee on Foreign Relations: Committee held hearings on S. 1164, to state a policy of the United States that engages the People's Republic of China in areas of mutual interest, promotes human rights, religious freedom, and democracy in China and enhances the national security interests of the United States with respect to China, receiving testimony from Senator Abraham; Stanley O. Roth, Assistant Secretary of State for East Asian and Pacific Affairs; and Gary L. Bauer, Family Research Council, Robert A. Kapp, United States-China Business Council, Robert Kagan, Carnegie Endowment for International Peace, Abigail E. Abrash, Robert F. Kennedy Memorial Center for Human Rights, and Richard N. Haass, Brookings Institution, all of Washington, D.C.

Hearings were recessed subject to call.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Sheila Heslin, former Director of Russian, Ukrainian, and Eurasian Affairs, National Security Council.

Hearings continue tomorrow.

INDIAN COUNTRY GANG ACTIVITY

Committee on the Judiciary/Committee on Indian Affairs: Committees concluded joint hearings to examine the incidence of youth violence and criminal gang activity within Indian country, and the Federal response, after receiving testimony from Kevin V. DiGregory, Deputy Assistant Attorney General, Criminal Division, and Charles F. Rinkevich, Director, Federal Law Enforcement Training Center (Glynco, Georgia), both of the Department of Justice; Judge William A. Thorne, Third District Court of Utah, Salt Lake City; Ivan Makil, Salt River Pima-Maricopa Indian Community, Scottsdale, Arizona; David Nez, Navajo Nation, Window Rock, Arizona; and Daniel N. Lewis, Boys and Girls Clubs of America, Phoenix, Arizona.

TELECOMMUNICATIONS COMPETITION

Committee on the Judiciary: Subcommittee on Antitrust, Business Rights and Competition concluded hearings to examine the outlook for competition in the telecommunications industry as a result of the Telecommunications Act of 1996, and the role of the Department of Justice in promoting and protecting this competition, after receiving testimony from Joel I. Klein, Assistant Attorney General, Antitrust Division, Department of Justice; Reed E. Hundt, Chairman, Federal Communications Commission; Barry K. Allen, Ameritech Corporation, Chicago, Illinois; Mark C. Rosenblum, AT&T Corp., Basking Ridge, New Jersey; William P. Barr, GTE Corporation, and Gene Kimmelman, Consumers Union, both of Washington, D.C.; and John C. Shapleigh, Brooks Fiber Properties, Inc., St. Louis, Missouri.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 2487–2492; and 2 resolutions, H. Con. Res. 152, and H. Res. 231, were introduced. **Page 19185**

Reports Filed: Reports were filed today as follows:

Supplemental report on H.R. 10, to enhance competition in the financial services industry by providing a prudential framework for the affiliation of banks, securities firms, and other financial service providers (H. Rept. 105–164 Part 2);

H.R. 2343, to abolish the Thrift Depositor Protection Oversight Board, amended (H. Rept. 105–249);

H. Res. 230, providing for consideration of H. Res. 168, to implement the recommendation of the bipartisan House Ethics Reform Task Force (H. Rept. 105–250);

H.R. 2247, to reform the statutes relating to Amtrak, to authorize appropriations for Amtrak, amended (H. Rept. 105–251); and

Conference report on H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998 (H. Rept. 105–252). **Page 19166**

Speaker pro Tempore: Read a letter from the Speaker wherein he designated Representative Calvert to act as Speaker pro tempore for today. **Page 19021**

Motion to Adjourn: Rejected the Miller of California motion to adjourn by a yea and nay vote of 43 yeas to 355 nays with 1 voting "present", Roll No. 400. **Page 19021**

Motion to Adjourn: Rejected the DeLauro motion to adjourn by a yea and nay vote of 39 yeas to 364 nays, Roll No. 401. **Page 19025**

Motion to Adjourn: Rejected the Miller of California motion to adjourn by a yea and nay vote of 57 yeas to 359 nays, Roll No. 404. **Page 19136**

Labor, HHS, and Education Appropriations Act: By a yea and nay vote of 346 yeas to 80 nays, Roll No. 402, the House passed H.R. 2264, making appropriaitons for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998. The House completed general debate and considered amendments to the bill on September 4, 5, 8, 9, 10, 11, and 16. **Page 19026**

Agreed To:

The Lowey amendment that repeals sections of the Balanced Budget Act and Taxpayer Relief Act relating to a tobacco industry settlement credit; and **Page 19027**

The Riggs amendment that prohibits the Department of Education to sanction a State for its election not to provide special education and services under the Individuals with Disabilities Education Act to individuals who are 18 years of age or older and incarcerated in adult State prisons. **Page 19030**

Withdrawn:

The Coburn amendment was offered but subsequently withdrawn that sought to prohibit the Centers for Disease Control or any other part of the Public Health Service from supporting any program in which blood samples are collected from newborns and tested for HIV when the samples do not indicate the identity of the baby; **Page 19030**

The Nadler en bloc amendments were offered but subsequently withdrawn that sought to require a medically necessary and appropriate determination to be made only by the treating health care professional; and prohibit monetary rewards to health care professionals to influence a decision as to what constitutes medically necessary and appropriate treatments, tests, procedures, or services; **Page 19035**

The Riggs amendment was offered but subsequently withdrawn that sought to prohibit the Department of Education from any sanction to a grant recipient for its refusal or failure to enforce a preference or affirmaive action plan for admissions to public educational institutions; and **Page 19036**

The Hoekstra amendment was offered but subsqeuntly withdrawn that sought to reduce the amounts made available for "Education Reform" and related programs and increase the amounts for "School Improvement Programs". **Page 19038**

Point of Order Sustained Against:

The Shadegg amendment that sought to prohibit any funds to be used to enter into a contract with a person or entity that is the subject of a proceeding commenced by the Federal Government and alleging fraud. **Page 19045**

The bill was considered pursuant to the order of the House of Thursday, July 31. **Page 17019**

Congressional Gold Medal: The House passed H.R. 2248, to authorize the President to award a gold medal on behalf of the Congress to Ecumenical Patriarch Bartholomew in recognition of his outstanding and enduring contributions toward religious understanding and peace. **Page 19108**

Presidential Messages: Read the following messages from the President:

Federal Advisory Committees: Message wherein he submitted the twenty-fifth Annual Report on Federal Advisory Committees for fiscal year 1996—referred to the Committee on Government Reform and Oversight; and **Page 19109**

National Emergency re Iran: Message wherein he submitted his report concerning the national emergency with respect to Iran—referred to the Committee on International Relations and ordered printed (H. Doc. 105–131). **Page 19110**

Treasury, Postal Service Appropriations: By a yea and nay vote of 231 yeas to 192 nays, Roll No. 403, the House passed H.R. 2378, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998. **Page 19111**

Agreed To:

The Blagojevich amendment that increases Bureau of Alcohol, Tobacco, and Firearms funding by $1 million for the youth crime interdiction initiative and reduces the Treasury Inspector General funding acorindgly; **Page 19121**

The Sununu amendment that identifies $200,000 of OMB funding for implementation of the Congressional Review Act; **Page 19122**

The Filner amendment that prohibits the IRS from including an individual's Social Security Number on the outside of a tax-related mailing and requires the SSN, if used as a part of a mailing, to be in a sealed envelope which cannot be viewed without opening it; and19131

The Sanders amendment that prohibits the United States Customs Service from importing any product manufactured by forced or indentured child labor. **Page 19132**

Rejected:

The Lowey amendment that sought to strike Section 516, prohibiting the use of any funding associated with the Federal Employees Health Benefit Plan to be used for any benefits or coverage for abortion. **Page 19125**

The Bill was considered pursuant to a unanimous consent agreement that made it in order for the Chairman of the Committee of the Whole to postpone a request for a recoreded vote on any amendment and reduce the time for voting by electronic device on any postponed question. **Page 19112**

Points of Order Sustained Against:

Proviso relating to aggregate overtime limitation of $30,000; **Page 19121**

Section 413 relating to the Federal Property and Adminsitrative Services Act; **Page 19122**

Section 518 relating to certain historic U.S. origin firearms imports; and **Page 19127**

Section 519 relating to expanding the Global Package Link Service. **Page 19128**

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Adminsitration, and Related Agencies programs for the fiscal year ending September 30, 1998. **Page 19136**

Senate Messages: Messages received from the Senate today appear on pages 19021 and 19035

Referrals: S. 965, to amend title II of the Hydrogen Future Act of 1996 to extend an authorization contained therein, was referred to the Committee on Science and S. Con. Res. 45, commending Dr. Hans Blix for his distringuished service as Director General of the International Atomic Energy Agency on the occasion of his retirement, was referred to the Committee on International Relations. **Page 19185**

Amendments: Amendments ordered printed pursuant to the rule appear on page 19186.

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House today and appear on pages 19021, 19025, 19107, 19135, and 19136. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 8:28 p.m.

Committee Meetings

FORAGE IMPROVEMENT LEGISLATION

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry held a hearing to review forage improvement legislation. Testimony was heard from Michael Dombeck, Chief, Forest Service, USDA; Maitland Sharp, Assistant Director, Renewable Resource and Planning, Bureau of Land Management, Department of the Interior; and public witnesses.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia approved for full Committee action the District of Columbia appropriations for fiscal year 1998.

FHA MULTIFAMILY RESTRUCTURING—TAX CONSEQUENCES

Committee on Banking and Financial Services: Subcommittee on Housing and Community Opportunity held a hearing on Tax Consequences of FHA Multifamily Restructuring.

Testimony was heard from Kenneth J. Kies, Chief of Staff, Joint Committee on Taxation; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Commerce: Subcommittee on Health and Environment approved for full Committee action amended the following bills: H.R. 1411, Drug and Biological Products Modernization Act of 1997; H.R. 2469, Food and Nutrition Information Reform Act; and H.R. 1710, Medical Device Regulatory Modernization Act of 1997.

ASIA-U.S. DEMOCRACY PROGRAM PROMOTIONS

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on U.S. Democracy Program Promotions in Asia. Testimony was heard from John Shattuck, Assistant Secretary, Democracy, Human Rights and Labor, Department of State; and public witnesses.

OVERVIEW—U.S. POLICY TOWARD MEXICO AND CANADA

Committee on International Relations: Subcommittee on Western Hemisphere held a hearing on an Overview of U.S. Policy toward Mexico and Canada. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 1544, amended, Federal Agency Compliance Act; H.R. 2440, to make technical amendments to section 10 of title 9, United States Code; and H.R. 2464, amended, to amend the Immigration and Nationality Act to exempt international adopted children under age 10 from the immunization requirement.

COPYRIGHT LEGISLATION

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property concluded hearings on the following bills: H.R. 2281, WIPO Copyright Treaties Implementation Act; and H.R. 2180, On-Line Copyright Liability Limitation Act. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following measures: H. Con. Res. 131, amended, expressing the sense of Congress regarding the ocean; H.R. 134, amended, to authorize the Secretary of the Interior to provide a loan guarantee to the Olivehain water storage project; H.R. 512, New Wildlife Refuge Authorization Act; H.R. 1476, Miccosukee Settlement Act of 1997; H.R. 1805, Auburn Indian Restoration Amendment Act; H.R. 1849, amended, Oklahoma City National Memorial Act of 1997; H.R. 2007, amended, to amend the act that authorized the Canadian River reclamation project, Texas, to direct the Secretary of the Interior to allow use of the project distribution system to transport water from sources other than the project; H.R. 2233, amended, Coral Reef Conservation Act of 1997; and H.R. 2314, Kickapoo Tribe of Oklahoma Federal Indian Services Restoration Act of 1997.

HOUSE ETHICS REFORM TASK FORCE RECOMMENDATIONS

Committee on Rules: Granted, by a record vote of 5 to 3, a modified closed rule on H. Res. 168, to implement the recommendations of the bipartisan House Ethics Reform Task Force, providing one hour of general debate equally divided between Representative Livingston and Representative Cardin. The rule provides that no amendments will be in order except those printed in the Rules Committee report, which may be considered only in the order printed in the report, may be offered only by a member designated in the report, will be debatable for the time specified in the report, and will not be subject to amendment. Finally, the rule provides one motion to recommit. Testimony was heard from Representatives Livingston, Dreier, Shays, Hostettler, Cardin, Pelosi, Hamilton, Menendez and Barrett of Wisconsin.

MISCELLANEOUS MEASURES

Committee on Science: Ordered reported amended the following bills: H.R. 2429, to reauthorize the Small Business Technology Transfer Program through fiscal year 2000; and H.R. 860, Surface Transportation Research and Development Act of 1997.

OSHA'S PROPOSED REVISION—INJURY AND ILLNESS REPORTING REQUIREMENTS

Committee on Small Business: Held a hearing on OSHA's proposed revision on occupational injury and illness recording and reporting requirements. Testimony was heard from Greg Watchman, Acting Assistant Secretary, Occupational Safety and Health, Department of Labor; and public witnesses.

NATIONAL COMMISSION ON RESTRUCTURING THE IRS

Committee on Ways and Means: Concluded hearings to examine the recommendations of the National Commission on Restructuring the IRS with regard to Executive Branch governance and Congressional oversight of IRS. Testimony was heard from the following former officials of the IRS, Department of the Treasury: Donald C. Alexander and Sheldon S. Cohen, both Commissioners; and C. Morgan Kinghorn, Chief Financial Officer; Kenneth J. Kies, Chief of Staff, Joint Committee on Taxation; and public witnesses.

Joint Meetings

APPROPRIATIONS—AGRICULTURE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998.

APPROPRIATIONS—LEGISLATIVE BRANCH

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2209, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998.

♦♦♦♦♦♦♦♦♦♦♦

Thursday, September 18, 1997

Senate

Chamber Action

Routine Proceedings, pages 19370–19547

Measures Introduced: Eight bills were introduced, as follows: S. 1191–1198. **Pages 9636–37**

Measures Reported: Reports were made as follows:

H.R. 1086, to codify without substantive change laws related to transportation and to improve the United States Code.

S. Res. 122, declaring September 26, 1997, as "Austrian-American Day".

S. 170, to provide for a process to authorize the use of clone pagers.

S. 493, to amend section 1029 of title 18, United States Code, with respect to cellular telephone cloning paraphernalia, with an amendment in the nature of a substitute. **Page 19481**

Measures Passed:

Interior Appropriations, 1998: By 93 yeas to 3 nays (Vote No. 251), Senate passed H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998, after taking action on further amendments proposed thereto, as follows: **Page 19370**

Adopted:

Stevens/Dodd Amendment No. 1219, to express a sense of the Senate that hearings should be conducted and legislation debated during this Congress that would address Federal funding for the arts. **Page 19375**

Committee amendment beginning on page 96, line 12 through page 97, line 8, relating to the funding for the National Endowment for the Arts. **Page 19376**

Enzi Modified Amendment No. 1221, to provide for limitations on certain Indian gaming operations. **Page 19395**

Bryan Amendment No. 1222 (to Amendment No. 1221), to express the sense of the Senate that the Department of Justice should enforce provisions of the Indian Gaming Regulatory Act requiring an approved tribal/state gaming compact. **Page 19902**

Gorton (for Bennett/Hatch) Amendment No. 1225, to provide funding for the engineering and design of road in the Wasatch-Cache National Forest. **Page 19413**

Gorton (for DeWine) Amendment No. 1226, to require the Chairperson of the National Endowment for the Arts to give priority to funding projects, productions, workshops, or programs that serve underserved populations. **Page 19413**

Gorton (for Graham) Amendment No. 1227, to direct the Secretary of the Interior to submit to Congress a report identifying at least 20 sites on Federal land that are potentially suitable for Youth Environmental Service program activities. **Page 19414**

Reid/Bryan Amendment No. 1228, regarding the classification of gambling devices by the National Indian Gaming Commission. **Page 19414**

Bingaman/Murkowski Amendment No. 1229, to provide an alternative source of funds for operation of, or acquisition, transportation, and injection of petroleum products into, the Strategic Petroleum Reserve. **Page 19429**

Gorton (for Murray/Gorton/Murkowski) Amendment No. 1230, relating to the use and disposition of Alaska Western Red Cedar. **Page 19431**

McCain/Stevens Amendment No. 1231, to provide for the disposition of oil lease revenue received as a result of the Supreme Court's decision in United States of America v. State of Alaska. **Pages 19432, 19447**

Gorton (for Smith/Wyden) Amendment No. 1234, to make certain emergency construction Forest Service funds available for reconstruction of the Oakridge Ranger Station, Willamette National Forest in Oregon. **Page 19438**

Gorton (for McCain) Amendment No. 1235, to direct the Secretary of the Interior and the Secretary of Agriculture to submit to Congress a report on properties proposed to be acquired or exchanged with funds appropriated from the Land and Water Conservation Fund. **Page 19438**

Gorton (for Mack/Graham) Amendment No. 1236, to settle certain Miccosukee Indian land takings claims within the State of Florida. **Page 19439**

Gorton (for Bingaman/Domenici) Amendment No. 1237, to provide support for the Office of Navajo Uranium Workers to establish a diagnostic program for uranium miners and mill workers. **Page 19440**

Gorton (for Moseley-Braun) Amendment No. 1238, to provide funding for the U–505 National Historic Land-

mark by reprogramming funds previously made available for the Jefferson National Expansion Memorial.

Page 19440

Gorton (for Domenici/Kyl) Amendment No. 1239, to ensure an orderly transition to newly implemented guidelines on National Forests in Arizona and New Mexico.

Page 19442

Gorton (for Stevens) Amendment No. 1240, to make a technical correction to title 31, United States Code, relating to payments for entitlement land. **Page 19443**

Gorton/Byrd Amendment No. 1241, to reduce certain Fish and Wildlife Service Construction projects, National Forest System recreation and wildlife habitat management programs, and Forest Service Construction, and provide funds for further projects. **Page 19443**

Reid Amendment No. 1242, to direct the Secretary of the Interior to convey certain land to Lander County, Nevada. **Page 9602**

Gorton (for Abraham/Levin/Hatch) Amendment No. 1243, to increase funding for payments in lieu of taxes, and reduce certain Forest System funds. **Page 19444**

Reid (for Bryan/Reid) Amendment No. 1244, to direct the Secretary of the Interior to convey certain properties in Clark County, Nevada, to persons who purchased adjacent properties in good faith reliance on land surveys that were subsequently determined to be inaccurate.

Page 19445

By 81 yeas to 14 nays (Vote No. 250), Murkowski Amendment No. 1245, to establish conditions for the transfer of rights and interests in the Stampede Mine Site in Alaska to the Secretary of the Interior. **Page 19445**

Gorton (for Murkowski) Amendment No. 1246, relating to the appointment, compensation and duties of officers and employees of the Presidio Trust. **Page 19447**

Committee amendment beginning on page 46, line 15 through page 47, line 25, striking language relating to advance payments under the Indian Self-Determination and Education Assistance Act. **Page 19447**

Committee amendment beginning on page 115, lines 1 through 22, relating to funds associated with Alaska Native regional corporation health care entities.

Page 19447

Committee amendment on beginning on page 123, line 9 through page 124, line 20, relating to the use of Bureau of Land Management funds for surface mining.

Page 19447

Rejected:

By 39 yeas to 61 nays (Vote No. 246), Hutchison Amendment No. 1186 (to the committee amendment beginning on page 96, line 12 through page 97, line 8), to provide necessary expenses of the National Endowment for the Arts. **Page 19370**

Hutchinson Modified Amendment No. 1196, to authorize the President to implement the recently announced American Heritage Rivers Initiative subject to designation of qualified rivers by Act of Congress. (By 57 yeas to 42 nays (vote No. 247), Senate tabled the amendment.) **Pages 19370, 19376**

By 34 yeas to 64 nays (Vote No. 248), Kyl Amendment No. 1223, to provide additional funding for law enforcement activities of the Bureau of Indian Affairs to reduce gang violence, and to reduce funding for the Woodrow Wilson International Center for Scholars. **Page 19404**

Withdrawn:

Murkowski/Thomas Amendment No. 1232 (to Amendment No. 1231), to provide for the disposition of certain escrowed oil and gas revenue received as a result of the Supreme Court's decision in the United States of America v. State of Alaska. **Page 19435**

During consideration of this measure today, Senate also took the following action:

By 59 yeas to 39 nays (Vote No. 249), Bumpers/Gregg Amendment No. 1224 (to committee amendment beginning on page 123, line 9 through page 124, line 20), to ensure that Federal taxpayers receive a fair return for the extraction of locatable minerals on public domain land and that abandoned mines are reclaimed, was ruled as being in violation of Article 1, Section 7 of the Constitution, and not in order. **Page 19417**

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Gorton, Stevens, Cochran, Domenici, Burns, Bennett, Gregg, Campbell, Byrd, Leahy, Bumpers, Hollings, Reid, Dorgan, and Boxer.

Page 19471

Immigration Authority: Senate passed S. 1198, to amend the Immigration and Nationality Act to provide permanent authority for entry into the United States of certain religious workers, after agreeing to the following amendment proposed thereto: **Page 19478**

Jeffords (for Hatch/Kennedy) Amendment No. 1247, to provide for waiver of fees for nonimmigrants engaged in certain charitable activities. **Page 19479**

FDA Modernization and Accountability Act: Senate resumed consideration of S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, with a modified committee amendment in the nature of a substitute. (The modification incorporated the language of Jeffords Amendment No. 1130, in the nature of a substitute.)

Pages 19477, 19541

Pending:

Harkin Amendment No. 1137 (to Amendment No. 1130), authorizing funds for each of fiscal years 1998 through 2000 to establish within the National Institutes of Health an agency to be known as the National Center for Complementary and Alternative Medicine. **Page 19477**

A motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII

of the Standing Rules of the Senate, a vote on the cloture motion could occur on Tuesday, September 23, 1997.

Page 19477

Treasury/Postal Service Appropriations, 1998—Additional Conferees: Senators Stevens and Byrd were added as conferees to H.R. 2378, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1998. Page 19478

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Treaty with Australia on Mutual Assistance in Criminal Matters (Treaty Doc. 105–27).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. Page 19477

Nominations Confirmed: Senate confirmed the following nominations:

David A. Lipton, of Massachusetts, to be an Under Secretary of the Treasury.

Timothy F. Geithner, of New York, to be a Deputy Under Secretary of the Treasury. Page 19477

Nominations Received: Senate received the following nominations:

Paul R. Carey, of New York, to be a Member of the Securities and Exchange Commission.

Laura S. Unger, of New York, to be a Member of the Securities and Exchange Commission.

Jose Gerado Troncoso, of Nevada, to be United States Marshal for the District of Nevada.

A routine list in the Coast Guard and Navy.

Page 19545

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

William F. Weld, of Massachusetts, to be Ambassador to Mexico, which was sent to the Senate on July 23, 1997. Page 19547

Messages From the House: Page 19480

Measures Referred: Page 19480

Measures Placed on Calendar: Page 19480

Communications: Page 19480

Executive Reports of Committees: Page 19481

Statements on Introduced Bills: Page 19482

Additional Cosponsors: Page 19505

Amendments Submitted: Page 19506

Notices of Hearings: Page 19536

Authority for Committees: Page 19536

Additional Statements: Page 19537

Record Votes: Six record votes were taken today. (Total—251)

Pages 19375, 19393, 19412, 19429, 19448, 19470.

Adjournment: Senate convened at 9:10 a.m., and adjourned at 11:26 p.m., until 9:30 a.m., on Friday, September 19, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 19541.)

Committee Meetings

GLOBAL TOBACCO SETTLEMENT

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings to examine the terms and parameters of the proposed settlement between State Attorneys General and tobacco companies to mandate a total reformation and restructuring of how tobacco products are manufactured, marketed and distributed in America, focusing on its impact on tobacco growers, after receiving testimony from Indiana Attorney General Jeffrey A. Modisett, Indianapolis; Tommy Irvin, Georgia Department of Agriculture, Atlanta; A. Blake Brown, North Carolina State University, W.B. Jenkins, North Carolina Farm Bureau, and Arnold Hamm, Flue-Cured Tobacco Cooperative Stabilization Corporation, all of Raleigh, North Carolina; Bruce L. Gardner, University of Maryland, College Park; William R. Sprague, Kentucky Farm Bureau Federation, Louisville; and William M. Snell, University of Kentucky, Rod Kuegel, Burley Tobacco Growers Cooperative, and Karen Armstrong-Cummings, Commodity Growers Cooperative Association, all of Lexington, Kentucky.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Robert L. Mallett, of Texas, to be Deputy Secretary, and W. Scott Gould, of the District of Columbia, to be Chief Financial Officer and Assistant Secretary, both of the Department of Commerce, after the nominees testified and answered questions in their own behalf. Mr. Mallett was introduced by Senator Hutchison and Representative Jackson-Lee, and Mr. Gould was introduced by Senator Kerry.

INTERNATIONAL SPACE STATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings on the current status of the International Space Station Program of the National Aeronautics and Space Administration, focusing on recent developments in cost analysis, scheduling, operation and management of the space station, after receiving testimony from Daniel S. Goldin, Administrator, Malcolm L. Peterson, Comptroller, and Frank Culbertson, Phase I Shuttle Mir Program Manager, Johnson Space Center (Houston, Texas), all of the National Aeronautics and Space Administration; Allen Li, Associate Director, and Frank Degnan, Assistant

Director, both of Defense Acquisitions Issues, National Security and International Affairs Division, General Accounting Office; and Douglas C. Stone, Boeing Company, Houston, Texas.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of Ernest J. Moniz, of Massachusetts, to be Under Secretary, Mary Anne Sullivan, of the District of Columbia, to be General Counsel, Robert Wayne Gee, of Texas, to be Assistant Secretary for Policy, Planning, and Program Evaluation, Dan Reicher, of Maryland, to be Assistant Secretary for Energy Efficiency and Renewable Energy, John C. Angell, of Maryland, to be Assistant Secretary for Congressional and Intergovernmental Affairs, and Michael Telson, of the District of Columbia, to be Chief Financial Officer, all of the Department of Energy, after the nominees testified and answered questions in their own behalf.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Wyche Fowler, Jr., of Georgia, to be Ambassador to the Kingdom of Saudi Arabia, Martin S. Indyk, of the District of Columbia, to be Assistant Secretary of State for Near Eastern Affairs, Barbara K. Bodine, of California, to be Ambassador to the Republic of Yemen, Robin Lynn Raphel, of Washington, to be Ambassador to the Republic of Tunisia, and Johnny Young, of Maryland, to be Ambassador to the State of Bahrain, after the nominees testified and answered questions in their own behalf. Mr. Fowler was introduced by Senator Cleland, Mr. Indyk was introduced by Senators Moynihan and Lieberman, and Mr. Young was introduced by Senator Sarbanes.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Jerome Campane, Supervisory Special Agent, Federal Bureau of Investigation, Department of Justice (detailed to the Committee as Special Investigator); Charles Kyle Simpson, Senior Policy Adviser to the Secretary of Energy; John Carter, former Senior Advisor to the Deputy Secretary of Energy; and Roger E. Tamraz, New York, New York.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Marjorie O. Rendell, of Pennsylvania, to be United States Circuit Judge for the Third Circuit, Richard A. Lazzara, to be United States District Judge for the Middle District of Florida, and Christina A. Snyder, to be United States District Judge for the Central District of California;

H.R. 1086, to codify without substantive change laws related to transportation and to improve the United States Code;

S. 493, to improve the ability of law enforcement to investigate and prosecute individuals engaged in the activity of cloning cellular phone paraphernalia, with an amendment in the nature of a substitute;

S. 170, to provide for a process to authorize the use of clone pagers (defined as a numeric display device that receives communications intended for another numeric display paging device); and

S. Res. 122, declaring September 26, 1997, as "Austrian-American Day".

SENATE ELECTION

Committee on Rules and Administration: Committee resumed hearings, in open and closed session, to review certain petitions filed in connection with a contested United States Senate election held in Louisiana in November 1996, after receiving testimony from numerous public witnesses.

Committee recessed subject to call.

CHINA

Select Committee on Intelligence: Committee held hearings on intelligence matters with regard to China, focusing on certain aspects of internal Chinese political and economic developments, Chinese foreign and military policy, and Chinese intelligence activities that affect United States national security and challenge U.S. intelligence collection and analysis, receiving testimony from Michael Pillsbury, Associate Fellow, National Defense University (Fort McNair, Washington, D.C.), Department of Defense; Harry Wu, Hoover Institute, Stanford, California; James R. Lilley, American Enterprise Institute for Public Policy Research, former U.S. Ambassador to the People's Republic of China, and Peter W. Rodman, Nixon Center for Peace and Freedom, both of Washington, D.C.; and Gary Milhollin, University of Wisconsin Law School, Madison, on behalf of the Wisconsin Project on Nuclear Arms Control.

Also, committee held closed hearings on related intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 2493, 2495–2511; 2 private bills, H.R. 2494, 2512; and 7 resolutions, H. Con. Res. 153–154, and H. Res. 233–237, were introduced. **Page 19367**

Reports Filed: Reports were filed today as follows:

H.R. 1460, to allow for election of the Delegate from Guam by other than separate ballot, amended (H. Rept. 105–253);

Conference report on H.R. 2209, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998 (H. Rept. 105–254);

H. Res. 232, waiving points of order against the conference report to accompany H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998 (H. Rept. 105–255);

H.R. 1683, to clarify the standards for State sex offender registration programs under the Jacob Wetterling Crimes Against Children and Sexually Violent Offender Registration Act, amended (H. Rept. 105–256);

H.R. 2027, to provide for the revision of the requirements for a Canadian border boat landing permit pursuant to section 235 of the Immigration and Nationality Act, and to require the Attorney General to report to the Congress on the impact of such revision (H. Rept. 105–257); and

H.R. 2181, to ensure the safety of witnesses and to promote notification of the interstate relocation of witnesses by States and localities engaging in that relocation (H. Rept. 105–258). **Pages 19348, 19367**

Guest Chaplain: The prayer was offered by the guest Chaplain, the Rev. Betty McWhorter of Washington, D.C. **Page 19297**

Journal: By a yea and nay vote of 337 yeas to 78 nays, Roll No. 406, agreed to the Speaker's approval of the Journal of Wednesday, September 18. **Pages 19297, 19302**

Motion to Adjourn: Rejected the Doggett motion to adjourn by a yea and nay vote of 41 yeas to 370 nays, Roll No. 405. **Page 19301**

House Ethics Reform Task Force: By a recorded vote of 258 ayes to 154 noes with 1 voting "present", Roll No. 413, the House agreed to H. Res. 168, to implement the recommendations of the bipartisan House Ethics Reform Task Force. **Page 19310**

Rejected the Cardin motion to recommit the resolution to the Committee on Rules with instructions to report it back to the House forthwith with an amendment in the nature of a substitute by a recorded vote of 176 ayes to 236 noes with 1 voting "present", Roll No. 412. **Page 19339**

Agreed To:

The Livingston amendment that makes the rules provided in H. Res. 168 applicable to all complaints filed during this or any subsequent Congress (agreed to by a recorded vote of 420 ayes with none voting "no" and 1 voting "present", Roll No. 408); **Page 19320**

The Murtha amendment that requires that all nonmembers filing complaints must have a Member of the House sponsor the complaint (agreed to by a recorded vote of 228 ayes to 193 noes with 1 voting "present", Roll No. 409); and **Page 19321**

The Bunning amendment that requires a vote of an actual majority of the investigative subcommittee to expand the scope of the investigation and an actual majority of the members of the full committee to confirm it thereafter (agreed to by a recorded vote of 221 ayes to 194 noes with 1 voting "present", Roll No. 411). **Page 19331**

Rejected:

The Tauzin amendment that sought to provide for the dismissal without prejudice of a complaint 180 calendar days after a motion to establish an investigative subcommittee does not prevail (rejected by a recorded vote of 181 ayes to 236 noes with 1 voting "present", Roll No. 410). **Page 19326**

Earlier, agreed to H. Res. 230, the rule that provided for consideration of the resolution by a voice vote. Agreed to order the previous question by a yea and nay vote of 227 yeas to 191 nays, Roll No. 407. **Page 19302**

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 2209, making appropriations for the Legislative Branch for fiscal year 1998. **Page 19340**

Question of Privilege of the House: The Speaker ruled that H. Res. 233, relating to question of the privileges of the House, did constitute a question of privilege of the House and was in order. By a recorded vote of 289 ayes to 65 noes with 7 voting "present", Roll No. 415, agreed to the resolution. **Page 19340**

Earlier, rejected the Stearns motion to table the resolution by a recorded vote of 86 ayes to 291 noes with 3 voting "present", Roll No. 414. **Page 19341**

Legislative Program: The Majority Leader announced the Legislative Program for the week of September 22. **Page 19345**

Meeting Hour—September 22: Agreed that when the House adjourns today, it adjourn to meet at noon on Monday, September 22. **Page 19346**

Meeting Hour September 23: Agreed that when the House adjourns on Monday, it adjourn to meet at 12:30 on Tuesday, September 23 for morning-hour debate **Page 19346**

Calendar Wednesday: Agreed that the business in order under the calendar Wednesday rule be dispensed with on Wednesday, September 24. **Page 19346**

Donation of Surplus Property to Nonprofit Organizations: The House agreed to the Senate amendments to H.R. 680, to amend the Federal Property and Administrative Services Act of 1949 to authorize the transfer to States of surplus personal property for donation to nonprofit providers of necessaries to impoverished families and individuals—clearing the measure for the President. **Page 19346**

Federal Bureau of Investigation, Washington Field Office Memorial Building: The House passed H.R. 2443, to designate the Federal building located at 601 Fourth Street, N.W., in the District of Columbia, as the "Federal Bureau of Investigation, Washington Field Office Memorial Building", in honor of William H. Christian, Jr., Martha Dixon Martinez, Michael J. Miller, Anthony Palmisano, and Edwin R. Woodriffe. **Page 19347**

Senate Messages: Message received from the Senate today appears on page 19297.

Quorum Calls—Votes: Two yea-and-nay votes and nine recorded votes developed during the proceedings of the House today and appear on pages 19301, 19302, 19310, 19325, 19330, 19335, 19339, 19340, 19341, and 19344. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 7:58 p.m.

Committee Meetings

FINANCIAL PRIVACY

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit held a hearing on financial privacy. Testimony was heard from Leslie Byrne, Director and Special Assistant to the President, Office of Consumer Affairs; David Medine, Associate Director, Credit Practices Division, FTC; Dan Greenwood, Deputy General Counsel, Information Technology Division, State of Massachusetts; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Commerce: Ordered reported the following bills: H.R. 1270, amended, Nuclear Waste Policy Act of 1997; H.R. 2472, to extend certain programs under the Energy Policy and Conservation Act; and H.R. 2165, to extend the deadline under the Federal Power Act applicable to the construction of FERC Project Number 3862 in the State of Iowa.

CONSOLIDATION LOAN PROCESS SHUTDOWN

Committee on Education and the Workforce: Subcommittee on Postsecondary Education, Training and Life-Long Learning held a hearing on the Shutdown of the Consolidation Loan Process in the William D. Ford Direct Student Loan Program. Testimony was heard from the following officials of the Department of Education: Marshall Smith, Acting Deputy Secretary; and Thomas Bloom, Inspector General; and public witnesses.

SWISS HEROIN EXPERIMENTS FAILURE

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice held a hearing on Needle Exchange, Legalization, and the Failure of the Swiss Heroin Experiments. Testimony was heard from public witnesses.

U.S. POLICY TOWARD NIGERIA

Committee on International Relations: Subcommittee on Africa held a hearing on United States Policy Toward Nigeria. Testimony was heard from Representative Jefferson; Johnnie Carson, Acting Assistant Secretary, Africa, Department of State; and public witnesses.

FREEDOM FROM RELIGIOUS PERSECUTION ACT

Committee on International Relations: Subcommittee on International Operations and Human Rights approved for full Committee action amended H.R. 2431, Freedom From Religious Persecution Act of 1997.

FIRST AMENDMENT AND RESTRICTIONS ON ISSUE ADVOCACY

Committee on the Judiciary: Subcommittee on the Constitution held a hearing regarding the First Amendment and Restrictions on Issue Advocacy. Testimony was heard from public witnesses.

OVERSIGHT—CRIMINAL ASSET FORFEITURE

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on Criminal Asset Forfeiture. Testimony was heard from Jan P. Blanton, Director, Executive Office for Asset Forfeiture, Department of the Treasury; Stefan D. Cassella, Assistant Chief, Asset Forfeiture and Money Laundering Section, Department of Justice; and a public witness.

OVERSIGHT

Committee on Resources: Subcommittee on Energy and Mineral Resources concluded oversight hearings on Royalty-In-Kind for Federal oil and gas production (Part II). Testimony was heard from Robert Brown, Associate Director, Minerals Management Service, Department of the Interior; and public witnesses.

OVERSIGHT—U.S. CANADA PACIFIC SALMON TREATY NEGOTIATIONS

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held an oversight hearing on U.S.-Canada Pacific Salmon Treaty negotiations. Testimony was heard from James Pipkin, U.S. Special Negotiator for Pacific Salmon; Mary Beth West, Deputy Assistant Secretary, Oceans, Bureau of Oceans, Environment and Science, Department of State; David Benton, Commissioner, Pacific Salmon Treaty, State of Alaska; and public witnesses.

GREENHOUSE GAS REDUCTIONS

Committee on Resources: Subcommittee on Forests and Forest Health held a hearing on H. Con. Res. 151, expressing the sense of the Congress that the United States should manage its public domain national Forests to maximize the reduction of carbon dioxide in the atmosphere among many other objectives and that the United States should serve as an example and as a world leader in actively

managing its public domain national forests in a manner that substantially reduces the amount of carbon dioxide added to the atmosphere. Testimony was heard from James R. Lyons, Under Secretary, Natural Resources and Environment, USDA; and public witnesses.

CONFERENCE REPORT—AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, and against its consideration. The rule also provides that upon adoption of the resolution the House shall be considered to have adopted the concurrent resolution specified in section 3 of the resolution. Testimony was heard from Representatives Skeen and Kaptur.

MIR SAFETY

Committee on Science: Held a hearing on MIR Safety. Testimony was heard from the following officials of the NASA: Roberta L. Gross, Inspector General; and Frank Culbertson, Manager, Phase I Program, Lyndon B. Johnson Space Center; Marcia S. Smith, Specialist in Aerospace and Telecommunications Policy, Congressional Research Service, Library of Congress; and a public witness.

DEPARTMENT OF VETERANS AFFAIRS—STRATEGIC PLAN

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on the Department of Veterans Affairs strategic plan required by the Government Performance and Results Act. Testimony was heard from Cynthia M. Fagnoni, Associate Director, Health, Education, and Human Services Division, GAO; Dennis Duffy, Assistant Secretary, Policy and Planning, Department of Veterans Affairs; the following officials of the Department of Defense: Charles Cragin, Principal Deputy Assistant Secretary (Reserve Affairs); Gary Christopherson, Acting Principal Deputy Assistant Secretary (Health Affairs); and Lt. Gen. Norman Lezy, USAF, Deputy Assistant Secretary (Military Personnel Policy); Al Borrego, Assistant Secretary-Designate, Veterans' Employment and Training Services, Department of Labor; Dennis W. Snook, Specialist, Social Legislation, Education and Public Welfare Division, Congressional Research Service, Library of Congress; and representatives of veterans' organizations.

CHILD SUPPORT INCENTIVES LEGISLATION

Committee on Ways and Means: Subcommittee on Human Resources approved for full Committee action amended H.R. 2487, Child Support Incentive Act of 1997.

FUTURE OF SOCIAL SECURITY

Committee on Ways and Means: Subcommittee on Social Security continued hearings on the Future of Social Security for this Generation and the Next. Testimony was heard from public witnesses.

Joint Meetings

APPROPRIATIONS—DEFENSE

Conferees met to continue to resolve the differences between the Senate- and House-passed versions of H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998, but did not complete action thereon, and will meet again tomorrow.

RELIGIOUS INTOLERANCE IN EUROPE

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission concluded hearings to examine religious intolerance in participating States of the Organization on Security and Cooperation in Europe, focusing on government actions and policies inhibiting and restricting the profession and practice of religions or beliefs, and related measures, after receiving testimony from Ekaterina Smyslova, Institute of Religion and Law, Moscow, Russia; Rev. Drew Christiansen, United States Catholic Conference, Washington, D.C.; George Papaioannou, Bethesda, Maryland, on behalf of the Greek Orthodox Archdiocese of North and South America; James M. McCabe, San Diego, California, on behalf of the Watchtower Bible and Tract Society of Pennsylvania; W. Cole Durham, Jr., Brigham Young University School of Law, Provo, Utah, on behalf of the International Academy of Freedom of Religion and Belief; Shimon Samuels, Simon Wiesenthal Center, Paris, France; Laila Al-Marayati, Muslim Women's League, Los Angeles, California, on behalf of the Department of State Advisory Committee on Religious Freedom Abroad; Steven V. Selthoffer, Evangelical Christian Church, and Terry D. Jones, Christliche Gemeinde Koln, both of Cologne, Germany; and John Travolta, Chick Corea, and Issac Hayes, all of Hollywood, California, all on behalf of the Church of Scientology.

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Friday, September 19, 1997

Senate

Chamber Action

Routine Proceedings, pages 19579–19613

Measures Introduced: Two bills and one resolution were introduced, as follows: S. 1199–1200, and S. Con. Res. 53. **Page 19605**

FDA Modernization and Accountability Act: Senate resumed consideration of S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, with a modified committee amendment in the nature of a substitute. (The modification incorporated the language of Jeffords Amendment No. 1130, in the nature of a substitute.) **Page 19579**

Pending:

Jeffords Amendment No. 1130, in the nature of a substitute. **Page 19579**

Harkin Amendment No. 1137 (to Amendment No. 1130), authorizing funds for each of fiscal years 1998 through 2000 to establish within the National Institutes of Health an agency to be known as the National Center for Complementary and Alternative Medicine. **Page 19579**

Durbin Amendment No. 1140 (to Amendment No. 1130), to require that entities and individuals accredited to conduct review of device notifications be subject to the conflict of interest standards that apply to employees of the Food and Drug Administration. **Page 19583**

Durbin Amendment No. 1139 (to Amendment No. 1130), to eliminate provisions relating to the discretion of the Secretary of Health and Human Services to track devices or to conduct postmarket surveillance of devices. **Page 19586**

Senate will resume consideration of the bill and amendments pending thereto, on Tuesday, September 23, 1997, with a cloture vote on the bill to occur thereon.

Nominations Confirmed: Senate confirmed the following nominations:

Kenneth S. Apfel, of Maryland, to be Commissioner of Social Security for the term expiring January 19, 2001.

Gary Gensler, of Maryland, to be an Assistant Secretary of the Treasury.

Nancy Killefer, of Florida, to be Chief Financial Officer, Department of the Treasury. **Page 19613**

Nominations Received: Senate received the following nominations:

M. John Berry, of Maryland, to be an Assistant Secretary of the Interior.

Terrence J. Brown, of Virginia, to be an Assistant Administrator of the Agency for International Development.

Mary Ann Cohen, of California, to be a Judge of the United States Tax Court for a term of fifteen years after she takes office.

Seth Waxman, of the District of Columbia, to be Solicitor General of the United States.

7 Navy nominations in the rank of admiral.

Page 19613

Statements on Introduced Bills: **Page 19605**

Additional Cosponsors: **Page 19608**

Authority for Committees: **Page 19609**

Additional Statements: **Page 19609**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 2:37 p.m., until 9:30 a.m., on Tuesday, September 23, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 19613.)

Committee Meetings

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from R. Warren Meddoff, Plantation, Florida, formerly of Bukkehave, Inc.,

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. It will next meet on Monday, September 22.

Committee Meetings

No Committee meetings were held.

Joint Meetings

APPROPRIATIONS—DEFENSE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998.

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Monday, September 22, 1997

Senate

Chamber Action

Senate was not in session today. It will next meet on Tuesday, September 23, 1997, at 9:30 a.m.

Committee Meetings

MISSILE PROLIFERATION

Committee on Governmental Affairs: Subcommittee on International Security, Proliferation, and Federal Services concluded hearings to examine the availability of long range ballistic missile technology throughout the world, after

receiving testimony from William R. Graham, former Science Advisor to President Reagan and former Deputy Administrator, National Aeronautics and Space Administration; and W. Seth Carus, National Defense University, Fort McNair, Washington, D.C.

MICRO-CAP STOCK FRAUD

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings to examine the incidence and extent of fraud in the micro capital and penny stock markets in the United States and certain efforts to combat such fraud, receiving testimony from Arthur Levitt, Chairman, U.S. Securities and Exchange Commission; Joseph P. Borg, Alabama Securities Commission, Montgomery, on behalf of the North American Securities Administrators Association, Inc.; Barry R. Goldsmith, NASD Regulation, Inc., Washington, D.C.; Helen Sprecher, Philadelphia, Pennsylvania; Louis Poggi, Pembroke, New Hampshire; and Emile Murnan, St. Louis, Missouri.

Subcommittee recessed subject to call.

BANKRUPTCY CODE'S EFFECT ON RELIGIOUS FREEDOM/BANKRUPTCY JUDGESHIPS

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded hearings on proposed legislation to amend Section 548 of Title II of the United States Code (Bankruptcy Code) to exempt certain contributions to religious or other charitable organizations from being subject to recovery by trustees in bankruptcy proceedings, and to review the need for additional federal bankruptcy judgeships, after receiving testimony from Judge David R. Thompson, Chairman, Committee on the Administration of the Bankruptcy System, Judicial Conference of the United States; Richard M. Stana, Acting Associate Director, Administration of Justice Issues, General Government Division, General Accounting Office; Kenneth D. Whitehead, Falls Church, Virginia, former U.S. Assistant Secretary of Education, on behalf of the Catholic League for Religious and Civil Rights; Stephen Paul Goold, Crystal Evangelical Free Church, Minneapolis, Minnesota; Richard E. Flint, Pearson & Price, Corpus Christi, Texas; Steven T. McFarland, Christian Legal Society's Center for Law and Religious Freedom, Annandale, Virginia; Douglas Laycock, University of Texas Law School, Austin; Todd J. Zywicki, Mississippi College School of Law, Jackson; Donald S. Bernstein, Davis, Polk & Wardwell, New York, New York, on behalf of the National Bankruptcy Conference.

House of Representatives

Chamber Action

Reports Filed: No reports were filed today.

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Petri to act as Speaker pro tempore for today. **Page 19614**

Amendments: Amendments printed pursuant to the rule appear on page 19615.

Senate Messages: Message received from the Senate today appears on page 19614.

Referrals: S. 1198, to amend the Immigration and Nationality act to provide permanent authority for entry into the United States of certain religious workers was referred to the Committee on the Judiciary.

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

Adjournment: Met at 12 noon and adjourned at 12:03 p.m.

Committee Meetings

No Committee meetings were held.

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Tuesday, September 23, 1997

Senate

Chamber Action

Routine Proceedings, pages 19619–19693

Measures Introduced: Nine bills were introduced, as follows: S. 1201–1209. **Page 19669**

Measures Passed:

Austrian-American Day: Senate agreed to S. Res. 122, declaring September 26, 1997, as "Austrian-American Day". **Page 19689**

California Land Conveyance: Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 111, to authorize the Secretary of Agriculture to convey a parcel of unused agricultural land in Dos Palos, California, to the Dos Palos Ag Boosters for use as a farm school, and the bill was then passed, clearing the measure for the President. **Page 19690**

FDA Modernization and Accountability Act: Senate resumed consideration of S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, with a modified committee amendment in the nature of a substitute. (The modification incorporated the language of Jeffords Amendment No. 1130, listed below), taking action on further amendments proposed thereto, as follows: **Pages 19619, 19654, 19664**

Adopted:

Murray Amendment No. 1161, to modify the exemption requirements relating to national uniformity for nonprescription drugs to provide an exemption for a State or political subdivision requirement that protects the health and safety of children. **Page 19645**

Jeffords Amendment No. 1174, to maintain authority of the Food and Drug Administration to regulate tobacco. **Page 19649**

Jeffords Amendment No. 1175, to provide that an environmental impact statement prepared in accordance with certain regulations of the Food and Drug Administration shall be considered to meet the requirements of section 102(2)(C) of the National Environmental Policy Act of 1969. **Page 19649**

Jeffords (for Kennedy) Amendment No. 1152, to improve the standard for binding determinations with respect to the specification of valid scientific evidence with respect to the effectiveness of devices. **Page 19650**

Jeffords (for Wellstone) Amendment No. 1156, to provide for a study and report concerning the treatment of health care economic information. **Page 19650**

Jeffords (for DeWine) Modified Amendment No. 1136, to establish a program for the pediatric studies of drugs and pediatric uses for approved drugs. **Page 19650**

Jeffords (for Hatch) Amendment No. 1183, to provide for a disclaimer with respect to safety reports. **Pages 19647, 19649**

Jeffords (for Hatch/Wyden) Modified Amendment No. 1182, to improve the mission of the Food and Drug Administration. **Page 19646**

By 98 yeas to 2 nays (Vote No. 255), Jeffords Amendment No. 1130, in the nature of a substitute. **Page 19652**

Rejected:

By 40 yeas to 59 nays (Vote No. 252), Durbin Amendment No. 1140 (to Amendment No. 1130), to require that entities and individuals accredited to conduct review of device notifications be subject to the conflict of interest standards that apply to employees of the Food and Drug Administration. **Page 19619**

By 39 yeas to 61 nays (Vote No. 253), Durbin Amendment No. 1139 (to Amendment No. 1130), to eliminate provisions relating to the discretion of the Secretary of Health and Human Services to track devices or to conduct postmarket surveillance of devices. **Page 19620**

Reed Amendment No. 1177 (to Amendment No. 1130), to ensure that determinations of the Secretary with respect to the intended uses of a device are based on the proposed labeling only if such labeling is not false or misleading. (By 65 yeas to 35 nays (Vote No. 254), Senate tabled the amendment.) **Page 19621**

Senate upheld the ruling of the Chair which held that Harkin Amendment No. 1137 (to Amendment No. 1130), authorizing funds for each of fiscal years 1998 through 2000 to establish within the National Institutes of Health an agency to be known as the National Center for Complementary and Alternative Medicine was not germane, and the amendment thus fell. **Page 19641**

A unanimous-consent agreement was reached providing for further consideration of the bill on Wednesday, September 24, 1997, with a vote on passage to occur thereon. **Page 19652**

Campaign Reform—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 25, to reform the financing of Federal elections, and certain amendments to be proposed thereto. **Page 19652**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties:

Comprehensive Nuclear Test-Ban Treaty (Treaty Doc. 105–28);

Protocol Amending Tax Convention with Canada (Treaty Doc. 105–29); and

Extradition Treaty with India (Treaty Doc. 105–30).

The treaties were transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 19690**

Nominations Confirmed: Senate confirmed the following nominations:

1 Marine Corps nomination in the rank of general.

1 Navy nomination in the rank of admiral. **Pages 19690, 19693**

Nominations Received: Senate received the following nominations:

Received on Monday, September 22, during the adjournment:

Richard Frank Celeste, of Ohio, to be Ambassador to India. **Page 19693**

Communications: **Page 19666**

Executive Reports of Committees: **Page 19666**

Statements on Introduced Bills: **Page 19669**

Additional Cosponsors: **Page 19684**

Notices of Hearings: **Page 19685**

Additional Statements: **Page 19685**

Record Votes: Four record votes were taken today. (Total—255) **Pages 19620, 19641, 19652**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 7:04 p.m., until 12 noon, on Wednesday, September 24, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 19693.)

Committee Meetings

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 1193, to extend the authorization of the aviation insurance program of the Department of Transportation, with an amendment in the nature of a substitute;

S. 1196, to require the National Transportation Safety Board and individual foreign air carriers to address the needs of families of passengers involved in aircraft accidents involving foreign air carriers; and

The nominations of Robert L. Mallett, of Texas, to be Deputy Secretary, and W. Scott Gould, of the District of Columbia, to be Chief Financial Officer and Assistant Secretary, both of the Department of Commerce, and certain nominations for promotion in the United States Coast Guard.

AUTHORIZATION—ENDANGERED SPECIES

Committee on Environment and Public Works: Committee held hearings on S. 1180, authorizing funds for fiscal years 1998 through 2003 for programs of the Endangered Species Act, receiving testimony from Jamie Rappaport Clark, Director, U.S. Fish and Wildlife Service, Department of the Interior; Terry D. Garcia, Acting Assistant Secretary of Commerce for Oceans and Atmosphere/National Oceanic and Atmospheric Administration; and Montana Governor Marc Racicot, Helena, on behalf of the National Governors' Association and the Western Governors' Association.

Hearings continue tomorrow.

IRS REFORM

Committee on Finance: Committee held hearings to examine the current state of the Internal Revenue Service, focusing on its practices and procedures and its enforcement authorities to collect delinquent taxes, receiving testimony from Senators Grassley and Kerrey; Representative Hoyer; Joseph F. Lane, Menlo Park, California, on behalf of the National Association of Enrolled Agents; and Robert L. Goldstein and James A. Woehlke, both of the New York State Society of Certified Public Accountants, New York, New York.

Hearings continue tomorrow.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Corinne Claiborne Boggs, of Louisiana, to be Ambassador to the Holy See, R. Nicholas Burns, of Virginia, to be Ambassador to Greece, Thomas M. Foglietta, of Pennsylvania, to be Ambassador to Italy, and Mark Robert Parris, of Virginia, to be Ambassador to the Republic of Turkey, after the nominees testified and answered questions in their own behalf. Ms. Boggs was introduced by Senators Breaux and Landrieu and Representatives Livingston and McCrery, Mr. Burns was introduced by Senator Kennedy, and Mr. Foglietta was introduced by Senators Specter and Santorum.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Thomas E. Mann, Brookings Institution, and Norman J. Ornstein, American Enterprise Institute, both of Washington, D.C.

Hearings continue tomorrow.

HEALTH CARE MARKET ANTITRUST POLICY

Committee on the Judiciary: Committee concluded hearings to examine competitive trends in the health care marketplace to assess the currency and effectiveness of antitrust law enforcement, after receiving testimony from James R. Nathan, Legacy Alliance, Fort Myers, Florida; William Kopit, Epstein Becker & Green, and Joe Sims, Jones, Day, Reavis & Pogue, both of Washington, D.C.; William J. Lynk, Lexecon Inc., Chicago, Illinois; and John C. McMeekin, Crozer-Keystone Health System, Media, Pennsylvania, on behalf of the American Hospital Association.

PROSTATE CANCER

Special Committee on Aging: Committee concluded hearings to examine detection and treatment options for prostate cancer, after receiving testimony from former Senator Dole; Nevada Governor Bob Miller, Carson City; David G. McLeod, Walter Reed Army Medical Center, Washington, D.C.; E. David Crawford, University of Colorado Cancer Center, Denver, on behalf of the National Prostate Cancer Education Council; Richard J. Babaian, University of Texas Cancer Center, Houston; Len Dawson, Northbrook, Illinois, on behalf of the American Foundation for Urologic Disease; and Bob and Carol Watson, Bronx, New York.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 2513–2532; and 6 resolutions, H. Con. Res. 155–156 and H. Res. 238–241, were introduced. **Page 19820**

Reports Filed: Reports were filed today as follows:

H.R. 2429, to reauthorize the Small Business Technology Transfer Program through fiscal year 2000, amended (H. Rept. 105–259 Part I);

Report on the Revised Subdivision Totals for Fiscal Year 1998 (H. Rept. 105–260);

H.R. 1948, to provide for the exchange of lands within Admiralty Island National Monument, amended (H. Rept. 105–261);

H. Con. Res. 131, expressing the sense of Congress regarding the ocean, amended (H. Rept. 105–262);

H. Res. 238, waiving points of order against the conference report to accompany H.R. 2209, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998 (H. Rept. 105–263);

H. Res. 239, providing for consideration of H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998 (H. Rept. 105–264);

Conference report on H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998 (H. Rept. 105–265); and

H.R. 1787, to assist in the conservation of Asian elephants by supporting and providing financial resources for the conservation programs of nations within the range of Asian elephants and projects of persons with demonstrated expertise in the conservation of Asian elephants (H. Rept. 105–266 Part 1). **Pages 19745, 19820**

Recess: The House recessed at 1:08 p.m. and reconvened at 2:00 p.m. **Page 19698**

Corrections Calendar: On the call of the Corrections Calendar, the House passed H.R. 2343, to abolish the Thrift Depositor Protection Oversight Board by a yea and nay vote of 420 yeas with none voting "nay", Roll No. 416. **Pages 19701, 19743**

Agreed to the Committee amendment in the nature of a substitute. **Page 19702**

Suspensions: The House voted to suspend the rules and pass the following measures:

Commemorative Coin Program Act: H.R. 2414, amended, to provide for a 10-year circulating commemorative coin program to commemorate each of the 50 States (passed by a recorded vote of 413 ayes to 6 noes, Roll No. 417). **Pages 19705, 19744**

Arbitration in United States District Courts: S. 996, amended, to provide for the authorization of appropriations in each fiscal year for arbitration in United States district courts (passed by a recorded vote of 421 ayes with none voting "no", Roll No. 418). Agreed to amend the title. **Pages 19709, 19745**

Canadian Border Boat Landing Permit: H.R. 2027, to provide for the revision of the requirements for a Canadian border boat landing permit pursuant to section 235 of the Immigration and Nationality Act, and to require the Attorney General to report to the Congress on the impact of such revision (passed by a yea and nay vote of 412 yeas to 5 nays, Roll No. 419). **Pages 19710, 19801**

Crimes Against Children and Sexually Violent Offenders Registration: H.R. 1683, amended, to clarify the standards for State sex offender registration programs under the Jacob Wetterling Crimes Against Children and Sexually Violent Offender Registration Act (agreed to by a recorded vote of 415 ayes to 2 noes with 1 voting "present", Roll No. 420). **Pages 19714, 19802**

Carl B. Stokes U.S. Courthouse: H.R. 643, to designate the United States courthouse to be constructed at the corner of Superior and Huron Roads, in Cleveland, Ohio, as the "Carl B. Stokes United States Courthouse" (passed by a recorded vote of 420 ayes with none voting "no", Roll No. 421). **Pages 19719, 19803**

Howard T. Markey National Courts Building: H.R. 824, to redesignate the Federal building located at 717 Madison Place, NW., in the District of Columbia, as the "Howard T. Markey National Courts Building" (passed by a recorded vote of 420 ayes with none voting "no", Roll No. 422). **Pages 19723, 19804**

Robert J. Dole U.S. Courthouse: S. 1000, to designate the United States courthouse at 500 State Avenue in Kansas City, Kansas, as the "Robert J. Dole United States Courthouse"—clearing the measure for the President. **Pages 19724, 19804**

Kika de la Garza U.S. Border Station: H.R. 994, to designate the United States border station located in Pharr, Texas, as the "Kika de la Garza United States Border Station." **Page 19727**

Ronald H. Brown Federal Building: H.R. 29, to designate the Federal building located at 290 Broadway in New York, New York, as the "Ronald H. Brown Federal Building." **Pages 19729, 19804**

Oklahoma City National Memorial: S. 871, amended, to establish the Oklahoma City National Memorial as a unit of the National Park System; to designate the Oklahoma City Memorial Trust (passed by a recorded vote of 414 ayes to 7 noes, Roll No. 423). **Pages 19730, 19804**

National Wildlife Refuge Improvement: Agreed to the Senate amendments to H.R. 1420, to amend the National Wildlife Refuge System Administration Act of 1966 to improve the management of the National Wildlife Refuge System (agreed to by a recorded vote of 419 ayes to 1 no, Roll No. 424)—clearing the measure for the President. **Pages 19735, 19805**

Hood Bay Land Exchange: H.R. 1948, amended, to provide for the exchange of lands within Admiralty Island National Monument (passed by a recorded vote of 420 ayes with none voting "no", Roll No. 425). **Pages 19736, 19806**

Election of Guam Delegate: H.R. 1460, amended, to allow for election of the Delegate from Guam by other than separate ballot. **Page 19737**

Interior Appropriations Act for FY 1998: The House disagreed with the Senate amendments to H.R. 2107, making appropriations for the Department of the Interior, and related agencies for the fiscal year ending September 30, 1998, and agreed to a conference. Appointed as conferees Representatives Regula, McDade, Kolbe, Skeen, Taylor of North Carolina, Nethercutt, Miller of Florida,

Wamp, Livingston, Yates, Murtha, Dicks, Skaggs, Moran of Virginia, and Obey. **Page 19740**

Agreed to the Yates motion to instruct conferees to agree to the amendments of the Senate numbered 120, 121, 122. **Page 19740**

Labor, HHS, and Education Appropriations Act: The House disagreed with the Senate amendment to H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, and agreed to a conference. Appointed as conferees: Representatives Porter, Young of Florida, Bonilla, Istook, Miller of Florida, Dickey, Wicker, Northup, Livingston, Obey, Stokes, Hoyer, Pelosi, Lowey, and DeLauro. **Page 19743**

Agreed to the Obey motion to instruct conferees to insist on the Senate position to provide $368,716,000 for congregate meals for the elderly. **Page 19743**

Recess: The House recessed at 7:07 p.m. and reconvened at 9:00 p.m. **Page 19745**

Amendments: Amendments printed pursuant to the rule appear on page 19822.

Quorum Calls—Votes: Two yea-and-nay votes and eight recorded votes developed during the proceedings of the House today and appear on pages 19743, 19744, 19745, 19801, 19802, 19803, 19804, 19805, and 19806. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 11:39 p.m.

Committee Meetings

FAST TRACK AUTHORITY

Committee on Agriculture: Subcommittee on General Farm Commodities held a hearing to review fast track authority. Testimony was heard from Jeffrey Lang, Deputy U.S. Trade Representative; August Schumacher, Jr., Under Secretary, Farm and Foreign Agricultural Services, USDA; and public witnesses.

BUDGET ALLOCATIONS

Committee on Appropriations: Approved revised Section 302(b) budget allocations for fiscal year 1998.

INVESTIGATIVE DRUGS—SERIOUSLY ILL PATIENTS

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on Adequacy of Access to Investigative Drugs for Seriously Ill Patients. Testimony was heard from public witnesses.

NLRB REVIEW

Committee on Education and the Workforce: Subcommittee on Employer-Employee Relations held a hearing on Review of the National Labor Relations Board. Testimony was heard from public witnesses.

PROTECTING PRIVATE PROPERTY RIGHTS—STATE APPROACHES

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on State Approaches to Protecting Private Property Rights. Testimony was heard from Richard Russman, Senator, State of New Hampshire; Chip Campsen, Representative, State of South Carolina; and public witnesses.

COMMUNITY PROTECTION AND HAZARDOUS FUELS REDUCTION ACT

Committee on Resources: Subcommittee on Forests and Forest Health held a hearing on H.R. 2458, Community Protection and Hazardous Fuels Reduction Act of 1997. Testimony was heard from Robert Joslin, Deputy Chief, National Forest Systems, Forest Service, USDA; and public witnesses.

OVERSIGHT—DRAIN LAKE POWELL

Committee on Resources: Subcommittee on National Parks and Public Lands and the Subcommittee on Water and Power held a joint oversight hearing on the proposal to drain Lake Powell or reduce its water storage capability. Testimony was heard from Eluid L. Martinez, Commissioner, Bureau of Reclamation, Department of the Interior; Michael S. Hacskaylo, Acting Administrator, Western Area Power Administration, Department of Energy; Ted Stewart, Executive Director, Department of Natural Resources, State of Utah; Rita P. Pearson, Director, Department of Water Resources, State of Arizona; Jim Lochhead, Executive Director, Department of Natural Resources, State of Colorado; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Rules: Granted, by voice vote, an open rule on H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, providing one hour of general debate equally divided between the chairman and ranking minority member of the Committee on Appropriations. The rule provides for the adoption of the amendment printed in part 1 of the Rules Committee report. The rule waives points of order against provisions in the bill, as amended, for failure to comply with clause 2 (prohibiting unauthorized appropriations and legislative provisions in an appropriations bill) and clause 6 (prohibiting reappropriations in an appropriations bill) of rule XXI. The rule provides for, prior to the consideration of any other amendment, the consideration of the amendment numbered 1 in part 2 of the Rules Committee report, if offered by the Member designated in the report which may amend portions of the bill not yet read for amendment. The rule provides for consideration of the amendments printed in part 2 of the Rules Committee report, except for the amendment numbered 1, which may only be offered by a Member

designated in the report and only at the appropriate point in the reading of the bill, shall be considered as read, shall be debatable for the time specified and shall not be subject to further amendment or to a demand for a division of the question. The rule waives all points of order against the amendment numbered 2 in part 2 of the Rules Committee report. The rule waives points of order against the amendments numbered 1 and 3 in part 2 of the Rules Committee report for failure to comply with clause 2 (prohibiting unauthorized appropriations and legislative provisions in an appropriations bill) of rule XXI. The rule permits the Chairman of the Committee of the Whole to accord priority in recognition to those Members who have pre-printed their amendments in the Congressional Record prior to their consideration. The rule also allows the Chairman to postpone recorded votes and to reduce to five minutes the voting time on any postponed question, provided voting time on the first in any series of questions is not less than 15 minutes. Finally, the rule provides one motion to recommit, with or without instructions.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Rules: Granted by voice vote a rule waiving all points of order against the Conference Report to accompany H.R. 2209, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998, and against its consideration. Testimony was heard from Representatives Walsh and Serrano.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Ordered reported amended the following bills: H.R. 2513, to amend the Internal Revenue Code of 1986 to restore and modify the provision of the Taxpayer Relief Act of 1997 relating to exempting active financing income from foreign personal holding company income and to provide for the nonrecognition of gain on the sale of stock in agricultural processors to certain farmers' cooperatives; and H.R. 2487, Child Support Incentive Act of 1997.

Joint Meetings

AMERICAN LEGION

Joint Hearing: Senate Committee on Veterans Affairs and the House Committee on Veterans Affairs concluded joint hearings to review the legislative recommendations of the American Legion, after receiving testimony from Anthony G. Jordan, American Legion, Washington, D.C.

Wednesday, September 24, 1997

Senate

Chamber Action

Routine Proceedings, pages 19836–19938

Measures Introduced: Nine bills and three resolutions were introduced as follows: S. 1210–1218, and S. Res. 123–125. **Page 19914**

Measures Reported: Reports were made as follows:

S. 1216, to approve and implement the OECD Shipbuilding Trade Agreement. (S. Rept. No. 105–84)

S. 738, to reform the statutes relating to Amtrak, to authorize appropriations for Amtrak, with amendments. (S. Rept. No. 105–85)

S. 1020, to amend the National Foundation on the Arts and Humanities Act of 1965 and the Art and Artifacts Indemnity Act to improve and extend the Acts, with an amendment in the nature of a substitute. (S. Rept. No. 105–86)

H.R. 2443, to designate the Federal building located at 601 Fourth Street, N.W., in the District of Columbia, as the "Federal Bureau of Investigation, Washington Field Office Memorial Building", in honor of William H. Christian, Jr., Martha Dixon Martinez, Michael J. Miller, Anthony Palmisano, and Edwin R. Woodriffe.

H. Con. Res. 99, expressing concern over recent events in the Republic of Sierra Leone in the wake of the recent military coup d'etat of that country's first democratically elected president.

S. Res. 123, honoring the memory of former Peace Corps Director Loret Miller Ruppe.

S. 1015, to provide for the exchange of lands within Admiralty Island National Monument, with an amendment in the nature of a substitute.

S. 1211, to provide permanent authority for the administration of au pair programs.

S. Con. Res. 51, expressing the sense of Congress regarding elections for the legislature of the Hong Kong Special Administrative Region. **Page 19907**

Measures Passed:

FDA Modernization and Accountability Act: By 98 yeas to 2 nays (Vote No. 256), Senate passed S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, as amended, and after taking action on the following amendment proposed thereto: **Page 19836**

Adopted:

Jeffords (for Hutchinson) Modified Amendment No. 1184 (to Amendment No. 1130), to improve the provisions relating to the application of Federal law to the practice of pharmacy compounding. **Page 19875**

Vessel Certificate of Documentation: Senate passed S. 542, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Far Horizons.* **Page 19935**

Vessel Certificate of Documentation: Senate passed S. 662, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Vortice,* after agreeing to a committee amendment in the nature of a substitute. **Page 19935**

Vessel Certificate of Documentation: Senate passed S. 880, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Dusken IV,* after agreeing to a committee amendment in the nature of a substitute. **Page 19935**

Commending Dr. Jason C. Hu: Senate agreed to S. Res. 125, commending Dr. Jason C. Hu, Representative of the Taipei Economic and Cultural Representative Office in the United States. **Page 19935**

Gold Medal Award: Senate passed H.R. 2248, to authorize the President to award a gold medal on behalf of the Congress to Ecumenical Patriarch Bartholomew in recognition of his outstanding and enduring contributions toward religious understanding and peace, clearing the measure for the President. **Page 19936**

Federal Building Designation: Senate passed H.R. 2443, to designate the Federal building located at 601 Fourth Street, N.W., in the District of Columbia, as the "Federal Bureau of Investigation, Washington Field Office Memorial Building", in honor of William H. Christian, Jr., Martha Dixon Martinez, Michael J. Miller, Anthony Palmisano, and Edwin R. Woodriffe, clearing the measure for the President. **Page 19937**

District of Columbia Appropriations: Senate began consideration of S. 1156, 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, 1998, taking action on amendments proposed thereto, as follows: **Page 19895**

Adopted:

Faircloth/Boxer Amendment No. 1248, to make technical corrections. **Page 19898**

Pending:

Coats Amendment No. 1249, to provide scholarship assistance for District of Columbia elementary and secondary school students. **Page 19898**

Wyden Amendment No. 1250, to establish that it is the standing order of the Senate that a Senator who objects to a motion or matter shall disclose the objection in the Congressional Record. **Pages 19899, 19904**

A unanimous-consent agreement was reached providing for further consideration of the bill and the amendments pending thereto, on Thursday, September 25, 1997. **Page 19937**

A motion was entered to close further debate on Amendment No. 1249, listed above and, by unanimous consent, a vote on the cloture motion will occur on Tuesday, September 30, 1997. **Page 19905**

Legislative Branch Appropriations—Conference Report: By 90 yeas to 10 nays (Vote No. 257), Senate agreed to the conference report on H.R. 2209, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998, clearing the measure for the President. **Page 19902**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Tax Convention with Ireland (Treaty Doc. 105–31).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 19935**

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

Transmitting the report concerning the continuation of the emergency with respect to UNITA; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–68). **Page 19906**

Nominations Confirmed: Senate confirmed the following nominations:

Sheila Foster Anthony, of Arkansas, to be a Federal Trade Commissioner for the term of seven years from September 26, 1995.

1 Air Force nomination in the rank of general. **Page 19936**

Nominations Received: Senate received the following nominations:

Arthur J. Tarnow, of Michigan, to be United States District Judge for the Eastern District of Michigan.

George Caram Steeh III, of Michigan, to be United States District Judge for the Eastern District of Michigan.

Shaun Edward Donnelly, of Indiana, to be Ambassador to the Democratic Socialist Republic of Sri Lanka, and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Maldives.

Edward S. Walker, Jr., of Maryland, to be Ambassador to Israel. **Page 19937**

Messages From the President: **Page 19905**

Messages From the House: **Page 19906**

Measures Referred: **Page 19906**

Communications: **Page 19907**

Executive Reports of Committees: **Page 19907**

Statements on Introduced Bills: **Page 19914**

Additional Cosponsors: Page 19925

Amendments Submitted: Page 19927

Notices of Hearings: Page 19930

Authority for Committees: Page 19931

Additional Statements: Page 19931

Record Votes: Two record votes were taken today. (Total–257) Pages 19876, 19904

Adjournment: Senate convened at 12 noon, and adjourned at 7:10 p.m., until 12 noon, on Thursday, September 25, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 19937.)

Committee Meetings

FEDERAL HOUSING FINANCE BOARD

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions and Regulatory Relief concluded oversight hearings on the operation of the Federal Housing Finance Board, which oversees the administration and enforcement of the Federal Home Loan Bank Act, after receiving testimony from Bruce A. Morrison, Chairman, Federal Housing Finance Board.

AIR QUALITY STANDARDS

Committee on Commerce, Science, and Transportation: Subcommittee on Manufacturing and Competitiveness concluded hearings to examine the economic impact of the Environmental Protection Agency's revisions to the particulate matter and ozone ambient standards on certain manufacturers, jobs, and competitiveness in the United States, after receiving testimony from Senator Inhofe; Representatives Dingell, Upton, and Shays; Jeffrey C. Smith, Institute of Clean Air Companies, Inc., Washington, D.C.; Scott Holman, Sr., Bay Cast Technologies, Bay City, Michigan; B.J. Mason, Mid-Atlantic Finishing, Capitol Heights, Maryland, on behalf of the American Electroplaters and Surface Finishers Society, the National Association of Metal Finishers, and the Metal Finishing Suppliers' Association; Benjamin E. Ramsey, Indiana Building and Construction Trades Council, Indianapolis; Arland Stephens, Norwich, Kansas, on behalf of the Kansas Farm Bureau; Jason Grumet, Northeast States for Coordinated Air Use Management, Boston, Massachusetts; and Art McGee, United Automobile, Aerospace and Agricultural Implement Workers of America, Flint, Michigan.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

S. 967, to amend the Alaska Native Claims Settlement Act and the Alaska National Interest Lands Conservation Act to benefit Alaska natives and rural residents, with an amendment in the nature of a substitute;

S. 1158, to amend the Alaska Native Claims Settlement Act, regarding the Huna Totem Corporation public interest land exchange, with an amendment in the nature of a substitute;

S. 1159, to amend the Alaska Native Claims Settlement Act, regarding the Kake Tribal Corporation public interest land exchange, with an amendment in the nature of a substitute;

S. 1092, to provide for a transfer of land interests in order to facilitate surface transportation between the cities of Cold Bay, Alaska, and King Cove, Alaska;

S. 1015, to provide for the exchange of lands within Admiralty Island National Monument, with an amendment in the nature of a substitute;

S. 846, to amend the Federal Power Act to remove the jurisdiction of the Federal Energy Regulatory Commission to license projects on fresh waters in the State of Hawaii;

S. 439, to provide for Alaska State jurisdiction over small hydroelectric projects, to address voluntary licensing of hydroelectric projects on fresh waters in the State of Hawaii, and to provide an exemption for a portion of a hydroelectric project located in the State of New Mexico, with amendments;

S. 587, to require the Secretary of the Interior to exchange certain lands located in Hindsdale, Colorado, with an amendment in the nature of a substitute. (As approved by the committee, the amendment incorporates provisions of H.R. 951, House companion measure.);

S. 588, to provide for the expansion of the Eagles Nest Wilderness within the Arapaho National Forest and the White River National Forest in Colorado, to include land known as the Slate Creek Addition, with an amendment in the nature of a substitute. (As approved by the committee, the amendment incorporates provisions of H.R. 985, House companion measure.);

S. 589, to provide for a boundary adjustment and land conveyance involving the Raggeds Wilderness, White River National Forest in Colorado, to correct the effects of earlier erroneous land surveys, with an amendment in the nature of a substitute. (As approved by the committee, the amendment incorporates provisions of H.R. 1019, House companion measure.);

S. 591, to transfer the Dillon Ranger District in the Arapaho National Forest to the White River National Forest in the State of Colorado, with an amendment in the nature of a substitute. (As approved by the committee, the amendment incorporates provisions of H.R. 1020, House companion measure.);

S. 750, to consolidate certain mineral interests in the National Grasslands in Billings County North Dakota, through the exchange of Federal and private mineral interests in order to enhance land management capabilities and environmental and wildlife protection, with an amendment in the nature of a substitute;

S. 660, to provide for the continuation of higher education through the conveyance of certain public lands in the State of Alaska to the University of Alaska, with an amendment in the nature of a substitute; and

The nominations of Ernest J. Moniz, of Massachusetts, to be Under Secretary, Mary Anne Sullivan, of the District of Columbia, to be General Counsel, Robert Wayne Gee, of Texas, to be Assistant Secretary for Policy, Planning, and Program Evaluation, Dan Reicher, of Maryland, to be Assistant Secretary for Energy Efficiency and Renewable Energy, John C. Angell, of Maryland, to be Assistant Secretary for Congressional and Intergovernmental Affairs, and Michael Telson, of the District of Columbia, to be Chief Financial Officer, all of the Department of Energy.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported H.R. 2443, to designate the Federal Building located at 601 Fourth Street, N.W., in the District of Columbia, as the "Federal Bureau of Investigation, Washington Field Office Memorial Building", in honor of William H. Christian, Jr., Martha Dixon Martinez, Michael J. Miller, Anthony Palmisano, and Edwin R. Woodriffe.

AUTHORIZATION—ENDANGERED SPECIES

Committee on Environment and Public Works: Committee concluded hearings on S. 1180, authorizing funds for fiscal years 1998 through 2003 for programs of the Endangered Species Act, after receiving testimony from former Senator James McClure, on behalf of the National Endangered Species Act Reform Coalition; Duane L. Shroufe, Arizona Game and Fish Department, Phoenix, on behalf of the International Association of Fish and Wildlife Agencies; and W. Henson Moore, on behalf of the American Forest and Paper Association and the Endangered Species Coordinating Council, Mark Van Putten, National Wildlife Federation, and Michael J. Bean, Environmental Defense Fund, all of Washington, D.C.

IRS REFORM

Committee on Finance: Committee continued hearings to examine the current state of the Internal Revenue Service, focusing on its practices and procedures and its enforcement authorities to collect delinquent taxes, receiving testimony from Jennifer Long, Agent, Darren Larsen, former Assistant District Counsel, Lawrence G. Lilly, former District Counsel, David Patnoe, former Revenue Officer, Bruce A. Strauss, former Senior Division Chief, Collections Division, and Shelley L. Davis, former Historian, all of the Internal Revenue Service, Department of the Treasury; Monsignor Lawrence F. Ballweg, New York, New York; Nancy Jacobs, Bakersfield, California; Katherine Lund Hicks, Apple Valley, California; David Burnham, Washington, D.C.; Robert S. Schriebman, Los Angeles, California; and Tom Savage, Lewes, Delaware.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

An original bill (S. 1211) to provide permanent authority for the administration of au pair programs;

An original bill to interpret the term "kidnapping" in extradition treaties to which the United States is a party;

S. Con. Res. 51, expressing the sense of the Congress regarding elections for the legislature of the Hong Kong Administrative Region;

H. Con. Res. 99, expressing concern over recent events in the Republic of Sierra Leone in the wake of the recent military coup d'etat of that country's first democratically elected President;

An original resolution (S. Res. 123) honoring the memory of former Peace Corps Director Loret Miller Ruppe; and

The nominations of Barbara K. Bodine, of California, to be Ambassador to the Republic of Yemen, Corinne Claiborne Boggs, of Louisiana, to be Ambassador to the Holy See, R. Nicholas Burns, of Virginia, to be Ambassador to Greece, Brian Dean Curran, of Florida, to be Ambassador to the Republic of Mozambique, Thomas J. Dodd, of the District of Columbia, to be Ambassador to the Republic of Costa Rica, Timberlake Foster, of California, to be Ambassador to the Islamic Republic of Mauritania, Thomas M. Foglietta, of Pennsylvania, to be Ambassador to Italy, Donna Jean Hrinak, of Virginia, to be Ambassador to the Republic of Bolivia, Curtis Warren Kamman, of the District of Columbia, to be Ambassador to the Republic of Colombia, Tom McDonald, of Ohio, to be Ambassador to the Republic of Zimbabwe, Mark Robert Parris, of Virginia, to be Ambassador to the Republic of Turkey, Nancy Jo Powell, of Iowa, to be Ambassador to the Republic of Uganda, Robin Lynn Raphel, of Washington, to be Ambassador to the Republic of Tunisia, Susan E. Rice, of the District of Columbia, to be Assistant Secretary of State for African Affairs, Peter L. Scher, of the District of Columbia, for the rank of Ambassador during his tenure of service as Special Trade Negotiator, Amelia Ellen Shippy, of Washington, to be Ambassador to the Republic of Malawi, Edward E. Shumaker, III, of New Hampshire, to be Ambassador to the Republic of Trinidad and Tobago, Johnny Young, of Maryland, to be Ambassador to the State of Bahrain, Nancy Dorn, of the District of Columbia, to be a Member of the Board of Directors of the Inter-American Foundation, Harold C. Pachios, of Maine, and Paula Dobrianksy, of Maryland, each to be a Member of the United States Advisory Commission on Public Diplomacy, and a Foreign Service Officer promotion list received by the Senate on September 4, 1997.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Thomas S. Foley, of Washington, to be Ambassador to Japan, Alphonse F. La Porta, of New York, to be Ambassador to Mongolia, and Stephen W. Bosworth, of Connecticut, to be Ambassador to the Republic of Korea, after the nominees testified and answered questions in their own behalf. Mr. Foley was introduced by Senators Gorton and Murray and Representative Hyde.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Ann McBride and Donald J. Simon, both of Common Cause, Norman J. Ornstein, American Enterprise Institute, Thomas E. Mann, Brookings Institution, Douglas C. Berman, Campaign Reform Project, Becky Cain, League of Women Voters, Edward H. Crane, CATO Institute, Curtis B. Gans, Committee for the Study of the American Electorate, and Ellen S. Miller, Public Campaign, all of Washington, D.C.; and Leo Troy, Rutgers University, Newark, New Jersey.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 1186, to reform Federal job training, vocational education, and adult education programs, with amendments; and

A list of nominations in the Public Health Service Commissioned Corps.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 2533–2543; and 1 resolution, H. Con. Res. 157, were introduced. **Page 20038**

Reports Filed: Reports were filed today as follows:

H. Res. 242, waiving points of order against the conference report to accompany H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998 (H. Rept. 105–267); and

H. Res. 243, providing for consideration of H.R. 901, to preserve the sovereignty of the United States over public lands and acquired lands owned by the United States, and to preserve State sovereignty and private property rights in non-Federal lands surrounding those public lands and acquired lands (H. Rept. 105–268). **Page 20038**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Hefley to act as Speaker pro tempore for today. **Page 19939**

Guest Chaplain: The prayer was offered by the guest Chaplain, Commissioner Robert A. Watson, National Commander, the Salvation Army. **Page 19939**

Journal: By a recorded vote of 324 ayes to 81 noes, Roll No. 427, the House agreed to the Speaker's approval of the Journal of Tuesday, September 23. Earlier, approved the Journal by a division vote of 157 yeas to 70 nays. **Pages 19939, 19940**

Motion to Adjourn: By a yea and nay vote of 59 yeas to 342 nays, Roll No. 426, rejected the Miller of California motion to adjourn. **Page 19939**

Motion to Adjourn: By a yea and nay vote of 124 yeas to 293 nays, Roll No. 429, rejected the Gephardt motion to adjourn. Earlier, agreed to table the motion to reconsider ordering the yeas-and-nays by a yea and nay vote of 217 yeas to 197 nays, Roll No. 428. **Page 19946**

Legislative Branch Appropriations: By a yea and nay vote of 309 yeas to 106 nays, Roll No. 432, the House agreed to the conference report to accompany H.R. 2209, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998. **Page 19952**

Agreed to H. Res. 238, the rule waiving points of order against consideration of the conference report by a recorded vote of 408 ayes to 5 noes, Roll No. 431. Earlier, agreed to order the previous question by a yea and nay vote of 237 yeas to 186 nays, Roll No. 430. **Page 19947**

Motion to Adjourn: Rejected the Tierney motion to adjourn by a recorded vote of 82 ayes to 325 noes, Roll No. 433. **Page 19960**

Presidential Message—National Emergency Re UNITA: Read a message from the President wherein he transmitted his notice concerning the national emergency with respect to the National Union for the Total Independence of Angola (UNITA)—referred to the Committee on International Relations and ordered printed (H. Doc. 105–134). **Page 19965**

Motion to Adjourn: Rejected the Miller of California motion to adjourn by a yea and nay vote of 66 yeas to 348 nays, Roll No. 434. **Page 19965**

Treasury, Postal Service Appropriations: The House disagreed with the Senate amendment to H.R. 2378, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998, and agreed to a conference. Appointed as conferees: Representatives Kolbe, Wolf, Livingston, Hoyer, and Obey. As additional conferees solely for consideration of Titles I through IV of the House bill, and Titles I through IV of the Senate

amendment, and modifications committed to conference: Representatives Istook, Northup, and Meek of Florida. **Page 19966**

By a recorded vote of 412 ayes to 2 noes with 6 voting "present," Roll No. 436, agreed to the Hoyer motion to instruct conferees to insist on the House position providing $514,000 for the fourth year of operation of the Exploited Child Unit of the National Center for Missing and Exploited Children. Earlier agreed to order the previous question by a yea and nay vote of 229 yeas to 199 nays. Roll No. 435. **Page 19966**

Motion to Adjourn: By a recorded vote of 70 ayes to 342 noes, Roll No. 437, rejected the Eshoo motion to adjourn. **Page 19976**

Commerce, Justice, State, and Judiciary Appropriations: The House completed general debate and began considering amendments to H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998. Consideration of amendments will resume on Thursday, September 25. **Page 19976**

Agreed To:

The Souder amendment that increases the Department of Justice Inspector General funding by $2 million and reduces INS funding by $3 million; **Page 20002**

The Ackerman amendment that identifies an additional $300,000 to investigate Nazi war criminals living in the United States; **Page 20003**

The Watt of North Carolina amendment that delays from March to June 1998 the implementation date for the INS to process fingerprint cards; **Page 20010**

The Schumer amendment that identifies $1 million for police recruitment programs; and **Page 20011**

The Jackson-Lee amendment that identifies $750,000 in juvenile justice programs funding to study pornography on the Internet. **Page 20018**

Pending:

The Hyde amendment was offered that seeks to allow an defendant who prevails in a Federal prosecution an opportunity to recover attorney fees unless the government establishes that it was substantially justified in initiating and prosecuting the case; **Page 19998**

The Scott amendment was offered that seeks to increase funding for the Boys and Girls Clubs by $80 million; special advocate program by $13 million; child abuse training program by $8 million; grants to combat violence against women by $40 million; residential substance abuse treatment grants by $37 million; drug courts by $76.7 million; and law enforcement family support programs by $4 million and decrease the funding for the violent offender incarceration and truth in sentencing incentive grants program by $258.7 million; **Page 20012**

The Waters amendment was offered that seeks to increase drug courts funding by $30 million and decrease the violent offender incarceration and truth in sentencing incentive grants funding accordingly; **Page 20015**

The Coburn amendment was offered that seeks to increase Juvenile Justice funding by $74.1 million and reduce Department of Commerce Advanced Technology Program funding accordingly; and **Page 20019**

The Norton amendment was offered that seeks to strike section 103 that prohibits funding for abortions in the Federal prison system. **Page 20023**

Withdrawn:

The Weygand amendment was offered but subsequently withdrawn that sought to delay the implementation date for the INS to process fingerprint cards. **Page 20009**

Agreed to H. Res. 239, the rule that is providing for consideration of the bill by a voice vote. Pursuant to the rule, the amendment printed in Part I of H. Rept. 105–264, that provides for an expedited judicial review to determine the legality and constitutionality of the use of sampling for purposes of apportionment or redistricting, was considered as adopted. **Page 19961**

Tribute to Americans of Austrian Heritage: The House agreed to H. Res. 217, recognizing the important contributions made by Americans of Austrian heritage. **Page 20026**

Senate Messages: Message received from the Senate today appears on page 19939.

Amendments: Amendments printed pursuant to the rule appear on page 20039.

Quorum Calls—Votes: Seven yea-and-nay votes and five recorded votes developed during the proceedings of the House today and appear on pages 19939, 19940, 19946, 19947, 19951, 19952, 19960, 19965, 19974, 19975, and 19976. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 11:21 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Ordered reported the following bills: H.R. 2493, amended, Forage Improvement Act of 1997; H.R. 1779, to make minor adjustment in the exterior boundary of the Devils Backbone Wilderness in the Mark Twain National Forest, MO, to exclude a small parcel of land containing improvements; H.R. 1789, to reauthorize the dairy indemnity program; and H.R. 2366, Census of Agriculture Act of 1997.

DEBIT CARDS AND UNSOLICITED LOAN CHECKS

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit held a hearing on issues relating to debit cards and unsolicited loan checks. Testimony was heard from Representatives

Lucas of Oklahoma, Hinchey and Barrett of Wisconsin; Laurence Meyer, member, Board of Governors, Federal Reserve System; and public witnesses.

SOCIAL SECURITY—PROTECTING ITS FUTURE

Committee on the Budget: Held a hearing on Protecting the Future of Social Security. Testimony was heard from Jose Pinera, former Minister of Labor and Social Security, Chile.

Hearings continue October 1.

SECURITY AND FREEDOM THROUGH ENCRYPTION (SAFE) ACT

Committee on Commerce: Ordered reported amended H.R. 695, Security and Freedom Through Encryption (SAFE) Act.

ELECTRICITY COMPETITION

Committee on Commerce: Subcommittee on Energy and Power held a hearing on Electricity Competition: Necessary Federal and State Roles. Testimony was heard from Jay E. Hakes, Administrator, Energy Information Administration, Department of Energy; Jeanne Shaheen, Governor, State of New Hampshire; Jeff Groscost, Representative, State of Arizona; Jackson E. Reasor, Jr., Senator, State of Virginia; Wayne Shirley, Chairman, Public Utility Commission, State of New Mexico; Denise Bode, Commissioner, Corporation Commission, State of Oklahoma; P. Gregory Conlon, President, Public Utilities Commission, State of California; Marsha H. Smith, Commissioner, Public Utilities Commission, State of Idaho; and public witnesses.

CONGRESSIONAL IMMUNITY

Committee on Government Reform and Oversight: Approved granting of Congressional immunity to certain witnesses.

DORNAN V. SANCHEZ—CONTESTED ELECTION

Committee on House Oversight: Ordered reported a resolution that the Office of the United States Attorney for the Central District of California file criminal charges against Hermandad Mexicana National for failure to comply with a valid subpoena under the Federal Contested Election Act.

FAST TRACK

Committee on International Relations: Subcommittee on International Economic Policy and Trade concluded hearings on Fast Track: On Course or Derailed? Necessary or Not? Testimony was heard from Stuart Eizenstat, Under Secretary, Economic and Agricultural Affairs, Department of State; and Timothy Hauser, Under Secretary, International Trade Administration, Department of Commerce.

CABLE TV INDUSTRY—COMPETITION

Committee on the Judiciary: Held an oversight hearing on the State of Competition in the Cable Television Industry. Testimony was heard from Reed Hundt, Chairman, FCC; and public witnesses.

OVERSIGHT—TEMPORARY AGRICULTURAL WORK VISA PROGRAMS

Committee on the Judiciary: Subcommittee on Immigration and Claims held an oversight hearing on temporary agricultural work visa programs. Testimony was heard from public witnesses.

MISCELLANEOUS MATTERS

Committee on Resources: Approved a motion to authorize the Chairman to issue subpoenas for the production of records related to the Committee's review of the designation of the Grand Staircase-Escalante National Monument.

The Committee also held a hearing on H.R. 1842, to terminate further development and implementation of the American Heritage Rivers Initiative. Testimony was heard from Representatives Johnson of Connecticut, Kanjorski, Herger, Stearns, Scott, Hastings of Washington, Reyes and Emerson; Kathleen A. McGinty, Chair, Council on Environmental Quality; and public witnesses.

CONFERENCE REPORT—DEFENSE APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Repesentatives Young of Florida and Murtha.

AMERICAN LAND SOVEREIGNTY PROTECTION ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 901, American Land Sovereignty Protection Act. The rule makes in order the Committee on Resources amendment in the nature of a substitute as an original bill for the purpose of amendment. The rule provides that the substitute shall be considered as read. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Young of Alaska and Miller of California.

EDUCATION—CURRICULUM DEVELOPMENT

Committee on Science: Held a hearing on Science, Math, Engineering and Technology Education—Curriculum Development. Testimony was heard from Bruce Alberts, President, National Academy of Sciences; and public witnesses.

MISCELLANEOUS TRANSPORTATION MEASURES; WATER RESOURCES SURVEY RESOLUTIONS

Committee on Transportation and Infrastructure: Ordered reported amended H.R. 2516, to extend the Intermodal Surface Transportation Efficiency Act of 1991 through March 31, 1998.

The Committee also approved the following: a Committee resolution on the reauthorization of surface transportation programs; and 2 Water Resources Survey Resolutions.

The Committee also concluded markup of H.R. 2400, Building Efficient Surface Transportation and Equity Act of 1997.

♦♦♦♦♦♦♦♦♦♦♦

Thursday, September 25, 1997

Senate

Chamber Action

Routine Proceedings, pages 20061–20140

Measures Introduced: Four bills and two resolutions were introduced, as follows: S. 1219–1222, and S. Res. 126–127 **Page 20121**

Measures Reported: Reports were made as follows:

S. Res. 126, authorizing supplemental expenditures by the Committee on Veterans' Affairs. (S. Rept. No. 105–87)

S. 363, to amend the Communications Act of 1934 to require that violent video programming is limited to broadcast after the hours when children are reasonably likely to comprise a substantial portion of the audience, unless it is specifically rated on the basis of its violent content so that it is blockable by electronic means specifically on the basis of that content, with amendments. (S. Rept. No. 105–89) **Page 20120**

Measures Passed:

Breast Cancer: Committee on Labor and Human Resources was discharged from further consideration of S. Res. 85, expressing the sense of the Senate that individuals affected by breast cancer should not be alone in the fight against the disease, and the resolution was then agreed to. **Page 20139**

Elderly Nutrition Program Anniversary: Committee on Labor and Human Resources was discharged from further consideration of S. Con. Res. 11, recognizing the 25th anniversary of the establishment of the first nutrition program for the elderly under the Older Americans Act of 1965, and the resolution was then agreed to. **Page 20139**

Au Pair Program Authority: Senate passed S. 1211, to provide permanent authority for the administration of au pair programs. **Page 20140**

Oklahoma City National Memorial Act: Senate concurred in the amendment of the House to S. 871, to establish the Oklahoma City National Memorial as a unit of the National Park System, and to designate the Oklahoma City Memorial Trust, clearing the measure for the President. **Page 20061**

District of Columbia Appropriations: Senate continued consideration of S. 1156, 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, 1998, taking action on amendments proposed thereto, as follows: **Pages 20064, 20111, 20131**

Pending:

Coats Modified Amendment No. 1249, to provide scholarship assistance for District of Columbia elementary and secondary school students. **Pages 20064, 20113**

Wyden Amendment No. 1250, to establish that it is the standing order of the Senate that a Senator who objects to a motion or matter shall disclose the objection in the Congressional Record. **Page 20064**

Graham/Mack/Kennedy Amendment No. 1252, to provide relief to certain aliens who would otherwise be subject to removal from the United States. **Pages 20112, 20131**

Mack/Graham/Kennedy Amendment No. 1253 (to Amendment No. 1252), in the nature of a substitute. **Pages 20113, 20131**

Senate will resume consideration of the bill on Tuesday, September 30, 1997.

Department of Defense Appropriations—Conference Report: By 93 yeas to 5 nays (Vote No. 258), Senate agreed to the conference report on H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998, clearing the measure for the President. **Page 20091**

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

Transmitting the report concerning the national emergency with respect to Angola; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–69). **Page 20119**

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 97 yeas (Vote No. 259 EX), Katharine Sweeney Hayden, of New Jersey, to be United States District Judge for the District of New Jersey. **Pages 20109, 20140**

Nominations Received: Senate received the following nominations:

David W. Wilcox, of Virginia, to be an Assistant Secretary of the Treasury.

Stanley Marcus, of Florida, to be United States Circuit Judge for the Eleventh Circuit.

Stanley Tuemler Escudero, of Florida, to be Ambassador to the Republic of Azerbaijan.

Daniel Fried, of the District of Columbia, to be Ambassador to the Republic of Poland.

James Carew Rosapepe, of Maryland, to be Ambassador to Romania.

Peter Francis Tufo, of New York, to be Ambassador to the Republic of Hungary.

B. Lynn Pascoe, of Virginia, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as Special Negotiator for Nagorno-Karabakh.

David Timothy Johnson, of Georgia, a Career Member of the Senior Foreign Service, Class of Counselor, for the rank of Ambassador during his tenure of service as Head of the United States Delegation to the Organization for Security and Cooperation in Europe (OSCE). **Page 20140**

Messages From the President: **Page 20119**

Messages From the House: **Page 20120**

Measures Placed on Calendar: **Page 20120**

Communications: **Page 20120**

Executive Reports of Committees: **Page 20120**

Statements on Introduced Bills: **Page 20122**

Additional Cosponsors: **Page 20129**

Amendments Submitted: **Page 20131**

Authority for Committees: **Page 20133**

Additional Statements: **Page 20133**

Record Votes: Two record votes were taken today. (Total–259) **Page 20109**

Adjournment: Senate convened at 12 noon, and adjourned at 7:24 p.m., until 9 a.m., on Friday, September 26, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 20140.)

Committee Meetings

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 7,400 military nominations in the Army, Navy, Air Force, and Marine Corps.

BUSINESS MEETING—ISTEA AUTHORIZATION

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported an original bill authorizing funds for the transit provisions of the Intermodal Surface Transportation Efficiency Act (ISTEA).

MOTOR VEHICLE SAFETY

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 852, to establish nationally uniform requirements regarding the titling and registration of salvage, nonrepairable, and rebuilt vehicles, after receiving testimony from William L. Brauch, Iowa Department of Justice, Des Moines, on behalf of the National Association of Attorneys General; Bernard E. Brown, Kansas City, Missouri, on behalf of the Consumer Federation of America; R. B. Dossett, Jr., Dossett Big 4, Tupelo, Mississippi, on behalf of the National Automobile Dealers Association; Peg Echols, State Farm Insurance Companies, Bloomington, Illinois; and Marcia McAllister, Schaumberg, Illinois, on behalf of the American Salvage Pool Association.

ENERGY EFFICIENCY

Committee on Energy and Natural Resources: Committee concluded hearings to examine the implementation of the Federal agency energy management provisions of the Energy Policy Act of 1992, after receiving testimony from John B. Goodman, Deputy Under Secretary of Defense for Industrial Affairs and Installations; John Archibald, Acting Director, Federal Energy Management Program, Office of Energy Efficiency and Renewable Energy, Department of Energy; Glenn Skovholt, Honeywell, Inc., Minneapolis, Minnesota, on behalf of the National Association of Energy Service Companies; Richard Frost, ICRC Energy Inc., Anchorage, Alaska; Jerry Hathaway, Arlington, Virginia, on behalf of the Chugach Alaska Corporation; and James P. Kovalcik, PNM Energy Partners, Washington, D.C., on behalf of the Edison Electric Institute.

PUBLIC LANDS

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management concluded hearings on S. 799, to transfer eighty acres of public land in Big Horn County, Wyoming, to the estate of Mr. Fred Steffens, S. 814, to transfer forty acres of public land in Big Horn County, Wyoming, to John R. and Margaret J. Lowe, and H.R. 960, to extinguish the Federal government's right of reversion to lands encumbered by a railroad right-of-way within Tulare, California, after receiving testimony from Mat Millenbach, Deputy Director, Bureau of Land Management, Department of the Interior.

IRS REFORM

Committee on Finance: Committee concluded hearings to examine the current state of the Internal Revenue Service, focusing on its practices and procedures and its enforcement authorities to collect delinquent taxes, after receiving testimony from Michael P. Dolan, Acting Commissioner of Internal Revenue, Department of the Treasury; Lynda D. Willis, Director, Tax Policy and Administration Issues, General Government Division, General Accounting Office; and certain protected witnesses.

SUDAN

Committee on Foreign Relations: Subcommittee on African Affairs concluded hearings to examine the incidence of religious persecution and human rights violations in Sudan, after receiving testimony from Gare A. Smith, Deputy Assistant Secretary of State/Bureau of Democracy, Human Rights and Labor; House of Lords Deputy Speaker Caroline Cox, London, England, on behalf of the Christian Solidarity International; Marc R. Nikkel, Episcopal Church of Sudan/Diocese of Bor, Nairobi, Kenya; and Jemera Rone, Human Rights Watch, Washington, D.C.

TREATIES

Committee on Foreign Relations: Committee concluded hearings on the Treaty of Maritime Boundaries between the United States and the United Mexican States, signed at Mexico City, May 4, 1978 (Treaty Doc. 96–6), the Protocol Between the United States and Canada Amending the 1916 Convention for the Protection of Migratory Birds in Canada and the United States, with a related exchange of notes, signed at Washington on December 14, 1995 (Treaty Doc. 104–28), the Protocol Between the Government of the United States and the Government of the United Mexican States Amending the Convention for the Protection of Migratory Birds and Game Mammals, signed at Mexico City on May 5, 1997 (Treaty Doc. 105–26), after receiving testimony from Senator Murkowski; Alaska Lt. Governor Fran Ulmer, Juneau; Mary Beth West, Deputy Assistant Secretary of State for Oceans, Science and Technology/Bureau of Oceans, and International Environmental and Scientific Affairs; Jamie Clark, Director, U.S. Fish and Wildlife Service, Department of the Interior; Myron Naneng, Sr., Native Migratory Birds Working Group/Association of Village Presidents, Anchorage, Alaska; and Roger Holmes, Minnesota Department of Natural Resources, St. Paul.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Lawrence M. Noble, General Counsel, and Trevor Potter, former Chairman, both of the Federal Election Commission; Anthony Corrado, Colby College, Waterville, Maine; Daniel R. Ortiz, University of Virginia, Charlottesville; Burt Neuborne, New York University School of Law, New York, New York; and Roger Pilon, CATO Institute, Washington, D.C.

Hearings continue on Tuesday, September 30.

GLOBAL TOBACCO SETTLEMENT

Committee on Labor and Human Resources: Committee resumed hearings to examine the scope and depth of the proposed settlement between State Attorneys General and tobacco companies to mandate a total reformation and restructuring of how tobacco products are manufactured, marketed, and distributed in America, focusing on the need to prevent young people from using tobacco products and other public health goals, receiving testimony from Donna E. Shalala, Secretary of Health and Human Services.

Hearings continue on Tuesday, September 30.

CAPITOL SECURITY

Committee on Rules and Administration: Committee held hearings to examine the security needs of the United States Capitol complex, receiving testimony from Gregory S. Casey, Senate Sergeant at Arms, Wilson Livingood, House Sergeant at Arms, Alan M. Hantman, Architect of the Capitol, and Gary L. Abrecht, Chief, U.S. Capitol Police, all on behalf of the U.S. Capitol Police Board.

Hearings were recessed subject to call.

COMMITTEE EXPENDITURES

Committee on Veterans' Affairs: On Wednesday, September 24, committee approved for reporting an original resolution (S. Res. 126) authorizing supplemental expenditures by the Committee on Veterans' Affairs.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 2544–2561; and 4 resolutions, H. Con. Res. 158–159 and H. Res. 244–245, were introduced. **Page 20220**

Reports Filed: Reports were filed today as follows:

H.R. 1313, a private bill, for the relief of Nancy B. Wilson (H. Rept. 105–269); and

H.R. 2516, to extend the Intermodal Surface Transportation Efficiency Act of 1991 through March 31, 1998, amended (H. Rept. 105–270). **Page 20220**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Emerson to act as Speaker pro tempore for today. **Page 20141**

Guest Chaplain: The prayer was offered by the guest Chaplain, the Rev. J.A. Panuska, S.J. of Scranton, Pennsylvania. **Page 20141**

Journal: By a recorded vote of 331 ayes to 78 noes, Roll No. 439, the House agreed to the Speaker's approval of the Journal of Wednesday, September 24. **Page 20141**

Motion to Adjourn: By a yea and nay vote of 71 yeas to 337 nays, Roll No. 438, rejected the Mink of Hawaii motion to adjourn. **Page 20142**

Motion to Adjourn: By a yea and nay vote of 82 yeas to 334 nays, Roll No. 440, rejected the Woolsey motion to adjourn. **Page 20148**

DOD Appropriations: By a yea and nay vote of 356 yeas to 65 nays, Roll No. 442, the House agreed to the

conference report to accompany H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998. **Page 20150**

Earlier, agreed to H. Res. 242, the rule waiving points of order against consideration of the conference report by a yea-and-nay vote of 419 yeas to 3 nays, Roll No. 442. **Page 20148**

Order of Business: Agreed that during further consideration of H.R. 2267, that (1) no further amendment shall be in order except amendments printed before September 25 in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII; amendments numbered 2 and 3 in part 2 of House Report 105–264; one amendment offered by Representative Rogers after consultation with Representative Mollohan; one amendment to the amendment printed in the Congressional Record and numbered 4; and pro forma amendments offered by the chairman or ranking minority member of the Committee on Appropriations or their designees; (2) each amendment shall be considered as read and (other than the amendments numbered 2 and 3 in part 2 of House Report 105–264 and the amendment numbered 4 and any amendment thereto) shall be debatable for 10 minutes equally divided and controlled by the proponent and an opponent; (3) the amendment numbered 4 shall be debatable for 60 minutes equally divided and controlled by the proponent and an opponent, except that if an amendment thereto if offered before that debate begins, then the amendment and the amendment thereto shall be debatable for 30 minutes equally divided and controlled by the original proponent and opponent; (4) the amendment numbered 4 may be offered only before noon on Friday, September 26, 1997, or after 5 p.m. on Monday, September 29, 1997; (5) the amendment numbered 2 in House Report 105–264 may be offered only on Tuesday, September 30, 1997; (6) the amendment numbered 4 and the amendment offered by Representative Rogers may be offered without regard to the stage of the reading; (7) after the sum of the number of motions to strike out the enacting words of the bill (as described in clause 7 of rule XXIII) or that the Committee rise offered by Members of the minority party reaches three, the chairman of the Committee of the Whole may entertain another such motion during further consideration of the bill only if offered by the chairman of the Committee on Appropriations or the Majority Leader or their designee. **Page 20199**

Commerce, Justice, State, and Judiciary Appropriations: The House continued consideration of amendments to H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998. The House completed general debate and considered amendments to the bill on September 24. **Page 20157**

Agreed To:

The Hyde amendment, debated on September 24, that allows any defendant who prevails in a federal prosecution an opportunity to recover attorney fees unless the government establishes that it was substantially justified in initiating and prosecuting the case (agreed to by a recorded vote of 340 ayes to 84 noes, Roll No. 443); **Page 20157**

The Mollohan amendment that increases funding for the Legal Services Corporation by $109 million and decreases funding for various programs at the Departments of Commerce, Justice, State, the Judiciary, and related agencies accordingly (agreed to by a recorded vote of 246 ayes to 176 noes, Roll No. 449); **Page 20161**

The Sanders amendment that increases funding for the United States Trade Representative by $1 million and decreases the Commerce Department salaries and expenses funding accordingly (agreed to by a recorded vote of 356 ayes to 64 noes, Roll No. 452); and **Page 20182**

The Rogers amendment that increases National Oceanic and Atmospheric Administration funding for implementing the non-point source pollution control program; and research on pfiesteria. **Page 20202**

Rejected:

The Scott amendment, debated on September 24, that sought to increase funding for the Boys and Girls Clubs by $80 million; special advocate program by $13 million; child abuse training program by $8 million; grants to combat violence against women by $40 million; residential substance abuse treatment grants by $37 million; drug courts by $76.7 million; and law enforcement family support programs by $4 million and decrease the funding for the violent offender incarceration and truth in sentencing incentive grants program by $258.7 million (rejected by a recorded vote of 129 ayes to 291 noes, Roll No. 444); **Page 20158**

The Waters amendment, debated on September 24, that sought to increase drug courts funding by $30 million and decrease the violent offender incarceration and truth in sentencing incentive grants funding accordingly (rejected by a recorded vote of 162 ayes to 259 noes, Roll No. 445); **Page 20159**

The Coburn amendment, debated on September 24, that sought to increase Juvenile Justice funding by $74.1 million and reduce Department of Commerce Advanced Technology Program funding accordingly (rejected by a recorded vote of 163 ayes to 261 noes, Roll No. 446); **Page 20160**

The Norton amendment, debated on September 24, that sought to strike section 103 that prohibits funding for abortions in the Federal prison system (rejected by a recorded vote of 155 ayes to 264 noes, Roll No. 447); **Page 20160**

The Hefley amendment that sought to decrease funding for the Economic Development Administration by $90 million (rejected by a recorded vote of 107 ayes to 305 noes, Roll No. 455); and **Page 20187**

The Hostettler amendment that sought to eliminate funding for the Advanced Technology Program (rejected by a recorded vote of 177 ayes to 235 noes, Roll No. 456). **Page 20195**

Points of order sustained:

A point of order was sustained against the Sanders amendment that sought to increase funding for the United States Trade Representative by $1 million and decrease the Commerce Department salaries and expenses funding accordingly (sustained the ruling of the Chair by a recorded vote of 231 ayes to 188 noes, Roll No. 451). **Page 20179**

Pending:

The Gilman amendment was offered that provides that not more than $356.2 million shall be available for obligation from State Department salaries and expenses funding until the Secretary of State has made one or more designations of organizations as foreign terrorist organizations; **Page 20208**

The Bartlett en bloc amendment that seeks to strike $54 million for payment of U.N. international organization arrearages and $46 million for payment of U.N. international peacekeeping activities arrearages; **Page 20210**

Rejected the Tierney motion to rise by a recorded vote of 102 ayes to 315 noes, Roll No. 448. **Page 20170**

Rejected the Gephardt motion to rise by a recorded vote of 119 ayes to 293 noes, Roll No. 450. **Page 20177**

Rejected the Becerra motion to rise by a recorded vote of 107 ayes to 294 noes, Roll No. 453. **Page 20187**

Rejected the Becerra motion to rise by a recorded vote of 103 ayes to 281 noes, Roll No. 454. **Page 20187**

On September 24, agreed to H. Res. 239, the rule that is providing for consideration of the bill by a voice vote. Pursuant to the rule, the amendment printed in Part I of H. Rept. 105–264, that provides for an expedited judicial review to determine the legality and constitutionality of the use of sampling for purposes of apportionment or redistricting, was considered as adopted. **Page 19961**

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998. **Page 20218**

Presidential Message—National Emergency Re Angola: Read a message from the President wherein he transmitted his report concerning the national emergency with respect to Angola—referred to the Committee on International Relations and ordered printed (H. Doc. 105–135). **Page 20218**

Library of Congress Trust Fund: The Chair announced the Speaker's appointment on the part of the House of Mr. Wayne Berman of the District of Columbia to the Library of Congress Trust Fund Board. **Page 20218**

Senate Messages: Messages received from the Senate today appear on pages 20141 and 20188.

Referrals: S. 542 to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Far Horizons*; S. 662, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Vortice*; and S. 880, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Dusken IV* were referred to the Committee on Transportation and Infrastructure. **Page 20219**

Amendments: Amendments printed pursuant to the rule appear on page 20222.

Quorum Calls—Votes: Four yea-and-nay votes and fifteen recorded votes developed during the proceedings of the House today and appear on pages 20142, 20148, 20149, 20157, 20158, 20159, 20160, 20170, 20176, 20177, 20181, 20186, 20187, 20189, 20194, and 20198. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 11:50 p.m.

Committee Meetings

FEDERAL AGRICULTURE IMPROVEMENT AND REFORM ACT

Committee on Agriculture: Subcommittee on Forestry, Resource Conservation, and Research approved for full Committee action amended H.R. 2534, Agricultural Research, Extension, and Education Reauthorization Act of 1997.

ELECTRONIC FUNDS TRANSFER—FEDERAL AGENCY PAYMENTS

Committee on Banking and Financial Services: Held a hearing on the Department of the Treasury's proposed rules regarding the management of federal agency payments through the use of Electronic Funds Transfer. Testimony was heard from John D. Hawke, Jr., Under Secretary, Domestic Finance, Department of the Treasury; John Dyer, Acting Principal Deputy Commissioner, SSA; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Commerce: Ordered reported amended the following bills: H.R. 1411, amended, Prescription Drug User Fee Reauthorization and Drug Regulatory Modernization Act of 1997; and H.R. 2469, amended, Food and Nutrition Information Reform Act of 1997.

FEDERAL WORKPLACE—EMPLOYMENT DISCRIMINATION

Committee on Government Reform and Oversight: Subcommittee on Civil Service concluded hearings on Em-

ployment Discrimination in the Federal Workplace, Part II. Testimony was heard from Representatives Canady and Herger; Ronald Stewart, Deputy Chief, Programs and Legislation, Forest Service, USDA; and public witnesses.

PFIESTERIA AND FOOD SAFETY

Committee on Government Reform and Oversight: Subcommittee on Human Resources held a hearing on Pfiesteria and Food Safety: The Federal and State Response. Testimony was heard from Terry Garcia, Acting Assistant Secretary, Oceans and Atmosphere, Department of Commerce; the following officials of the Department of Health and Human Services: Kenneth Olden, M.D., Director, National Institute of Environmental Health Sciences, NIH; Fred Shank, Director, Center for Food Safety and Applied Nutrition, FDA; and Richard J. Jackson, M.D., Director, National Center for Environmental Health, Centers for Disease Control and Prevention; Robert H. Wayland, III, Director, Office of Wetlands, Oceans and Watersheds, EPA; Parris N. Glendening, Governor, State of Maryland; David Bruton, M.D., Secretary, Health and Human Services, State of North Carolina; Randolph Gordon, M.D., Commissioner, Department of Health, State of Virginia; and public witnesses.

MISCELLANEOUS MEASURES

Committee on International Relations: Subcommittee on International Operations and Human Rights approved for full Committee action the following bills: H.R. 2232, amended, Radio Free Asia Act of 1997; and H.R. 2358, Political Freedom in China Act of 1997.

OVERSIGHT—ADMINISTRATIVE RULEMAKING—MONITORING ROLE OF CONGRESS

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held an oversight hearing on the Role of Congress in Monitoring Administrative Rulemaking. Testimony was heard from Senator Brownback; Representatives Hayworth and Kelly; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on the following bills: H.R. 1063, to amend the Webb-Kenyon Act to allow any State, territory, or possession of the United States to bring an action in Federal court to enjoin violations of that Act or to enforce the laws of such State, territory, or possession with respect to such violations; and H.R. 1534, Private Property Rights Implementation Act of 1997. Testimony was heard from Representatives Riggs and Ehrlich; John Dwyer, Acting Associate Attorney General, Department of Justice; and public witnesses.

NATIONAL FISH AND WILDLIFE FOUNDATION ESTABLISHMENT ACT AMENDMENTS

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held a hearing on H.R. 2376, National Fish and Wildlife Foundation Establishment Act Amendments of 1997. Testimony was heard from Representative Chenoweth; Jamie Rappaport Clark, Director, U.S. Fish and Wildlife Service, Department of the Interior; Sally Yozell, Deputy Assistant Secretary, Oceans and Atmosphere, NOAA, Department of Commerce; and public witnesses.

LAND CONVEYANCE

Committee on Resources: Subcommittee on Forests and Forest Health held a hearing on H.R. 434, to provide for the conveyance of small parcels of land in the Carson National Forest and the Santa Fe National Forest, NM, to the village of El Rito and the town of Jemez Springs, NM. Testimony was heard from Representative Redmond; Janice McDougle, Associate Deputy Chief, National Forest Systems, Forest Service, USDA; and David Sanchez, Mayor, Jemez Springs, New Mexico.

OVERSIGHT

Committee on Resources: Subcommittee on National Parks and Public Lands held an oversight hearing on Everglades National Park and the Miccosukee Tribe of Indians in Florida. Testimony was heard from Representative Diaz-Balart; Edward B. Cohen, Deputy Solicitor, Department of the Interior; and public witnesses.

DOMAIN NAME SYSTEM

Committee on Science: Subcommittee on Basic Research held a hearing on Domain Name System, Part I. Testimony was heard from Joseph Bordogna, Acting Deputy Director, NSF; Larry Irving, Assistant Secretary, Communication and Information, Department of Commerce; and public witnesses.

Hearings continue September 30.

PROMOTING TECHNOLOGY TRANSFER

Committee on Science: Subcommittee on Technology held a hearing on Promoting Technology Transfer by Facilitating Licenses to Federally-Owned Inventions. Testimony was heard from John G. Mannix, Associate General Counsel (Intellectual Property), NASA; and public witnesses.

YEAR 2000 COMPUTER COMPLIANCE ISSUES-IMPACT ON VA

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on the Year 2000 (Y2K) computer compliance issues and their impact on the Department of Veterans Affairs. Testimony was heard from Joel C. Willemssen, Director, Information Resources Management, Accounting and Information Management Division, GAO; D. Mark Catlett, Acting Assistant Secretary, Management, Acting Chief Information Officer,

Acting Chief Financial Officer, Department of Veterans Affairs; and Tom Shope, Acting Director, Division of Electronics and Computer Science, Office of Science Technology, Center for Devices and Radiological Health, FDA, Department of Health and Human Services.

HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT IMPLEMENTATION

Committee on Ways and Means: Subcommittee on Health held a hearing on implementation of the Health Insurance Portability and Accountability Act of 1996. Testimony was heard from Judy D. Moore, Deputy Director, Center for Medicaid and State Operations, Health Care Financing Administration, Department of Health and Human Services; Meredith Miller, Deputy Assistant Secretary, Policy, Pension and Welfare Benefits Administration, Department of Labor; J. Mark Iwry, Chief Benefits Tax Counsel, Department of the Treasury; Jay Angoff, Director, Department of Insurance, State of Missouri; and public witnesses.

OVERSIGHT—SSA'S DISABILITY REVIEWS

Committee on Ways and Means: Subcommittee on Social Security held an oversight hearing on the SSA's progress in conducting continuing disability reviews. Testimony was heard from Susan Daniels, Associate Commissioner, Office of Disability, SSA; and Jane L. Ross, Director, Income Security Issues, Health, Education, and Human Services Division, GAO.

Joint Meetings

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Conferees on Wednesday, September 24, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998.

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Friday, September 26, 1997

Senate

Chamber Action

Routine Proceedings, pages 20390–20507

Measures Introduced: Ten bills and one resolution were introduced, as follows: S. 1223–1232 and S. Res. 128. **Page 20459**

Reports of Committees: Reports were made as follows:

Reported on Thursday, September 25, 1997:

Special Report entitled "Further Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1998". (S. Rept. No. 105–88) **Page 20120**

Reported today:

Report to accompany the S. 1015, to provide for the exchange of lands within Admiralty Island National Monument. (S. Rept. No. 105–90) **Page 20459**

Measures Passed:

ERISA: Senate passed S. 1227, to amend title I of the Employee Retirement Income Security Act of 1974 to clarify treatment of investment managers under such title. **Page 20428**

Immigration Visa Waivers: Senate passed S. 1178, to amend the Immigration and Nationality Act to extend the visa waiver pilot program, after agreeing to the following amendments proposed thereto: **Page 20428**

McConnell (for Kyl/Leahy) Amendment No. 1254, to require a report on the development of an automated entry-exit control system. **Page 20429**

McConnell (for Hutchison) Amendment No. 1255, to require a report on the estimate number of nonimmigrants seeking entry into the United States. **Page 20429**

McConnell (for Abraham) Amendment No. 1256, to revise authority in fiscal year 1998 to cancel the removal of certain aliens. **Page 20429**

Public Housing Reform and Responsibility Act: Senate passed S. 462, to reform and consolidate the public assisted housing programs of the United States, and to redirect primary responsibility for these programs from the Federal Government to States and localities, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Page 20430**

McConnell (for Mack) Amendment No. 1257, in the nature of a substitute. **Page 20453**

Campaign Finance Reform: Senate began consideration of S. 25, to reform the financing of Federal elections. **Page 20395**

Senate will resume consideration of the bill on Monday, September 29, 1997.

Nominations Confirmed: Senate confirmed the following nominations:

Richard A. Lazzara, of Florida, to be United States District Judge for the Middle District of Florida.

Marjorie O. Rendell, of Pennsylvania, to be United States Circuit Judge for the Third Circuit.

Jeffrey Davidow, of Virginia, to be a Member of the Board of Directors of the Inter-American Foundation, for a term expiring September 20, 2002.

Robert L. Mallett, of Texas, to be Deputy Secretary of Commerce.

W. Scott Gould, of the District of Columbia, to be Chief Financial Officer, Department of Commerce.

W. Scott Gould, of the District of Columbia, to be an Assistant Secretary of Commerce.

Nancy Dorn, of the District of Columbia, to be Member of the Board of Directors of the Inter-American Foundation for a term expiring June 26, 2002.

23 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

11 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Coast Guard, Marine Corps, Navy, Public Health Service. **Page 20453**

Nominations Received: Senate received the following nominations:

Arthur Bienenstock, of California, to be an Associate Director of the Office of Science and Technology Policy.

Joseph B. Dial, of Texas, to be a Commissioner of the Commodity Futures Trading Commission.

James E. Hall, of Tennessee, to be a Member of the National Transportation Safety Board.

Alphonso Maldon, Jr., of Virginia, to be Deputy Secretary of Veterans Affairs. **Page 20505**

Messages From the House: **Page 20458**

Statements on Introduced Bills: **Page 20459**

Additional Cosponsors: **Page 20471**

Amendments Submitted: **Page 20472**

Notices of Hearings: **Page 20497**

Additional Statements: **Page 20497**

Adjournment: Senate convened at 9 a.m., and adjourned at 3:45 p.m., until 12 noon, on Monday, September 29, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 20502.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 2562–2568; 1 private bills, H.R. 2569; and 5 resolutions, H.J. Res. 94, H. Con. Res. 160, and H. Res. 246–248 were introduced. **Page 20388**

Reports Filed: Reports were filed today as follows:

Conference report on H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998 (H. Rept. 105–271);

H.R. 2487, to improve the effectiveness and efficiency of the child support enforcement program and thereby increase the financial stability of single parent families including those attempting to leave welfare, amended (H. Rept. 105–272);

H.R. 2165, to extend the deadline under the Federal Power Act applicable to the construction of FERC Project Number 3862 in the State of Iowa (H. Rept. 105–273);

H.R. 1262, to authorize appropriations for the Securities and Exchange Commission for fiscal years 1998 and 1999 (H. Rept. 105–274); and

H.R. 2472, to extend certain programs under the Energy Policy and Conservation Act (H. Rept. 105–275). **Pages 20247, 20387**

Order of Business—Continuing Resolution: It was made in order that the Committee on Appropriations be discharged from the further consideration of H.J. Res. 94, making continuing appropriations for the fiscal year 1998, when called up; and that it be in order at any time on Monday, September 29, 1997, or any day thereafter, to consider the joint resolution in the House; that the joint resolution be considered as read for amendment; that it be debatable for not to exceed one hour, to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Appropriations; and that the previous question be considered as ordered to final passage without intervening motion, except one motion to recommit, with or without instructions. **Page 20245**

Commerce, Justice, State, and Judiciary Appropriations: The House continued consideration of amendments to H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998. The House completed general debate and considered amendments to the bill on September 24 and 25. **Page 20335**

Agreed To:

The Burton of Indiana amendment that requires the Legal Services Corporation to implement a system of case information disclosure which shall apply to all basic field programs which receive funds; **Page 20337**

The Mollohan substitute amendment to the Doggett amendment that prohibits any funds to be made available to promote the sale or export of tobacco except for restrictions which are not applied equally to all tobacco or tobacco products of the same type; **Page 20341**

The Doggett amendment, as amended, that prohibits any funds to be made available to promote the sale or export of tobacco except for restrictions which are not applied equally to all tobacco or tobacco products of the same type; **Page 20342**

The Gilman amendment, debated on September 25, that provides that not more than $356.2 million shall be available for obligation from State Department salaries and expenses funding until the Secretary of State has made one or more designations of organizations as foreign terrorist organizations (agreed to by a recorded vote of

396 ayes to 6 noes with 6 voting "present", Roll No. 457); **Page 20349**

The Hoekstra amendment that prohibits any funds to be made available to pay the expenses of an election officer appointed by a court to oversee an election for the International brotherhood of Teamsters (agreed to by a recorded vote of 213 ayes to 189 noes, Roll No. 459); **Pages 20346, 20351**

The Smith of New Jersey amendment that prohibits any funds to be made available for a contract to assess a charge or fee upon U.S. citizens for information about U.S. passports; and **Page 20352**

The Barr amendment that prohibits any funds to be made available to conduct any study of the medicinal use or legalization of marihuana or any other drug or substance in schedule I under part B of the Controlled Substances Act. **Page 20354**

Rejected:

The Bartlett en bloc amendment, debated on September 25, that sought to strike $54 million for payment of U.N. international organization arrearages and $46 million for payment of U.N. international peacekeeping activities arrearages (rejected by a recorded vote of 165 ayes to 242 noes, Roll No. 458); **Page 20350**

Points of order sustained:

A point of order was sustained against the Fox amendment that sought to prohibit any funds to be made available to the Palestine Broadcasting Corporation. **Page 20346**

Withdrawn:

The Velázquez amendment was offered but subsequently withdrawn that sought to prohibit any funds to be used to deport or remove from the United States certain aliens; and **Page 20347**

The Kleczka amendment was offered but subsequently withdrawn that sought to prohibit any funds to be used to purchase fingerprint scanners unless the INS refunds the fees paid to it for designated fingerprinting service certification. **Page 20353**

On September 24, agreed to H. Res. 239, the rule that is providing for consideration of the bill by a voice vote. **Page 19961**

Meeting Hour—September 29: Agreed that when the House adjourns today, it adjourn to meet at 10:30 on Monday, September 29 for Morning Hour debate. **Page 20356**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, October 1. **Page 20356**

Senate Messages: Message received from the Senate today appears on page 20247.

Referrals: S. 1211, to provide permanent authority for the administration of au pair programs was referred to the Committee on International Relations; and S. Con. Res. 11, recognizing the 25th anniversary of the establishment of the first nutrition program for the elderly under the Older Americans Act of 1965 was referred to the Committee on Education and the Workforce. **Page 20386**

Amendments: Amendments ordered printed pursuant to the rule appear on page 20389.

Quorum Calls—Votes: Three recorded votes developed during the proceedings of the House today and appear on pages 20350, 20351, and 20389. There were no quorum calls.

Adjournment: Met at 9:00 a.m. and adjourned at 4:25 p.m.

Committee Meetings

MEDICAL DEVICE REGULATORY MODERNIZATION ACT

Committee on Commerce: Ordered reported amended H.R. 1710, Medical Device Regulatory Modernization Act of 1997.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia held an oversight hearing on the District of Columbia Metropolitan Police Department and the Booz-Allen MOC. Testimony was heard from Larry D. Soulsby, Chief, Metropolitan Police Department, District of Columbia; Eugene N. Hamilton, Chief Judge, Superior Court, District of Columbia; Mary Lou Leary, Acting United States Attorney, District of Columbia; and Gary Mathers, Senior Vice-President, Booz-Allen and Hamilton.

MISCELLANEOUS MEASURES

Committee on International Relations: Ordered reported H. Res. 188, urging the executive branch to take action regarding the acquisition by Iran of C–802 cruise missiles.

The Committee also began markup of H.R. 967, to prohibit the use of United States funds to provide for the participation of certain Chinese officials in international conferences, programs, and activities and to provide that certain Chinese officials shall be ineligible to receive visas and be excluded from admission to the United States.

Will continue September 29.

NATIONAL COMMISSION ON RESTRUCTURING THE IRS

Committee on Ways and Means: Subcommittee on Oversight continued hearings on the Recommendations of the National Commission on Restructuring the Internal Revenue Service with regard to taxpayer protections and rights. Testimony was heard from Representative Kingston; the following officials of the Department of the Treasury: Donald C. Lubick, Acting Assistant Secretary, Tax Policy; Michael P. Dolan, Acting Commissioner, Stuart Brown, Chief Counsel, and Lee R. Monks, Taxpayer Advocate, all

with the IRS; James R. White, Associate Director, Tax Policy and Administration, GAO; and public witnesses.

Joint Meetings

APPROPRIATIONS—VA/HUD

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 2158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998, but did not complete action thereon, and will meet again on Tuesday, September 30.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, but did not complete action thereon, and recessed subject to call.

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Monday, September 29, 1997

Senate

Chamber Action

Routine Proceedings, pages 20519–20603

Measures Introduced: Four bills were introduced, as follows: S. 1233–1236. **Page 20571**

Measures Passed:

Native American Programs: Senate passed S. 459, to amend the Native American Programs Act of 1974 to extend certain authorizations, after agreeing to a committee amendment in the nature of a substitute. **Page 20603**

Campaign Finance Reform: Senate resumed consideration of S. 25, to reform the financing of Federal elections, as modified, taking action on amendments proposed thereto, as follows: **Page 20519**

Pending:

Lott Amendment No. 1258, to guarantee that contributions to Federal political campaigns are voluntary. **Page 20528**

Lott Amendment No. 1259 (to Amendment No. 1258), in the nature of a substitute. **Page 20528**

Lott Amendment No. 1260 (to Amendment No. 1258), to guarantee that contributions to Federal political campaigns are voluntary. **Page 20528**

Lott Amendment No. 1261, in the nature of a substitute. **Page 20529**

Lott Amendment No. 1262 (to Amendment No. 1261), to guarantee that contributions to Federal political campaigns are voluntary. **Page 20529**

Motion to recommit the bill to the Committee on Rules and Administration with instructions to report back forthwith, with an amendment. **Page 20529**

Lott Amendment No. 1263 (to instructions of motion to recommit), to guarantee that contributions to Federal political campaigns are voluntary. **Page 20529**

Lott Amendment No. 1264 (to Amendment No. 1263), in the nature of a substitute. **Page 20529**

Lott Amendment No. 1265 (to Amendment No. 1264), to guarantee that contributions to Federal political campaigns are voluntary. **Page 20530**

Senate may resume consideration of the bill on Tuesday, September 30, 1997.

Continuing Appropriations, 1998—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.J. Res. 94, making continuing appropriations for the fiscal year 1998. **Page 20602**

Messages From the House: **Page 20570**

Communications: **Page 20570**

Statements on Introduced Bills: **Page 20571**

Additional Cosponsors: **Page 20595**

Amendments Submitted: **Page 20595**

Notices of Hearings: **Page 20597**

Authority for Committees: **Page 20597**

Additional Statements: **Page 20597**

Adjournment: Senate convened at 12 noon, and adjourned at 6:36 p.m., until 10 a.m., on Tuesday, September 30, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 20603.)

Committee Meetings

FBI CRIME LAB

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded oversight hearings to review the operations of the Federal Bureau of Investigation crime laboratory, after receiving testimony from Representative Wexler; Michael R. Bromwich, Inspector General, Donald W. Thompson, Jr., Acting Director, and Randall S. Murch, Deputy Assistant Director and Chief Scientific Officer, both of the FBI Laboratory Division, Edmund Kelso and Drew Richardson, both FBI Lab Unit Chiefs, William Tobin, FBI Chief Metallurgist, and James E. Corby, former FBI Lab Unit Chief, all of the Department of Justice; Barry A.J. Fisher, Los Angeles County Sheriffs Department, Los Angeles, California; Gerald B. Lefcourt, New York, New York, on behalf of the National Association of Criminal Defense Lawyers; Stephen M. Kohn, National Whistleblower Center,

Washington, D.C.; and Frederic Whitehurst, La Plata, Maryland.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 2570–2577; and 4 resolutions, H. Res. 249–252, were introduced.

Page 20711

Reports Filed: Reports were filed today as follows:

H.R. 695, to amend title 18, United States Code, to affirm the rights of United States persons to use and sell encryption and to relax export controls on encryption, amended (H. Rept. 105–108 Part 5);

H.R. 512, to prohibit the expenditure of funds from the Land and Water Conservation Fund for the creation of new National Wildlife Refuges without specific authorization from Congress pursuant to a recommendation from the United States Fish and Wildlife Service to create the refuge (H. Rept. 105–276);

H.R. 2233, to assist in the conservation of coral reefs, amended (H. Rept. 105–277);

H.R. 1476, to settle certain Miccosukee Indian land takings claims within the State of Florida (H. Rept. 105–278);

H.R. 2007, to amend the Act that authorized the Canadian River reclamation project, Texas, to direct the Secretary of the Interior to allow use of the project distribution system to transport water from sources other than the project amended (H. Rept. 105–279);

H. Res. 253, providing for consideration of H. Res. 244, demanding that the Office of the United States Attorney for the Central District of California file criminal charges against Hermandad Mexicana Nacional for failure to comply with a valid subpoena under the Federal Contested Elections Act (H. Rept. 105–280);

H. Res. 254, waiving points of order against the conference report to accompany H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998 (H. Rept. 105–281);

H. Res. 255, providing for consideration of H.R. 1370, to reauthorize the Export-Import Bank of the United States (H. Rept. 105–282);

H. Res. 256, providing for consideration of H.R. 1127, to amend the Antiquities Act to require an Act of Congress and the concurrence of the Governor and State legislature for the establishment by the President of national monuments in excess of 5,000 acres (H. Rept. 105–283); and

Conference report on H.R. 2378, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998 (H. Rept. 105–284).

Pages 20687, 20710

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Nethercutt to act as Speaker pro tempore for today. **Page 20604**

Recess: The House recessed at 10:43 a.m. and reconvened at 12:00 noon. **Page 20605**

Suspensions: The House agreed to suspend the rules and pass the following measures:

Au Pair Programs: S. 1211, to provide permanent authority for the administration of au pair programs (passed by a recorded vote of 377 ayes to 33 noes, Roll No. 462)—clearing the measure for the President.

Pages 20609, 20650

Clint and Fabens, Texas Independent School Districts Conveyance: H.R. 1116, to provide for the conveyance of the reversionary interest of the United States in certain lands to the Clint Independent School District and the Fabens Independent School District. **Page 20609**

Small Business Programs: H.R. 2261, amended, to reauthorize and amend the programs of the Small Business Act and the Small Business Investment Act (passed by a recorded vote of 397 ayes to 17 noes, Roll No. 463). Subsequently, the House passed S. 1139, a similar Senate-passed bill, after it was amended to contain the text of H.R. 2261 as passed the House; H.R. 2261 was then laid on the table; and the title of S. 1139 was amended.

Pages 20618, 20651

Child Support Incentive Act: H.R. 2487, amended, to improve the effectiveness and efficiency of the child support enforcement program and thereby increase the financial stability of single parent families including those attempting to leave welfare. **Page 20629**

Energy Policy and Conservation Act: H.R. 2472, to extend certain programs under the Energy Policy and Conservation Act (passed by a recorded vote of 405 ayes to 8 noes, Roll No. 464). **Pages 20634, 20662**

Suspensions—Votes Postponed: Further proceedings on motions to suspend the rules and pass the following measures were postponed until a subsequent legislative day:

Religious Workers Act: S. 1198, amended, to amend the Immigration and Nationality act to provide permanent authority for entry into the United States of certain religious workers; **Page 20607**

Refugee and Entrant Assistance: S. 1161, To Amend the Immigration and Nationality Act to authorize appropriations for refugee and entrant assistance for fiscal years 1998 and 1999; **Page 20608**

Sense of Congress Regarding the Ocean: H. Con. Res. 131, amended, expressing the sense of Congress regarding the ocean; **Page 20610**

Coral Reef Conservation Act: H.R. 2233, amended, to assist in the conservation of coral reefs; **Page 20613**

Canadian River Reclamation Project, Texas: H.R. 2007, amended, to amend the Act that authorized the Canadian River reclamation project, Texas, to direct the Secretary of the Interior to allow use of the project distribution system to transport water from sources other than the project; **Page 20615**

Miccosukee Settlement Act: H.R. 1476, to settle certain Miccosukee Indian land takings claims within the State of Florida; **Page 20616**

Securities and Exchange Commission Authorization Act: H.R. 1262, to authorize appropriations for the Securities and Exchange Commission for fiscal years 1998 and 1999; **Page 20632**

FERC Project in Iowa: H.R. 2165, to extend the deadline under the Federal Power Act applicable to the construction of FERC Project Number 3862 in the State of Iowa; **Page 20635**

Coastal Pollution Reduction Act: H.R. 2207, amended, to amend the Federal Water Pollution Control Act concerning a proposal to construct a deep ocean outfall off the coast of Mayaguez, Puerto Rico; **Page 20636**

Martin V. B. Bostetter, Jr. U.S. Courthouse: S. 819, to designate the United States courthouse at 200 South Washington Street in Alexandria, Virginia, as the "Martin V. B. Bostetter, Jr. United States Courthouse"; **Page 20638**

Howard M. Metzenbaum U.S. Courthouse: S. 833, to designate the Federal building courthouse at Public Square and Superior Avenue in Cleveland, Ohio, as the "Howard M. Metzenbaum United States Courthouse"; **Page 20639**

Ted Weiss U.S. Courthouse: H.R. 548, to designate the United States courthouse located at 500 Pearl Street in New York City, New York, as the "Ted Weiss United States Courthouse"; **Page 20639**

Aviation Insurance Reauthorization Act: H.R. 2036, amended, to amend chapter 443 of title 49, United States Code, to extend the authorization of the aviation insurance program; and **Page 20640**

William Augustus Bootle Federal Building and U.S. Courthouse: H.R. 595, to designate the Federal building and United States courthouse located at 475 Mulberry Street in Macon, Georgia, as the "William Augustus Bootle Federal Building and United States Courthouse". **Page 20643**

Recess: The House recessed at 2:32 p.m. and reconvened at 5:00 p.m. **Page 20644**

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 2378, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998. **Page 20644**

Order of Business—Treasury, Postal Service Conference Report: It was made in order that on Tuesday, September 30 or on any day thereafter, to consider the conference report to accompany H.R. 2378; that all points of order against the conference report and against its consideration be waived; and that the conference report be considered as read when called up. **Page 20644**

Motion to Adjourn: Rejected the Miller of California motion to adjourn by a yea and nay vote of 55 yeas to 339 nays, Roll No. 460. **Page 20644**

Continuing Resolution for FY 1998: The House passed H.J. Res. 94, making continuing appropriations for the fiscal year 1998, by a yea and nay vote of 355 yeas to 57 nays, Roll No. 461. **Page 20645**

Committee Election—Committee on Standards of Official Conduct: The House agreed to H. Res. 249, electing Representatives Smith of Texas, Hefley of Colorado, Goodlatte, and Knollenberg to the Committee on Standards of Official Conduct; and the House agreed to H. Res. 250 electing Representatives Sabo, Pastor, Fattah, and Lofgren to the same committee. **Page 20663**

Senate Messages: Message received from the Senate today appears on page 20604.

Amendments: Amendment ordered printed pursuant to the rule appears on page 20712.

Quorum Calls—Votes: Two yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 20644, 20650, 20651, and 20662. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 9:52 p.m.

Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Ordered reported the District of Columbia appropriations for fiscal year 1998.

MEDICARE WASTE, FRAUD, AND ABUSE

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on Medicare Waste, Fraud, and Abuse. Testimony was heard from Joel Willemssen, Director, Accounting and Information Management Division, GAO; and the following officials of the Department of Health and Human Services: George M. Reeb, Assistant Inspector General, Health Care Financing Audits, Office of the Inspector General; and Bruce Fried, Director,

Center for Health Plans and Providers, Health Care Financing Administration.

FREEDOM FROM GOVERNMENT COMPETITION ACT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on H.R. 716, Freedom from Government Competition Act of 1997. Testimony was heard from Senator Thomas; Ed DeSeve, Acting Deputy Director, Management, OMB; L. Nye Stevens, Director, Federal Management and Workforce Issues, GAO; Steve Goldsmith, Mayor, Indianapolis, Indiana; Shirley Ybarra, Deputy Secretary, Transportation, State of Virginia; and a public witness.

MISCELLANEOUS MEASURES

Committee on International Relations: Ordered reported amended the following bills: H.R. 2232, Radio Free Asia Act of 1997; and H.R. 2358, Political Freedom in China Act of 1997.

The Committee failed to approve H.R. 967, to prohibit the use of United States funds to provide for the participation of certain Chinese officials in international conferences, programs, and activities and to provide that certain Chinese officials shall be ineligible to receive visas and be excluded from admission to the United States.

EXPORT-IMPORT BANK REAUTHORIZATION

Committee on Rules: Granted by voice vote, a modified closed rule on H.R. 1370, to reauthorize the Export-Import Bank of the United States, providing one hour of general debate equally divided between the Chairman and ranking minority member of the Committee on Banking and Financial Services. The rule provides for consideration of the committee amendment in the nature of a substitute now printed in the bill as an original bill for the purpose of amendment and waives points of order against the amendment in the nature of a substitute for failure to comply with clause 7 of Rule XVI (relating to germaneness). The rule makes in order only those amendments printed in the report of the Committee on Rules. The rule provides that each amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, 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, shall not be subject to amendment, and shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole. The rule grants authority to the Chairman of the Committee of the Whole to postpone recorded votes and reduce voting time to 5 minutes provided that the first vote in a series is not less than 15 minutes. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Leach and Representatives Castle, LaFalce, and Vento.

NATIONAL MONUMENT FAIRNESS ACT

Committee on Rules: Granted, by voice vote, a modified closed rule on H.R. 1127, National Monument Fairness Act of 1997, providing one hour of general debate to be equally divided between the chairman and ranking minority member of the Committee on Resources. The rule makes in order the Committee on Resources amendment in the nature of a substitute as an original bill for purpose of amendment, which shall be considered as read. The rule provides for the consideration of the amendments printed in the report of the Committee on Rules, which shall be considered only in the order printed in the report, may be offered only by a Member designated in the report, 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, shall not be subject to amendment, and shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole. The rule allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce votes to five minutes on a postponed question if the vote follows a fifteen minute vote. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Hansen, Boehlert, Hostettler, and Vento.

DORNAN V. SANCHEZ—CONTESTED ELECTION

Committee on Rules: Granted, by a vote of 6 to 3, a closed rule on H. Res. 244, demanding that the Office of the United States Attorney for the Central District of California file criminal charges against Hermandad Mexicana Nacional for failure to comply with a valid subpoena under the Federal Contested Elections Act, providing one hour of debate equally divided between the chairman and ranking minority member of the Committee on House Oversight. The rule waives points of order against consideration of the resolution. Finally, the rule provides one motion to recommit which may not contain instructions and on which the previous question shall be considered as ordered. Testimony was heard from Chairman Thomas and Representatives Ehlers, Gejdenson, Hoyer, DeLauro, Furse, and Becerra.

CONFERENCE REPORT—ENERGY AND WATER APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998, and against its consideration. The rule also provides that the conference report shall be considered as read. Testimony was heard from Representatives McDade and Fazio.

Tuesday, September 30, 1997

Senate

Chamber Action

Routine Proceedings, pages 20722–20783

Measures Introduced: Five bills were introduced, as follows: S. 1237–1241. **Page 20767**

Measures Reported: Reports were made as follows:

Special Report entitled "Further Revised Allocation To Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1998". (S. Rept. No. 105–91)

S. 750, to consolidate certain mineral interests in the National Grasslands in Billings County, North Dakota, through the exchange of Federal and private mineral interests to enhance land management capabilities and environmental and wildlife protection, with an amendment in the nature of a substitute. (S. Rept. No. 105–92)

S. 1158, to amend the Alaska Native Claims Settlement Act, regarding the Huna Totem Corporation public interest land exchange, with an amendment in the nature of a substitute. (S. Rept. No. 105–93)

H. Con. Res. 8, expressing the sense of Congress with respect to the significance of maintaining the health and stability of coral reef ecosystems, with an amendment in the nature of a substitute. (S. Rept. No. 105–94)

S. Res. 126, authorizing supplemental expenditures by the Committee on Veterans' Affairs. **Page 20767**

Measures Passed:

Continuing Appropriations: By a unanimous vote of 99 yeas (Vote No. 261), Senate passed H.J. Res. 94, making continuing appropriations for fiscal year 1998, clearing the measure for the President. **Page 20741**

Energy Policy and Conservation Extension: Senate passed H.R. 2472, to extend certain programs under the Energy Policy and Conservation Act, after agreeing to the following amendment proposed thereto: **Page 20782**

Lott (for Murkowski) Amendment No. 1270, in the nature of a substitute. **Page 20782**

Michigan Land Transfer: Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 394, to provide for the release of the reversionary interest held by the United States in certain property located in the County of Iosco, Michigan, and the bill was then passed, clearing the measure for the President. **Page 20782**

Hood Bay Land Exchange Act: Senate passed H.R. 1948, to provide for the exchange of lands within Admiralty Island National Monument, clearing the measure for the President. **Page 20782**

Committee Supplemental Funds: Senate agreed to S. Res. 126, authorizing supplemental expenditures by the Committee on Veterans' Affairs. **Page 20783**

District of Columbia Appropriations: Senate resumed consideration of S. 1156, 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, 1998, taking action on amendments proposed thereto, as follows: **Pages 20722, 20746, 20748, 20760**

Adopted:

Wyden Amendment No. 1250, to establish that it is the standing order of the Senate that a Senator who objects to a motion or matter shall disclose the objection in the Congressional Record. **Page 20761**

By 69 yeas to 27 nays, 1 answering present (Vote No. 263), Byrd Amendment No. 1267, to prohibit alcoholic beverage advertisements on billboards, signs, posters, and other forms of advertising in certain publicly visible locations in the District of Columbia where children are likely to walk to school or play. **Pages 20752, 20760**

By 69 yeas to 27 nays, 1 answering present (Vote No. 263), Byrd Amendment No. 1268, to increase the number of ABC inspectors in the District of Columbia and focus enforcement on sales to minors. **Pages 20752, 20760**

By 69 yeas to 27 nays, 1 answering present (Vote No. 263), Byrd Amendment No. 1269, to require the General Accounting Office to study the effects of the low rate of taxation on alcohol in the District of Columbia. **Pages 20752, 20760**

Pending:

Coats Modified Amendment No. 1249, to provide scholarship assistance for District of Columbia elementary and secondary school students. **Page 20722**

Graham/Mack/Kennedy Amendment No. 1252, to provide relief to certain aliens who would otherwise be subject to removal from the United States. **Pages 20722, 20733**

Mack/Graham/Kennedy Modified Amendment No. 1253 (to Amendment No. 1252), in the nature of a substitute. **Page 20733**

Withdrawn:

Jeffords Amendment No. 1266, to provide for a regional education and workforce training system in the metropolitan Washington area, to improve the school facilities of the District of Columbia, and to fund such activities in part by an income tax on nonresident workers in the District of Columbia. **Page 20750**

During consideration of this measure today, Senate also took the following action:

By 58 yeas to 41 nays (Vote No. 260), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on Coats Modified Amendment No. 1249, listed above. **Page 20732**

U.S. District Courts Arbitration: Senate concurred in the amendments of the House to S. 996, to provide for the authorization of appropriations in each fiscal year for arbitration in the United States district courts, clearing the measure for the President. **Page 20782**

Energy and Water Development Appropriations—Conference Report: By a unanimous vote of 99 yeas (Vote No. 262), Senate agreed to the conference report on H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998, clearing the measure for the President. **Page 20755**

Department of the Treasury/Postal Service Appropriations Conference Report—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of the conference report on H.R. 2378, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998, on Wednesday, October 1, 1997. **Page 20782**

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

Transmitting the notice of the continuation of the Iran emergency; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–70). **Page 20765**

Nominations Received: Senate received the following nominations:

Kathryn Linda Haycock Proffitt, of Arizona, to be Ambassador to the Republic of Malta.

William H. Twaddell, of Rhode Island, to be Ambassador to the Federal Republic of Nigeria. **Page 20783**

Messages From the President: **Page 20765**

Messages From the House: **Page 20766**

Measures Referred: **Page 20766**

Communications: **Page 20766**

Statements on Introduced Bills: **Page 20767**

Additional Cosponsors: **Page 20772**

Amendments Submitted: **Page 20772**

Notices of Hearings: **Page 20777**

Authority for Committees: **Page 20778**

Additional Statements: **Page 20778**

Record Votes: Four record votes were taken today. (Total—263) **Pages 20732, 20741, 20760**

Adjournment: Senate convened at 10 a.m., and adjourned at 7:28 p.m., until 10 a.m., on Wednesday, October 1, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 20783.)

Committee Meetings

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Laura S. Unger, of New York, and Paul R. Carey, of New York, each to be a Member of the Securities and Exchange Commission, Dennis Dollar, of Mississippi, to be a Member of the National Credit Union Administration Board, Edward M. Gramlich, of Virginia, and Roger Walton Ferguson, of Massachusetts, each to be a Member of the Board of Governors of the Federal Reserve System, and Ellen Seidman, of the District of Columbia, to be Director of the Office of Thrift Supervision, Department of the Treasury, after the nominees testified and answered questions in their own behalf. Mr. Dollar was introduced by Senators Lott and Cochran.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Michael K. Powell, of Virginia, Harold W. Furchtgott-Roth, of the District of Columbia, and Gloria Tristani, of New Mexico, each to be a Member of the Federal Communications Commission, after the nominees testified and answered questions in their own behalf. Mr. Furchtgott-Roth was introduced by Senator Thurmond and Representative Bliley, Mr. Powell was introduced by Senators Warner and Robb, and Ms. Tristani was introduced by Senators Domenici and Bingaman.

FAST TRACK TRADE AUTHORITY

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the Administration's proposal to renew fast track trade negotiating authority, after receiving testimony from William M. Daley, Secretary of Commerce; and Charlene Barshefsky, United States Trade Representative.

CLIMATE CHANGE POLICY

Committee on Energy and Natural Resources: Committee concluded oversight hearings to examine the economic impact and analysis of a proposed climate change treaty on labor, electricity supply, and manufacturing, after receiving testimony from Cecil E. Roberts, United Mine Workers of America, and William A. Niskanen, Cato Institute, both of Washington, D.C.; Murray Weidenbaum, Washington University, St. Louis, Missouri; Ronald L. McMahan, Resource Data International, Inc. and Financial Times Energy, Boulder, Colorado; Richard Sandor, Centre Financial Products Limited, Chicago, Illinois; and Irving Mintzer, Global Business Network, Silver Spring, Maryland.

AUTHORIZATION—ENDANGERED SPECIES

Committee on Environment and Public Works: Committee ordered favorably reported S. 1180, authorizing funds for

programs of the Endangered Species Act, with amendments.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from former Vice President Walter F. Mondale; and former Senator Kassebaum.

Hearings continue on Tuesday, October 7.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Raymond C. Fisher, of California, to be Associate Attorney General, Department of Justice, Ronald Lee Gilman, of Tennessee, to be United States Circuit Judge for the Sixth Circuit, Sonia Sotomayor, of New York, to be United States Circuit Judge for the Second Circuit, Richard Conway Casey, to be United States District Judge for the Southern District of New York, James S. Gwin, to be United States District Judge for the Northern District of Ohio, Dale A. Kimball, to be United States District Judge for the District of Utah, Algenon L. Marbley, to be United States District Judge for the Southern District of Ohio, and Charles J. Siragusa, to be United States District Judge for the Western District of New York, after the nominees testified and answered questions in their own behalf. Mr. Fisher was introduced by Representatives Campbell and Berman, Mr. Gilman was introduced by Senators Thompson and Frist and Representative Ford, Ms. Sotomayor, and Messrs. Casey and Siragusa were introduced by Senator D'Amato, Messrs. Gwin and Marbley were introduced by Senators DeWine and Glenn, and Mr. Kimball was introduced by Senators Hatch and Bennett.

UNCONSTITUTIONAL SET-ASIDES

Committee on the Judiciary: Subcommittee on the Constitution, Federalism, and Property Rights concluded hearings to examine the use of racial and ethnic preferences in federal procurement programs, focusing on the constitutionality of Department of Transportation proposed regulations to modify the Disadvantaged Business Enterprise program for highway and transit projects, and a related Supreme Court decision in *Adarand* v. *Pena,* after receiving testimony from Senator McConnell; Representatives Scott and Canady; Nancy E. McFadden, General Counsel, Department of Transportation; Valery J. Pech, Adarand Constructors, Inc., Colorado Springs, Colorado; Janet Schutt, Schutt-Lookabill Contractors, Indianapolis, Indiana; George R. LaNoue, University of Maryland Graduate School, Baltimore; Eugene Volokh, UCLA Law School, Los Angeles, California; and Mark Tushnet, Georgetown University Law Center, and Michael Carvin, Cooper & Carvin, both of Washington, D.C.

GLOBAL TOBACCO SETTLEMENT

Committee on Labor and Human Resources: Committee resumed hearings to examine the scope and depth of the proposed settlement between State Attorneys General and tobacco companies to mandate a total reformation and restructuring of how tobacco products are manufactured, marketed, and distributed in America, focusing on the need to prevent young people from using tobacco products and other public health goals, receiving testimony from Louis W. Sullivan, Morehouse School of Medicine, Atlanta, Georgia, former Secretary of Health and Human Services; Ronald M. Davis, Center for Health Promotion and Disease Prevention/Henry Ford Health System, Detroit, Michigan, former Director, Office on Smoking and Health, Centers for Disease Control, Department of Health and Human Services; Washington State Attorney General Christine O. Gregoire, Olympia, on behalf of State Attorneys General; David S. Rosenthal, Harvard University Medical School, on behalf of the American Cancer Society, and Gregory N. Connolly, Massachusetts Department of Public Health, both of Boston, Massachusetts; and Stanley M. Chesley, Waite, Schneider, Bayless & Chesley Co., Cincinnati, Ohio, on behalf of the Castano Plaintiffs Litigation Committee.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 2578–2588; and 2 resolutions, H. Con. Res. 161–162, were introduced. **Page 20888**

Reports Filed: Reports were filed today as follows:

H.R. 1839, to establish nationally uniform requirements regarding the titling and registration of salvage, nonrepairable, and rebuilt vehicles, amended (H. Rept. 105–285 part 1);

Revised Subdivision of Budget Totals for Fiscal Year (H. Rept. 105–286). **Page 20888**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Thune to act as Speaker pro tempore for today. **Page 20784**

Journal Vote: By a yea-and-nay vote of 360 yeas to 56 nays, Roll No. 466, agreed to the Speaker's approval of the Journal of Monday, September 29. **Pages 20786, 20791**

Recess: The House recessed at 9:24 a.m. and reconvened at 10:00 a.m. **Page 20786**

Motion to Adjourn: Rejected the Velazquez motion to adjourn by a yea-and-nay vote of 132 yeas to 285 nays, Roll No. 465. **Page 20791**

Energy and Water Development Conference Report: By a yea and nay vote of 404 yeas to 17 nays, Roll No. 468, the House agreed to the conference report on H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998. **Page 20794**

Earlier, agreed to H. Res. 254, the rule waiving points of order against the conference report by a yea and nay vote of 415 yeas to 3 nays, Roll No. 467. **Page 20792**

Export-Import Bank Reauthorization: The House completed general debate and began considering amendments to H.R. 1370, to reauthorize the Export-Import Bank of the United States. Consideration will resume at a later date. **Page 20810**

Agreed To:

The Evans amendment that directs the Export-Import Bank to give preference to U.S. firms seeking assistance for activities in China to those that have adopted and adhered to a code of conduct for their international operations (agreed to by a recorded vote of 241 ayes to 182 noes, Roll No. 472); **Pages 20821, 20826**

The LaFalce amendment that renames the Export-Import Bank as the "American Export Bank" (agreed to by a recorded vote of 362 ayes to 56 noes, Roll No. 473). **Page 20827**

Rejected:

The Frank of Massachusetts amendment that sought to require community work requirements for members of Boards of Directors of firms receiving assistance from the Export-Import Bank. **Page 20824**

Rejected the McDermott motion to rise by a recorded vote of 128 ayes to 291 noes, Roll No. 470; and **Page 20821**

Rejected the DeLauro motion to rise by a recorded vote of 162 ayes to 257 noes, Roll No. 471. **Page 20825**

Agreed to H. Res. 255, the rule that is providing for consideration of the bill. Earlier, agreed to order the previous question by a yea and nay vote of 423 yeas to 3 nays, Roll No. 469. **Page 20805**

Treasury, Postal Service Appropriations: By a yea and nay vote of 220 yeas to 207 nays, Roll No. 474, the House agreed to the Conference Report on H.R. 2378, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998. **Page 20829**

Presidential Message—National Emergency Re Iran: Read a message from the President wherein he transmitted his report concerning the national emergency with respect to Iran—referred to the Committee on International Relations and ordered printed (H. Doc. 105–137). **Page 20838**

Commerce, Justice, State, and Judiciary Appropriations: By a yea and nay vote of 227 yeas to 199 nays, Roll No. 476, the House passed H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998. The House completed general debate and considered amendments to the bill on September 24, 25 and 26. **Page 20838**

Rejected the Bonior motion to recommit the bill to the Committee on Appropriations. **Page 20866**

On demand for a separate vote, agreed to the Hyde amendment that allows any defendant who prevails in a federal prosecution an opportunity to recover attorney fees unless the government establishes that it was substantially justified in initiating and prosecuting the case, by a voice vote. The amendment was agreed to in the Committee of the Whole on September 25 by a recorded vote of 340 ayes to 84 noes, Roll No. 443. **Page 20866**

Rejected:

The Mollohan amendment that sought to retain the full $381.8 million appropriated for Census 2000; strike committee-reported language fencing all but $100 million until enactment of authorizing legislation and prohibit the use of the un-fenced $100 million for activities relating to sampling; prohibit the use of any 1998 funds to make irreversible plans for the use of sampling or other statistical method in taking the census for purposes of congressional apportionment; and create a board of observers for a fair and accurate census (rejected by a recorded vote of 197 ayes to 228 noes, Roll No. 475). **Page 20839**

On September 24, agreed to H. Res. 239, the rule that is providing for consideration of the bill. **Page 19961**

Subpoena Enforcement In The Case of Dornan v. Sanchez: By a yea and nay vote of 219 yeas to 203 nays with 1 voting "present", Roll No. 478, the House agreed to H. Res. 244, as amended pursuant to the rule, demanding that the Office of the United States Attorney for the Central District of California file criminal charges against Hermandad Mexicana Nacional for failure to comply with a valid subpoena under the Federal Contested Elections Act. **Page 20876**

Agreed to H. Res. 253, the rule that provided for consideration of the resolution by a yea and nay vote of 221 yeas to 202 nays with 1 voting "present", Roll No. 477. Earlier, agreed by unanimous consent to amend the rule. **Page 20867**

Motion to Adjourn: Agreed to the Scarborough motion to adjourn by a yea and nay vote of 206 yeas to 183 nays, Roll No. 479. **Page 20886**

Suspensions: On Monday, September 29, the House agreed to suspend the rules and pass the following bills by voice vote:

Clint and Fabens, Texas Independent School Districts Conveyance: H.R. 1116, to provide for the conveyance of the reversionary interest of the United States in certain lands to the Clint Independent School District and the Fabens Independent School District. **Page 20609**

Child Support Incentive Act: H.R. 2487, amended, to improve the effectiveness and efficiency of the child support enforcement program and thereby increase the financial stability of single parent families including those attempting to leave welfare. **Page 20631**

Senate Messages: Messages received from the Senate today appear on pages 20787, 20821, and 20852.

Referrals: S. 459, to amend the Native American Programs Act of 1974 to extend certain authorizations, was referred to the committee on Resources. **Page 20887**

Quorum Calls—Votes: Ten yea-and-nay votes and five recorded votes developed during the proceedings of the House today and appear on pages 20791, 20793, 20804, 20809, 20821, 20825, 20826, 20828, 20837, 20861, 20866, 20876, 20885, and 20886. There were no quorum calls.

Adjournment: Met at 9:00 a.m. and adjourned at 12:34 a.m. on Wednesday, October 1.

Committee Meetings

OPM's REPORT ON IMPROPER HIRING PRACTICES AT NCUA

Committee on Banking and Financial Services: Subcommittee on General Oversight and Investigations held a hearing to review OPM's Report on Improper Hiring Practices at the National Credit Union Administration. Testimony was heard from Janice Lachance, Acting Director, OPM; and the following officials of the National Credit Union Administration: Norman D'Amours, Chairman; Shirlee Bowne, Vice-Chairman; and Yolanda Wheat, Board Member.

OVERVIEW—NIH PROGRAMS

Committee on Commerce: Subcommittee on Health and Environment held a hearing on an Overview of National Institutes of Health Programs. Testimony was heard from the following officials of the NIH, Department of Health and Human Services: Harold E. Varmus, M.D., Director; Francis Collins, M.D., Director, National Human Genome Research Institute; Donald Lindberg, M.D., Director, National Library of Medicine; David Lipman, M.D., National Library of Medicine; Richard Hodes, M.D., Director, National Institutes of Aging; Zach Hall, M.D., Director, National Institute of Neurological Disorders and Stroke; and Anthony S. Fauci, M.D., Director, National Institute of Allergy and Infectious Diseases.

COMMUNICATIONS SATELLITE COMPETITION AND PRIVATIZATION ACT

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection held a hearing on H.R. 1872, Communications Satellite Competition and Privatization Act of 1997. Testimony was heard from Regina M. Keeney, International Bureau Chief, FCC; Jack A. Gleason, Associate Administrator, International Affairs, National Telecommunications and Information Administration, Department of Commerce; and public witnesses.

PUBLIC AND PRIVATE SCHOOL CHOICE

Committee on Education and the Workforce: Subcommittee on Early Childhood, Youth and Families held a hearing on Public and Private School Choice. Testimony was heard from public witnesses.

REVIEW—FEDERAL EMPLOYEES COMPENSATION ACT

Committee on Education and the Workforce: Subcommittee on Workforce Protections held a hearing to Review the Federal Employees Compensation Act (FECA). Testimony was heard from the following officials of the Department of Labor: Shelby Hallmark, Acting Assistant Secretary, Office of Worker's Compensation Programs; and Charles Masten, Inspector General; and Mike Brostek, Associate Director, Federal Management and Workforce Issues, GAO.

MISCELLANEOUS MEASURES

Committee on Government Reform and Oversight: Ordered reported amended the following bills: H.R. 404, to amend the Federal Property and Administrative Services Act of 1949 to authorize the transfer to State and local governments of certain surplus property for use for law enforcement or public safety purposes; and H.R. 1962, Presidential and Executive Office Financial Accountability Act of 1997.

MISCELLANEOUS MEASURES

Committee on International Relations: Ordered reported amended H.R. 2386, United States-Taiwan Anti-Ballistic Missile Defense Cooperation Act.

The Committee also reconsidered its earlier action and ordered reported amended H.R. 967, to prohibit the use of United States funds to provide for the participation of certain Chinese officials in international conferences, programs, and activities and to provide that certain Chinese officials shall be ineligible to receive visas and be excluded from admission to the United States

ADMINISTRATION'S POLICY TOWARD ASIA

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on the Administration's Policy Toward Asia. Testimony was heard from Stanley Roth, Assistant Secretary, East Asian and Pacific Affairs, Department of State.

OVERSIGHT—SEEKING RESULTS FROM JUSTICE DEPARTMENT

Committee on the Judiciary: Held an oversight hearing on Seeking Results from the Department of Justice. Testimony was heard from Norman J. Rabkin, Director, Administration of Justice Issues, General Government Division, GAO; and Stephen R. Colgate, Assistant Attorney

General, Administration, Justice Management Division, Department of Justice.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property approved for full Committee action the following: H.R. 1534, amended, Private Property Rights Implementation Act of 1997; H.R. 1967, to amend title 17, United States Code, to provide that the distribution before January 1, 1978, of a phonorecord shall not for any purpose constitute a publication of the musical work embodied therein; H.R. 2265, amended, No Electronic Theft (NET) Act; and the Copyright Term Extension Act.

OVERSIGHT

Committee on Resources: Held an oversight hearing on issues surrounding use of fire as a management tool and its risks and benefits as they relate to the health of the National Forests and the EPA's National Ambient Air Quality Standards. Testimony was heard from Bruce Babbitt, Secretary of the Interior; Dan Glickman, Secretary of Agriculture; Carol M. Browner, Administrator, EPA; and public witnesses.

OVERSIGHT—BLM'S GRAZING REDUCTIONS

Committee on Resources: Subcommittee on National Parks and Public Lands held an oversight hearing on Grazing Reductions and other issues on BLM lands. Testimony was heard from Maitland Sharpe, Assistant Director, Renewable Resources and Planning, Department of the Interior; and public witnesses.

DOMAIN NAME SYSTEM

Committee on Science: Subcommittee on Basic Research continued hearings on Domain Name System (Part 2). Testimony was heard from public witnesses.

FAA'S EFFORTS TO CLOSE FLIGHT SERVICE STATIONS

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on FAA's efforts to close and consolidate flight service stations and to consider H.R. 1454, to prohibit the Administrator of the Federal Aviation Administration from closing certain flight service stations. Testimony was heard from Representative Riggs; Ronald E. Morgan, Director, Air Traffic, FAA, Department of Transportation; Nancy Flemming, Mayor, Eureka, California; and public witnesses.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Ordered reported the following bills: H.R. 1703, amended, Department of Veterans Affairs Employment Discrimination Prevention Act; and H.R. 2571, to authorize major medical facility projects and major medical facility leases for the Department of Veterans Affairs for fiscal year 1998.

FAST TRACK TRADE AUTHORITY

Committee on Ways and Means: Subcommittee on Trade held a hearing on the implementation of Fast Track Trade Authority. Testimony was heard from Representatives Gephardt, Kolbe, Visclosky, Blumenauer, Dooley of California and Moran of Virginia; Charlene Barshefsky, U.S. Trade Representative; and public witnesses.

GULFLINK BRIEFING

Permanent Select Committee on Intelligence: Meet in executive session to hold a briefing on Gulflink. The Committee was briefed by departmental witnesses.

Joint Meetings

APPROPRIATIONS—TREASURY/POSTAL SERVICE

Conferees on Monday, September 29, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2378, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain independent agencies for the fiscal year ending September 30, 1998.

APPROPRIATIONS—INTERIOR

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998.

APPROPRIATIONS—VA/HUD

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998.

AUTHORIZATION—FOREIGN ASSISTANCE

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 1757, to consolidate international affairs agencies, and to authorize funds for the Department of State and related agencies for fiscal years 1998 and 1999, but did not complete action thereon, and recessed subject to call.

Wednesday, October 1, 1997

Senate

Chamber Action

Routine Proceedings, pages 20925–20988

Measures Introduced: Six bills and one resolution were introduced, as follows: S. 1242–1247, and S. Res. 129. **Page 20974**

Measures Reported: Reports were made as follows:

S. 1173, to authorize funds for construction of highways, for highway safety programs, and for mass transit programs, with amendments. (S. Rept. No. 105–95) **Page 20974**

Measures Passed:

Commerce, Justice, State, the Judiciary Appropriations, 1998: Pursuant to the order of Thursday, July 24, 1997, Senate passed H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1022, Senate companion measure, as passed by the Senate on Tuesday, July 29, 1997, that the Senate insisted on its amendment, and the Chair appointed the following conferees on the part of the Senate: Senators Gregg, Stevens, Domenici, McConnell, Hutchison, Campbell, Cochran, Hollings, Byrd, Inouye, Bumpers, Lautenberg, and Mikulski. **Page 20945**

Subsequently, S. 1022 was indefinitely postponed and previous passage of the bill was vitiated. **Pages 20945, 20987**

National Flood Insurance Reauthorization: Committee on Banking, Housing, and Urban Affairs was discharged from further consideration of S. 1179, to amend the National Flood Insurance Act of 1968 to reauthorize the National Flood Insurance Program, and the bill was then passed. **Page 20988**

District of Columbia Appropriations: Senate resumed consideration of S. 1156, 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, 1998, taking action on amendments proposed thereto, as follows: **Page 20938**

Adopted:

Faircloth/Boxer Amendment No. 1271, to make a technical correction. **Page 20941**

Faircloth/Boxer Amendment No. 1272, of a technical nature. **Page 20941**

Faircloth/Boxer Amendment No. 1273, to express the sense of the Senate supporting the management teams and management reform plans authorized in the District of Columbia Management Reform Act of 1997. **Page 20941**

Faircloth (for Brownback) Amendment No. 1274, to ensure the effectiveness of the charter school program. **Page 20941**

Boxer (for Moynihan) Amendment No. 1275, to designate the year 2000 as the Year of the National Bicentennial Celebration for Washington, D.C.—the Nation's Capital. **Page 20941**

Boxer (for Byrd) Amendment No. 1276, to establish a remedial education pilot program in the District of Columbia in the District of Columbia public schools. **Page 20941**

Pending:

Coats Modified Amendment No. 1249, to provide scholarship assistance for District of Columbia elementary and secondary school students. **Page 20939**

Graham/Mack/Kennedy Amendment No. 1252, to provide relief to certain aliens who would otherwise be subject to removal from the United States. **Page 20938**

Mack/Graham/Kennedy Modified Amendment No. 1253 (to Amendment No. 1252), in the nature of a substitute. (By 2 yeas to 97 nays (Vote No. 265), Senate failed to table the amendment.) **Pages 20938, 20944**

Department of the Treasury/Postal Service Appropriations—Conference Report: By 55 yeas to 45 nays (Vote No. 264), Senate agreed to the conference report on H.R. 2378, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998, clearing the measure for the President. **Page 20925**

Religious Workers Act: Senate concurred in the amendments of the House to S. 1198, to amend the Immigration and Nationality Act to extend the special immigrant religious worker program, to amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to extend the deadline for designation of an effective date for paperwork changes in the employer sanctions program, and to require the Secretary of State to waive or reduce the fee for application and issuance of a nonimmigrant visa for aliens coming to the United States for certain charitable purposes, clearing the measure for the President. **Page 20987**

Appointments:

Advisory Committee on Student Financial Assistance: The Chair, on behalf of the President pro tempore, pursuant to Public Law 99–498, appointed Charles Terrell, of Massachusetts, to the Advisory Committee on Student Financial Assistance for a three-year term effective October 1, 1997. **Page 20987**

Nominations Received: Senate received the following nominations:

Steven J. Green, of Florida, to be Ambassador to the Republic of Singapore.

Daniel Charles Kurtzer, of Maryland, to be Ambassador to the Arab Republic of Egypt.

Duncan T. Moore, of New York, to be an Associate Director of the Office of Science and Technology Policy.

Steven Karl Pifer, of California, to be Ambassador to Ukraine. **Page 20988**

Messages From the House: **Page 20974**

Measures Placed on Calendar: **Page 20974**

Statements on Introduced Bills: **Page 20975**

Additional Cosponsors: **Page 20977**

Amendments Submitted: **Page 20978**

Notices of Hearings: **Page 20979**

Authority for Committees: **Page 20979**

Additional Statements: **Page 20980**

Record Votes: Two record votes were taken today. (Total—265) **Pages 20932, 20945**

Adjournment: Senate convened at 10 a.m., and adjourned at 5:02 p.m., until 10 a.m., on Friday, October 3, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 20988.)

Committee Meetings

RADIOACTIVE FALLOUT

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education, and Related Agencies held hearings to examine the findings of a National Cancer Institute report on radioactive fallout from atomic weapons tests conducted by the United States government in the 1950s, and the incidence of thyroid cancer in the State of Iowa, receiving testimony from Richard Klausner, Director, National Cancer Institute, National Institutes of Health, Department of Health and Human Services; Andrea Holden McGuire, Staff Physician, VA Medical Center (Des Moines, Iowa), Department of Veterans Affairs; Joseph L. Lyon, University of Utah, Salt Lake City; Jan Beyea, Consulting in the Public Interest, Lambertville, New Jersey; and Timothy J. Connor, Energy Research Foundation, Spokane, Washington.

Hearings were recessed subject to call.

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Jacques Gansler, of Virginia, to be Under Secretary of Defense for Acquisition and Technology, after the nominee testified and answered questions in his own behalf.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of William E. Kennard, of California, to be a Member of the Federal Communications Commission, after the nominee, who was introduced by Senator Moseley-Braun, testified and answered questions in his own behalf.

NATIONAL MEMORIAL/WILD HORSES PRESERVATION

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation, and Recreation concluded hearings on S. 940, to provide for a study of the establishment of Midway Atoll as a national memorial to the Battle of Midway, and H.R. 765, to ensure maintenance of a herd of wild horses in Cape Lookout National Seashore in North Carolina, after receiving testimony from Senator Helms; Representative Jones; Maureen Finnerty, Associate Director for Park Operations and Education, National Park Service, and John Rogers, Deputy Director, U.S. Fish and Wildlife Service, both of the Department of the Interior; Daniel I. Rubenstein, Princeton University, Princeton, New Jersey; James M. D'Angelo, Rockville, Maryland, and Rear Adm. Edward Feightner, USN (Ret.), Arlington, Virginia, both on behalf of the International Midway Memorial Foundation, Inc.; and Randall Davis, Midway Phoenix Corporation, Cartersville, Georgia; and Edward Feightner, Arlington, Virginia.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported the following measures:

An original bill to extend tariff proclamation authority and fast track procedures for congressional consideration of trade agreements; and

An original bill to expand the existing Caribbean Basin Initiative by providing for additional tariff preferences on certain products not previously covered by the program.

ALGERIA

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs concluded hearings to examine the current situation in Algeria, including recent human rights violations, after receiving testimony from Ronald E. Newmann, Deputy Assistant Secretary of State for Near Eastern Affairs; Mary-Jane Deeb, Middle East Institute, Washington, D.C.; and Lisa Anderson, Columbia University, New York, New York.

RELIGIOUS LIBERTY

Committee on the Judiciary: Committee held hearings to examine Congress' constitutional role in protecting religious liberty in the wake of the Supreme Court's decision in the case of *City of Boerne* v. *Flores* in which the court held the Religious Freedom Restoration Act unconstitutional under the 14th Amendment as applied to the States, receiving testimony from Douglas Laycock, University of Texas, Austin; Michael Stokes Paulsen, University of Minnesota Law School, Minneapolis; Erwin Chemerinsky,

University of Southern California Law Center, Los Angeles, California; and Daniel O. Conkle, Indiana University, Bloomington.

Hearings were recessed subject to call.

HEALTH INSURANCE COVERAGE

Committee on Labor and Human Resources: Committee concluded hearings to examine certain efforts to expand health insurance coverage, and S. 729, to amend title I of the Employee Retirement Income Security Act of 1974 to provide new portability, participation, solvency, and other health insurance protections and freedoms for workers in a mobile workforce, to increase the purchasing power of employees and employers by removing barriers to the voluntary formation of association health plans, to increase health plan competition providing more affordable choice of coverage, and to expand access to health insurance coverage for employees of small employers through open markets, after receiving testimony from Representative Fawell; Olena Berg, Assistant Secretary of Labor for Pension and Welfare Benefits; Glenn Pomeroy, North Dakota Department of Insurance, Bismarck, on behalf of the National Association of Insurance Commissioners; Patricia C. Gagne, Claim Technologies Incorporated, Des Moines, Iowa, on behalf of the Boys and Girls Club Workers Association; and Dale Gilliland, American Foam Center, Arlington, Virginia; and W. David Helms, Alpha Center, Dan Danner, National Federation of Independent Business, Judith G. Waxman, Families USA Foundation, and Mary Nell Lehnhard, Blue Cross Blue Shield Association, all of Washington, D.C.

SENATE ELECTION

Committee on Rules and Administration: Committee met in open and closed session and agreed to a committee motion to terminate the committee's investigation of issues with regard to petitions filed in connection with a contested United States Senate election held in Louisiana in November 1996.

NOMINATION

Select Committee on Intelligence: Committee concluded hearings on the nomination of Lt. Gen. John A. Gordon, USAF, to be Deputy Director of Central Intelligence, after the nominee, who was introduced by Senators Ashcroft and Bond, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 2589–2602; and 3 resolutions, H. Con. Res. 163–165, were introduced. **Page 20923**

Reports Filed: Reports were filed today as follows:

Report on the Revised Subdivision of Budget totals for Fiscal Year 1998 (H. Rept. 105–287);

H. Res. 257, to preserve the sovereignty of the United States over public lands and acquired lands owned by the United States, and to preserve State sovereignty and private property rights in non-Federal lands surrounding those public lands and acquired lands (H. Rept. 105–288);

H.R. 2464, to amend the Immigration and Nationality Act to exempt internationally adopted children under age 10 from the immunization requirement, amended (H. Rept. 105–289); and

H.R. 1270, to amend the Nuclear Waste Policy Act of 1982, amended (H. Rept. 105–290 Part 1). **Page 20923**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Quinn to act as Speaker pro tempore for today. **Page 20890**

Motion to Instruct Conferees: By a yea and nay vote of 412 yeas to 5 nays, Roll No. 480, agreed to the Doggett motion to instruct conferees on H.R. 1757, to consolidate international affairs agencies, to authorize appropriations for the Department of State and related agencies for fiscal years 1998 and 1999, to reject section 1601 of the Senate amendment, which provides for payment of all private claims against the Iraqi Government before those of U.S. veterans and the U.S. government (i.e., U.S. taxpayers). **Page 20894**

Motion to Adjourn: Rejected the Condit motion to adjourn by a recorded vote of 112 ayes to 295 noes, Roll No. 481. **Page 20903**

Antiquities Act: The House agreed to H. Res. 256, as amended, the rule to provide for consideration of H.R. 1127, to amend the Antiquities Act to require an Act of Congress and the concurrence of the Governor and State legislature for the establishment by the President of national monuments in excess of 5,000 acres. Earlier, agreed to the Solomon amendment that makes in order an amendment to H.R. 1127 to be offered only by Representative Hansen or his designee. **Page 20902**

Six Month Extension of ISTEA: Agreed by unanimous consent to consider H.R. 2516, to extend the Intermodal Surface Transportation Efficiency Act of 1991 through March 31, 1998, that an amendment to the bill be considered as adopted, and that the bill, as amended, be considered as passed. **Page 20908**

Motion to Adjourn: Rejected the Nadler motion to adjourn by a yea-and-nay vote of 207 yeas to 213 noes, Roll No. 483. **Page 20915**

Motion to Adjourn: Rejected the Schumer motion to adjourn by a yea-and-nay vote of 202 yeas to 211 noes, Roll No. 486. **Page 20918**

Suspensions—Votes Postponed From September 29: The House agreed to suspend the rules and pass the following measure debated on Monday, September 29.

Religious Workers Act: S. 1198, amended, to amend the Immigration and Nationality act to provide permanent authority for entry into the United States of certain religious workers—clearing the measure for the President; **Page 20914**

Suspensions—Failed: The House failed to agree to suspend the rules and pass the following measures debated on Monday, September 29:

Refugee and Entrant Assistance: S. 1161, to amend the Immigration and Nationality Act to authorize appropriations for refugee and entrant assistance for fiscal years 1998 and 1999 (with 2/3 required for passage, failed to pass by a yea and nay vote of 230 yeas to 193 nays, Roll No. 482); **Page 20914**

Sense of Congress Regarding the Ocean: H. Con. Res. 131, amended, expressing the sense of Congress regarding the ocean (with 2/3 required for passage, failed to pass by a yea and nay vote of 237 yeas to 175 nays, Roll No. 484); **Page 20916**

Coral Reef Conservation Act: H.R. 2233, amended, to assist in the conservation of coral reefs (with 2/3 required for passage, failed to pass by a recorded vote of 230 ayes to 181 noes, Roll No. 485); **Page 20917**

Canadian River Reclamation Project, Texas: H.R. 2007, amended, to amend the Act that authorized the Canadian River reclamation project, Texas, to direct the Secretary of the Interior to allow use of the project distribution system to transport water from sources other than the project (with 2/3 required for passage, failed to pass by a yea and nay vote of 226 yeas to 176 nays with 1 voting "present", Roll No. 487); **Page 20919**

Miccosukee Settlement Act: H.R. 1476, to settle certain Miccosukee Indian land takings claims within the State of Florida (with 2/3 required for passage, failed to pass by a yea and nay vote of 229 yeas to 176 nays, Roll No. 488); and **Page 20920**

Securities and Exchange Commission Authorization Act: H.R. 1262, to authorize appropriations for the Securities and Exchange Commission for fiscal years 1998 and 1999 (with 2/3 required for passage, failed to pass by a yea and nay vote of 230 yeas to 170 nays, Roll No. 489). **Page 20921**

Order of Business—Suspensions: Agreed by unanimous consent that further consideration of remaining motions to suspend the rules postponed from Monday, September 29 be postponed until, Monday, October 6. **Page 20922**

Senate Messages: Messages received from the Senate today appear on pages 20890, 20901, 20903.

Quorum Calls—Votes: Eight yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 20901, 20903, 20914, 20915, 20916, 20917, 20918, 20919, 20920, and 20921. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 2:57 p.m.

Committee Meetings

USDA'S GOVERNMENT PERFORMANCE AND RESULTS ACT STATEMENT

Committee on Agriculture: Subcommittee on Department Operations, Nutrition, and Foreign Agriculture held a hearing to review the USDA's Government Performance and Results Act statement. Testimony was heard from Robert Robinson, Director, Food and Agriculture Issues, Resources, Community and Economic Development Division, GAO; and Irwin David, Acting Chief Financial Officer, USDA.

FINANCIAL ACCOUNTING STANDARDS BOARD—ACCOUNTING RULES FOR DERIVATIVES

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises held a hearing on Financial Accounting Standards Board (FASB) accounting rules for derivatives. Testimony was heard from Arthur Levitt, Jr., Chairman, SEC; Susan Phillips, member, Board of Governors, Federal Reserve System; Edmund Jenkins, Chairman, Financial Accounting Standards Board; and public witnesses.

$50 BILLS—PRINTING FLAWS

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy held a hearing on Printing Flaws on the Redesigned $50 Bills. Testimony was heard from Larry Rolufs, Director, Bureau of Engraving and Printing, Department of the Treasury; Theodore E. Allison, Assistant to the Board, Federal Reserve System; and Bernard Ungar, Director, Government Business, GAO.

IMPLEMENTATION—CLEAN AIR ACT NAAQS REVISIONS—OZONE AND PARTICULATE MATTER

Committee on Commerce: Subcommittee on Health and Environment and the Subcommittee on Oversight and Investigations held a joint hearing on the Implementation of the Clean Air Act National Ambient Air Quality Standards (NAAQS) Revisions for Ozone and Particulate Matter. Testimony was heard from Carol M. Browner, Administrator, EPA; William A. Walaska, Senator, State of Rhode Island; Steve Morse, Senator, State of Minnesota; Brian Frosh, Senator, State of Maryland; Pat McCrory, Mayor, Charlotte, North Carolina; and public witnesses.

EMERGENCY STUDENT LOAN CONSOLIDATION ACT

Committee on Education and the Workforce: Ordered reported amended H.R. 2535, Emergency Student Loan Consolidation Act of 1997.

CONTRACTING OUT—SUCCESSES AND FAILURES

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on "Contracting Out—Successes and Failures." Testimony was heard from G. Edward DeSeve, Acting Deputy Director, Management, OMB; John Goodman, Deputy Under Secretary, (Industrial Affairs and Installations), Department of Defense; and public witnesses.

INTERNATIONAL ORGANIZED CRIME AND GLOBAL TERRORISM THREAT

Committee on International Relations: Held a hearing on the Threat from International Organized Crime and Global Terrorism. Testimony was heard from Louis J. Freeh, Director, FBI, Department of Justice; and public witnesses.

KENYA SITUATION

Committee on International Relations: Subcommittee on Africa approved for full Committee action amended H. Con. Res. 130, concerning the situation in Kenya.

OVERSIGHT—MARIHUANA REFERENDA IN AMERICA

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on marihuana referenda movement in America. Testimony was heard from Barry McCaffrey, Director, Office of National Drug Control Policy; and public witnesses.

ARMY REPORTS—CORRECTIVE ACTIONS—SEXUAL MISCONDUCT CASES

Committee on National Security: Subcommittee on Military Personnel held a hearing on the Department of the Army reports on and corrective actions related to recent cases of sexual misconduct and related matters. Testimony was heard from the following officials of the Department of the Army: Lt. Gen. Jared L. Bates, USA, Inspector General, Maj. Gen. Richard S. Siegfried, USA, Chair, Senior Review Panel on Sexual Harassment; Brig. Gen. Evelyn P. Foote, USA, Special Assistant to the Secretary; Togo D. West, Jr., Secretary; and Gen. Dennis J. Reimer, USA, Chief of Staff.

RUSSIAN NUCLEAR WEAPONS SECURITY

Committee on National Security; Subcommittee on Military Research and Development held a hearing on security of Russian nuclear weapons. Testimony was heard from Lisa Gordon-Hagerty, Director, Office of Emergency Response Defense Programs, Department of Energy; Arnold S. Warshawsky, Technology Assessment Group, Lawrence Livermore National Laboratory; and public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following measures: H. Con. Res. 151, amended, expressing the sense of the Congress that the United States should manage its public domain National Forests to maximize the reduction of carbon dioxide in the atmosphere among many other objectives and that the United States should serve as an example and as a world leader in actively managing its public domain national forests in a manner that substantially reduces the amount of carbon dioxide added to the atmosphere; H.R. 1856, amended, Volunteers for Wildlife Act of 1997; H.R. 2000, amended, to amend the Alaska Native Claims Settlement Act to make certain clarifications to the land bank protection provisions; H.R. 2259, King Cove Health and Safety Act of 1997; and H.R. 2402, amended, Water-Related Technical Corrections Act of 1997.

AMERICAN LAND SOVEREIGNTY PROTECTION ACT

Committee on Rules: Granted, by voice vote, a modified closed rule, providing 1 hour of debate on H.R. 901, American Land Sovereignty Protection Act. The rule makes in order the Committee on Resources amendment in the nature of a substitute as an original bill for the purpose of amendment, which shall be considered as read. The rule also makes in order an amendment to be offered by Representative Miller of California or his designee, which shall be considered as read, and shall be debatable for 60 minutes equally divided and controlled by the proponent and an opponent. The rule provides one motion to recommit, with or without instructions. Finally, the rule provides that House Resolution 243 is laid on the table.

SPACE SHUTTLE SAFETY

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on Space Shuttle Safety. Testimony was heard from the following officials of NASA: Wilbur Trafton, Associate Administrator, Office of Human Space Flight; and Paul M. Johnstone, Chairman, Aerospace Safety Advisory Panel; Allen Li, Associate Director, GAO; and a public witness.

FAA'S WIDE AREA AUGMENTATION SYSTEM—ALLEGATIONS OF COST OVERRUNS AND DELAYS

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on allegations of cost overruns and delays in the FAA's wide area augmentation system (WAAS). Testimony was heard from Gerald L. Dillingham, Associate Director, Transportation Issues, Resources, Community and Economic Development Division, GAO; the following officials of the Department of Transportation: Kenneth M. Mead, Inspector

General; and George L. Donohue, Associate Administrator, Research and Acquisitions, FAA; John R. Landon, Assistant Deputy Under Secretary, Space Systems and Architectures, Department of Defense; and public witnesses.

LAOGAI SLAVE LABOR PRODUCTS ACT

Committee on Ways and Means: Ordered reported amended H.R. 2195, Laogai Slave Labor Products Act of 1997.

Joint Meetings

APPROPRIATIONS—INTERIOR

Conferees on Tuesday, September 30, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 7 through September 30, 1997

	Senate	*House*	*Total*
Days in session	127	110	..
Time in session	21 hrs., 09	779 hrs., 41	..
Congressional Record:			
Pages of proceedings	10244	8265	..
Extensions of Remarks	..	1891	..
Public bills enacted into law	8	35	..
Private bills enacted into law	1	1	..
Bills in conference	1	9	..
Measures passed, total	223	346	..
Senate bills	58	15	..
House bills	57	153	..
Senate joint resolutions	4	2	..
House joint resolutions	7	9	..
Senate concurrent resolutions	16	7	..
House concurrent resolutions	15	35	..
Simple resolutions	67	125	..
Measures reported, total	*154	*267	..
Senate bills	92	1	..
House bills	11	177	..
Senate joint resolutions	2	1	..
House joint resolutions	2	7	..
Senate concurrent resolutions	10	..	..
House concurrent resolutions	2	8	..
Simple resolutions	35	73	..
Special reports	18	9	..
Conference reports	..	10	..
Measures pending on calendar	80	35	..
Measures introduced, total	1458	3100	..
Bills	1241	2588	..
Joint resolutions	36	94	..
Concurrent resolutions	53	162	..
Simple resolutions	128	256	..
Quorum calls	3	6	..
Yea-and-nay votes	263	192	..
Recorded votes	..	279	..
Bills vetoed	..	1	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 94 reports have been filed in the Senate, a total of 286 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 7 through September 30, 1997

Civilian nominations, totaling 406, disposed of as follows:	
Confirmed	173
Unconfirmed	228
Withdrawn	5
Civilian nominations (FS, PHS, CG, NOAA), totaling 2,524, disposed of as follows:	
Confirmed	2,284
Unconfirmed	240
Air Force nominations, totaling 6,769, disposed of as follows:	
Confirmed	6,745
Unconfirmed	24
Army nominations, totaling 6,190, disposed of as follows:	
Confirmed	6,186
Unconfirmed	4
Navy nominations, totaling 3,881, disposed of as follows:	
Confirmed	3,248
Unconfirmed	633
Marine Corps nominations, totaling 1,678, disposed of as follows:	
Confirmed	1,678
Unconfirmed	0

Summary

Total nominations received this session	21,448
Total confirmed	20,314
Total unconfirmed	1,129
Total withdrawn	5

Thursday, October 2, 1997

Senate

Chamber Action

Senate was not in session today. It will next meet on Friday, October 3, 1997, at 10 a.m.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 2603–2606; and 1 resolution, H. Con. Res. 166, were introduced. **Page 21010**

Reports Filed: Reports were filed today as follows:

H.R. 2571, to authorize major medical facility projects and major medical facility leases for the Department of Veterans Affairs for fiscal year 1998 (H. Rept. 105–291);

H.R. 1703, to amend title 38, United States Code, to provide for improved and expedited procedures for resolving complaints of unlawful employment discrimination arising within the Department of Veterans Affairs, amended (H. Rept. 105–292);

H.R. 2206, to amend title 38, United States Code, to improve programs of the Department of Veterans Affairs for homeless veterans, amended (H. Rept. 105–293);

H.R. 1789, to reauthorize the dairy indemnity program (H. Rept. 105–294);

H.R. 1779, to make a minor adjustment in the exterior boundary of the Devils Backbone Wilderness in the Mark Twain National Forest, Missouri, to exclude a small parcel of land containing improvements (H. Rept. 105–295 Part 1); and

H.R. 2366, to transfer to the Secretary of Agriculture the authority to conduct the census of agriculture (H. Rept. 105–296 Part 1). **Page 21009**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Pease to act as Speaker pro tempore for today. **Page 20991**

Guest Chaplain: The prayer was offered by the guest Chaplain, the Rev. Dr. Ronald F. Christian of Fairfax, Virginia. **Page 20991**

Journal: Pursuant to clause 5 of rule 1, agreed to the Speaker's approval of the Journal of Tuesday, September 30, 1997, subsequently, agreed to the Speaker's approval of the Journal of Wednesday, October 1. **Page 20991**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, October 8. **Page 20991**

Extension of Remarks: Agreed that for Tuesday, September 30, Wednesday, October 1, and for today, all members be permitted to extend their remarks and to include extraneous material in that section of the record entitled "Extension of Remarks". **Page 20991**

Meeting Hour—October 6: Agreed that when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, October 6 for Morning Hour debate. **Page 20991**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Pease to act as Speaker pro tempore to sign enrolled bills and joint resolutions through Monday, October 6, 1997. **Page 21006**

Senate Messages: Message received from the Senate today appears on page 20991.

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

Adjournment: Met at 10 a.m. and adjourned at 12:13 p.m.

Committee Meetings

RUSSIAN NUCLEAR WEAPONS SECURITY

Committee on National Security: Subcommittee on Military Research and Development continued hearings on security of Russian nuclear weapons. Testimony was heard from Senator Lugar; and a public witness.

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Friday, October 3, 1997

Senate

Chamber Action

Routine Proceedings, pages 21051–21083

Measures Introduced: Seven bills were introduced, as follows: S. 1248–1254. **Page 21063**

Campaign Finance Reform: Senate resumed consideration of S. 25, to reform the financing of Federal elections, as modified, with the following amendments pending thereto: **Page 21061**

Pending:

Lott Amendment No. 1258, to guarantee that contributions to Federal political campaigns are voluntary. **Page 21061**

Lott Amendment No. 1259 (to Amendment No. 1258), in the nature of a substitute. **Page 21061**

Lott Amendment No. 1260 (to Amendment No. 1258), to guarantee that contributions to Federal political campaigns are voluntary. **Page 21061**

Lott Amendment No 1261, in the nature of a substitute. **Page 21061**

Lott Amendment No. 1262 (to Amendment No. 1261), to guarantee that contributions to Federal political campaigns are voluntary. **Page 21061**

Motion to recommit the bill to the Committee on Rules and Administration with instructions to report back forthwith, with an amendment. **Page 21061**

Lott Amendment No. 1263 (to instructions of motion to recommit), to guarantee that contributions to Federal political campaigns are voluntary. **Page 21061**

Lott Amendment No. 1264 (to Amendment No. 1263), in the nature of a substitute. **Page 21061**

Lott Amendment No. 1265 (to Amendment No. 1264), to guarantee that contributions to Federal political campaigns are voluntary. **Page 21061**

A motion was entered to close further debate on Lott Amendment No. 1258 and, by unanimous-consent agreement, a vote on the cloture motion will occur on Tuesday, October 7, 1997. **Page 21061**

A motion was entered to close further debate on the bill and, by unanimous-consent agreement, a vote on this cloture motion could also occur on Tuesday, October 7, 1997. **Page 21061**

Senate will resume consideration of the bill on Monday, October 6, 1997.

District of Columbia Appropriations: Senate resumed consideration of S. 1156, 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, 1998, with the following amendments pending thereto: **Page 21061**

Pending:

Coats Modified Amendment No. 1249, to provide scholarship assistance for District of Columbia elementary and secondary school students. **Page 21062**

Graham/Mack/Kennedy Amendment No. 1252, to provide relief to certain aliens who would otherwise be subject to removal from the United States. **Page 21062**

Mack/Graham/Kennedy Modified Amendment No. 1253 (to Amendment No. 1252), in the nature of a substitute. (By 2 yeas to 97 nays (Vote No. 265), Senate failed to table the amendment.) **Page 21062**

A motion was entered to close further debate on Modified Amendment No. 1253, listed above 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 Tuesday, October 7, 1997. **Page 21062**

Measures Indefinitely Postponed: Senate indefinitely postponed the following measures:

Victims Rights: S. 447, to amend title 18, United States Code, to give further assurance to the right of victims of crime to attend and observe the trials of those accused of the crime. **Page 21083**

Congressional Budget: S. Con. Res. 16, setting forth the congressional budget for the United States Government for fiscal years 1998, 1999, 2000, 2001, and 2002. **Page 21083**

Congressional Budget: S. Con. Res. 17, setting forth the congressional budget for the United States Government for fiscal years 1998, 1999, 2000, 2001, and 2002. **Page 21083**

Substance Abuse Prevention: S. 536, to amend the National Narcotics Leadership Act of 1988 to establish a program to support and encourage local communities that first demonstrate a comprehensive, long-term commitment to reduced substance abuse among youth. **Page 21083**

Congressional Budget: S. Con. Res. 27, setting forth the congressional budget for the United States Government for fiscal years 1998, 1999, 2000, 2001, and 2002. **Page 21083**

Surplus Personal Property Transfer: S. 307, to amend the Federal Property and Administrative Services Act of 1949 to authorize the transfer to States of surplus personal property for donation to nonprofit providers of assistance to impoverished families and individuals. **Page 21083**

Law Enforcement Canines: S. 861, to amend the Federal Property and Administrative Services Act of 1949 to authorize donation of Federal law enforcement canines that are no longer needed for official purposes to individuals with experience handling canines in the performance of law enforcement duties. **Page 21083**

VA–HUD Appropriations: S. 1034, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998. **Page 21083**

Transportation Appropriations: S. 1048, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998. **Page 21083**

Nominations Received: Senate received the following nominations:

Stanley Louis McLelland, of Texas, to be Ambassador to Jamaica.

Cameron R. Hume, of New York, to be Ambassador to the Democratic and Popular Republic of Algeria.

Timothy Michael Carney, of Washington, to be Ambassador to the Republic of Haiti.

Joseph Thompson, of New York, to be Under Secretary for Benefits of the Department of Veterans Affairs.

F. Whitten Peters, of the District of Columbia, to be Under Secretary of the Air Force.

Thomas J. Miller, of Virginia, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as Special Coordinator for Cyprus.

Amy L. Bondurant, of the District of Columbia, to be Representative of the United States of America to the Organization for Economic Cooperation and Development, with the rank of Ambassador.

Janice R. Lachance, of Maine, to be Director of the Office of Personnel Management for a term of four years. **Page 21083**

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

James B. King, of Massachusetts, to be Director of the Office of Personnel Management. **Page 21083**

Messages From the House: **Page 21063**

Statements on Introduced Bills: **Page 21063**

Additional Cosponsors: **Page 21076**

Notices of Hearings: **Page 21077**

Additional Statements: **Page 21077**

Adjournment: Senate convened at 10 a.m., and adjourned at 11:54 a.m., until 1 p.m., on Monday, October 6, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 21083.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. It will next meet on Monday, October 6.

Committee Meetings

No committee meetings were held.

Monday, October 6, 1997

Senate

Chamber Action

Routine Proceedings, pages 21085–21198

Measures Introduced: Five bills and three resolutions were introduced, as follows: S. 1255–1259, and S. Res. 130–132. **Page 21177**

Measures Reported: Reports were made as follows:

S. 587, to require the Secretary of the Interior to exchange certain lands located in Hinsdale County, Colorado, with an amendment in the nature of a substitute. (S. Rept. No. 105–96)

S. 588, to provide for the expansion of the Eagles Nest Wilderness within the Arapaho National Forest and the White River National Forest, Colorado, to include land known as the State Creek Addition, with an amendment in the nature of a substitute. (S. Rept. No. 105–97)

S. 589, to provide for a boundary adjustment and land conveyance involving the Raggeds Wilderness, White River National Forest, Colorado, to correct the effects of earlier erroneous land surveys, with an amendment in the nature of a substitute. (S. Rept. No. 105–98)

S. 591, to transfer the Dillon Ranger District in the Arapaho National Forest to the White River National Forest in the State of Colorado, with an amendment in the nature of a substitute. (S. Rept. No. 105–99) **Page 21177**

Measures Passed:

Authorizing Senate Testimony: Senate agreed to S. Res. 130, to authorize testimony by a Member and an employee of the Senate. **Page 21195**

Restoration of Basilica of St. Francis of Assisi: Senate agreed to S. Res. 131, to express the sense of the Senate regarding the provision of technical assistance in the restoration of the Basilica of St. Francis of Assisi. **Page 21196**

Authorizing Printing of Rules and Authorities: Senate agreed to S. Res. 132, to authorizing the printing of a collection of rules and authorities of special investigatory committees of the Senate. **Page 21196**

Miles Land Exchange: Senate passed S. 590, to provide for a land exchange involving certain land within the Routt National Forest in the State of Colorado. **Page 21196**

National Grasslands Management: Senate passed S. 750, to consolidate certain mineral interest in the National Grasslands in Billings County, North Dakota, through the exchange of Federal and private mineral interests to enhance land management capabilities and envi-

ronmental and wildlife protection, after agreeing to a committee amendment in the nature of a substitute. **Page 21197**

Campaign Finance Reform: Senate resumed consideration of S. 25, to reform the financing of Federal elections, as modified, with the following amendments pending thereto: **Page 21085**

Pending:

Lott Amendment No. 1258, to guarantee that contributions to Federal political campaigns are voluntary. **Page 21085**

Lott Amendment No. 1259 (to Amendment No. 1258), in the nature of a substitute. **Page 21085**

Lott Amendment No. 1260 (to Amendment No. 1258), to guarantee that contributions to Federal political campaigns are voluntary. **Page 21085**

Lott Amendment No 1261, in the nature of a substitute. **Page 21085**

Lott Amendment No. 1262 (to Amendment No. 1261), to guarantee that contributions to Federal political campaigns are voluntary. **Page 21085**

Motion to recommit the bill to the Committee on Rules and Administration with instructions to report back forthwith, with an amendment. **Page 21085**

Lott Amendment No. 1263 (to instructions of motion to recommit), to guarantee that contributions to Federal political campaigns are voluntary. **Page 21085**

Lott Amendment No. 1264 (to Amendment No. 1263), in the nature of a substitute. **Page 21085**

Lott Amendment No. 1265 (to Amendment No. 1264), to guarantee that contributions to Federal political campaigns are voluntary. **Page 21085**

A second motion was entered to close further debate on the bill 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 Wednesday, October 8, 1997. **Page 21126**

Senate will vote on a motion to close further debate on Lott Amendment No. 1258, listed above, on Tuesday, October 7, 1997, and could also vote on a motion to close further debate on the bill.

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

Transmitting the report of the cancellation of dollar amounts of discretionary budget authority; which was referred jointly, pursuant to section 1025 of Public Law 93–344, to the Committee on Appropriations, and to the Committee on the Budget. (PM–71). **Page 21176**

Nominations Received: Senate received the following nominations:

James Catherwood Hormel, of California, to be Ambassador to Luxembourg.

Gerald S. McGowan, of Virginia, to be Ambassador to the Republic of Portugal.

Lyndon Lowell Olson, Jr., of Texas, to be Ambassador to Sweden.

A. Peter Burleigh, of California, to be a Representative of the United States of America to the Sessions of the General Assembly of the United Nations during his tenure of service as Deputy Representative of the United States of America to the United Nations.

Bill Richardson, of New Mexico, to be a Representative of the United States of America to the Sessions of the General Assembly of the United Nations during his tenure of service as Representative of the United States of America to the United Nations.

Richard Sklar, of California, to be an Alternate Representative of the United States of America to the Sessions of the General Assembly of the United Nations during his tenure of service as Representative of the United States of America to the United Nations for UN Management and Reform.

Nancy E. Soderberg, of the District of Columbia, to be Alternate Representative of the United States of America for Special Political Affairs in the United Nations, with rank of Ambassador.

Nancy E. Soderberg, of the District of Columbia, to be an Alternate Representative of the United States of America to the Sessions of the General Assembly of the United Nations during her tenure of service as Alternate Representative of the United States of America for Special Political Affairs in the United Nations.

Kenneth R. Wykle, of Virginia, to be Administrator of the Federal Highway Administration. **Page 21198**

Messages From the President: **Page 21176**

Messages From the House: **Page 21177**

Measures Placed on Calendar: **Page 21177**

Statements on Introduced Bills: **Page 21177**

Additional Cosponsors: **Page 21182**

Amendments Submitted: **Page 21183**

Additional Statements: **Page 21192**

Adjournment: Senate convened at 1 p.m., and adjourned at 7:36 p.m., until 10:30 a.m., on Tuesday, October 7, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 21198.)

Committee Meetings

INDIAN MINERAL RIGHTS

Committee on Indian Affairs: Committee concluded hearings on S. 1079, to permit the leasing of mineral rights in any case in which the Indian owner of an allotment of land that is located within the boundaries of the Fort Berthold Indian Reservation and held in trust by the United States have executed leases to more than 50 percent of the mineral estate of that allotment, after receiving testimony from Edward B. Cohen, Deputy Solicitor, Department of the Interior; Russell Mason, Three Affili-

ated Tribes of the Fort Berthold Reservation, New Town, North Dakota; and Jim Powers, Powers Energy Corporation, Williston, North Dakota.

House of Representatives

Chamber Action

Bills introduced: 10 public bills, H.R. 2607–2616; 3 private bills, H.R. 2617–2619; and 4 resolutions, H.J. Res. 95, H. Con. Res. 167, and H. Res. 259–260, were introduced. **Page 21320**

Reports Filed: Reports were filed today as follows:

Conference report on H.R. 2158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998 (H. Rept. 105–297);

H.R. 2607, 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, 1998 (H. Rept. 105–298);

H. Res. 258, providing for consideration of H.R. 629, to grant the consent of the Congress to the Texas Low-Level Radioactive Waste Disposal Compact (H. Rept. 105–299);

H.R. 708, to require the Secretary of the Interior to conduct a study concerning grazing use of certain land within and adjacent to Grand Teton National Park, Wyoming, and to extend temporarily certain grazing privileges, amended (H. Rept. 105–300);

H.R. 1805, to amend the Auburn Indian Restoration Act to establish restrictions related to gaming on and use of land held in trust for the United Auburn Indian Community of the Auburn Rancheria of California (H. Rept. 105–301);

Revised Subdivision of Budget Totals for Fiscal Year 1998 (H. Rept. 105–302);

H.R. 2232, to provide for increased international broadcasting activities to China, amended (H. Rept. 105–303);

H. Res. 188, urging the executive branch to take action regarding the acquisition by Iran of C–802 cruise missiles (H. Rept. 105–304);

H.R. 2358, to provide for improved monitoring of human rights violations in the People's Republic of China, amended (H. Rept. 105–305);

H.R. 2469, to amend the Federal Food, Drug, and Cosmetic Act and other statutes to provide for improvements in the regulation of food ingredients, nutrient content claims, and health claims, amended (H. Rept. 105–306);

H.R. 1710, to amend the Federal Food, Drug, and Cosmetic Act to facilitate the development, clearance, and use of devices to maintain and improve the public health and quality of life of the citizens of the United States, amended (H. Rept. 105–307);

H.R. 2386, to implement the provisions of the Taiwan Relations Act concerning the stability and security of Taiwan and United States cooperation with Taiwan on the development and acquisition of defensive military articles, amended (H. Rept. 105–308 Part 1); and

H.R. 967, to prohibit the use of United States funds to provide for the participation of certain Chinese officials in international conferences, programs, and activities and to provide that certain Chinese officials shall be ineligible to receive visas and excluded from admission to the United States, amended (H. Rept. 105–309 part 1).

Pages 21201, 21319

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Stearns to act as Speaker pro tempore for today. **Page 21199**

Recess: The House recessed at 12:44 p.m. and reconvened at 2:00 p.m. **Page 21200**

Committee on Transportation and Infrastructure: Read a letter from the Chairman, Committee on Transportation and Infrastructure wherein he transmitted copies of resolutions adopted by the committee on July 23—referred to the Committee on Appropriations. **Page 21241**

Suspensions: The House agreed to suspend the rules and pass the following measures:

H.R. 2206, amended, to amend title 38, United States Code, to improve programs of the Department of Veterans Affairs for homeless veterans; **Pages 21242, 21279**

H.R. 2571, to authorize major medical facility projects and major medical facility leases for the Department of Veterans Affairs for fiscal year 1998; and **Page 21247**

H.R. 1703, amended, to amend title 38, United States Code, to provide for improved and expedited procedures for resolving complaints of unlawful employment discrimination arising within the Department of Veterans Affairs. Agreed to amend the title. **Page 21248**

Export-Import Bank Reauthorization: By a yea and nay vote of 378 yeas to 38 nays, Roll No. 492, the House passed H.R. 1370, to reauthorize the Export-Import Bank of the United States. Subsequently, S. 1026, a similar Senate-passed bill was passed in lieu after being amended to contain the text of H.R. 1370 as passed the House; and H.R. 1370 was laid on the table. Agreed that the House insist on its amendment and request a conference with the Senate. Appointed as conferees: Representatives Leach, Castle, Bereuter, LaFalce, and Flake.

Pages 21253, 21276

Agreed To:

The Solomon amendment that prohibits Export-Import subsidies of exports to Russia if Russia transfers an SS–

N–22 or SS–N–26 missile system to the People's Republic of China; and **Page 21260**

The Vento amendment that prohibits the use of Export-Import Bank assistance for exports to companies that employ child labor. **Page 21262**

Rejected:

The Rohrabacher amendment that sought to prohibit assistance to companies that are at least 50 percent owned by a foreign government or military of a foreign government; and **Pages 21253, 21276**

The Rohrabacher amendment that sought to prohibit assistance to an entity owned by a government which is not chosen through free and fair democratic elections or which lacks an independent judiciary or for import from or export to a country with such a government. **Pages 21257, 21276**

On September 30, the House completed general debate, began considering amendments to the bill, and agreed to H. Res. 255, the rule that provided for consideration of the bill. **Page 20805**

Recess: The House recessed at 4:07 p.m. and reconvened at 5:00 p.m. **Page 21263**

Agriculture Appropriations: By a yea and nay vote of 399 yeas to 18 nays, Roll No. 491, the House agreed to the Conference Report on H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998. **Page 21265**

Earlier, the House agreed to H. Res. 232, the rule waiving points of order against the conference report by a yea and nay vote of 367 yeas to 34 nays, Roll No. 490. Pursuant to the rule, H. Con. Res. 167, to correct a technical error in the enrollment of H.R. 2160, was adopted. **Page 21263**

Commerce, Justice, State, and the Judiciary Appropriations Conference: The House disagreed with the Senate amendments to H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998 and agreed to a conference. Appointed as conferees Representatives Rogers, Kolbe, Taylor of North Carolina, Regula, Forbes, Latham, Livingston, Mollohan, Skaggs, Dixon, and Obey. **Page 21275**

Agreed to the Mollohan motion to instruct conferees to insist on the House position regarding funding for programs under the Victims of Child Abuse Act in the Juvenile Justice Programs account. **Page 21275**

Order of Business—Suspensions: Agreed by unanimous consent that further consideration of remaining motions to suspend the rules postponed from Monday, September 29 be postponed until, Tuesday, October 7. **Page 21279**

Presidential Message—Line Item Veto Re Military Construction Appropriations: Read a message from the President wherein he, in accordance with the Line Item Veto Act (P.L. 104–130), cancels the dollar amounts of discretionary budget authority contained in the Military Construction Appropriations Act, 1998 (P.L. 105–45; H.R. 2016)—referred to the Committees on the Budget and Appropriations (H. Doc. 105–147). **Page 21279**

National Monument Fairness Act: The House completed general debate and began consideration of amendments to H.R. 1127, to amend the Antiquities Act to require an Act of Congress and the concurrence of the Governor and State legislature for the establishment by the President of national monuments in excess of 5,000 acres. **Page 21279**

Rejected:

The Miller of California amendment that sought to require that the President consult with the governor of an affected State and others at least 60 days prior to issuing a proclamation. **Page 21291**

Pending:

The Vento amendment was offered that seeks to provide a one year delay from the time the President announces a designation under the Antiquities Act to when that designation would actually take effect; and **Page 21290**

The Hansen amendment in the nature of a substitute was offered that seeks to require that a proclamation of the President that results in excess of 50,000 acres in a single State may not be issued until 30 days after the President has solicited written comments from the State's Governor and such proclamation shall cease to be effective 2 years after issuance unless the Congress has approved it by joint resolution. **Page 21293**

The House agreed to H. Res. 256, as amended, the rule that is providing for consideration of the bill on October 1. **Page 20902**

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 21265, 21275, and 21277. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 11:21 p.m.

Committee Meetings

OVERSIGHT—OMB'S GPRA STRATEGIC PLAN

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on Oversight of OMB's GPRA Strategic Plan. Testimony was heard from the following officials of the GAO: Paul L. Posner, Director, Budget Issues; and J. Christopher Mihm, Assistant Director, Federal Management and Workforce Issues, General Government Division; and Edward DeSeve, Acting Deputy Director, OMB.

TUCKER ACT SHUFFLE RELIEF ACT; NATO SPECIAL IMMIGRANT AMENDMENTS

Committee on the Judiciary: Subcommittee on Immigration and Claims approved for full Committee action the following bills: H.R. 992, amended, Tucker Act Shuffle Relief Act of 1997; and H.R. 429, NATO Special Immigrant Amendments of 1997.

TEXAS LOW-LEVEL RADIOACTIVE WASTE DISPOSAL COMPACT ACT

Committee on Rules: Granted, by voice vote, an open rule on H.R. 629, Texas Low-Level Radioactive Waste Disposal Compact Act, providing one hour of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Commerce. The rule permits the Chairman of the Committee of the Whole to accord priority in recognition to those Members who have pre-printed their amendments in the Congressional Record prior to their consideration. The rule allows the Chairman to postpone recorded votes and to reduce to five minutes the voting time on any postponed question, provided that the voting time on the first in any series of questions is not less than 15 minutes. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Dan Schaefer of Colorado, Barton of Texas, and Hall of Texas.

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Tuesday, October 7, 1997

Senate

Chamber Action

Routine Proceedings, pages 21328–21379

Measures Introduced: Seven bills were introduced, as follows: S. 1260–1266. **Page 21354**

Measures Reported: Reports were made as follows:

S. 1159, to amend the Alaska Native Claims Settlement Act, regarding the Kake Tribal Corporation public interest land exchange, with an amendment in the nature of a substitute. (S. Rept. No. 105–100)

S. 1266, to interpret the term "kidnapping" in extradition treaties to which the United States is a party. (S. Rept. No. 105–101) **Page 21354**

Campaign Finance Reform: Senate continued consideration of S. 25, to reform the financing of Federal elections, as modified, with the following amendments pending thereto: **Page 21345**

Pending:

Lott Amendment No. 1258, to guarantee that contributions to Federal political campaigns are voluntary. **Page 21345**

Lott Amendment No. 1259 (to Amendment No. 1258), in the nature of a substitute. **Page 21345**

Lott Amendment No. 1260 (to Amendment No. 1258), to guarantee that contributions to Federal political campaigns are voluntary. **Page 21345**

Lott Amendment No 1261, in the nature of a substitute. **Page 21345**

Lott Amendment No. 1262 (to Amendment No. 1261), to guarantee that contributions to Federal political campaigns are voluntary. **Page 21345**

Motion to recommit the bill to the Committee on Rules and Administration with instructions to report back forthwith, with an amendment. **Page 21345**

Lott Amendment No. 1263 (to instructions of motion to recommit), to guarantee that contributions to Federal political campaigns are voluntary. **Page 21345**

Lott Amendment No. 1264 (to Amendment No. 1263), in the nature of a substitute. **Page 21345**

Lott Amendment No. 1265 (to Amendment No. 1264), to guarantee that contributions to Federal political campaigns are voluntary. **Page 21345**

During consideration of this measure today, Senate also took the following action:

By 52 yeas to 48 nays (Vote No. 266), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate failed to close further debate on Lott Amendment No. 1258, listed above. **Page 21345**

Subsequently, a second motion was entered to close further debate on Lott Amendment No. 1258 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, October 9, 1997. **Page 21345**

By 53 yeas to 47 nays (Vote No. 267), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate failed to close further debate on the bill. **Page 21346**

A third motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion could occur on Thursday, October 9, 1997. **Page 21346**

Senate will continue consideration of the bill on Wednesday, October 8, 1997, with a vote on the second motion to close further debate on the bill to occur thereon.

District of Columbia Appropriations: Senate resumed consideration of S. 1156, 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, 1998, taking action on amendments proposed thereto, as follows: **Page 21346**

Adopted:

By 99 yeas to 1 nay (Vote No. 269), Mack/Graham/Kennedy Modified Amendment No. 1253 (to Amendment No. 1252), in the nature of a substitute. **Page 21353**

Pending:

Coats Modified Amendment No. 1249, to provide scholarship assistance for District of Columbia elementary and secondary school students. **Page 21353**

Graham/Mack/Kennedy Amendment No. 1252, to provide relief to certain aliens who would otherwise be subject to removal from the United States. **Page 21353**

During consideration of this measure today, Senate also took the following action:

By 99 yeas to 1 nay (Vote No. 268), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on Mack Modified Amendment No. 1253, listed above. **Page 21353**

Nominations Received: Senate received the following nominations:

Routine lists in the Air Force, Army, Coast Guard, Navy, and Marine Corps. **Page 21372**

Messages From the House: **Page 21354**

Measures Referred: **Page 21354**

Statements on Introduced Bills: **Page 21354**

Additional Cosponsors: **Page 21364**

Amendments Submitted: **Page 21365**

Authority for Committees: **Page 21367**

Additional Statements: **Page 21367**

Record Votes: Four record votes were taken today. (Total—269) **Pages 21345, 21353**

Adjournment: Senate convened at 10:30 a.m., and adjourned at 5:08 p.m., until 11 a.m., on Wednesday, October 8, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 21372.)

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nomination of Sally Thompson, of Kansas, to be Chief Financial Officer, Department of Agriculture, and Joseph B. Dial, of Texas, to be a Commissioner of the Commodity Futures Trading Commission, after the nominees testified and answered questions in their own behalf. Ms. Thompson was introduced by Senator Roberts, and Mr. Dial was introduced by Senator Gramm.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Terry D. Garcia, of California, to be Assistant Secretary for Oceans and Atmosphere, and Raymond G. Kammer, of Maryland, to be Director of the National Institute of Standards and Technology, both of the Department of Commerce, after the nominees testified and answered questions in their own behalf. Mr. Garcia was introduced by Senator Boxer and Mr. Kammer was introduced by Representative Morella.

WATER AND POWER DEVELOPMENT

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded hearings on the following bills:

H.R. 848, to extend the deadline under the Federal Power Act applicable to the construction of the AuSable Hydroelectric Project in New York, H.R. 1184, to extend the deadline under the Federal Power Act for the construction of the Bear Creek hydroelectric project in the State of Washington, and H.R. 1217, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington, after receiving testimony from Kristina Nygaard, Assistant General Council, Hydroelectric Licensing, Federal Energy Regulatory Commission;

S. 725, to direct the Secretary of the Interior to convey the Collbran Reclamation Project to the Ute Water Conservancy District and the Collbran Conservancy District in Colorado, after receiving testimony from Kristina Nygaard (listed above); Larry Clever, on behalf of the Ute Water Conservancy District and the Collbran Conservancy District, and Kathryn Hall, both of Grand Junction, Colorado; Rex Weimer, Collbran, Colorado; and Bruce C. Driver, Boulder, Colorado;

S. 1230, to provide for Federal cooperation in non-Federal reclamation projects and for participation by non-Federal agencies in Federal projects, after receiving testimony from Larry Libeu, San Jacinto, California, on behalf of the National Water Resources Association, the Eastern Municipal Water District, and the Western Coalition of Arid States;

S. 841, to authorize construction of the Fort Peck Reservation Rural Water System in the State of Montana, after receiving testimony from Caleb Shields, Fort Peck Assiniboine and Sioux Tribes, Poplar, Montana; and

S. 777, to authorize the construction of the Lewis and Clark Rural Water System and to authorize assistance to the Lewis and Clark Rural Water System, Inc., a nonprofit corporation, for planning and construction of the water supply system, after receiving testimony from Senator Harkin; Representative Thune; Mayor William Weber, Luverne, Minnesota; Mayor Herman Otten, Tea, South Dakota; Randy Van Dyke, Clay County Rural Water System, Spencer, Iowa; and Pamela A. Bonrud, Lewis and Clark Rural Water System, Sioux Falls, South Dakota.

Testimony was also received on S. 725, S. 777, S. 841 and S. 1230 (all listed above), from Eluid Martinez, Commissioner, Bureau of Reclamation, Department of the Interior.

SOCIAL SECURITY AND MEDICARE REFORM

Committee on Finance: Subcommittee on Social Security and Family Policy and Subcommittee on Health Care concluded joint hearings with the Committee on Banking, Housing, and Urban Affairs' Subcommittee on Securities to examine investment based alternatives to the current pay-as-you-go method of financing Social Security and Medicare, receiving testimony from Thomas R. Saving, Private Enterprise Research Center/Texas A&M University, College Station; and Martin Feldstein, Harvard University, Cambridge, Massachusetts, on behalf of the National Bureau of Economic Research.

Hearings were recessed subject to call.

NATO ENLARGEMENT

Committee on Foreign Relations: Committee concluded hearings to examine the strategic rationale for the admission of the Czech Republic, Hungary and Poland to NATO, after receiving testimony from Madeleine Albright, Secretary of State.

TAX TREATIES

Committee on Foreign Relations: Committee concluded hearings on the Taxation Convention with Austria (Treaty Doc. 104–31), Tax Convention with Ireland (Treaty Doc. 105–31), Taxation Convention with Luxembourg (Treaty Doc. 104–33), Tax Convention with South Africa (Treaty Doc. 105–9), Tax Convention with Swiss Confederation (Treaty Doc. 105–8), Taxation Convention with Thailand (Treaty Doc. 105–2), Taxation Agreement with Turkey (Treaty Doc. 104–30), and the Protocol Amending Tax Convention with Canada (Treaty Doc. 105–29), after receiving testimony from Kenneth J. Kies, Chief of Staff, Joint Committee on Taxation; Joseph H. Guttentag, Deputy Assistant Secretary of the Treasury for International Tax; and Robert N. Mattson, IBM, White Plains, New York, on behalf of the National Foreign Trade Council and the U.S. Council for International Business.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Harold M. Ickes, former Deputy Chief of Staff to the President.

Hearings continue tomorrow.

PROPERTY RIGHTS PROTECTION

Committee on the Judiciary: Committee held hearings on proposals to establish a uniform and more efficient Federal process for protecting property owners' rights guaranteed by the fifth amendment, including related measures S. 781, S. 1204, and provisions of H.R. 1534 and H.R. 992, receiving testimony from Mayor Hal Daub, Omaha, Nebraska; Mayor Larry Curtis, Ames, Iowa; Jeff Garvin, Garvin & Tripp, Fort Myers, Florida; Nancie G. Marzulla, Defenders of Property Rights, Washington, D.C.; John J. Delaney, Linowes and Blocher, Silver Spring, Maryland.

Hearings were recessed subject to call.

NOMINATION

Committee on Labor and Human Resources: Committee concluded hearings on the nomination of Charles N. Jeffress, of North Carolina, to be an Assistant Secretary of Labor for Occupational Safety and Health, after the nominee, who was introduced by Senator Faircloth and Representative Ballenger, testified and answered questions in his own behalf.

BUSINESS MEETING

Committee on Veterans Affairs: Committee ordered favorably reported the following bills:

S. 987, to authorize a cost-of-living adjustment in the rates of disability compensation for veterans with service-connected disabilities and dependency and indemnity compensation for survivors of such veterans and to revise and improve certain veterans compensation, pension, and memorial affairs programs, with amendments;

S. 714, to make permanent the Native American Veteran Housing Loan Pilot Program of the Department of Veterans Affairs, with amendments;

S. 986, to make certain improvements in the housing loan programs for veterans and eligible persons, with amendments;

An original bill to establish a VA medicare reimbursement demonstration project. (As approved by the committee, the bill incorporates Title III of S. 986, listed above.);

S. 309, to prohibit the establishment or collection of parking fees by the Secretary of Veterans Affairs at any parking facility connected with a Department of Veterans Affairs medical facility operated under a health-care resources sharing agreement with the Department of Defense;

S. 464, to allow revision of veterans benefits decisions based on clear and unmistakable error;

S. 623, to deem certain service in the organized military forces of the Government of the Commonwealth of the Philippines and Philippine Scouts to have been active service for purposes of benefits under programs administered by the Secretary of Veterans Affairs, with amendments;

S. 730, to make retroactive the entitlement of certain Medal of Honor recipients to the special pension provided for persons entered and recorded on the Army, Navy, Air Force, and Coast Guard Medal of Honor Roll, with amendments;

S. 801, to provide for improved and expedited procedures for resolving complaints of unlawful employment discrimination arising within the Department of Veterans Affairs, with amendments; and

S. 999, to specify the frequency of screening mammograms provided to women veterans by the Department of Veterans Affairs.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 2621–2633; 1 private bill, H.R. 2634; and 1 resolution, H. Con. Res. 168, were introduced. **Page 21576**

Reports Filed: Reports were filed today as follows:

H.R. 1411, amended, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to facilitate the development and approval of new drugs and biological products (H. Rept. 105–310);

H. Res. 261, waiving points of order against the conference report to accompany the bill (H.R. 2158) making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998 (H. Rept. 105- 311);

H. Res. 262, providing for the consideration of the Senate amendments to H.R. 1122, to amend title 18, United States Code, to ban partial-birth abortions (H. Rept. 105–312); and

Conference report on H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998. (H. Rept. 105–313). **Pages 21531, 21576**

Guest Chaplain: The prayer was offered by the guest Chaplain, the Reverend Jay Scribner of Branson, Missouri. **Page 21389**

Recess: The House recessed at 9:50 a.m. and reconvened at 10:00 a.m. **Page 21388**

Private Calendar: On the call of the private Calendar, the House passed the following bills: H.R. 1211, amended; H.R. 998; and H.R. 1313. **Page 21389**

Suspension—Drug and Biological Products Modernization Act: The House agreed to suspend the rules and pass H.R. 1411, amended, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to facilitate the development and approval of new drugs and biological products. Agreed to amend the title. **Page 21394**

Subsequently, S. 830, a similar Senate-passed bill was passed in lieu after being amended to contain the text of H.R. 1411, as passed the House. Agreed to amend the title; and H.R. 1411 was laid on the table. **Page 21423**

National Monument Fairness Act: By a yea and nay vote of 229 yeas to 197 nays, Roll No. 495, the House passed H.R. 1127, to amend the Antiquities Act to require an Act of Congress and the concurrence of the Governor and State legislature for the establishment by the President of national monuments in excess of 5,000 acres. Agreed to amend the title. **Page 21441**

Agreed to the Committee amendment in the nature of a substitute. **Page 21443**

Agreed To:

The Hansen amendment in the nature of a substitute that requires that a proclamation of the President resulting in excess of 50,000 acres in a single State may not be issued until 30 days after the President has solicited written comments from the State's Governor and such proclamation shall cease to be effective 2 years after issuance unless the Congress has approved it by joint resolution (agreed to by a recorded vote of 222 ayes to 202 noes, Roll No. 494). **Page 21442**

Rejected:

The Vento amendment that sought to provide a one year delay from the time the President announces a designation under the Antiquities Act to when that designation would actually take effect (rejected by a recorded vote of 201 ayes to 224 noes, Roll No. 493). **Page 21441**

The House agreed to H. Res. 256, as amended, the rule that provided for consideration of the bill on October 1. **Page 21279**

Foreign Operations Appropriations—Motion to Instruct Conferees: By a yea-and-nay vote of 233 yeas to 194 nays with 1 voting "present", Roll No. 496, agreed to the Largent motion to instruct conferees on H.R. 2159, making appropriations for foreign operations, export financing and related programs for the fiscal year ending September 30, 1998, to insist upon the provisions contained in section 581 of the House bill (relating to restrictions on assistance to foreign organizations that perform or actively promote abortions). **Page 21443**

Texas Low-Level Radioactive Waste Disposal Compact: By a yea and nay vote of 309 yeas to 107 nays, Roll No. 497, the House passed H.R. 629, to grant the consent of the Congress to the Texas Low-Level Radioactive Waste Disposal Compact. **Page 21458**

Agreed To:

The Doggett amendment that grants consent to compact only for so long as no low-level radioactive waste is brought into Texas from any State other than Maine or Vermont. **Page 21470**

Rejected:

The Kucinich amendment that sought to specify that no nuclear waste shall be transported through any incorporated area with a population in excess of 25,000 persons. **Page 21474**

Earlier, the House agreed to H. Res. 258, the rule that provided for consideration of the bill by a voice vote.

Page 21454

Order of Business—Suspensions: Agreed that the Speaker be authorized to designate a time not later than October 31 for resumption of proceedings on the seven remaining motions to suspend the rules originally debated on September 29. Page 21481

Order of Business—American Land Sovereignty Protection Act: Agreed by unanimous consent that it be in order on Tuesday, October 7, or any day thereafter, for the Speaker, as though pursuant to clause 1(b) of rule XXIII, to declare the House resolved into the Committee of the Whole House on the State of the Union for consideration of H.R. 901, and that consideration of the bill proceed according to the following order: (1) The first reading of the bill shall be dispensed with. (2) General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Resources. (3) After general debate the bill shall be considered for amendment under the five-minute rule. (4) It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Resources now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. (5) No amendment shall be in order except the amendments printed in the Congressional Record and numbered 2, 27, 5, and 51 pursuant to clause 6 of rule XXIII; one amendment by Representative Miller of California or his designee regarding striking Section 4(b); and one amendment by Representative Miller of California or his designee regarding specific Biosphere Reserves. (6) Each amendment may be offered only in the order specified in section (5) of this order and may be offered only by the Member who caused the amendments specified in section (5) to be printed in the Congressional Record, or their designees, or a Member otherwise designated in paragraph (5). (7) Each amendment shall be considered as read, shall be debatable for 30 minutes equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against the amendments specified in this order are waived. (8) The chairman of the Committee of the Whole may: (A) postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment; and (B) reduce to five minutes the minimum time for electronic voting on any postponed question that follows another electronic vote without intervening business, provided that the minimum time for electronic voting on the first in any series of questions shall be 15 minutes. (9) At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. (10) The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions. (11) House Resolutions 243 and 257 are laid on the table. (12) The reading of the Miller of California amendments shall be dispensed with. Page 21480

American Land Sovereignty Protection Act: The House completed general debate and began considering amendments to H.R. 901, to preserve the sovereignty of the United States over public lands and acquired lands owned by the United States, and to preserve State sovereignty and private property rights in non-Federal lands surrounding those public lands and acquired lands.

Page 21481

Rejected:

The Brown of California amendment that sought to specify conditions under which lands may be nominated for designation as a United States Biosphere Reserve under the Man and the Biosphere Program of the U.N. Educational, Scientific, and Cultural Organization.

Page 21491

The Vento amendment that sought to exempt sites nominated under the Convention on wetlands of International Importance Especially as Waterfowl Habitat, popularly known as the Ramsar Convention, (rejected by a recorded vote of 195 ayes to 220 noes, Roll No. 498);

Page 21494

Pending:

The Farr amendment was offered that sought to exempt the California Coastal Ranges Biosphere Reserve;

Page 21499

The Vento amendment was offered that sought to expand the prohibition of lands to be designated to include commercial use under international agreements; and

Page 21503

The Miller of California amendment was offered that sought to strike Section 403 (b) relating to lands designated as a Biosphere Reserve under the Man and the Biosphere Program of the U.N. Educational, Scientific, and Cultural Organization on or before the date of enactment. Page 21506

Late Report—Transportation Appropriations Conference Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998. Page 21499

Senate Messages: Message received from the Senate today appears on page 21380.

Referrals: S. 750, to consolidate certain mineral interests in the National Grasslands in Billings County, North Dakota, through the exchange of Federal and private mineral interests to enhance land management, and S. 590, Miles Land Exchange Act of 1997, were referred to the Committee on Resources. **Page 21575**

Quorum Calls—Votes: Three yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 21441, 21442, 21443, 21453, 21479, and 21498. There were no quorum calls.

Adjournment: Met at 9:00 a.m. and adjourned at 11:57 p.m.

Committee Meetings

FOREST RECOVERY AND PROTECTION ACT REVIEW

Committee on Agriculture: Held a hearing on the Review of the Forest Recovery and Protection Act of 1997. Testimony was heard from Dan Glickman, Secretary of Agriculture; and public witnesses.

SUBPOENAS—INVALIDATED TEAMSTER ELECTION

Committee on Education and the Workforce: Approved a motion to authorize the issuance of subpoenas for testimony in hearings on the Invalidated 1996 Teamster Election.

MISCELLANEOUS MEASURES

Committee on Government Reform and Oversight: Ordered reported the following bills: H.R. 282, to designate the U.S. Post Office building located at 153 East 110th Street, New York, NY, as the "Oscar Garcia Rivera Post Office Building"; H.R. 681, to designate the U.S. Post Office building located at 313 East Broadway in Glendale, CA, as the "Carlos J. Moorhead Post Office Building"; H.R. 2013, to designate the facility of the U.S. Postal Service located at 551 Kingstown Road in South Kingstown, RI, as the "David B. Champagne Post Office Building"; H.R. 2129, to designate the U.S. Post Office located at 150 North 3d Street in Steubenville, OH, as the "Douglas Applegate Post Office"; H.R. 2564, to designate the United States Post Office located at 450 North Centre Street in Pottsville, PA, as the "Peter J. McCloskey Postal Facility"; and H.R. 2610, amended, National Narcotics Leadership Act Amendments of 1997.

U.S.-CHINA NUCLEAR COOPERATION AGREEMENT

Committee on International Relations: Held a hearing on Implementation of the U.S.-China Nuclear Cooperation Agreement: Whose Interests Are Served? Testimony was heard from Ken Adelman, former Director, Arms Control and Disarmament Agency; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 1085, amended, to revise, codify, and enact without substantive change certain general and permanent laws, related to patriotic and national observances, ceremonies, and organizations, as title 36, United States Code, "Patriotic and National Observances, Ceremonies, and Organizations"; H.R. 2578, to amend the Immigration and Nationality Act to extend the visa waiver pilot program, and to provide for the collection of data with respect to the number of non-immigrants who remain in the United States after the expiration of the period of stay authorized by the Attorney General; H.R. 1534, amended, Private Property Rights Implementation Act of 1997; H.R. 992, amended, Tucker Act Shuffle Relief Act of 1997; H.R. 1967, to amend title 17, United States Code, to provide that the distribution before January 1, 1978, of a phonorecord shall not for any purpose constitute a publication of the musical work embodied therein; and H.R. 2265, amended, No Electronic Theft (NET) Act.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Forest and Forest Health approved for full Committee action the following bills: H.R. 1739, BWCAW Accessibility and Fairness Act of 1997; H.R. 1309, to provide for an exchange of lands with the city of Greeley, Co., and The Water Supply and Storage Company to eliminate private inholdings in wilderness areas; and H.R. 434, amended, to provide for the conveyance of small parcels of land in the Carson National Forest and the Santa Fe National Forest, New Mexico, to the village of El Rito and the town of Jemez Springs, New Mexico.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks and Public Lands approved for full Committee action the following bills: H.R. 2136, amended, to direct the Secretary of the Interior to convey, at fair market value, certain properties in Clark County, Nevada, to persons who purchased adjacent properties in good faith reliance on land surveys that were subsequently determined to be inaccurate; H.R. 1714, to provide for the acquisition of the Plains Railroad Depot at the Jimmy Carter National Historic Site; H.R. 2283, amended, Arches National Park Expansion Act of 1997; H.R. 755, amended, to amend the Internal Revenue Code of 1986 to allow individuals to designate any portion of their income tax overpayments, and to make other contributions, for the benefit of units of the National Park System; S. 423, to extend the legislative authority for the Board of Regents of Gunston Hall to establish a memorial to honor George Mason; and S. 731, to extend the legislative authority for construction of the National Peace Garden memorial.

Prior to this action, the Subcommittee held a hearing on the following bills: S. 423; S. 731; and H.R. 2313, to prohibit the construction of any monument, memorial, or other structure at the site of the Iwo Jima Memorial in Arlington, VA. Testimony was heard from Representative Solomon; John G. Parsons, Chairman, National Capital Memorial Commission, National Park Service, Department of the Interior; Robert A. Gaines, member, National Capital Planning Commission; J. Carter Brown, Chairman, Commission of Fine Arts; and public witnesses.

CONFERENCE REPORT—VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the Conference Report to accompany H.R. 2158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Representatives Lewis of California and Stokes.

PARTIAL BIRTH ABORTION BAN ACT—SENATE AMENDMENTS

Committee on Rules: Granted, by voice vote, a rule providing for a motion to concur in the Senate amendments to the House to H.R. 1122, Partial Birth Abortion Ban Act of 1997. The rule provides 1 hour of debate on the motion equally divided between the chairman and ranking minority member of the Committee on the Judiciary. Testimony was heard from Representatives Canady of Florida, Conyers, Scott, Hoyer, Lowey and Edwards.

COUNTDOWN TO KYOTO

Committee on Science: Subcommittee on Energy and Environment held a hearing on Countdown to Kyoto Part I: The Science of the Global Climate Change Agreement. Testimony was heard from Roy W. Spencer, Senior Scientist for Climate Studies, Marshall Space Flight Center, Global Hydrology and Climate Center, NASA; Aristides A. Patrinos, Associate Director, of Energy Research and Director, Office of Biological and Environmental Research, Department of Energy; and public witnesses.

BRIEFING—CASPIAN SEA OIL FIELD/PIPELINE

Permanent Select Committee on Intelligence: Subcommittee on Human Intelligence, Analysis, and Counterintelligence met in executive session to hold a briefing on the Caspian Sea Oil Field/Pipeline. The Subcommittee was briefed by departmental witnesses.

Joint Meetings

APPROPRIATIONS—LABOR/HHS/EDUCATION

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998.

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Wednesday, October 8, 1997

Senate

Chamber Action

Routine Proceedings, pages 21599–21823

Measures Introduced: Eleven bills were introduced, as follows: S. 1267–1277. **Page 21734**

Measures Reported: Reports were made as follows:

S. 1269, to establish objectives for negotiating and procedures for implementing certain trade agreements. (S. Rept. No. 105–102)

S. 1271, to reauthorize the mass transit programs of the Federal Government, and for other purposes. (S. Rept. No. 105–103)

S. Res. 112, condemning the most recent outbreak of violence in the Republic of Congo and recognizing the threat such violence poses to the prospects for a stable democratic form of government in that country.

S. Con. Res. 37, expressing the sense of the Congress that Little League Baseball Incorporated was established to support and develop Little League baseball worldwide and should be entitled to all of the benefits and privileges available to nongovernmental international organizations, with an amendment in the nature of a substitute. **Page 21728**

Campaign Finance Reform—Cloture Vote: By 52 yeas to 47 nays (Vote No. 270), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on S. 25, to reform the financing of Federal elections. **Page 21599**

A third cloture vote is scheduled for Thursday, October 9, 1997.

ISTEA Authorization: Senate began consideration of S. 1173, to authorize funds for construction of highways, for highway safety programs, and for mass transit programs, with a modified committee amendment (the modification being a substitute for the text of the bill), taking action on amendments proposed thereto, as follows: **Page 21621**

Adopted:

Chafee Amendment No. 1310, to prohibit the use of proceed from the issuance by any State or local govern-

ment of tax-exempt bonds for any project financing, prepayments, or repayments under the Transportation Infrastructure Finance and Innovation Act of 1997. **Page 21723**

Chafee Amendment No. 1311, to modify the exclusion from the general obligation limitations for the minimum guarantee program. **Page 21723**

Pending:

Chafee/Warner Amendment No. 1312, to provide for a continuing designation of a metropolitan planning organization. **Page 21723**

Chafee/Warner Amendment No. 1313 (to language proposed to be stricken by the committee amendment, as modified), of a perfecting nature. **Page 21723**

Chafee/Warner Amendment No. 1314 (to Amendment No. 1313), of a perfecting nature. **Page 21724**

Motion to recommit the bill to the Committee on Environment and Public Works, with instructions. **Page 21723**

Lott Amendment No. 1317 (to instructions of the motion to recommit), to authorize funds for construction of highways, for highway safety programs, and for mass transit programs. **Page 21723**

Lott Amendment No. 1318 (to Amendment No. 1317), to strike the limitation on obligations for administrative expenses. **Page 21723**

During consideration of this measure today, Senate also took the following action:

By 94 yeas to 4 nays (Vote No. 271), Senate agreed to a motion to request the attendance of absent Senators. **Page 21724**

Motion to Adjourn: By 54 yeas to 45 nays (Vote No. 272), Senate agreed to a motion to adjourn. **Page 21822**

Nominations Received: Senate received the following nominations:

Garr M. King, of Oregon, to be United States District Judge for the District of Oregon.

Norman K. Moon, of Virginia, to be United States District Judge for the Western District of Virginia.

James Hudson Bailey, of Wisconsin, to be Deputy Director of the Federal Emergency Management Agency.

Christopher C. Ashby, of Connecticut, to be Ambassador to the Oriental Republic of Uruguay.

James A. Larocco, of Virginia, to be Ambassador to the State of Kuwait.

Mark Erwin, of Florida, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1999.

Phyllis E. Oakley, of Louisiana, to be an Assistant Secretary of State.

Betty Eileen King, of Maryland, to be an Alternate Representative of the United States of America to the Sessions of the General Assembly of the United Nations during her tenure of service as Representative of the United States of America on the Economic and Social Council of the United Nations.

Stanford G. Ross, of the District of Columbia, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2002.

Michael B. Thornton, of Virginia, to be a Judge of the United States Tax Court for a term of fifteen years after he takes office, vice Labpley Walker Hamblem, Jr., retired.

A routine list in the Foreign Service. **Page 21823**

Messages From the House: **Page 21728**

Measures Referred: **Page 21728**

Measures Placed on Calendar: **Page 21728**

Executive Reports of Committees: **Page 21728**

Statements on Introduced Bills: **Page 21734**

Additional Cosponsors: **Page 21764**

Amendments Submitted: **Page 21765**

Notices of Hearings: **Page 21817**

Authority for Committees: **Page 21818**

Additional Statements: **Page 21818**

Record Votes: Three record votes were taken today. (Total—272) **Pages 21620, 21725, 21822**

Quorum Calls: Two quorum calls were taken today. (Total—5) **Pages 21724, 21822**

Adjournment: Senate convened at 11 a.m. and, by 54 yeas to 45 nays, agreed to adjourn at 6:05 p.m., until 12 noon, on Thursday, October 9, 1997.

Committee Meetings

FOOD SAFETY

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on proposals to provide for improved public health and food safety through enhanced enforcement by requiring processors and handlers to notify the Department of Agriculture of the existence of contaminated meat and poultry products, to provide the Department the authority to require a mandatory recall of these products and to levy civil penalties for violations of meat and poultry safety rules, including a related measure S. 1264, after receiving testimony from Daniel R. Glickman, Secretary of Agriculture; Carol Tucker Foreman, Foreman Heidepriem & Mager, Washington, D.C., on behalf of the Safe Food Coalition, former Assistant Secretary of Agriculture for Food and Consumer Services; Michael T. Osterholm, Minnesota Department of Health, Minneapolis; Nancy Donley, Safe Tables Our Priority, Brooklyn, New York; Alan Janzen, Circle Five Feed Yard, Henderson, Nebraska, on behalf of the National Cattlemen's Beef Association; and Gary Jay Kushner, Hogan & Hartson, Washington, D.C., Greg Page, Cargill Incorporated, Minneapolis, Minnesota, and Mike Doyle, University of Georgia, Athens, all on behalf of the American Meat Institute, Grocery Manufacturers of America, Inc.,

National Broiler Council, National Food Processors Association, and the National Turkey Federation.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nominations of Laura S. Unger, of New York, and Paul R. Carey, of New York, each to be a Member of the Securities and Exchange Commission, Dennis Dollar, of Mississippi, to be a Member of the National Credit Union Administration Board, Edward M. Gramlich, of Virginia, and Roger Walton Ferguson, of Massachusetts, each to be a Member of the Board of Governors of the Federal Reserve System, and Ellen Seidman, of the District of Columbia, to be Director of the Office of Thrift Supervision, Department of the Treasury.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

The nominations of Harold W. Furchtgott-Roth, of the District of Columbia, William E. Kennard, of California, Michael K. Powell, of Virginia, and Gloria Tristani, of New Mexico, each to be a Member of the Federal Communications Commission, and George W. Black Jr., of Georgia, John Arthur Hammerschmidt, of Arkansas, and James E. Hall, of Tennessee, each to be a Member of the National Transportation Safety Board;

S. 1235, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel registered as State of Oregon official number OR 766 YE;

H.R. 1658, to authorize funds for and amend programs of the Atlantic Striped Bass Conservation Act and related laws, with amendments;

S. 1231, to authorize funds for fiscal years 1998 and 1999 for the United States Fire Administration; and

S. 1259, to authorize funds for the United States Coast Guard, with amendments. (As approved by the Committee, the bill authorizes $3,830,696,000 for fiscal year 1998 and $3,860,568,000 for fiscal year 1999.)

Prior to this action, committee concluded hearings on the nominations of James E. Hall, George W. Black, Jr., and John A. Hammerschmidt (all listed above), after the nominees testified and answered questions in their own behalf. Mr. Hammerschmidt was introduced by Senator Hutchinson, and Mr. Hall was introduced by Representative Wamp.

PASS ACT

Committee on Finance: Committee held hearings on S. 1195, to promote the adoption, safety, and support of abused and neglected children, receiving testimony from Senators Craig, DeWine, Landrieu, and Levin; Representatives Camp and Kennelly; Judge David E. Grossman, Hamilton County Juvenile Court, Cincinnati, Ohio, on behalf of the National Council of Juvenile and Family Court Judges; Joe Leean, Wisconsin Department of Health and Family Services, Madison; Valora Washington, Families for Kids Initiative/W.K. Kellogg Foundation, Battle Creek, Michigan; Robert M. Guttman, Washington, D.C.; and Faith S. Loney, Southfield, Michigan.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

International Telecommunication Union Constitution and Convention (Treaty Doc. 104–34), with 2 understandings, 2 declarations, and 1 proviso;

Protocol Amending the 1916 Convention with Canada for the Protection of Migratory Birds (Treaty Doc. 104–28), with 1 understanding, 1 declaration, and 1 proviso;

Protocol Amending the Convention with Mexico for the Protection of Migratory Birds and Game Mammals (Treaty Doc. 105–26), with 1 understanding, 1 declaration, and 1 proviso;

Maritime Boundaries Treaty with Mexico (Ex. F, 96th Cong., 1st Sess.), with 1 declaration and 1 proviso;

Bilateral Tax Treaty with Austria (Treaty Doc. 104–31), with 1 understanding, 2 declarations, and 1 proviso;

Bilateral Tax Treaty with Ireland (Treaty Doc. 105–31), with 1 understanding, 2 declarations, and 1 proviso;

Bilateral Tax Treaty with Luxembourg (Treaty Doc. 104–33), with 1 reservation, 2 declarations, and 1 proviso;

Bilateral Tax Treaty with South Africa (Treaty Doc. 105–9), with 1 declaration and 1 proviso;

Bilateral Tax Treaty with Switzerland (Treaty Doc 105–8), with 2 declarations and 1 proviso;

Bilateral Tax Treaty with Thailand (Treaty Doc. 105–2), with 1 declaration and 1 proviso;

Bilateral Tax Treaty with Turkey (Treaty Doc. 104–30), with 1 declaration and 1 proviso;

Bilateral Tax Protocol with Canada (Treaty Doc. 105–29), with 1 declaration and 1 proviso;

The nominations of Thomas S. Foley, of Washington, to be Ambassador to Japan, Alphonse F. La Porta, of New York, to be Ambassador to Mongolia, Stephen W. Bosworth, of Connecticut, to be Ambassador to the Republic of Korea, Wyche Fowler Jr., of Georgia, to be Ambassador to the Kingdom of Saudi Arabia, and Martin S. Indyk, of the District of Columbia, to be Assistant Secretary of State for Near Eastern Affairs;

S. Res. 112, condemning the most recent outbreak of violence in the Republic of Congo and recognizing the threat such violence poses to the prospects for a stable democratic form of government in that country; and

S. Con. Res. 37, expressing the sense of the Congress that Little League Baseball Incorporated was established

to support and develop Little League baseball worldwide and should be entitled to all of the benefits and privileges available to nongovernmental international organizations, with an amendment in the nature of a substitute.

Also, committee began consideration of S.Con.Res. 48, expressing the sense of the Congress regarding proliferation of missile technology from Russia to Iran, but did not complete action thereon, and recessed subject to call.

NATIONAL SECURITY

Committee on Foreign Relations: Committee held hearings to examine the current and future threat of nuclear proliferation posed by China and Russian missile proliferation, receiving testimony from Paul Wolfowitz, Paul H. Nitze School of Advanced International Studies/Johns Hopkins University, James R. Lilley, American Enterprise Institute, both of Washington, D.C.; Bates Gill, Monterey Institute of International Studies, Monterey, California; and Gary Milhollin, University of Wisconsin Law School, Madison, on behalf of the Wisconsin Project on Nuclear Arms Control.

Hearings were recessed subject to call.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving further testimony from Harold M. Ickes, former Deputy Chief of Staff to the President.

Hearings continue tomorrow.

CABLE TELEVISION AND VIDEO INDUSTRY REFORM

Committee on the Judiciary: Subcommittee on Antitrust, Business Rights, and Competition held oversight hearings on the implementation of the Telecommunications Competition and Deregulation Act (P.L. 104–104), focusing on antitrust and competition issues raised by the deregulation of the cable and video marketplace, receiving testimony from Deborah L. Lenart, Ameritech New Media, Inc., Chicago, Illinois; Leo J. Hindery, Jr., Tele-Communications, Inc., Decker Anstrom, National Cable Television Association, and Gene Kimmelman, Consumers Union, all of Washington, D.C.; and Eddy Hartenstein, DIRECTV, Inc., El Segundo, California.

Hearings were recessed subject to call.

NOMINATION

Committee on Labor and Human Resources: Committee concluded hearings on the nomination of David Satcher, of Tennessee, to be Assistant Secretary of Health and Human Services for Health and to be Medical Director in the Regular Corps of the Public Health Service, subject to qualifications therefor as provided by law and regulations, and to be Surgeon General of the Public Health Service, after the nominee, who was introduced by Senators Frist, Shelby, and Sessions, and Representative Clement.

GLOBAL TOBACCO SETTLEMENT

Committee on Indian Affairs: Committee held hearings to examine the scope and depth of the proposed settlement between State Attorneys General and tobacco companies to mandate a total reformation and restructuring of how tobacco products are manufactured, marketed, and distributed in America, focusing on those provisions affecting Indian tribes, receiving testimony from Colorado State Attorney General Gale A. Norton, Denver; Washington State Attorney General Christine Gregoire, Olympia; W. Craig Vanderwagen, Director, Division of Clinical and Preventive Health, Office of Public Health, Indian Health Service, Department of Health and Human Services; Jack Chambers, Jr., Grand Traverse Band of Ottawa and Chippewa Indians, Suttons Bay, Michigan; Doran Morris, Omaha Tribal Council, Macy, Nebraska; Alexander Tallchief Skibine, University of Utah, Salt Lake City; and Franklin Ducheneaux, Ducheneaux, Taylor & Associates, and Mary J. Pavel, Sonosky, Chambers, Sachse & Endreson, both of Washington, D.C.

Hearings were recessed subject to call.

NOMINATION

Select Committee on Intelligence: Committee ordered favorably reported the nomination of Lt. Gen. John A. Gordon, USAF, to be Deputy Director of Central Intelligence.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 2635–2642; 1 private bill, H.R. 2643; and 1 resolution, H. Con. Res. 169, were introduced. **Page 21918**

Reports Filed: Reports were filed today as follows:

H. Res. 263, waiving points of order against the conference report to accompany the bill (H.R. 2169) making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998 (H. Rept. 105–314);

H. Res. 264, providing for consideration of H.R. 2607, 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, 1998 (H. Rept. 105–315); and

H.R. 1849, to establish the Oklahoma City National Memorial as a unit of the National Park System, to designate the Oklahoma City Memorial Trust, amended (H. Rept. 105–316). **Page 21918**

Partial-Birth Abortion Ban: By a yea and nay vote of 296 yeas to 132 nays, Roll No. 500, the House agreed to the Senate amendments to H.R. 1122, to amend title 18, United States Code, to ban partial-birth abortions—clearing the measure for the President. **Page 21838**

Agreed to H. Res. 262, the rule that provided for consideration of the Senate amendments by a voice vote. Earlier, agreed to order the previous question by a yea-and-nay vote of 280 yeas to 144 nays, Roll No. 499. **Page 21829**

American Land Sovereignty Protection Act: By a recorded vote of 236 ayes to 191 noes, Roll No. 504, the House passed H.R. 901, to preserve the sovereignty of the United States over public lands and acquired lands owned by the United States, and to preserve State sovereignty and private property rights in non-Federal lands surrounding those public lands and acquired lands. The House completed debate and considered amendments to the bill on October 7. **Page 21853**

Rejected:

The Farr amendment that sought to exempt the California Coastal Ranges Biosphere Reserve (rejected by a recorded vote of 200 ayes to 226 noes, Roll No. 501); **Page 21853**

The Vento amendment that sought to expand the prohibition of lands to be designated to include commercial use under international agreements (rejected by a recorded vote of 242 ayes to 182 noes, Roll No. 502); and **Page 21853**

The Miller of California amendment that sought to strike Section 403 (b) relating to lands designated as a Biosphere Reserve under the Man and the Biosphere Program of the U.N. Educational, Scientific, and Cultural Organization on or before the date of enactment (rejected by a recorded vote of 199 ayes to 227 noes, Roll No. 503). **Page 21854**

The bill was considered pursuant to the order of the House of Tuesday, October 7. **Page 21480**

VA, HUD Appropriations Conference Report: By a yea and nay vote of 405 yeas to 21 nays, Roll No. 505, the House agreed to the conference report on H.R. 2158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998. **Page 21859**

Earlier, the House agreed to H. Res. 261, the rule that waived points of order against consideration of the conference report. **Page 21856**

Foreign Operations Authorizations—Motion to Instruct: By a recorded vote of 236 ayes to 190 noes, Roll No. 506, agreed to the Callahan motion to instruct conferees on H.R. 1757, to consolidate international affairs agencies, to authorize appropriations for the Department of State and related agencies for fiscal years 1998 and 1999, to insist upon the provisions contained in title XXI of the House bill (relating to United States policy with respect to forced abortion and foreign organizations that perform or promote abortion). **Page 21877**

District Work Period: The House agreed to H. Con. Res. 169, providing for an adjournment of the two Houses. **Page 21881**

Meeting Hour—October 9: Agreed that when the House adjourns today, it adjourn to meet at 9:30 a.m. on Thursday, October 9. **Page 21890**

Quorum Calls—Votes: Three yea-and-nay votes and five recorded votes developed during the proceedings of the House today and appear on pages 21838, 21852, 21853, 21854, 21855, 21876, and 21880. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 10:05 p.m.

Committee Meetings

BANK EXAMINATION AND SUPERVISION SYSTEMS

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit held a hearing on Current and Future Bank Examination and Supervision Systems. Testimony was heard from Tom McCool, Director, Financial Institutions and Market Issues Division, GAO; Susan Phillips, member, Board of Governors, Federal Reserve System; the following officials of the Department of the Treasury: Eugene Ludwig, Comptroller of the Currency; and Nicholas Retsinas, Acting Director, Office of Thrift Supervision; Andrew C. Hove, Jr., Acting Chairman, FDIC; Lori A. Richards, Director, Office of Compliance Inspections and Examinations, SEC; Kathryn Gighlieri, Commissioner of Banking, State of Texas; and public witnesses.

LONG-TERM BUDGET PROBLEMS

Committee on the Budget: Held a hearing on long-term budget problems relating to the retirement of the baby boomers. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

WORKER PAYCHECK FAIRNESS ACT

Committee on Education and the Workforce: Ordered reported amended H.R. 1625, Worker Paycheck Fairness Act.

CAMPAIGN FINANCE IMPROPRIETIES AND POSSIBLE LAW VIOLATIONS

Committee on Government Reform and Oversight: Began discussions regarding "Campaign Finance Improprieties and Possible Violations of Law".

FEHB RATE HIKES—WHAT'S BEHIND THEM?

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on "FEHB

Rate Hikes—What's Behind Them?" Testimony was heard from William E. Flynn, III, Associate Director, Retirement and Insurance Services, OPM; Joseph A. Antos, Assistant Director, Health and Human Resources, CBO; and a public witness.

OVERSIGHT—GSA'S GOVERNMENT PERFORMANCE AND RESULTS STRATEGIC PLAN

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on Oversight of GSA's Government Performance and Results Act Strategic Plan. Testimony was heard from Dennis J. Fischer, Chief Financial Officer, GSA.

FREE AND FAIR REFERENDUM—PEOPLE OF WESTERN SAHARA

Committee on International Relations: Subcommittee on Africa approved for full Committee amended H.Res. 245, expressing the sense of the House of Representatives in support of a free and fair referendum on self-determination for the people of Western Sahara.

The Subcommittee also held a hearing on Africa Crisis Response Initiative. Testimony was heard from Marshall McCallie, Special Coordinator/ACRI, Bureau for Africa, Department of State; Vincent D. Kern, II, Deputy Assistant Secretary, African Affairs, Department of Defense; and public witnesses.

U.S. POLICY TOWARD SOUTH AMERICA

Committee on International Relations: Subcommittee on the Western Hemisphere held a hearing on an Overview of U.S. Policy toward South America and the President's Upcoming Trip to the Region. Testimony was heard from Ambassador Jeffrey Davidow, Assistant Secretary, Inter-American Affairs, Department of State; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported amended H.R. 2493, Forage Improvement Act of 1997.

The Committee also unfavorably reported H.R. 1270, to amend the Nuclear Waste Policy Act of 1982.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a modified closed rule on H.R. 2607, District of Columbia Appropriations, Medical Liability Reform, and Education Reform Act of 1998, providing one hour of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the bill. The rule provides that the amendment printed in part 1 of the Rules Committee report shall be considered as adopted. The rule waives points of order against provisions in the bill, as amended, for failure to comply with clause 2 (prohibiting unauthorized appropriations and legislative provisions in an appropriations bill) and clause 6 (prohibiting reappropriations in an appropriations bill) of rule XXI. The rule provides for consideration of only those amendments printed in part 2 of the Rules Committee report, which may only be offered by the Member designated in the report, shall be considered as read, shall be debatable for the time specified and shall not be subject to amendment except as specified in the report, and shall not be subject to a demand for a division of the question. The rule waives all points of order against the amendments printed in the report. The rule allows the Chairman of the Committee of the Whole to postpone recorded votes and reduce to five minutes the voting time on any postponed question, provided that the voting time of the first in any series of questions is not less than 15 minutes. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Taylor of North Carolina, Horn, Moran of Virginia, Sabo, Dixon, Hoyer, Meek of Florida, Norton and Jackson-Lee of Texas.

CONFERENCE REPORT—TRANSPORTATION APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the Conference Report to accompany H.R. 2169, Department of Transportation and Related Agencies Appropriations Act for 1998, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Representatives Wolf, Obey and Sabo.

THIRD INTERNATIONAL MATH AND SCIENCE STUDY

Committee on Science: Held a hearing on Science, Math, Engineering and Technology-Third International Math and Science Study. Testimony was heard from Rodger W. Bybee, National Academy of Science; and public witnesses.

FOCUS ON WOMEN BUSINESS ENTERPRISES

Committee on Small Business: Subcommittee on Government Programs and Oversight held a hearing with Focus on Women Business Enterprises. Testimony was heard from Jane Butler, Acting Associate Administrator, Financial Assistance, SBA; and public witnesses.

GSA LEASING PROGRAM AND POLICY

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Grounds held a hearing on the fiscal year 1998 GSA Leasing Program and General GSA Leasing Policy. Testimony was heard from Robert Peck, Commissioner, Public Buildings Service, GSA.

VA MEDICAL CARE

Committee on Veterans' Affairs: Subcommittee on Health held a hearing on the prevention of adverse events in the

provision of VA medical care. Testimony was heard from the following officials of the Department of Veterans Affairs: Kenneth Kizer, M.D., Under Secretary, Health; John Mather, M.D., Assistant Inspector General, Health Care Inspections, Office of the Inspector General; and the following Directors of VA Medical Centers: Elwood Headley, M.D., Boston; T. C. Doherty, Miami; and Bill Valentine, Muskogee.

MISCELLANEOUS TRADE AND TECHNICAL CORRECTIONS ACT; RECIPROCAL TRADE AGREEMENTS AUTHORITIES ACT 1997

Committee on Ways and Means: Ordered reported the following bills: H.R. 2622, Miscellaneous Trade and Technical Corrections Act of 1997; and H.R. 2621, amended, Reciprocal Trade Agreement Authorities Act of 1997.

Joint Meetings

APPROPRIATIONS—TRANSPORTATION

Conferees on Tuesday, October 7, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998.

♦♦♦♦♦♦♦♦♦♦♦

Thursday, October 9, 1997

Senate

Chamber Action

Routine Proceedings, pages 22049–22163

Measures Introduced: Seventeen bills and four resolutions were introduced, as follows: S. 1278–1294, and S. Res. 133–136. **Page 22119**

Measures Reported: Reports were made as follows:

Special Report entitled "Further Revised Allocation To Subcommittee of Budget Totals from the Concurrent Resolution for Fiscal Year 1998". (S. Rept. No. 105–104)

S. 1278, to extend preferential treatment to certain products imported from Caribbean Basin countries. (S. Rept. No. 105–105)

S. 660, to provide for the continuation of higher education through the conveyance of certain public lands in the State of Alaska to the University of Alaska, with an amendment in the nature of a substitute. (S. Rept. No. 105–106)

S. 207, to review, reform, and terminate unnecessary and inequitable Federal subsidies, with amendments. (S. Rept. No. 105–107)

S. 10, to reduce violent juvenile crime, promote accountability by juvenile criminals, punish and deter violent gang crime, with an amendment in the nature of a substitute. (S. Rept. No. 105–108)

H.R. 1847, to improve the criminal law relating to fraud against consumers, with an amendment in the nature of a substitute.

S. 900, to provide for sentencing enhancements and amendments to the Federal Sentencing Guidelines for offenses relating to the abuse and exploitation of children, with an amendment in the nature of a substitute.

S. 1024, to make chapter 12 of title 11 of the United States Code permanent.

S. 1149, to amend title 11, United States Code, to provide for increased education funding, with an amendment in the nature of a substitute.

S. 1189, to increase the criminal penalties for assaulting or threatening Federal judges, their family members, and other public servants. **Page 22119**

Measures Passed:

Congressional Adjournment: Senate agreed to H. Con. Res. 169, providing for an adjournment of the two Houses. **Page 22062**

U.S. Post Office Designation: Committee on Governmental Affairs was discharged from further consideration of S. 595, to designate the United States Post Office building located at Bennett Street and Kansas Expressway in Springfield, Missouri, as the "John Griesemer Post Office Building", and the bill was then passed. **Page 22109**

U.S. Post Office Designation: Committee on Governmental Affairs was discharged from further consideration of S. 916, to designate the United States Post Office building located at 750 Highway 28 East in Taylorsville, Mississippi, as the "Blaine H. Eaton Post Office Building", and the bill was then passed. **Page 22110**

U.S. Post Office Designation: Committee on Governmental Affairs was discharged from further consideration of S. 973, to designate the United States Post Office building located at 551 Kingstown Road in Wakefield, Rhode Island, as the "David B. Champagne Post Office Building", and the bill was then passed. **Page 22110**

U.S. Post Office Designation: Committee on Governmental Affairs was discharged from further consideration of S. 985, to designate the post office located at 194 Ward Street in Patterson, New Jersey, as the "Larry Doby Post Office", and the bill was then passed, after agreeing to the following amendment proposed thereto: **Page 22110**

Stevens (for Thompson) Amendment No. 1322, to strike a finding. **Page 22110**

Coral Reef Ecosystems: Senate agreed to H. Con. Res. 8, recognizing the significance of maintaining the health

and stability of coral reef ecosystems, after agreeing to a committee amendment in the nature of a substitute.

Page 22110

Land Exchange: Senate passed S. 587, to require the Secretary of the Interior to exchange certain lands located in Hinsdale County, Colorado, after agreeing to a committee amendment in the nature of a substitute.

Page 22111

Slate Creek Addition: Senate passed S. 588, to provide for the expansion of the Eagles Nest Wilderness within the Arapaho National Forest and the White River National Forest, Colorado, to include land known as the Slate Creek Addition, after agreeing to a committee amendment in the nature of a substitute. Page 22112

Land Conveyance: Senate passed S. 589, to provide for a boundary adjustment and land conveyance involving the Raggeds Wilderness, White River National Forest, Colorado, to correct the effects of earlier erroneous land surveys, after agreeing to a committee amendment in the nature of a substitute. Page 22112

Dillon Ranger District Transfer: Senate passed S. 591, to transfer the Dillon Ranger District in the Arapaho National Forest to the White River National Forest in the State of Colorado, after agreeing to a committee amendment in the nature of a substitute. Page 22112

Authorizing Production of Committee Records: Senate agreed to S. Res. 135, to authorize the production of records by the Committee on Rules and Administration.

Page 22112

U.S. Institute for Environmental Conflict Resolution: Senate passed S. 399, to amend the Morris K. Udall Scholarship and Excellence in National Environmental and Native American Public Policy Act of 1992 to establish the United States Institute for Environmental Conflict Resolution to conduct environmental conflict resolution and training, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto: Page 22156

Stevens (for McCain) Amendment No. 1323, to separate funds used for environmental conflict resolution from scholarship funds. Page 22156

National Mammography Day: Senate agreed to S. Res. 136, to designate October 17, 1997, as "National Mammography Day". Page 22161

Campaign Finance Reform—Cloture Votes:

By 52 yeas to 47 nays (Vote No. 273), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on the bill. Page 22061

By 51 yeas to 48 nays (Vote No. 274), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on Lott Amendment No. 1258, listed above.

Page 22062

VA/HUD Appropriations—Conference Report: Senate agreed to the conference report on H.R. 2158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998, clearing the measure for the President. Page 22063

Transportation Appropriations, 1998—Conference Report: Senate agreed to the conference report on H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998, clearing the measure for the President. Page 22082

FDA Modernization and Accountability Act: A unanimous-consent agreement was reached providing that when the Senate receives a message from the House on S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, that the Senate disagree to the amendment of the House, insist on its amendment, agree to the request of the House for a conference thereon, and the Chair be authorized to appoint conferees on the part of the Senate. Page 22109

Authority for Committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Wednesday, October 15, 1997, from 11 a.m. until 3 p.m. Page 22156

Appointment:

North Atlantic Assembly: The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, as amended, appointed Senator Bennett as a member of the Senate Delegation to the North Atlantic Assembly during the First Session of the 105th Congress, to be held in Bucharest, Romania, October 9–14, 1997.

Page 22156

Nominations Confirmed: Senate confirmed the following nominations:

Yolanda Townsend Wheat, of Missouri, to be a Member of the National Credit Union Administration Board for the term of six years expiring

August 2, 2001.

Anthony W. Ishii, of California, to be United States District Judge for the Eastern District of California.

Susan E. Rice, of the District of Columbia, to be an Assistant Secretary of State.

Martin S. Indyk, of the District of Columbia, to be an Assistant Secretary of State.

Dennis Dollar, of Mississippi, to be a Member of the National Credit Union Administration Board for a term expiring April 10, 2003.

Thomas J. Dodd, of the District of Columbia, to be Ambassador to the Republic of Costa Rica.

Katharine G. Abraham, of Iowa, to be Commissioner of Labor Statistics, United States Department of Labor, for a term of four years.

Corinne Claiborne Boggs, of Louisiana, to be Ambassador to the Holy See. **Page 22163**

Nominations Received: Senate received the following nominations:

Robert S. Warshaw, of New York, to be Associate Director for National Drug Control Policy.

Mary Mel French, of the District of Columbia, to be Chief of Protocol, and to have the rank of Ambassador during her tenure of service.

Robert T. Grey, Jr., of Virginia, for the rank of Ambassador during his tenure of service as United States Representative to the Conference on Disarmament.

David B. Hermelin, of Michigan, to be Ambassador to Norway.

Harriet C. Babbitt, of Arizona, to be Deputy Administrator of the Agency for International Development.

Richard W. Fisher, of Texas, to be Deputy United States Trade Representative, with the rank of Ambassador.

Thomas H. Fox, of the District of Columbia, to be an Assistant Administrator of the Agency for International Development.

Kevin Gover, of New Mexico, to be an Assistant Secretary of the Interior.

Fred P. Hochberg, of New York, to be Deputy Administrator of the Small Business Administration.

Carl Spielvogel, of New York, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 1999. (Reappointment)

Donald C. Lubick, of Maryland, to be an Assistant Secretary of the Treasury.

Ida L. Castro, of New York, to be Director of the Women's Bureau, Department of Labor.

Joy Harjo, of New Mexico, to be a Member of the National Council on the Arts for a term expiring September 3, 2002.

11 Coast Guard nominations in the rank of admiral.

2 Navy nominations in the rank of admiral.

Routine lists in the Army, Foreign Service. **Page 22161**

Messages From the House: **Page 22118**

Measures Referred: **Page 22119**

Measures Placed on Calendar: **Page 22119**

Executive Reports of Committees: **Page 22119**

Statements on Introduced Bills: **Page 22120**

Additional Cosponsors: **Page 22142**

Amendments Submitted: **Page 22144**

Notices of Hearings: **Page 22146**

Authority for Committees: **Page 22146**

Additional Statements: **Page 22147**

Record Votes: Two record votes were taken today. (Total—274) **Pages 22061, 22062**

Adjournment: Senate convened at 12 noon and, in accordance with H. Con. Res. 169, adjourned at 6:57 p.m., until 12 noon, on Monday, October 20, 1997.

Committee Meetings

LINE ITEM VETO

Committee on Appropriations: Committee concluded hearings to examine the President's use of the line item veto with regard to the Military Construction Appropriations bill for the fiscal year ending September 30, 1998, after receiving testimony from Maj. Gen. Clair F. Gill, USA, Director of Army Budget; Rear Adm. James F. Amerault, USN, Director of Navy Budget/Fiscal Management; and Maj. Gen. Eugene Lupia, USAF, Civil Engineer, Department of the Air Force.

FINANCIAL ACCOUNTING STANDARD

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities concluded oversight hearings to review the Financial Accounting Standards Board's proposed standard on derivatives and hedging activities, a rule to improve standards of financial accounting and reporting by investors and creditors, after receiving testimony from Edmund L. Jenkins, Chairman, Financial Accounting Standards Board; Alex J. Pollock, President and Chief Executive Officer, Federal Home Loan Bank of Chicago, and William Roberts, First Chicago NBD Corporation, both of Chicago, Illinois; and Kenneth L. Wolfe, Hershey Foods Corporation, Hershey, Pennsylvania.

GLOBAL TOBACCO SETTLEMENT

Committee on Commerce, Science, and Transportation: Committee resumed hearings to examine the proposed settlement between State Attorneys General and tobacco companies to mandate a total reformation and restructuring of how tobacco products are manufactured, marketed, and distributed in America, focusing on public health benefits, receiving testimony from John R. Seffrin, American Cancer Society, Atlanta, Georgia; Ronald M. Davis, American Medical Association, and Richard A. Levinson, American Public Health Association, both of Washington, D.C.; and M. Cass Wheeler, American Heart Association, Dallas, Texas.

Hearings were recessed subject to call.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of M. John Berry, of Maryland, to be Assistant Secretary of the Interior for Policy, Management, and Budget, after the nominee, who was introduced by Senator Sarbanes and Representative Hoyer, testified and answered questions in his own behalf.

NATIONAL PARK SYSTEM

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation and Recreation concluded hearings to examine the feasibility of using bonding techniques to finance capital projects in the National Park System, after receiving testimony from Senator McCain; David Hayes, Counselor to the Secretary of the Interior; Dennis Zimmerman, Specialist in Public Finance, Congressional Research Service, Library of Congress; Henry Lee, Harvard University/Center for Science and International Affairs, Cambridge, Massachusetts; Albert C. Eisenberg, National Parks and Conservation Association, Washington, D.C.; and Kenneth C. Olson, Goldman, Sachs, and Co., New York, New York.

NATO ENLARGEMENT

Committee on Foreign Relations: Committee held hearings to examine the benefits and risks of the proposal to grant NATO membership to Poland, Hungary, and the Czech Republic, receiving testimony from Senator Roth, on behalf of the Senate NATO Observer Group and the North Atlantic Assembly; Zibgniew Brzezinski, Center for Strategic and International Studies, former Secretary of Defense, Jeane J. Kirkpatrick, American Enterprise Institute, former U.S. Ambassador to the United Nations, Jonathan Dean, Union of Concerned Scientists, and Michael Mandelbaum, Paul H. Nitze School of Advanced International Studies/Johns Hopkins University, all of Washington, D.C.

Hearings were recessed subject to call.

U.N. CLIMATE CHANGE TREATY

Committee on Foreign Relations: Subcommittee on International Economic Policy, Export and Trade Promotion held hearings to examine the legally binding obligations and impact on the United States economy of the United Nations proposed climate change treaty which will be negotiated in December 1997 in Kyoto, Japan, receiving testimony from Timothy E. Wirth, Under Secretary of State for Global Affairs; Sallie Baliunas, Harvard-Smithsonian Center for Astrophysics, Cambridge, Massachusetts; Lawrence Chimerine, Economic Strategy Institute, and Daniel A. Lashof, Natural Resources Defense Council, both of Washington, D.C.; and Mary H. Novak, WEFA, Inc., Burlington, Massachusetts.

Hearings were recessed subject to call.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Mark F. Thomann, former Midwest Finance Director, and Richard L. Sullivan, former Deputy Finance Director and Finance Director, both of the Democratic National Committee.

Also, committee approved the issuance of certain subpoenas with regard to the committee's special investigation on campaign financing.

Committee recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Raymond C. Fisher, of California, to be Associate Attorney General, Department of Justice, Ronald Lee Gilman, of Tennessee, to be United States Circuit Judge for the Sixth Circuit, Richard Conway Casey, to be United States District Judge for the Southern District of New York, James S. Gwin, to be United States District Judge for the Northern District of Ohio, Dale A. Kimball, to be United States District Judge for the District of Utah, Algenon L. Marbley, to be United States District Judge for the Southern District of Ohio, and Charles J. Siragusa, to be United States District Judge for the Western District of New York;

H.R. 1847, to improve the criminal law relating to fraud against consumers, with an amendment in the nature of a substitute;

S. 1024, to make permanent certain provisions of the Bankruptcy Code relating to the adjustment of debts of a family farmer with regular annual income;

S. 1189, to increase the criminal penalties for assaulting or threatening Federal judges, their family members, and other public servants;

S. 1149, to provide for increased education funding by closing certain Bankruptcy Code loopholes relating to local property tax revenues which can affect the amount of money made available for education, with an amendment in the nature of a substitute; and

S. 900, to provide for sentencing enhancements and amendments to the Federal Sentencing Guidelines for offenses relating to the abuse and exploitation of children, with an amendment in the nature of a substitute.

Also, committee began consideration of S. 474, to provide criminal penalties against any person who, while engaged in the business of betting or wagering, knowingly uses a communication facility for the transmission or receipt in interstate or foreign commerce of bets or wagers, information assisting in the placing of bets or wagers, or a communication that entitles the transmitter or receiver to receive money or credit as a result of bets or wagers, but did not complete action thereon, and recessed subject to call.

CLINICAL AND ALTERNATIVE MEDICINE RESEARCH

Committee on Labor and Human Resources: Subcommittee on Public Health and Safety concluded hearings to examine support strategies for clinical research and alternative medicine research at the National Institutes of Health, after receiving testimony from Harold Varmus, Director, National Institutes of Health, Department of Health and

Human Services; Gordon H. Williams, Brigham and Women's Hospital, on behalf of the Clinical Research Study Group of the National Institutes of Health, and Alan C. Moses, on behalf of the General Clinical Research Center, and David M. Eisenberg, both of the Beth Israel Deaconess Medical Center, all of Boston, Massachusetts; John A. Morris, Vanderbilt University School of Medicine, Nashville, Tennessee, on behalf of the Coalition for American Trauma Care; Katrina A. Gwinn, Mayo Clinic Scottsdale, Scottsdale, Arizona; Robert R. Rich, Baylor College of Medicine, Houston, Texas, on behalf of the Association of American Medical Colleges; and James S. Gordon, Georgetown University School of Medicine and Center for Mind-Body Medicine, Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 2644–2673; 1 private bill, H.R. 2674; and 5 resolutions, H.J. Res. 96, H. Con. Res. 170, and H. Res. 266–268, were introduced. **Page 22045**

Reports Filed: Reports were filed today as follows:

H. Res. 265, providing for consideration of H.R. 2204, to authorize appropriations for fiscal years 1998 and 1999 for the Coast Guard (H. Rept. 105–317);

H.R. 2513, to amend the Internal Revenue Code of 1986 to restore and modify the provision of the Taxpayer Relief Act of 1997 relating to exempting active financing income from foreign personal holding company income and to provide for the nonrecognition of gain on the sale of stock in agricultural processors to certain farmers' cooperatives, amended (H. Rept. 105–318 Part 1);

S. 923, to deny veterans benefits to persons convicted of Federal capital offenses, amended (H. Rept. 105–319); and

H.R. 2367, to increase, effective as of December 1, 1997, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans (H. Rept. 105–320). **Page 22045**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative LaTourette to act as Speaker pro tempore for today. **Page 21939**

Journal: By a recorded vote of 352 ayes to 58 noes, Roll No. 509, the House agreed to the Speaker's approval of the Journal of Wednesday, October 8. **Pages 21939, 21951**

Transportation Appropriations Conference Report: By a yea and nay vote of 401 yeas to 21 nays, Roll No. 510, the House agreed to the conference report on H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998. **Page 21952**

By a yea and nay vote of 413 yeas to 4 nays, Roll No. 507, the House agreed to H. Res. 263, the rule that waived points of order against consideration of the conference report. **Page 21947**

District of Columbia Appropriations: By a yea and nay vote of 203 yeas to 202 nays with 1 voting "present", Roll No. 513, the House passed H.R. 2607, 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, 1998. By a recorded vote of 162 ayes to 135 noes, Roll No. 514, agreed to the Hansen motion to table the motion to reconsider the vote. **Page 21962**

Rejected the Moran motion to recommit the bill to the Committee on Appropriations by voice vote. **Page 22016**

Agreed To:

The Sabo amendment that strikes the waiver of Davis-Bacon for school construction and repair (agreed to by a recorded vote of 234 ayes to 188 noes, Roll No. 511). **Page 21992**

Rejected:

The Moran amendment in the nature of a substitute that retains increased funding for police officer and firefighter pay raises and inserts the text of the Senate's version, S. 1156 (rejected by a recorded vote of 197 ayes to 212 noes with 1 voting "present", Roll No. 512). **Page 21994**

By a yea and nay vote of 370 yeas to 50 nays, Roll No. 508, the House agreed to H. Res. 264, the rule that provided for consideration of the bill. Pursuant to the rule the amendment printed in part 1 of the Committee on Rules report, H. Rept. 105–315, was considered as adopted. **Pages 21939, 21950**

Future Resignation: Read a letter from Representative Flake to the Honorable Alexander Treadwell, Secretary of State, State of New York, regarding his future resignation from the House of Representatives. **Page 22020**

Speaker Pro Tempore: The Speaker designated Representative Morella to act as Speaker pro tempore to sign enrolled bills and joint resolutions through October 21. **Page 22020**

Calendar Wednesday: Agreed that business in order under the Calendar Wednesday rule be dispensed with on Wednesday, October 22, 1997. **Page 22020**

Resignations—Appointments: Agreed that notwithstanding any adjournment of the House until Tuesday, October 21, 1997, the Speaker, Majority Leader, and Minority Leader be authorized to accept resignations and to make appointments authorized by law or by the House. **Page 22020**

Extension of Remarks: Agreed that for today, all members be permitted to extend their remarks and to include extraneous material in that section of the record entitled "Extension of Remarks". **Page 22020**

Senate Messages: Message received from the Senate today appears on page 22018.

Quorum Calls—Votes: Three yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 21949, 21950, 21951, 21994, 22014, 22017, and 22018. There were no quorum calls.

Adjournment: Met at 9:30 a.m. and pursuant to the provisions of H. Con. Res. 169, adjourned at 9:15 p.m. until 10:30 a.m. on Tuesday, October 21 for Morning Hour debate.

Committee Meetings

AGRICULTURAL ECONOMIC OUTLOOK

Committee on Agriculture: Subcommittee on General Farm Commodities held a hearing on the review of the Agricultural economic outlook. Testimony was heard from Keith J. Collins, Chief Economist, USDA; and public witnesses.

NATIONAL LABORATORY SYSTEM MANAGEMENT

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on Assessing the Department of Energy's Management of the National Laboratory System. Testimony was heard from Victor S. Rezendes, Director, Energy, Resources and Science Issues, Resources, Community and Economic Development Division, GAO; the following officials of the Department of Energy: John C. Layton, Inspector General; and Martha A. Krebs, Director, Office of Energy Research; and a public witness.

INTERNET TAX FREEDOM ACT

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection approved for full Committee action amended H.R. 1054, Internet Tax Freedom Act.

CHARTER SCHOOLS AMENDMENTS ACT

Committee on Education and the Workforce: Ordered reported amended H.R. 2616, Charter Schools Amendments Act of 1997.

TRUTH IN EMPLOYMENT ACT

Committee on Education and the Workforce: Subcommittee on Employer-Employee Relations held a hearing on H.R. 758, Truth in Employment Act of 1997. Testimony was heard from public witnesses.

"CONDUIT PAYMENTS TO THE DEMOCRATIC NATIONAL COMMITTEE"

Committee on Government Reform and Oversight: Held a hearing on "Conduit Payments to the Democratic National Committee". Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on International Relations: Favorably considered and adopted a motion urging the Chairman to request that the following measures be considered on the Suspension Calendar: H.R. 1129, amended, Microcredit for Self Reliance Act of 1997; H. Res. 245, amended, expressing the sense of the House of Representatives in support of a free and fair referendum on self-determination for the people of Western Sahara; H. Con. Res. 130, amended, concerning the situation in Kenya; and H. Con. Res. 121 expressing the sense of the Congress regarding proliferation of missile technology from Russia to Iran.

NORTHERN IRELAND—HUMAN RIGHTS AND PEACE PROCESS

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on Human Rights and the Peace Process in Northern Ireland. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law approved for full Committee action the Internet Tax Freedom Act.

The Subcommittee also held a hearing on H.R. 2592, Private Trustee Reform Act and the Executive Office of U.S. Trustee's assessment of post-confirmation fees in Chapter 11 cases. Testimony was heard from Representative Goodlatte; the following officials of the Department of Justice: Joseph Patchan, Director and Kevyn D. Orr, Deputy Director, both with the Executive Office for U.S. Trustees; W. Clarkson McDow, Jr., Region 4 and Ellen B. Vergos, Region 8, both U.S. Trustees; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on the following bills: H.R. 2603, Alternative Dispute Resolution and Settlement Encouragement Act; and H.R. 2294, Federal Courts Improvement Act of 1997. Testimony was heard from Peter R. Steenland, Senior Counsel, Alternative Dispute Resolution, U.S. Department of Justice; D. Brock Hornby, Chief Judge, U.S. District Court, Maine; Philip M. Pro, U.S. District Court, Chairman, Committee on Judges, Judicial Conference; and public witnesses.

The Subcommittee also held an oversight hearing on the need for additional Federal District Court judges. Testimony was heard from Elizabeth Kovachevich, Chief Judge, U.S. District Court, Middle District, Florida; and

Julia Smith Gibbons, Chief Judge, U.S. District Court, Chair, Committee on Judicial Resources.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action the following bills: H.R. 2460, Wireless Telephone Protection Act; and H.R. 1753, to provide for the establishment of not less than 2,500 Boys and Girls Clubs of America facilities by the year 2000.

OVERSIGHT—PFIESTERIA IMPACT ON OUR FISHERY RESOURCES

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held an oversight hearing on Pfiesteria and Its Impact on our Fishery Resources. Testimony was heard from Terry D. Garcia, Acting Assistant Secretary, Oceans and Atmosphere, Department of Commerce; Wayne McDevitt, Secretary, Department of Environmental and Natural Resources, State of North Carolina; John Griffin, Secretary, Department of Natural Resources, State of Maryland; Christophe A.G. Tulou, Secretary, Department of Natural Resources and Environmental Control, State of Delaware; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks and Public Lands held a hearing on the following bills; H.R. 2186, to authorize the Secretary of the Interior to provide assistance to the National Historic Trails Interpretive Center in Casper, WY; H.R. 1811, Columbia River Habitat Protection and Recreational Access Act of 1997; and H.R. 1477, to amend the Wild and Scenic Rivers Act to designate a portion of the Columbia River as a recreational river. Testimony was heard from Representatives Murray, Cubin, Hastings of Washington and Dicks; the following officials of the Department of the Interior: Mat Millenbach, Deputy Director, Bureau of Land Management; and Thomas Dwyer, Deputy Regional Director, Pacific and Northwest, U.S. Fish and Wildlife Service; Dan Berkovitz, Deputy Assistant Secretary, Policy, Planning, and Budget, Department of Energy; the following officials of the State of Washington: Dorothy Perkins, Representative; and Clyde Ballard, Speaker; and public witnesses.

COAST GUARD AUTHORIZATION ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 2204, Coast Guard Authorization Act of 1997. The rule waives section 401 of the Congressional Budget Act of 1974 (prohibiting consideration of legislation providing new entitlement authority which becomes effective during the fiscal year which ends in the calendar year in which the bill is reported) against consideration of the bill.

The rule makes in order the Committee on Transportation and Infrastructure amendment in the nature of a substitute as an original bill for the purpose of amendment, which shall be considered as read. The rule waives clause 7 of rule XVI (relating to germaneness) and section 401 of the Congressional Budget Act of 1974 (prohibiting consideration of legislation providing new entitlement authority which becomes effective during the fiscal year which ends in the calendar year in which the bill is reported) against the committee amendment in the nature of a substitute.

The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the Congressional Record. The rule further allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce to five minutes on a postponed question if the vote follows a fifteen minute vote. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representative Gilchrest.

COUNTDOWN TO KYOTO

Committee on Science: Subcommittee on Energy and Environment continued hearings on Countdown to Kyoto Part II: The Economics of the Global Climate Change Agreement. Testimony was heard from the following officials of the Department of Energy: Marc Chupka, Acting Assistant Secretary, Policy and International Affairs; and Joseph J. Romm, Acting Assistant Secretary, Energy Efficiency and Renewable Energy; and public witnesses.

FAA—FOREIGN REPAIR STATION RULES

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on H.R. 145, to terminate the effectiveness of certain amendments to the foreign repair station rules of the Federal Aviation Administration. Testimony was heard from Representative Borski; Guy S. Gardner, Associate Administrator, Regulation and Certification, FAA, Department of Transportation; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Ordered reported the following bills: H.R. 2644, United States-Caribbean Trade Partnership Act; H.R. 2645, Tax Technical Corrections Act of 1997; and H.R. 2646, amended, Education Savings Act for Public and Private Schools.

HEALTH CARE WASTE, FRAUD, AND ABUSE

Committee on Ways and Means: Subcommittee on Health held a hearing on Health Care Waste, Fraud and Abuse. Testimony was heard from the following officials of the Department of Health and Human Services: Michael F. Mangano, Principal Deputy, Office of the Inspector General; and Linda Ruiz, Director, Program Integrity Group, Office of Financial Management, Health Care Financing Administration; Charles L. Owens, Chief, Financial Crimes Section, FBI, Department of Justice; William J.

Scanlon, Director, Health Financing and Systems, GAO; and a public witness.

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Monday, October 20, 1997

Senate

Chamber Action

Routine Proceedings, pages 22195–22230

Measures Introduced: Four bills were introduced, as follows: S. 1295–1298. **Page 22223**

Measures Reported: Reports were made as follows: Reported on Wednesday, October 15, during the adjournment:

S. 1186, to provide for education and training, with an amendment in the nature of a substitute. (S. Rept. No. 109)

S. 1046, to authorize appropriations for fiscal years 1998 and 1999 for the National Science Foundation. (S. Rept. No. 110)

S. 439, to provide for Alaska State jurisdiction over small hydroelectric projects, to address voluntary licensing of hydroelectric projects on fresh waters in the State of Hawaii, to provide an exemption for portion of a hydroelectric project located in the State of New Mexico, with amendments. (S. Rept. No. 111)

S. 846, to amend the Federal Power Act to remove the jurisdiction of the Federal Energy Regulatory Commission to license projects on fresh waters in the State of Hawaii. (S. Rept. No. 112)

S. 1092, to provide for a transfer of land interests in order to facilitate surface transportation between the cities of Cold Bay, Alaska, and King Cove, Alaska. (S. Rept. No. 113) **Page 22223**

ISTEA Authorization: Senate resumed consideration of S. 1173, to authorize funds for construction of highways, for highway safety programs, and for mass transit programs, with a modified committee amendment (the modification being a substitute for the text of the bill), taking action on amendments proposed thereto, as follows: **Page 22201**

Pending:

Chafee/Warner Amendment No. 1312, to provide for a continuing designation of a metropolitan planning organization. **Page 22201**

Chafee/Warner Amendment No. 1313 (to language proposed to be stricken by the committee amendment, as modified), of a perfecting nature. **Page 22201**

Chafee/Warner Amendment No. 1314 (to Amendment No. 1313), of a perfecting nature. **Page 22201**

Motion to recommit the bill to the Committee on Environment and Public Works, with instructions. **Page 22201**

Lott Amendment No. 1317 (to instructions of the motion to recommit), to authorize funds for construction of highways, for highway safety programs, and for mass transit programs. **Page 22201**

Lott Amendment No. 1318 (to Amendment No. 1317), to strike the limitation on obligations for administrative expenses. **Page 22201**

Senate will continue consideration of the bill on Tuesday, October 21, 1997.

Executive Reports of Committees: Senate received the following executive report of a committee:

Report to accompany International Telecommunication Union Constitution and Convention. (Treaty Doc. 104–34) (Exec. Rept. No. 105–3). **Page 22223**

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

Transmitting the report of the cancellation of discretionary budget authority (97–42) received on October 14, 1997; which was referred jointly, pursuant to P.L. 93–344, to the Committee on Appropriations and to the Committee on the Budget. (PM–72). **Page 22210**

Transmitting the report of the cancellation of discretionary budget authority (97–56) received on October 16, 1997; which was referred jointly, pursuant to P.L. 93–344, to the Committee on Appropriations and to the Committee on the Budget. (PM–73). **Page 22210**

Transmitting the report of the cancellation of discretionary budget authority (97–57) received on October 17, 1997; which was referred jointly, pursuant to P.L. 93–344, to the Committee on Appropriations and to the Committee on the Budget. (PM–74). **Page 22211**

Nominations Received: Senate received the following nominations:

Kermit Lipez, of Maine, to be United States Circuit Judge for the First Circuit.

A. Howard Matz, of California, to be United States District Judge for the Central District of California.

4 Air Force nominations in the rank of general.

1 Army nomination in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Army, Navy, and Air Force. **Page 22230**

Messages From the President:	**Page 22210**
Messages From the House:	**Page 22211**
Measures Referred:	**Page 22211**
Communications:	**Page 22211**
Petitions:	**Page 22216**
Executive Reports of Committees:	**Page 22223**
Statements on Introduced Bills:	**Page 22223**
Additional Cosponsors:	**Page 22226**
Notices of Hearings:	**Page 22227**
Additional Statements:	**Page 22227**

Adjournment: Senate convened at 12 noon, and adjourned at 5:06 p.m., until 12 noon, on Tuesday, October 21, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 22230.)

Committee Meetings

INDIAN LAND CONVEYANCE/INDIAN TRUST FUND

Committee on Indian Affairs: Committee concluded hearings on the following bills:

H.R. 79, to provide for the conveyance of certain land in the Six Rivers National Forest in the State of California for the benefit of the Hoopa Valley Tribe, after receiving testimony from Representative Riggs; Janice McDougle, Associate Deputy Chief, National Forest Systems, Forest Service, Department of Agriculture; and Duane J. Sherman, Sr., Hoopa Valley Tribal Council, Hoopa, California; and

S. 156, to create a trust fund from the proceeds of the integrated programs of the Missouri River Basin Pick-Sloan Program to improve educational and healthcare facilities, the water system, and other basic necessities of the Lower Brule Sioux Tribe of South Dakota, after receiving testimony from Senator Johnson; Terry Virden, Director, Office of Trust Responsibility, Department of the Interior; and Michael B. Jandreau, Dorothy Langdeau Jones, and Altwin Grassrope, all of the Lower Brule Sioux Tribe, Lower Brule, South Dakota.

House of Representatives

Chamber Action

The House was not in session today. It will next meet on Tuesday, October 21.

Committee Meetings

INVALIDATED TEAMSTER ELECTION

Committee on Education and the Workforce: On October 15, the Committee continued hearings on the Invalidated 1996 Teamster Election. Testimony was heard from John C. Kenney, Acting Assistant Attorney General, Criminal Division, Department of Justice; and public witnesses.

On October 14, the Committee began hearings on this subject. Testimony was heard from public witnesses.

COLOMBIAN DRUG TRAFFICKING OPERATION

Committee on the Judiciary: October 16, Subcommittee on Crime held a hearing regarding focusing on the anatomy of a Colombian drug trafficking operation in the United States. Testimony was heard from a "Mr. Rodriguez", former member, New York Branch, Medellin Cartel.

OVERSIGHT—DEPARTMENT OF JUSTICE

Committee on the Judiciary, On October 15, the Committee held an oversight hearing on the Department of Justice. Testimony was heard from Janet Reno, Attorney General.

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Tuesday, October 21, 1997

Senate

Chamber Action

Routine Proceedings, pages 22233–22277

Measures Introduced: Five bills and three resolutions were introduced, as follows: S. 1299–1303, S. Res. 137, and S. Con. Res. 54 and 55. **Page 22248**

Measures Passed:

Production of Senate Documents: Senate agreed to S. Res. 137, to authorize testimony, production of documents, and representation of employees of the Senate in the cases of *United States* v. *Tara LaJuan Edwards* and *United States* v. *Robbin Tiffani Stoney.* **Page 22274**

ISTEA Authorization: Senate resumed consideration of S. 1173, to authorize funds for construction of highways, for highway safety programs, and for mass transit programs, with a modified committee amendment (the modification being a substitute for the text of the bill), taking action on amendments proposed thereto, as follows: **Page 22245**

Pending:

Chafee/Warner Amendment No. 1312, to provide for a continuing designation of a metropolitan planning organization. **Page 22245**

Chafee/Warner Amendment No. 1313 (to language proposed to be stricken by the committee amendment, as modified), of a perfecting nature. **Page 22245**

Chafee/Warner Amendment No. 1314 (to Amendment No. 1313), of a perfecting nature. **Page 22245**

Motion to recommit the bill to the Committee on Environment and Public Works, with instructions. **Page 22245**

Lott Amendment No. 1317 (to instructions of the motion to recommit), to authorize funds for construction of highways, for highway safety programs, and for mass transit programs. **Page 22245**

Lott Amendment No. 1318 (to Amendment No. 1317), to strike the limitation on obligations for administrative expenses. **Page 22245**

A motion was entered to close further debate on the modified committee amendment 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, October 23, 1997. **Page 22245**

A second motion was entered to close further debate on the modified committee amendment and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion could also occur on Thursday, October 23, 1997. **Page 22245**

Senate will continue consideration of the bill on Wednesday, October 22, 1997.

Nominations Confirmed: Senate confirmed the following nominations:

George W. Black, Jr., of Georgia, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2001.

Brian Dean Curran, of Florida, to be Ambassador to the Republic of Mozambique.

Timberlake Foster, of California, to be Ambassador to the Islamic Republic of Mauritania.

Richard Conway Casey, of New York, to be United States District Judge for the Southern District of New York.

John Arthur Hammerschmidt, of Arkansas, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2000.

Dale A. Kimball, of Utah, to be United States District Judge for the District of Utah.

Thomas M. Foglietta, of Pennsylvania, to be Ambassador to Italy.

Alphonse F. La Porta, of New York, to be Ambassador to Mongolia.

Stephen W. Bosworth, of Connecticut, to be Ambassador to the Republic of Korea.

Paul R. Carey, of New York, to be a Member of the Securities and Exchange Commission for the term expiring June 5, 2002.

Laura S. Unger, of New York, to be a Member of the Securities and Exchange Commission for the term expiring June 5, 2001.

James E. Hall, of Tennessee, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2002. **Pages 22272, 22277**

Statements on Introduced Bills: **Page 22248**

Additional Cosponsors: **Page 22264**

Notices of Hearings: **Page 22266**

Authority for Committees: **Page 22266**

Additional Statements: **Page 22266**

Adjournment: Senate convened at 12 noon, and adjourned at 5:59 p.m., until 12 noon, on Wednesday, October 22, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 22274.)

Committee Meetings

NATO ENLARGEMENT

Committee on Appropriations: Committee held hearings to examine the costs of enlarging NATO membership to include Poland, Hungary, and the Czech Republic and the impact of enlargement on Department of Defense readiness, receiving testimony from Madeleine K. Albright, Secretary of State; and William S. Cohen, Secretary of Defense.

Hearings continue tomorrow.

AIRLINE DEREGULATION

Committee on Appropriations: Subcommittee on Transportation held oversight hearings to review the status of competition in the airline industry as a result of airline deregulation and its related impact on consumers, focusing on certain restrictions to free market competition among airlines in America, receiving testimony from Patrick V. Murphy, Deputy Assistant Secretary for Aviation and International Affairs, and Jeff Griffith, Planning Director, Air Traffic Operations, Federal Aviation Administration, both of the Department of Transportation; Fred C. Allvine, Georgia Institute of Technology, Atlanta; Steven A. Morrison, Northeastern University, Boston, Massachusetts; and Jay U. Sterling, University of Alabama, Tuscaloosa.

Hearings were recessed subject to call.

FINANCIAL SERVICE INDUSTRIES

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions and Regulatory Relief concluded oversight hearings to review the condition of the banking and thrift industries, including the Bank Insurance Fund and the Savings Association Insurance Fund, focusing on the trend of consolidation and integration among banks, thrifts, and other financial services providers, developments that pose risks to insured institutions, and computer compliance in the Year 2000, after receiving testimony from Andrew C. Hove, Jr., Acting Chairman, Federal Deposit Insurance Corporation; and Nicolas Retsinas, Director, Office of Thrift Supervision, Department of the Treasury.

EUROPEAN MONETARY UNION

Committee on the Budget: Committee held hearings to examine the economic and monetary union in Europe and its implications for the United States economy, receiving testimony from Lawrence H. Summers, Deputy Secretary of the Treasury; Giovanni Ravasio, European Commission, Brussels, Belgium; and C. Randall Henning, American University and the Institute for International Economics, Washington, D.C.

Committee will meet again on Thursday, October 23.

DOMESTIC CRUISE AND SHIP TRADE INDUSTRIES

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation and Merchant Marine concluded hearings on S. 803, to permit the transportation of passengers between United States ports by certain foreign-flag vessels and to encourage United

States-flag vessels to participate in such transportation, S. 668, to provide an exemption to United States coastwise passenger trade laws for Alaska, and related issues, after receiving testimony from Senators Thurmond and Murkowski; Helen Hill, Charleston Area Convention and Visitors Bureau, Charleston, South Carolina; Peter Blute, Massachusetts Port Authority, Boston; Thomas Garrett, Alaska Division of Tourism, Juneau; Michael A. Spinelli, American Society of Travel Agents, Lowell, Massachusetts; David F. Lauth, Cruising America Coalition, El Cajone, California; and Frank Pecquex, Maritime Trades Department/AFL–CIO, both of Washington, D.C.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Steven J. Green, of Florida, to be Ambassador to the Republic of Singapore, Lange Schermerhorn, of New Jersey, to be Ambassador to the Republic of Djibouti, Brenda Schoonover, of Maryland, to be Ambassador to the Republic of Togo, and William H. Twaddell, of Rhode Island, to be Ambassador to the Federal Republic of Nigeria, after the nominees testified and answered questions in their own behalf. Mr. Green was introduced by Senators Mack, Graham, and Breaux.

NORTH KOREAN MISSILE PROLIFERATION

Committee on Governmental Affairs: Subcommittee on International Security, Proliferation and Federal Services concluded hearings to examine threats posed by North Korea's efforts to acquire weapons of mass destruction and to export both ballistic missile systems and production technology, after receiving testimony from Col. Joo-Hwal Choi, formerly of the North Korea Ministry of the People's Army, and Young-Hwan Ko, formerly of the North Korea Ministry of Foreign Affairs, both of the Research Institute for North Korean Affairs, Seoul.

BANKRUPTCY REFORM

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded hearings to examine the recommendations of the National Bankruptcy Review Commission to reform the federal bankruptcy code, after receiving testimony from Brady C. Williamson, Madison, Wisconsin, M. Caldwell Butler, Woods Rogers and Hazelgrove, Roanoke, Virginia, Edith Hollan Jones, United States Court of Appeals for the Fifth Circuit, Houston, Texas, Robert E. Ginsberg, Chicago, Illinois, Jay Alix, Jay Alix & Associates, Southfield, Michigan, James I. Shepard, Fresno, California, Babette A. Ceccotti, Cohen, Weiss & Simon, New York, New York, and John A. Gose, Preston Gates & Ellis, Seattle, Washington, all on behalf of the National Bankruptcy Review Commission.

WORKPLACE RELIGIOUS FREEDOM

Committee on Labor and Human Resources: Committee concluded hearings on S. 1124, to revise certain provisions of the Civil Rights Act of 1964 to modify the definition of religion to include all aspects of religious observance, practice, and belief, after receiving testimony from Senator Kerry; Richard Foltin, American Jewish Committee, on behalf of the Coalition for Religious Freedom in the Workplace, and Lawrence Z. Lorber, Verner Liipfer Bernhard McPherson & Hand, both of Washington, D.C.; Roberto Corrada, University of Denver College of Law, Denver, Colorado; Kathleen Pielech, East Tauton, Massachusetts; Patricia Reed, Berkely, Massachusetts; Aston A. Beadle, Columbia, Maryland; John Kalwitz, South Bend, Indiana; and Anjum Smith, Quinton, Virginia.

MISSISSIPPI SIOUX JUDGMENT FUND

Committee on Indian Affairs: Committee concluded hearings on H.R. 976, to provide for the disposition of certain funds appropriated to pay judgment in favor of the Mississippi Sioux Indians, after receiving testimony from Michael Anderson, Deputy Assistant Secretary of the Interior for Indian Affairs; Andrew Grey, Sr., Sisseton-Wahpeton Sioux Tribe, Agency Village, South Dakota; Michael Abourezk, Abourezk Law Firm, Rapid City, South Dakota; and Ambrose McBride, Crow Creek Sioux Tribe, Fort Thompson, South Dakota.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 2675–2689; 1 private bill, H.R. 2690; and 4 resolutions, H.J. Res. 97, H. Con. Res. 171, and H. Res. 272–273, were introduced. **Page 22373**

Reports Filed: Reports were filed as follows:

Filed on October 14, 1997, H.R. 2616, to amend titles VI and X of the Elementary and Secondary Education Act of 1965 to improve and expand charter schools, amended (H. Rept. 105–321);

H.R. 1270, to amend the Nuclear Waste Policy Act of 1982, amended (H. Rept. 105–290 part 2);

H.R. 2535, to amend the Higher Education Act of 1965 to allow the consolidation of student loans under the Federal Family Loan Program and the Direct Loan Program, amended (H. Rept. 105–322);

H.R. 1534, to simplify and expedite access to the Federal courts for injured parties whose rights and privileges, secured by the United States Constitution, have been deprived by final actions of Federal agencies, or other government officials or entities acting under color of State law; to prevent Federal courts from abstaining from exercising Federal jurisdiction in actions where no State law claim is alleged; to permit certification of unsettled State law questions that are essential to resolving Federal claims arising under the Constitution; and to clarify when

government action is sufficiently final to ripen certain Federal claims arising under the Constitution, amended (H. Rept. 105–323);

H.R. 764, to make technical corrections to title 11, United States Code, amended (H. Rept. 105–324);

H.R. 1967, to amend title 17, United States Code, to provide that the distribution before January 1, 1978, of a phonorecord shall not for any purpose constitute a publication of the musical work embodied therein (H. Rept. 105–325);

H.R. 1085, to revise, codify, and enact without substantive change certain general and permanent laws, related to patriotic and national observances, ceremonies, and organizations, as title 36, United States Code, "Patriotic and National Observances, Ceremonies, and Organizations," amended (H. Rept. 105–326);

H.R. 134, to authorize the Secretary of the Interior to provide a loan guarantee to the Olivenhain Water Storage Project, amended (H. Rept. 105–327);

H.R. 136, to amend the National Parks and Recreation Act of 1978 to designate the Marjory Stoneman Douglas Wilderness and to amend the Everglades National Park Protection and Expansion Act of 1989 to designate the Ernest F. Coe Visitor Center, amended (H. Rept. 105–328);

H.R. 1856, to amend the Fish and Wildlife Act of 1956 to direct the Secretary of the Interior to conduct a volunteer pilot project at one national wildlife refuge in each United States Fish and Wildlife Service region, amended (H. Rept. 105–329);

H. Con. Res. 151, expressing the sense of the Congress that the United States should manage its public domain National Forests to maximize the reduction of carbon dioxide in the atmosphere among many other objectives and that the United States should serve as an example and as a world leader in actively managing its public domain national forests in a manner that substantially reduces the amount of carbon dioxide added to the atmosphere, amended (H. Rept. 105–330);

H.R. 1962, to provide for the appointment of a Chief Financial Officer and Deputy Chief Financial Officer in the Executive Office of the President, amended (H. Rept. 105–331);

H.R. 2646, to amend the Internal Revenue Code of 1986 to allow tax-free expenditures from education individual retirement accounts for elementary and secondary school expenses, to increase the maximum annual amount of contributions to such accounts, amended (H. Doc. 105–332);

H. Res. 269, providing for consideration of H.J. Res. 97, making further continuing appropriations for the fiscal year 1998 (H. Doc. 105–333);

H. Res. 270, providing for consideration of H.R. 2247, to reform the statutes relating to Amtrak, to authorize appropriations for Amtrak (H. Doc. 105–334); and

H. Res. 271, providing for consideration of H.R. 1534, to simplify and expedite access to the Federal courts for injured parties whose rights and privileges, secured by the United States Constitution, have been deprived by final actions of Federal agencies, or other government officials or entities acting under color of State law; to prevent Federal courts from abstaining from exercising Federal jurisdiction in actions where no State law claim is alleged; to permit certification of unsettled State law questions that are essential to resolving Federal claims arising under the Constitution; and to clarify when government action is sufficiently final to ripen certain Federal claims arising under the Constitution (H. Rept. 105–335).

Page 22373

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Granger to act as Speaker pro tempore for today. Page 22278

Guest Chaplain: The prayer was offered by the guest Chaplain, the Reverend Constantine Nicholas Dombalis of Richmond, Virginia. Page 22285

Recess: The House recessed at 11:22 a.m. and reconvened at 12:00 noon. Page 22285

Presidential Messages—Line Item Veto: Read the following messages from the President that were transmitted to the Clerk:

Defense Appropriations Line Item Veto: Message wherein he, in accordance with the Line Item Veto Act (P.L. 104–130), cancels the dollar amounts of discretionary budget authority contained in the Department of Defense Appropriations Act, 1998 (P.L. 105–56; H.R. 2266)—referred to the Committees on the Budget and Appropriations and ordered printed (H. Doc. 105–155); Page 22286

Treasury Line Item Veto: Message wherein he, in accordance with the Line Item Veto Act (P.L. 104–130), cancels the dollar amount of discretionary budget authority contained in the Treasury and General Government Appropriations Act, 1998 (P.L. 105–61; H.R. 2378)—referred to the Committees on the Budget, Government Reform and Oversight, and Appropriations and ordered printed (H. Doc. 105–156); and Page 22286

Energy, Water Development Line Item Veto: Message wherein he, in accordance with the Line Item Veto Act (P.L. 104–130), cancels the dollar amounts of discretionary budget authority contained in the Energy and Water Development Appropriations Act, 1998 (P.L. 105–62; H.R. 2203)—referred to the Committees on the Budget and Appropriations and ordered printed (H. Doc. 105–157). Page 22287

Suspensions: The House agreed to suspend the rules and pass the following measures:

Student Loan Consolidation: H.R. 2535, amended, to amend the Higher Education Act of 1965 to allow the

consolidation of student loans under the Federal Family Loan Program and the Direct Loan Program; **Page 22288**

Carlos J. Moorhead Post Office Building: H.R. 681, to designate the United States Post Office building located at 313 East Broadway in Glendale, California, as the "Carlos J. Moorhead Post Office Building"; **Page 22293**

Oscar Garcia Rivera Post Office Building: H.R. 282, to designate the United States Post Office building located at 153 East 110th Street, New York, New York, as the "Oscar Garcia Rivera Post Office Building"; **Page 22295**

David B. Champagne Post Office Building: H.R. 2013, to designate the facility of the United States Postal Service located at 551 Kingstown Road in South Kingstown, Rhode Island, as the "David B. Champagne Post Office Building"; **Page 22296**

Douglas Applegate Post Office Building: H.R. 2129, to designate the United States Post Office located at 150 North 3rd Street in Steubenville, Ohio, as the "Douglas Applegate Post Office"; **Page 22298**

Peter J. McCloskey Postal Facility: H.R. 2564, to designate the United States Post Office located at 450 North Centre Street in Pottsville, Pennsylvania, as the "Peter J. McCloskey Postal Facility"; **Page 22299**

Reduction of Carbon Dioxide Re National Forest Management: H. Con. Res. 151, amended, expressing the sense of the Congress that the United States should manage its public domain National Forests to maximize the reduction of carbon dioxide in the atmosphere among many other objectives and that the United States should serve as an example and as a world leader in actively managing its public domain national forests in a manner that substantially reduces the amount of carbon dioxide added to the atmosphere. Agreed to amend the title; **Page 22300**

Grand Teton Study Concerning Grazing Use: H.R. 708, amended, to require the Secretary of the Interior to conduct a study concerning grazing use of certain land within and adjacent to Grand Teton National Park, Wyoming, and to extend temporarily certain grazing privileges. Agreed to amend the title; **Page 22304**

Conservation of Asian Elephants: H.R. 1787, amended, to assist in the conservation of Asian elephants by supporting and providing financial resources for the conservation programs of nations within the range of Asian elephants and projects of persons with demonstrated expertise in the conservation of Asian elephants; **Page 22306**

Stability of Coral Reef Ecosystems: Agreed to the Senate amendments to H. Con. Res. 8, expressing the sense of Congress with respect to the significance of maintaining the health and stability of coral reef ecosystems; **Page 22310**

Mark Twain National Forest Missouri: H.R. 1779, to make a minor adjustment in the exterior boundary of the Devils Backbone Wilderness in the Mark Twain National Forest Missouri, to exclude a small parcel of land containing improvements; **Page 22311**

Dairy Indemnity Program: H.R. 1789, to reauthorize the dairy indemnity program; **Page 22312**

Census of Agriculture: H.R. 2366, to transfer to the Secretary of Agriculture the authority to conduct the census of agriculture; **Page 22313**

Internationally Adopted Children Immunization Exemption: H.R. 2464, amended, to amend the Immigration and Nationality Act to exempt internationally adopted children under age 10 from the immunization requirement (passed by a recorded vote of 420 ayes with none voting "no", Roll No. 516). Agreed to amend the title; **Pages 22314, 22335**

Executive Office of the President CFO: H.R. 1962, to provide for the appointment of a Chief Financial Officer and Deputy Chief Financial Officer in the Executive Office of the President (passed by a recorded vote of 413 ayes to 3 noes, Roll No. 517). Agreed to amend the title; and **Pages 22316, 22336**

Office of National Drug Control Policy Authorization: H.R. 2610, amended, to amend the National Narcotics Leadership Act of 1988 to extend the authorization until September 30, 1999, to expand the responsibilities and powers of the Director of the Office of National Drug Control Policy. **Page 22318**

Bill Re-Referred: H.R. 1249, to redesignate the Federal building located at 107 Federal Building, in Terre Haute, Indiana, as the "John T. Myers Federal Building", which was referred to the Committee on Transportation and Infrastructure, was re-referred to the Committee on Government Reform and Oversight. **Page 22300**

Presidential Veto Message—Partial Birth Abortion Ban: Read a message from the President wherein he announced his veto of H.R. 1122, to amend title 18, United States Code, to ban partial-birth abortions. Agreed to refer the bill and the veto message to the Committee on the Judiciary and ordered printed (H. Doc. 105–158). **Page 22336**

Coast Guard Authorization: The House passed H.R. 2204, to authorize appropriations for fiscal years 1998 and 1999 for the Coast Guard. **Page 22337**

Agreed To:

The Gilchrist en bloc amendment that makes various technical and clarifying changes; establishes a Great Lakes Pilotage Advisory Committee; clarifies the liability of persons engaging in oil spill prevention and response activities; conveys the Ocracoke Coast Guard Station to the State of North Carolina; and conveys Coast Guard prop-

erty in Sault Sainte Marie, Michigan to the American Legion in Sault Sainte Marie. **Page 22343**

The Upton amendment that requires the maintenance of foghorns at certain ports in Michigan and Indiana; and **Page 22345**

The Stupak amendment that conveys the Eagle Harbor Light Station to the Keweenaw County Historical Society. **Page 22347**

The House agreed to H. Res. 265, the rule that provided for consideration of the bill. Earlier, agreed to order the previous question by a yea and nay vote of 223 yeas to 196 nays, Roll No. 515. **Page 22326**

Senate Messages: Messages received from the Senate today appear on page 22278.

Referrals: S. 595, to designate the United States Post Office building located at Bennett Street and Kansas Expressway in Springfield, Missouri, as the "John Griesemer Post Office Building;" S. 916, to designate the United States Post Office building located at 750 Highway 28 East in Taylorsville, Mississippi, as the "Blaine H. Eaton Post Office Building;" and S. 985, to designate the Post Office located at 194 Ward Street in Paterson, New Jersey, as the "Larry Doby Post Office" were referred to the Committee on Government Reform and Oversight. **Page 22369**

Amendments: Amendments ordered printed pursuant to the rule appear on page 22375.

Quorum Calls—Votes: One yea-and-nay vote and two recorded votes developed during the proceedings of the House today and appear on pages 22334, 22335, and 22336. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 10:09 p.m.

Committee Meetings

DOLLAR COIN ACT

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy held a hearing on H.R. 2637, United States $1 Coin Act of 1997. Testimony was heard from Representatives Davis of Virginia and Kolbe; the following officials of the Department of the Treasury: Phillip Diehl, Director, U.S. Mint; and Nancy Killefer, Assistant Secretary, Management/Chief Financial Officer; Theodore Allison, Assistant, Board of Governors, Federal Reserve System; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Commerce: Subcommittee on Energy and Power held a hearing on H.R. 655, Electric Consumers' Power to Choose Act of 1997, and also the following bills: H.R. 338, Ratepayer Protection Act; H.R. 1230, Consumers Electric Power Act of 1997; H.R. 1359, to amend the Public Utility Regulatory Policies Act of 1978 to establish a means to support programs for electric energy conservation and energy efficiency, renewable energy, and universal and affordable service for electric consumers; and H.R. 1960, Electric Power Competition and Consumer Choice Act of 1997. Testimony was heard from the following officials of the Department of Energy: Elizabeth Anne Moler, Deputy Secretary; and James J. Hoecker, Chairman, Federal Energy Regulatory Commission; and a public witness.

Hearing continue tomorrow.

OVERSIGHT—PRIVATE SECURITIES LITIGATION REFORM

Committee on Commerce: Subcommittee on Finance and Hazardous Materials held an oversight hearing on Implementation of the Private Securities Litigation Reform Act of 1995 (PL–104–67). Testimony was heard from Arthur Levitt, Jr., Chairman, SEC; and public witnesses.

EEOC REVIEW

Committee on Education and the Workforce: Held a hearing to review the Equal Employment Opportunity Commission. Testimony was heard from public witnesses.

NATIONAL HISTORIC PRESERVATION FUND AUTHORIZATION

Committee on Resources: Subcommittee on National Parks and Public Lands held a hearing on H.R. 1522, to extend the authorization for the National Historic Preservation Fund. Testimony was heard from Bob Stanton, Director, National Park Service, Department of the Interior; Robert A. Peck, Commissioner, Public Buildings Service, GSA; John M. Fowler, Executive Director, Advisory Council on Historic Preservation; H. Alexander Wise, Jr., Historic Preservation Officer and Director, Department of Historical Resources, State of Virginia; John Keck, Preservation Officer, State Historic Preservation Office, State of Washington; Brenda Barrett, Director, Bureau of Historic Preservation, State of Pennsylvania; Edward M. Norton, Vice President, Law and Public Policy, National Trust for Historic Preservation; and public witnesses.

AMTRAK REFORM AND PRIVATIZATION ACT

Committee on Rules: Granted, by voice vote, a modified closed rule on H.R. 2247, Amtrak Reform and Privatization Act of 1997, providing one hour of general debate to be equally divided between the chairman and ranking minority member of the Committee on Transportation and Infrastructure. The rule makes in order the Committee on Transportation and Infrastructure amendment in the nature of a substitute now printed in the bill, which shall be considered as read. The rule provides for the consideration of the amendments printed in the report of the Committee on Rules and an amendment to be offered by Representative Oberstar. The rule provides that the amendments printed in the report of the Committee on Rules may be offered only in the order printed

in the report, may be offered only by a Member designated in the report, 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, shall not be subject to amendment except as specified in the report, and shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole. The rule provides that the amendment to be offered by Representative Oberstar may be offered only after the disposition of the amendments printed in the report of the Committee on Rules, shall be considered as read, shall be debatable for 30 minutes equally divided and controlled by the proponent and opponent, and shall not be subject to amendment. The rule allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce a vote to five minutes on a postponed question if the vote follows a fifteen minute vote. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Shuster, Representatives Quinn, LaTourette, Thune, Oberstar, Wise, Menendez, and Moran of Virginia.

PRIVATE PROPERTY RIGHTS IMPLEMENTATION ACT

Committee on Rules: Granted, by voice vote, a modified closed rule on H.R. 1534, Private Property Rights Implementation Act of 1997, providing one hour of general debate equally divided between the chairman and ranking minority member of the committee on the Judiciary. The rule waives clause 2(1)(6) of rule XI (3 day availability of committee report) against consideration of the bill. The rule makes in order the Judiciary Committee amendment in the nature of a substitute now printed in the bill as an original bill for the purpose of amendment, modified by the amendments printed in part 1 of the Rules Committee report. The rule provides that the committee amendment in the nature of a substitute be considered as read. The rule makes in order a further amendment in the nature of a substitute if offered by Representative Conyers or his designee. The rule provides that the further amendment shall be considered as read, shall be debatable for thirty minutes equally divided and controlled by the proponent and an opponent, and shall not be subject to amendment. The rule provides that if the further amendment is rejected or not offered, then no other amendment shall be in order except the amendment printed in part 2 of the Rules Committee report. The rule provides that the amendment printed in part 2 of the Rules Committee report may only be offered by the Member designated in the report, shall be considered as read, shall be debatable for thirty minutes equally divided and controlled by the proponent and an opponent, and shall not be subject to amendment. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Coble, Gallegly, Campbell, Scott, and Vento.

CONTINUING APPROPRIATIONS EXTENSION

Committee on Rules: Granted, by voice vote, a closed rule on H.J. Res. 97, Continuing Appropriations Extension for fiscal year 1998, providing one hour of debate in the House equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The rule provides that the joint resolution shall be considered as read. The rule provides one motion to recommit. Testimony was heard from Representatives Rohrabacher, Deal of Georgia, and Bilbray.

TECHNOLOGY TO REDUCE AIRCRAFT NOISE

Committee on Science: Subcommittee on Technology held a hearing on Technology to Reduce Aircraft Noise. Testimony was heard from the following officials of the FAA, Department of Transportation: James Erickson, Director, Office of Environment and Energy; and Wesley L. Harris, Research, Engineering and Development Advisory Committee; Robert E. Whitehead, Associate Administrator, Aeronautics and Space Transportation Technology, NASA; and public witnesses.

CHINESE NUCLEAR PROLIFERATION

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on Chinese Nuclear Proliferation. The Committee was briefed by departmental witnesses.

Joint Meetings

ISRAEL'S ECONOMIC FUTURE

Joint Economic Committee: Committee concluded hearings to examine Israel's economic future and its impact on United States relations, focusing on economic and defense trends in the Middle East, including the ramifications of the peace process, after receiving testimony from Martin Sherman, Tel Aviv University, Tel Aviv, Israel; Eliyahu Kanovsky, Bar Ilan University, Ramat Gan, Israel; Col. Yoash Tsiddon-Chatto, Petah Tikvah, Israel; Talia Einhorn, Israeli Center for Academic Studies, Ramat Aviv, Israel; and Robert Z. Lawrence, Institute for Social and Economic Policy in the Middle East/Harvard University, Cambridge, Massachusetts.

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Wednesday, October 22, 1997

Senate

Chamber Action

Routine Proceedings, pages 22407–22499

Measures Introduced: Six bills and one resolution were introduced, as follows: S. 1304–1309 and S. Con. Res. 56. **Page 22447**

Measures Passed:

Authorizing Use of Capitol Rotunda: Senate agreed to S. Con. Res. 56, authorizing the use of the rotunda of the Capitol for the ceremony honoring Leslie Townes (Bob) Hope by conferring upon him the status of an honorary veteran of the Armed Forces of the United States. **Page 22498**

Continuing Appropriations: Senate began consideration of H.J. Res. 97, making further continuing appropriations for the fiscal year 1998. **Pages 22414, 22423**

Senate will continue consideration of the resolution on Thursday, October 23, 1997, with a vote to occur thereon.

ISTEA Authorization: Senate resumed consideration of S. 1173, to authorize funds for construction of highways, for highway safety programs, and for mass transit programs, with a modified committee amendment (the modification being a substitute for the text of the bill), taking action on amendments proposed thereto, as follows: **Page 22444**

Pending:

Chafee/Warner Amendment No. 1312, to provide for a continuing designation of a metropolitan planning organization. **Page 22444**

Chafee/Warner Amendment No. 1313 (to language proposed to be stricken by the committee amendment, as modified), of a perfecting nature. **Page 22444**

Chafee/Warner Amendment No. 1314 (to Amendment No. 1313), of a perfecting nature. **Page 22444**

Motion to recommit the bill to the Committee on Environment and Public Works, with instructions. **Page 22444**

Lott Amendment No. 1317 (to instructions of the motion to recommit), to authorize funds for construction of highways, for highway safety programs, and for mass transit programs. **Page 22444**

Lott Amendment No. 1318 (to Amendment No. 1317), to strike the limitation on obligations for administrative expenses. **Page 22444**

A third motion was entered to close further debate on the modified committee amendment and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion could occur on Friday, October 24, 1997. **Page 22444**

Senate will continue consideration of the bill on Thursday, October 23, 1997, with a cloture vote on the modified committee amendment to occur thereon.

Executive Reports of Committees: Senate received the following executive reports of a committee:

Report to accompany U.S.-Mexico Treaty on Maritime Boundaries (Ex. F, 96th Cong., 1st Sess.) (Exec. Rept. No. 105–4). **Page 22447**

Report to accompany Migratory Bird Protocol with Canada and Migratory Bird Protocol with Mexico (Treaty Docs. 104–28 and 105–26) (Exec. Rept. No. 105–5). **Page 22447**

Nominations Confirmed: Senate confirmed the following nominations:

Michael A. Naranjo, of New Mexico, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring May 19, 2002.

Jeanne Givens, of Idaho, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring October 18, 2002.

Barbara Blum, of the District of Columbia, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring May 19, 2002.

Letitia Chambers, of Oklahoma, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring May 19, 2000. **Page 22499**

Nominations Received: Senate received the following nominations:

Daryl L. Jones, of Florida, to be Secretary of the Air Force.

Richard M. McGahey, of New York, to be an Assistant Secretary of Labor.

William Dale Montgomery, of Pennsylvania, to be Ambassador to the Republic of Croatia.

William J. Lynn, III, of the District of Columbia, to be Under Secretary of Defense (Comptroller).

2 Navy nominations in the rank of admiral. **Page 22499**

Messages From the House: **Page 22446**

Measures Referred: **Page 22446**

Executive Reports of Committees: **Page 22447**

Statements on Introduced Bills: **Page 22448**

Additional Cosponsors: **Page 22459**

Amendments Submitted: **Page 22460**

Notices of Hearings: **Page 22493**

Additional Statements: **Page 22493**

Adjournment: Senate convened at 12 noon, and adjourned at 7:13 p.m., until 9 a.m., on Thursday, October 23, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 22499.)

Committee Meetings

NATO ENLARGEMENT

Committee on Appropriations: Committee continued hearings to examine the costs of enlarging NATO membership to include Poland, Hungary, and the Czech Republic and the impact of enlargement on Department of Defense readiness, receiving testimony from Gen. Henry H. Shelton, Chairman, Joint Chiefs of Staff; and Gen. Wesley K. Clark, Commander in Chief, United States European Command.

Hearings continue tomorrow.

TEACHING HOSPITAL AUDITS/MEDICAL RESEARCH FUNDING

Committee on Appropriations: On Tuesday, October 21, Subcommittee on Labor, Health and Human Services, Education and Related Agencies concluded hearings to examine the billing practices of physicians at teaching hospitals and related Medicare requirements, after receiving testimony from Michael F. Mangano, Principal Deputy Inspector General, and Barbara Wynn, Director, Plan and Provider Purchasing Policy Group, Health Care Financing Administration, both of the Department of Health and Human Services; Jordan J. Cohen, Association of American Medical Colleges, Washington, D.C.; C. McCollister Evarts, PennState Geisinger Health System/Pennsylvania State University College of Medicine, University Park.

Also, subcommittee concluded hearings on a legislative proposal to increase funding for medical research and provide a 5 year extension of exclusivity for certain pharmaceutical products, after receiving testimony from Daniel P. Perry, Alliance for Aging, and James Love, Center for Study of Responsive Law, both of Washington, D.C.; Gina Cioffi, Cooley's Anemia Foundation, Brooklyn, New York; Scott Hallquist, Immunex International, Inc., Seattle, Washington; and Kenneth Clarkson, University of Miami, Miami, Florida.

YEAR 2000 LIABILITY AND DISCLOSURE

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Services and Technology held hearings to examine potential litigation which may result from the Year 2000 computer problem and its impact on the financial services industry, and proposed legislation to require United States corporations to fully disclose all information concerning their Year 2000 remediation efforts and potential liabilities, receiving testimony from Brian Lane, Director, Division of Corporation Finance, U.S. Securities and Exchange Commission; Jeff Jinnett, LeBoeuf Computing Technologies, New York, New York; Dana D. McDaniel, Williams, Mullen, Christian & Dobbins, Richmond, Virginia; Harris N. Miller, Information Technology Association of America, Arlington, Virginia; and Robert B. Austrian, NationsBanc Montgomery Securities Inc., San Francisco, California.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

H.R. 858, to direct the Secretary of Agriculture to conduct a pilot project on designated lands within Plumas, Lassen, and Tahoe National Forests in the State of California to demonstrate the effectiveness of the resource management activities proposed by the Quincy Library Group and to amend current land and resource management plans for these national forests to consider the incorporation of these resource management activities, with an amendment in the nature of a substitute, and in lieu of S. 1028, Senate companion measure;

H.R. 960, to validate certain conveyances of land from the Southern Pacific Railroad Company to the Redevelopment Agency of the City of Tulare, California;

S. 814, to direct the Secretary of the Interior to transfer to John R. and Margaret J. Lowe of Big Horn County, Wyoming, certain land so as to correct an error in the patent issued to their predecessors in interest, with an amendment in the nature of a substitute;

S. 799, to direct the Secretary of the Interior to transfer to the personal representative of the estate of Fred Steffens of Big Horn County, Wyoming, certain land comprising the Steffens family property, with an amendment in the nature of a substitute;

H.R. 765, to ensure the maintenance of a free-roaming herd of wild horses at Cape Lookout National Seashore, with an amendment in the nature of a substitute;

S. 940, to provide for a study of the establishment of Midway Atoll as a national memorial to the Battle of Midway, with an amendment in the nature of a substitute;

H.R. 848, to extend the deadline under the Federal Power Act applicable to the construction of the AuSabel Hydroelectric Project in the State of New York;

H.R. 651, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington;

H.R. 652, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington;

H.R. 1217, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington;

H.R. 1184, to extend the deadline under the Federal Power Act for the construction of the Bear Creek hydroelectric project in the State of Washington;

S. 538, to authorize the Secretary of the Interior to convey certain facilities of the Minidoka project in the State of Idaho to the Burley Irrigation District, with an amendment in the nature of a substitute; and

The nomination of M. John Berry, of Maryland, to be Assistant Secretary of the Interior for Policy, Management and Budget.

OZONE AND PARTICULATE MATTER RESEARCH ACT

Committee on Environment and Public Works: Subcommittee on Clean Air, Wetlands, Private Property, and Nuclear Safety concluded hearings on S. 1084, to establish a research and monitoring program for the national ambient air quality standards for ozone and particulate matter to reinstate the original standards under the Clean Air Act, after receiving testimony from James A. Martin, Martin's Famous Pastry Shoppe, Inc., Chambersburg, Pennsylvania, on behalf of the American Bakers Association; Adam Sharp, American Farm Bureau Federation, Washington, D.C.; Ande Abbott, International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers & Helpers, Fairfax, Virginia; Jason S. Grumet, Northeast States for Coordinated Air Use Management, Boston, Massachusetts; George D. Thurston, New York University School of Medicine, New York, New York; and Tom Smith, Griffin, Georgia, on behalf of the National Coalition of Petroleum Retailers.

AFGHANISTAN

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs concluded hearings to examine the current situation with regard to the ongoing war in Afghanistan and its implications for the United States, after receiving testimony from Karl F. Inderfurth, Assistant Secretary of State for South Asian Affairs; Zalmay Khalilzad, Project AIRFORCE/RAND Corporation, Washington, D.C.; Marty F. Miller, Unocal Corporation, Sugar Land, Texas; and Thomas E. Gouttierre, Center for Afghanistan Studies/University of Nebraska, Omaha.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Stephen Smith and Chief Petty Officer Charles McGrath, both of the White House Communications Agency.

Hearings continue tomorrow.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Bill Lann Lee, of California, to be Assistant Attorney General, Department of Justice, after the nominee, who was introduced by Senators D'Amato, Akaka, Feinstein, and Boxer, testified and answered questions in his own behalf. Testimony was also received from Susan Au Allen, U.S. Pan Asian American Chamber of Commerce, and Gerald A. Reynolds, Center for New Black Leadership, both of Washington, D.C.; Andrew C. Peterson, Morgan, Lewis and Bockius, Los Angeles, California; and Barbara Towers, Hawthorne, California.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 1294, to amend the Higher Education Act of 1965 to allow the consolidation of student loans under the Federal Family Loan Program and the Direct Loan Program, with an amendment in the nature of a substitute;

S. 1237, to amend the Occupational Safety and Health Act of 1970 to further improve the safety and health of working environments, with an amendment in the nature of a substitute; and

The nominations of David Satcher, of Tennessee, to be an Assistant Secretary of Health and Human Services, and to be Medical Director in the Regular Corps of the Public Health Service, subject to qualifications therefor as provided by law and regulations, and to be Surgeon General of the Public Health Service, Jeanette C. Takamura, of Hawaii, to be Assistant Secretary of Health and Human Services for Aging, Espiridion A. Borrego, of Texas, to be Assistant Secretary of Labor for Veterans' Employment and Training, Charles N. Jeffress, of North Carolina, to be an Assistant Secretary of Labor, Susan Robinson King, of the District of Columbia, to be Assistant Secretary of Labor for Public Affairs, Patricia Watkins Lattimore, of the District of Columbia, to be Assistant Secretary of Labor for Administration, Robert H. Beatty Jr., of West Virginia, to be a Member of the Federal Mine Safety and Health Review Commission, and Ela Yazzie King, of Arizona, to be a Member of the National Council on Disability.

SMALL BUSINESS TAX POLICY

Committee on Small Business: Committee held hearings to examine the impact of tax law reform on the small business community, receiving testimony from Jack Faris, National Federation of Independent Business, Karen Kerrigan, Small Business Survival Committee, Todd McCracken, National Small Business United, John S. Satagaj, Small Business Legislative Council, and Bennie L. Thayer, National Association for the Self-Employed, all of Washington, D.C.; Charles E. Kruse, Missouri Farm Bureau, Jefferson City, on behalf of the American Farm Bureau Federation; and Terry Neese, Terry Neese Personnel Services, Oklahoma City, Oklahoma, on behalf of the Association of Women Business Owners.

Hearings were recessed subject to call.

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: 14 public bills, H.R. 2691–2704; and 4 resolutions, H. Con. Res. 172–174, and H. Res. 275, were introduced. **Page 22610**

Reports Filed: Reports were filed as follows:

H. Res. 274, providing for consideration of H.R. 2646, to amend the Internal Revenue Code of 1986 to allow tax-free expenditures from education individual retirement accounts for elementary and secondary school expenses, to increase the maximum annual amount of contributions to such accounts, (H. Rept. 105–336).

Conference Report on H.R. 2107, making appropriations for the Department of the Interior and Related Agencies for the fiscal year ending September 30, 1998, and for other purposes. (H. Rept. 105–337).

Pages 22575, 22610

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Snowbarger to act as Speaker pro tempore for today. **Page 22500**

Continuing Appropriations Extension: The House passed H.J. Res. 97, making further continuing appropriations for the fiscal year 1998. **Page 22506**

Earlier, the House agreed to H. Res. 269, the rule that provided for consideration of the joint resolution by a voice vote. **Page 22503**

Private Property Rights Implementation Act: By a recorded vote of 248 ayes to 178 noes, Roll No. 519, the House passed H.R. 1534, to simplify and expedite access to the Federal courts for injured parties whose rights and privileges, secured by the United States Constitution, have been deprived by final actions of Federal agencies, or other government officials or entities acting under color of State law; to prevent Federal courts from abstaining from exercising Federal jurisdiction in actions where no State law claim is alleged; to permit certification of unsettled State law questions that are essential to resolving Federal claims arising under the Constitution; and to clarify when government action is sufficiently final to ripen certain Federal claims arising under the Constitution. **Page 22509**

Rejected the Lofgren motion to recommit the bill to the Committee on the Judiciary. **Page 22533**

Agreed To:

The Traficant amendment that requires that whenever a Federal agency takes an agency action limiting the use of private property, the agency shall give notice to the owners explaining their rights. **Page 22524**

Rejected:

The Boehlert amendment in the nature of a substitute that strikes Section 2, allowing property owners to appeal local land use decisions in Federal courts and establishes an expedited process for land use disputes with the Federal government (rejected by a recorded vote of 178 ayes to 242 noes, Roll No. 518). **Page 22526**

The Clerk was authorized to correct section numbers, punctuation, and cross references, and to make other necessary technical and conforming corrections in the engrossment of the bill. **Page 22534**

The House agreed to H. Res. 271, the rule that provided for consideration of the bill by a voice vote. Pursuant to the rule, the amendment printed in Part 1 of H. Rept. 105–335, the report accompanying the rule was considered as adopted. **Page 22508**

Subsequently, agreed by unanimous consent to consider an amendment offered by Representative Traficant, as though printed in the report accompanying the rule. **Page 22519**

Amtrak Reform and Privatization Act: The House completed general debate on H.R. 2247, to reform the statutes relating to Amtrak, to authorize appropriations for Amtrak. Consideration of amendments will begin on October 23. **Page 22542**

The House agreed to H. Res. 270, the rule that is providing for consideration of the bill by a yea and nay vote of 226 yeas to 200 nays, Roll No. 520. **Page 22534**

FDA Regulatory Modernization Act: The House insisted on its amendments to S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products and asked for a conference. Appointed as conferees: Representatives Bliley, Bilirakis, Barton of Texas, Greenwood, Burr, Whitefield, Dingell, Brown of Ohio, Waxman, and Klink. **Page 22548**

Quorum Calls—Votes: One yea-and-nay vote and two recorded votes developed during the proceedings of the House today and appear on pages 22531, 22533, and 22541. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 8:18 p.m.

Committee Meetings

COMMODITY FUTURES TRADING COMMISSION—GOVERNMENT PERFORMANCE RESULTS ACT REPORT

Committee on Agriculture: Subcommittee on Risk Management and Specialty Crops held a hearing to review the Commodity Futures Trading Commission's Government Performance Results Act Report. Testimony was heard from Richard J. Hillman, Acting Associate Director, Financial Institutions and Markets Issues, General Government Division, GAO; and Brooksley Born, Chairperson, Commodity Futures Trading Commission.

INTERNATIONAL MONEY LAUNDERING—BLACK-MARKET PESO BROKERING

Committee on Banking and Financial Services: Subcommittee on General Oversight and Investigations held a hearing to review law enforcement efforts to combat international money laundering occurring through "black-market peso brokering". Testimony was heard from the following officials of the Department of the Treasury: Allen Doody, Assistant Director, Operations, U.S. Customs Service; Greg Passic, Senior Special Agent, Financial Crimes Enforcement Network; and Al James, Senior Special Agent, Criminal Investigation Division, IRS; and "Ms. Doe," former money launderer utilized by the Colombian drug cartels.

MISCELLANEOUS MEASURES

Committee on Commerce: Subcommittee on Energy and Power concluded hearings on H.R. 655, Electric Consumers' Power to Choose Act of 1997, and also the following bills: H.R. 338, Ratepayer Protection Act; H.R. 1230, Consumers Electric Power Act of 1997; H.R. 1359, to amend the Public Utility Regulatory Policies Act of 1978 to establish a means to support programs for electric energy conservation and energy efficiency, renewable energy, and universal and affordable service for electric consumers; and H.R. 1960, Electric Power Competition and Consumer Choice Act of 1997. Testimony was heard from Stephen Wright, Vice President, National Relations, Bonneville Power Administration, Department of Energy; George Costello, Legislative Attorney, American Law Division, Congressional Research Service, Library of Congress; John Hanger, Commissioner, Public Utility Commission, State of Pennsylvania; and public witnesses.

READING EXCELLENCE ACT

Committee on Education and the Workforce: Ordered reported amended H.R. 2614, Reading Excellence Act.

FEDERAL EMPLOYEES HEALTH CARE PROTECTION ACT; FEDERAL EMPLOYEES LIFE INSURANCE IMPROVEMENT ACT

Committee on Government Reform and Oversight: Subcommittee on Civil Service approved for full Committee action amended the following bills: H.R. 1836, Federal Employees Health Care Protection Act of 1997; and H.R. 2675, Federal Employees Life Insurance Improvement Act.

ADMINISTRATION'S POLICY TOWARD SOUTH ASIA

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on the Administration's Policy Toward South Asia. Testimony was heard from Karl F. Inderfurth, Assistant Secretary, Bureau of South Asian Affairs, Department of State.

IMPACT OF CHILD LABOR ON FREE TRADE

Committee on International Relations: Subcommittee on International Economic Policy and Trade and the Subcommittee on International Operations and Human Rights held a joint hearing on the Impact of Child Labor on Free Trade. Testimony was heard from Andrew Samet, Acting Deputy Secretary, International Labor Affairs, Department of Labor; and public witnesses.

OVERSIGHT—TVA AND FEDERAL POWER MARKETING ADMINISTRATIONS—APPLICATION OF ANTITRUST LAWS

Committee on the Judiciary: Held an oversight hearing on the Application of the Antitrust Laws to the Tennessee Valley Authority and the Federal Power Marketing Administrations. Testimony was heard from Ed Christenbury, General Counsel, TVA; Douglas Smith, Deputy General Counsel, Energy Policy, Department of Energy; and public witnesses.

LINE ITEM VETO

Committee on National Security: Held a hearing on the President's line item veto action on the fiscal year 1998 Defense and Military Construction Appropriations. Testimony was heard from the following officials of the Department of Defense: Maj. Gen. Clair F. Gill, USA, Director, Army Budget, Office of the Assistant Secretary, Financial Management, Department of the Army; Rear Adm. James F. Amerault, USN, Director, Budget, Financial Management Division, Department of the Navy; and Maj. Gen. George T. Stringer, USAF, Deputy Assistant Secretary, Budget, Department of the Air Force.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following bills: S. 423, to extend the legislative authority for the Board of Regents of Gunston Hall to establish a memorial to honor George Mason; H.R. 434, amended, to provide for the conveyance of small parcels of land in the Carson National Forest and the Santa Fe National Forest, New Mexico, to the village of El Rito and the town of Jemez Springs, New Mexico; S. 459, to amend the Native American Programs Act of 1974 to extend certain authorizations; H.R. 1739, amended, BWCAW Accessibility and Fairness Act of 1997; H.R. 1842, to terminate further development and implementation of the American Heritage Rivers Initiative; H.R. 2283, amended, Arches National Park Expansion Act of 1997; and S. 731, to extend the legislative authority for construction of the National Peace Garden memorial.

EDUCATIONAL SAVINGS ACCOUNTS—PUBLIC AND PRIVATE SCHOOLS

Committee on Rules: Granted, by voice vote, a modified closed rule providing 1 hour of debate on H.R. 2646, Educational Savings Accounts for Public and Private Schools Act of 1997. The rule provides that the bill shall

be considered as read for amendment. The rule also provides that the amendment in the nature of a substitute recommended by the Committee on Ways and Means, as modified by the amendment printed in part 1 of the report of the Committee on Rules, as adopted. The rule provides for consideration of the further amendment printed in part 2 of the report, if offered by Representative Rangel of New York or his designee, against which all points of order are waived, which shall be considered as read for amendment and shall be debatable for 1 hour equally divided between the proponent and an opponent. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Archer and Representative Rangel.

LOAN PROGRAMS AND THEIR EFFECTIVENESS

Committee on Small Business: Held a hearing on the SBA's 7(a) and 504 loan programs and their effectiveness in serving economically distressed and disadvantaged areas. Testimony was heard from Aida Alvarez, Administrator, SBA; and public witnesses.

IRS RESTRUCTURING AND REFORM ACT OF 1997

Committee on Ways and Means: Ordered reported amended H.R. 2676, Internal Revenue Service Restructuring and Reform Act of 1997.

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Thursday, October 23, 1997

Senate

Chamber Action

Routine Proceedings, pages 22623–22800

Measures Introduced: Three bills and two resolutions were introduced, as follows: S. 1310–1312 and S. Res. 138 and 139. **Page 22657**

Measures Reported: Reports were made as follows:

S. Res. 96, proclaiming the week of March 15 through March 21, 1998, as "National Safe Place Week".

S. 474, to amend sections 1081 and 1084 of title 18, United States Code, with an amendment in the nature of a substitute.

S. 813, to amend chapter 91 of title 18, United States Code, to provide criminal penalties for theft and willful vandalism at national cemeteries, with an amendment in the nature of a substitute.

S. 1292, disapproving the cancellations transmitted by the President on October 6, 1997, regarding Public Law 105–45, with an amendment. **Page 22657**

Measures Passed:

Continuing Appropriations: By a unanimous vote of 100 yeas (Vote No. 276) Senate passed H.J. Res. 97, making further continuing appropriations for the fiscal year 1998, clearing the measure for the President. **Page 22637**

Committee Expenditures: Senate agreed to S. Res. 138, authorizing expenditures for consultants by the Committee on Rules and Administration. **Page 22796**

Extradition Treaties Interpretation Act: Senate passed S. 1266, to interpret the term "kidnapping" in extradition treaties to which the United States is a party, after agreeing to the following amendment proposed thereto: **Page 22796**

Lott (for Helms/Biden) Amendment No. 1523, in the nature of a substitute. **Page 22796**

ISTEA Authorization: Senate resumed consideration of S. 1173, to authorize funds for construction of highways, for highway safety programs, and for mass transit programs, with a modified committee amendment (the modification being a substitute for the text of the bill), taking action on amendments proposed thereto, as follows: **Pages 22637, 22641, 22797**

Pending:

Chafee/Warner Amendment No. 1312, to provide for a continuing designation of a metropolitan planning organization. **Page 22798**

Chafee/Warner Amendment No. 1313 (to language proposed to be stricken by the committee amendment, as modified), of a perfecting nature. **Page 22798**

Chafee/Warner Amendment No. 1314 (to Amendment No. 1313), of a perfecting nature. **Page 22798**

Motion to recommit the bill to the Committee on Environment and Public Works, with instructions. **Page 22798**

Lott Amendment No. 1317 (to instructions of the motion to recommit), to authorize funds for construction of highways, for highway safety programs, and for mass transit programs. **Page 22798**

Lott Amendment No. 1318 (to Amendment No. 1317), to strike the limitation on obligations for administrative expenses. **Page 22798**

During consideration of this measure today, Senate also took the following action:

By 48 yeas to 52 nays (Vote No. 275), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on the modified committee amendment. **Page 22637**

By 48 yeas to 50 nays (Vote No. 277), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on the modified committee amendment. **Page 22641**

Senate will continue consideration of the bill on Friday, October 24, 1997, with a cloture vote on the modified committee amendment to occur thereon.

FDA Modernization and Accountability Act—Conferees: Senate disagreed to the amendments of the House to S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: Senators Jeffords, Coats, Gregg, Frist, DeWine, Kennedy, Dodd, Harkin, and Mikulski. **Page 22641**

Treaties Approved: The following treaties having passed through their various parliamentary stages, up to and including the presentation of the resolution of ratification, upon division, two-thirds of the Senators present and having voted in the affirmative, the resolutions of ratification were agreed to:

Agreement With Hong Kong for the Surrender of Fugitive Offenders, subject to two understandings, two declarations, and one proviso. (Treaty Doc. 105–3)

International Telecommunication Union Constitution and Convention, with two understandings, two declarations, and one proviso. (Treaty Doc. 104–34)

U.S.-Mexico Treaty on Maritime Boundaries, with one declaration and one proviso. (Ex.F, 96–1)

Migratory Bird Protocol with Canada, with one understanding, one declaration, and one proviso. (Treaty Doc. No. 104–28)

Migratory Bird Protocol with Mexico, with one declaration, one understanding, and one proviso. (Treaty Doc. No. 105–26) **Page 22793**

Nomination—Agreement: A unanimous-consent agreement was reached providing for the consideration of Algenon L. Marbley, to be United States District Judge for the Southern District of Ohio on Monday, October 27, 1997, with a vote to occur thereon at 5 p.m. **Page 22793**

Nominations Confirmed: Senate confirmed the following nominations:

Kevin L. Thurm, of New York, to be Deputy Secretary of Health and Human Services.

Ellen Seidman, of the District of Columbia, to be Director of the Office of Thrift Supervision for a term of five years,.

Peter L. Scher, of the District of Columbia, for the rank of Ambassador during his tenure of service as Special Trade Negotiator.

Edward E. Shumaker III, of New Hampshire, to be Ambassador to the Republic of Trinidad and Tobago. **Pages 22793, 22800**

Nominations Received: Senate received the following nominations:

Paul J. Hoeper, of California, to be an Assistant Secretary of the Army.

Linda Key Breathitt, of Kentucky, to be a Member of the Federal Energy Regulatory Commission.

Curt Herbert, Jr., of Mississippi, to be a Member of the Federal Energy Regulatory Commission.

Frank D. Yturria, of Texas, to be a Member of the Board of Directors of the Inter-American Foundation. **Page 22800**

Messages From the House: **Page 22656**

Executive Reports of Committees: **Page 22657**

Statements on Introduced Bills: **Page 22657**

Additional Cosponsors: **Page 22666**

Amendments Submitted: **Page 22668**

Notices of Hearings: **Page 22791**

Authority for Committees: **Page 22791**

Additional Statements: **Page 22791**

Record Votes: Three record votes were taken today. (Total—277) **Pages 22637, 22641**

Adjournment: Senate convened at 9 a.m., and adjourned at 6:43 p.m., until 9:45 a.m., on Friday, October 24, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 22800.)

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nominations of Sally Thompson, of Kansas, to be Chief Financial Officer, Department of Agriculture, and Joseph B. Dial, of Texas, to be a Commissioner of the Commodity Futures Trading Commission.

MILITARY CONSTRUCTION APPROPRIATION VETO

Committee on Appropriations: Committee ordered favorably reported S. 1292, to disapprove the cancellations transmitted by the President on October 6, 1997 regarding the Fiscal Year 1998 Military Construction Appropriations (Public Law 105–45), with an amendment.

NATO ENLARGEMENT

Committee on Appropriations: Committee concluded hearings to examine the cost implications of enlarging NATO membership to include Poland, Hungary, and the Czech Republic and the impact of enlargement on Department of Defense readiness, after receiving testimony from Henry L. Hinton, Jr., Assistant Comptroller General, National Security and International Affairs Division, General Accounting Office.

BUSINESS MEETING

Committee on Armed Services: Committee met to consider certain pending nominations, but did not take final action thereon, and recessed subject to call.

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nominations of Lt. Gen. Peter J. Schoomaker, USA, to be Commander-in-Chief, United States Special Operations Command and for appointment to the grade of general, and Lt. Gen. John A. Gordon, USAF, to be Deputy Director of Central Intelligence and for appointment to the grade of general.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the following bills:

S. 1228, to provide for a 10-year circulating commemorative coin program to commemorate each of the 50 States, with amendments; and

S. 318, to require automatic cancellation and notice of cancellation rights with respect to private mortgage insurance which is required by a creditor as a condition for entering into a residential mortgage transaction, with an amendment in the nature of a substitute.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Kevin Emanuel Marchman, of Colorado, to be Assistant Secretary for Public and Indian Housing, Saul N. Ramirez Jr., of Texas, to be Assistant Secretary for Community Planning and Development, Richard F. Keevey, of Virginia, to be Chief Financial Officer, Eva M. Plaza, of Maryland, to be Assistant Secretary for Fair Housing and Equal Opportunity, and Gail W. Laster, of New York, to be General Counsel, all of the Department of Housing and Urban Development, Jo Ann Jay Howard, of Texas, to be Federal Insurance Administrator, Federal Emergency Management Agency, F. Amanda Debusk, of Maryland, to be an Assistant Secretary of Commerce, R. Roger Majak, of Virginia, to be Assistant Secretary of Commerce for Export Administration, and David L. Aaron, of New York, to be Under Secretary of Commerce for International Trade. Mr. Ramirez was introduced by Senator Gramm, Ms. Plaza was introduced by Representative Reyes, Ms. Howard was introduced by Senator Hutchison, Ms. Debusk and Mr. Majak were introduced by Senator Robb, and Mr. Aaron was introduced by Senator Baucus.

EUROPEAN PENSION PROGRAMS

Committee on the Budget: Committee concluded hearings to examine the current and future situation of public retirement systems in Europe and their impact on the European Monetary Union, and the need for pension reform, after receiving testimony from Koen De Ryck, Pragma Consulting, Brussels, Belgium; Richard Disney, University of London/Institute for Fiscal Studies, London, England; and Richard C. Leone, Twentieth Century Fund, New York, New York.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee met and approved a proposal to improve travel safety on the nation's roads and waterways, promote the safe shipment of hazardous materials, and advance pipeline transportation safety.

U.S.-CHINA RELATIONS

Committee on Energy and Natural Resources: Committee held oversight hearings to examine certain issues associated with the potential export of United States generating technology to China, focusing on the benefits of implementing the United States-China Nuclear Cooperation Agreement, receiving testimony from William F. Martin, World Resources Institute, former Deputy Secretary of Energy and former Executive Secretary of the National Security Council, Robert L. Gallucci, Georgetown University School of Foreign Service, Robert E. Ebel, Center for Strategic and International Studies, and Joe F. Colvin, Nuclear Energy Institute, all of Washington, D.C.

Hearings were recessed subject to call.

MONUMENT BOUNDARY ADJUSTMENTS

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation, and Recreation concluded hearings on S. 633, to adjust the boundary of the Petroglyph National Monument, and S. 1132, to modify the boundaries of the Bandelier National Monument to include the lands within the headwaters of the Upper Alamo Watershed which drain into the Monument and which are not currently within the jurisdiction of a Federal land management agency, and to authorize purchase or donation of those lands, after receiving testimony from Denis P. Galvin, Deputy Director, National Park Service, Department of the Interior; Mayor Martin J. Chavez, Mayor-Elect Jim Baca, Ike Eastvold, Friends of the Albuquerque Petroglyphs, and Terri Cole, Greater Albuquerque Chamber of Commerce, and Lawrence D. Weaver, Westside Coalition of Neighborhood Associations/Paradise Hills Civic Association, Robert L. Morris, Robert L. Morris Inc., and Dennis R. Foltz, Middle Rio Grande Council of Governments, all of Albuquerque, New Mexico; and William F. Weahkee, Five Sandoval Indian Pueblos, Inc., Bernalillo, New Mexico.

NORTH DAKOTA FLOOD CONTROL PROJECT

Committee on Environment and Public Works: Committee held hearings to examine the proposed flood control project at Devils Lake, North Dakota, receiving testimony from Senators Conrad and Dorgan; Representative Pomeroy; John H. Zirschky, Acting Assistant Secretary of the Army for Civil Works; Michael J. Armstrong, Associate Director for Mitigation, Federal Emergency Management Agency; David A. Sprynczynatyk, North Dakota State Water Commission, Bismarck; Gary L. Pearson, Dakota Prairie Audubon Society, Jamestown, North Dakota; and

Joe Belford, Ramsey County Lake Emergency Management Committee, Devils Lake, North Dakota.

Hearings were recessed subject to call.

NOMINATION

Committee on Finance: Committee concluded hearings on the nomination of Charles Rossotti, of the District of Columbia, to be Commissioner of Internal Revenue, Department of the Treasury, after the nominee, who was introduced by Senator Warner and Representative Thomas Davis, testified and answered questions in his own behalf.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Daniel Fried, of the District of Columbia, to be Ambassador to the Republic of Poland, Peter Francis Tufo, of New York, to be Ambassador to the Republic of Hungary, Alexander R. Vershbow, of the District of Columbia, to be United States Permanent Representative on the Council of the North Atlantic Treaty Organization, with the rank and status of Ambassador, Thomas J. Miller, of Virginia, for the rank of Ambassador during his tenure of service as Special Coordinator for Cyprus, David Timothy Johnson, of Georgia, for the rank of Ambassador during his tenure of service as Head of the United States Delegation to the Organization for Security and Cooperation in Europe, Kathryn Walt Hall, of Texas, to be Ambassador to the Republic of Austria, and James Carew Rosapepe, of Maryland, to be Ambassador to Romania, after the nominees testified and answered questions in their own behalf. Ms. Hall was introduced by Senator Hutchison, and Mr. Rosapepe was introduced by Representative Hoyer.

U.S. INTERESTS IN CASPIAN BASIN

Committee on Foreign Relations: Subcommittee on International Economic Policy, Export and Trade Promotion concluded hearings to examine United States economic and strategic interests in the Caspian Sea region, after receiving testimony from Senator Brownback; Stuart E. Eizenstat, Under Secretary of State for Economic, Business and Agricultural Affairs; Lawrence S. Eagleburger, Baker, Donelson, Bearman and Caldwell, Washington, D.C., former Deputy Secretary of State; and Charles J. Pitman, Amoco Eurasia Petroleum Company, Houston, Texas.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Stephen Smith, Chief Petty Officer Charles McGrath, and Col. Charles Campbell, all of the White House Communications Agency.

Hearings continue on Tuesday, October 28.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Kenneth Ray McFerran, to be United States Marshal for the Western District of Arkansas, Joaquin L.G. Salas, to be United States Marshal for the District of Guam and concurrently United States Marshal for the District of the Northern Mariana Islands, Charles Vincent Serio, to be United States Marshal for the Eastern District of Louisiana, and Jose Gerado Troncoso, to be United States Marshal for the District of Nevada;

S. 474, to provide penalties against any person who, while engaged in the business of betting or wagering, knowingly uses a communication facility for the transmission or receipt in interstate or foreign commerce of bets or wagers, information assisting in the placing of bets or wagers, or a communication that entitles the transmitter or receiver to receive money or credit as a result of bets or wagers, with an amendment in the nature of a substitute;

S. 813, to provide criminal penalties for theft and willful vandalism at national cemeteries, with an amendment in the nature of a substitute; and

S. Res. 96, proclaiming the week of March 15 through March 21, 1998, as "National Safe Place Week".

EMPLOYMENT NON-DISCRIMINATION ACT

Committee on Labor and Human Resources: Committee held hearings on S. 869, to prohibit employment discrimination on the basis of sexual orientation, receiving testimony from Raymond W. Smith, Bell Atlantic Corporation, Arlington, Virginia; Thomas J. Grote, Donatos Pizza, Columbus, Ohio; Kendall Hamilton, Oklahoma City, Oklahoma; and David N. Horowitz, Phoenix, Arizona.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Indian Affairs: Committee ordered favorably reported the following bills:

S. 109, authorizing funds to make block grants on behalf of Native Hawaiians to carry out affordable housing activities in Hawaii and provide the grant amounts directly to the Department of Hawaiian Home Lands, with an amendment in the nature of a substitute;

S. 1079, to permit the leasing of mineral rights, in any case in which the Indian owners of an allotment that is located within the boundaries of the Fort Berthold Indian Reservation and held trust by the United States have executed leases to more than 50 percent of the mineral estate of that allotment, with an amendment in the nature of a substitute;

S. 156, to provide certain benefits of the Pick-Sloan Missouri River Basin program to the Lower Brule Sioux Tribe, with an amendment; and

H.R. 79, to provide for the conveyance of certain land in the Six Rivers National Forest in the State of California for the benefit of the Hoopa Valley Tribe.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 2707–2728; 2 private bills, H.R. 2706, 2729; and 2 resolutions, H. Res. 276, 279, were introduced. **Page 23269**

Reports Filed: Reports were filed as follows:

H.R. 1493, to require the Attorney General to establish a program in local prisons to identify, prior to arraignment, criminal aliens and aliens who are unlawfully present in the United States, amended (H. Rept. 105–338);

H.R. 2265, to amend the provisions of titles 17 and 18, United States Code, to provide greater copyright protection by amending criminal copyright infringement provisions, amended (H. Rept. 105–339);

Conference report on H.R. 1119, to authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal years 1998 and 1999 (H. Rept. 105–340);

H.R. 2621, to extend trade authorities procedures with respect to reciprocal trade agreements, amended (H. Rept. 105–341 Part 1);

H. Res. 277, waiving points of order against the conference report to accompany H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998 (H. Rept. 105–342); and

H. Res. 278, to authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal years 1998 and 1999 (H. Rept. 105–343). **Pages 22837, 23268**

Journal: By a yea and nay vote of 364 yeas to 52 nays, Roll No. 321, agreed to the Speaker's approval of the Journal of Wednesday, October 22. **Pages 22801, 22807**

Ceremony Honoring Leslie Townes (Bob) Hope: The House agreed to S. Con. Res. 56, authorizing the use of the rotunda of the Capitol for the ceremony honoring Leslie Townes (Bob) Hope by conferring upon him the status of an honorary veteran of the Armed Forces of the United States. **Page 22806**

Sponsor of Molinari Measure: Agreed by unanimous consent that Representative Kelly be considered as the first sponsor of H.R. 616, to require that health plans provide coverage for a minimum hospital stay for mastectomies and lymph node dissection for the treatment of breast cancer, coverage for reconstructive surgery following mastectomies, and coverage for secondary consultations, a bill originally introduced by Representative Molinari, for the purposes of adding cosponsors and requesting reprints. **Page 22816**

Education Savings Act for Public and Private Schools: By a yea and nay vote of 230 yeas to 198 nays, Roll No. 524, the House passed H.R. 2646, to amend the Internal Revenue Code of 1986 to allow tax-free expenditures from education individual retirement accounts for elementary and secondary school expenses, to increase the maximum annual amount of contributions to such accounts. **Page 22816**

Rejected:

The Rangel amendment in the nature of a substitute that sought to increase the volume cap on bonds for public school construction and rehabilitation to $4 billion (rejected by a yea-and-nay vote of 199 yeas to 224 nays, Roll No. 523). **Pages 22827**

The House agreed to H. Res. 274, the rule that provided for consideration of the bill by a yea and nay vote of 287 yeas to 135 nays, Roll No. 522. Pursuant to the rule, the amendment in the nature of a substitute printed in the bill, modified by the amendment printed in Part 1 of H. Rept. 105–336, the report accompanying the rule was considered as adopted. **Page 22827**

Question of Privilege of the House: The Speaker ruled that H. Res. 276, relating to a question of the privileges of the House did constitute a question of privilege and was in order. By a yea and nay vote of 204 yeas to 222 nays with 1 voting "present", Roll No. 525, the House failed to agree to the resolution. **Page 23231**

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House today and appear on pages 22807, 22815, 22836, and 23241. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 9:23 p.m.

Committee Meetings

REVIEW—USDA ACCOUNTABILITY AND EQUITY ACT

Committee on Agriculture: Held a hearing to review H.R. 2185, USDA Accountability and Equity Act of 1997, and other civil rights measures. Testimony was heard from Dan Glickman, Secretary of Agriculture; and public witnesses.

SECURING AMERICA'S FUTURE

Committee on the Budget: Held a hearing on Securing America's Future: Preparing the Nation for the 21st Century. Testimony was heard from Speaker Gingrich and Representatives Shuster, Boehner, Archer, Stark, Neumann, Kolbe, Sabo, Brown of California, and Minge; and public witnesses.

DEPARTMENT OF ENERGY'S IMPLEMENTATION OF CONTRACT REFORM

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on the Department of Ener-

gy's Implementation of Contract Reform: Mismanagement of Performance-Based Contracting. Testimony was heard from the following officials of the Department of Energy: John C. Layton, Inspector General; and Elizabeth Anne Moler, Deputy Secretary; and public witnesses.

CONSUMER PRODUCT SAFETY COMMISSION REAUTHORIZATION

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection held a hearing on Reauthorization of the Consumer Product Safety Commission and GAO report CPSC: Better Data Needed to Help Identify and Analyze Potential Hazards. Testimony was heard from the following officials of the GAO: Carlotta Joyner, Director, Education and Employment Issues; and Sarah Glavine, Senior Economist; and the following officials of the Consumer Product Safety Commission: Ann Brown, Chairman; Mary Sheila Gall and Thomas Hill Moore, both Commissioners.

PATIENT ACCESS TO RESPONSIBLE CARE ACT

Committee on Education and the Workforce: Subcommittee on Employer-Employee Relations held a hearing on H.R. 1415, Patient Access to Responsible Care Act of 1997. Testimony was heard from Representatives Norwood and Miller of California; and public witnesses.

JOB CORPS OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources held a hearing on "Job Corps Oversight: Recruitment and Placement Standards". Testimony was heard from the following officials of the Department of Labor: Patricia A. Dalton, Deputy Inspector General; and Mary H. Silva, National Director, Job Corps; Cornelia Blanchette, Associate Director, Education and Employment Issues, GAO; and public witnesses.

CONDEMNING INTERVENTION BY ANGOLA INTO CONGO

Committee on International Relations: Subcommittee on Africa approved for full Committee action H. Res. 273, condemning the military intervention by the Government of the Republic of Angola into the Republic of the Congo.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law approved for full Committee action the following measures: H.J. Res. 91, amended, granting the consent of Congress to the Apalachicola-Chattahoochee-Flint River Basin Compact; H.J. Res. 92, amended, granting the consent of Congress to the Alabama-Coosa-Tallapoosa River Basin Compact; H.J. Res. 95, granting the consent of Congress to the Chickasaw Trail Economic Development Compact; and H.J. Res. 96, granting the consent and approval of Congress for the State of Maryland, the Commonwealth of Virginia, and the District of Columbia to amend the Washington Metropolitan Area Transit Regulation Compact.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Representatives Barr of Georgia, Boyd, Bryant, Wicker, and Davis of Virginia; Peter D. Coppelman, Deputy Assistant Attorney General, Environment and Natural Resources Division, Department of Justice; Jack Evans, Chairman, Board of Directors, Washington Metropolitan Area Transit Authority; G. Robert Kerr, Director, Pollution Prevention Assistance Division, Department of Natural Resources, State of Georgia; Walter B. Stevenson, Director, Office of Water Resources, State of Alabama; Douglas E. Barr, Executive Director, Northwest Florida Water Management District, State of Florida; and a public witness.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on the following bills: H.R. 2652, Collections of Information Protection Act; and H.R. 2696, Vessel Hull Design Protection Act. Testimony was heard from Marybeth Peters, Register, U.S. Copyright Office, Library of Congress; and public witnesses.

COMMUNICATIONS ASSISTANCE FOR LAW ENFORCEMENT ACT IMPLEMENTATION

Committee on the Judiciary: Subcommittee on Crime held a hearing on the implementation of the Communications Assistance for Law Enforcement Act of 1994. Testimony was heard from the following officials of the FBI, Department of Justice: Edward L. Allen, Chief, Electronic Surveillance Technology Section and H. Michael Warren, Chief, CALEA Implementation Section, both with the Information Resources Division; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans approved for full Committee action amended H.R. 2376, National Fish and Wildlife Foundation Establishment Act Amendments of 1997.

The Subcommittee also held a hearing on the following bills: H.R. 2401, to direct the Secretary of the Interior to make technical corrections to a map relating to the Coastal Barrier Resources System; and H.R. 2556, Wetlands and Wildlife Enhancement Act of 1997. Testimony was heard from Representative Tanner; Don Barry, Acting Assistant Secretary, Department of the Interior; and public witnesses.

NATIONAL FOREST SYSTEM LANDS—RECREATIONAL RESIDENCE USE FEES

Committee on Resources: Subcommittee on Forests and Forest Health held an oversight hearing on the Recreational Residence Use Fees on National Forest System Lands. Testimony was heard from Representative Nethercutt; Janice McDougle, Associate Deputy Chief, National Forest Systems, Forest Service, USDA; and public witnesses.

CONFERENCE REPORT—INTERIOR APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the Conference Report to accompany H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998 and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Representatives Regula and Sam Johnson of Texas.

CONFERENCE REPORT—NATIONAL DEFENSE AUTHORIZATION ACT

Committee on Rules: Granted, by voice vote a rule waiving all points of order against the conference report to accompany H.R. 1119, National Defense Authorization Act for Fiscal Year 1998, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Chairman Spence and Representative Dellums.

MISCELLANEOUS MEASURES

Committee on Transportation: Subcommittee on Aviation approved for full Committee action amended the following bills: H.R. 2626, to make clarifications to the Pilot Records Improvement Act of 1996; and H.R. 2476, to amend title 49, United States Code, to require the National Transportation Safety Board and individual foreign air carriers to address the needs of families of passengers involved in aircraft accidents involving foreign air carriers.

FAA—ALLEGATIONS OF SEXUAL HARASSMENT

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Allegations of Sexual Harassment at the FAA. Testimony was heard from the following officials of the FAA, Department of Transportation: Jane F. Garvey, Administrator; Joan M. Henson, Air Traffic Control Specialist, Atlanta; Carl W. Reed, Operational Supervisor, Houston Air Route Traffic Control Center, Houston, TX; Julia Avery, Air Traffic Control Specialist, Houston Air Route Traffic Center; and Jan Vera Gonzales, Class Agent, John Wayne Tower; and public witnesses.

BAN ON SMOKING IN FEDERAL BUILDING ACT

Committee on Transportation: Subcommittee on Public Buildings and Economic Development held a hearing on H.R. 2118, Ban on Smoking in Federal Buildings Act. Testimony was heard from Representative Blumenauer; David Bibb, Deputy Associate Administrator, GSA; Alan M. Hantman, Architect of the Capitol; and a public witness.

VA INSPECTOR GENERAL REPORTS—ALLEGED MISMANAGEMENT AT CERTAIN MEDICAL CENTERS

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on VA Inspector General Reports on Alleged Mismanagement at the Charleston, South Carolina and Pittsburgh, Pennsylvania VA Medical Centers, and on related matters. Testimony was heard from Representative Sanford; the following officials of the Department of Veterans Affairs: William T. Merriman, Deputy Inspector General; Kenneth Clark, Chief Network Officer, Dean S. Billik, Director, Central Texas Veterans Healthcare System, Veterans Integrated Services Network 17, Thomas A. Cappello, Director, Pittsburgh VA Healthcare System, Veterans Integrated Services Network 4, all with the Veterans Health Administration; Fletcher P. Truesdell, Employee, Charleston VA Medical Center; and Kate Irene Smith, Employee, Charleston VA Medical Center.

FUTURE OF SOCIAL SECURITY

Committee on Ways and Means: Subcommittee on Social Security continued hearings on the Future of Social Security for this Generation and the Next, with emphasis on the Current State of Public Opinion on Social Security Reform. Testimony was heard from public witnesses.

AFRICAN GROWTH AND OPPORTUNITY ACT; UNILATERAL TRADE SANCTIONS

Committee on Ways and Means: Subcommittee on Trade approved for full committee action amended H.R. 1432, African Growth and Opportunity Act.

The Subcommittee also held a hearing on the use and effect of unilateral trade sanctions. Testimony was heard from Representatives Hamilton, Kolbe and Ros-Lehtinen; Stuart E. Eizenstat, Under Secretary, Economic, Business and Agricultural Affairs, Department of State; and public witnesses.

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Friday, October 24, 1997

Senate

Chamber Action

Routine Proceedings, pages 23349–23391

Measures Introduced: Eight bills and two resolutions were introduced, as follows: S. 1313–1320, S.J. Res. 37, and S. Res. 140. **Page 23368**

Measures Passed:

David B. Champagne Post Office Building: Senate passed H.R. 2013, to designate the facility of the United States Postal Service located at 551 Kingstown Road in South Kingstown, Rhode Island, as the "David B. Cham-

pagne Post Office Building", clearing the bill for the President. **Page 23390**

ISTEA Authorization: Senate resumed consideration of S. 1173, to authorize funds for construction of highways, for highway safety programs, and for mass transit programs, with a modified committee amendment (the modification being a substitute for the text of the bill), taking action on amendments proposed thereto, as follows: **Pages 23349, 23363**

Pending:

Chafee/Warner Amendment No. 1312, to provide for a continuing designation of a metropolitan planning organization. **Page 23350**

Chafee/Warner Amendment No. 1313 (to language proposed to be stricken by the committee amendment, as modified), of a perfecting nature. **Page 23350**

Chafee/Warner Amendment No. 1314 (to Amendment No. 1313), of a perfecting nature. **Page 23350**

Motion to recommit the bill to the Committee on Environment and Public Works, with instructions. **Page 23350**

Lott Amendment No. 1317 (to instructions of the motion to recommit), to authorize funds for construction of highways, for highway safety programs, and for mass transit programs. **Page 23350**

Lott Amendment No. 1318 (to Amendment No. 1317), to strike the limitation on obligations for administrative expenses. **Page 23350**

During consideration of this measure today, Senate also took the following action:

By 43 yeas to 49 nays (Vote No. 278), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on the modified committee amendment. **Page 23349**

A fourth motion was entered to close further debate on the modified committee amendment 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 Tuesday, October 28, 1997. **Page 23363**

Nominations Received: Senate received the following nominations:

William R. Ferris, of Mississippi, to be Chairperson of the National Endowment for the Humanities for a term of four years.

Curt Hebert, Jr., of Mississippi, to be a Member of the Federal Energy Regulatory Commission for the remainder of the term expiring June 30, 1999.

L. Paige Marvel, of Maryland, to be a Judge of the United States Tax Court for a term of fifteen years.

6 Air Force Generals.

23 Army Generals.

1 Navy Admiral. **Page 23390**

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

Curt Herbert, Jr., of Mississippi, to be a Member of the Federal Energy Regulatory Commission. **Page 23391**

Messages From the House: **Page 23368**

Measures Read First Time: **Page 23368**

Statements on Introduced Bills: **Page 23368**

Additional Cosponsors: **Page 23382**

Amendments Submitted: **Page 23383**

Additional Statements: **Page 23387**

Record Votes: One record vote was taken today. (Total–278) **Page 23349**

Adjournment: Senate convened at 9:45 a.m., and adjourned at 2:08 p.m., until 12 noon, on Monday, October 27, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 23390.)

Committee Meetings

NATIONAL EXPORT STRATEGY

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to review the fifth annual report of the Trade Promotion Coordinating Committee (TPCC) on the status of our national export strategy and the steps taken by TPCC agencies to implement the U.S. trade promotion agenda, after receiving testimony from William M. Daley, Secretary of Commerce; and James A. Harmon, President, Export-Import Bank of the United States.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Carolyn Curiel, of Indiana, to be Ambassador to Belize, Victor Marrero, of New York, to be the Permanent Representative of the United States to the Organization of American States, with the rank of Ambassador, Christopher C. Ashby, of Connecticut, to be Ambassador to the Oriental Republic of Uruguay, Timothy Michael Carney, of Washington, to be Ambassador to the Republic of Haiti, and Stanley Louis McLelland, of Texas, to be Ambassador to Jamaica, after the nominees testified and answered questions in their own behalf.

TAX COMPENSATION

Committee on Governmental Affairs: Committee held hearings on H.R. 1953, to clarify State authority to tax compensation paid to certain employees and to provide that the income of certain employees at three specific Federal facilities located astride State boundaries is to be taxed by the State of which the employee is a resident, receiving testimony from Senator Gregg; Representative Bryant; Maine Attorney General Andrew Ketterer, Augusta; New Hampshire Attorney General Philip T. McLaughlin, Concord; William M. Remington, Delaware State Division of Revenue, Dover, on behalf of the Federation of Tax Administrators; James Charles Smith, University of Georgia,

Athens; George W. Kaelin, on behalf of the concerned Citizens of Tennessee, Edwin M. Wilson, and Dorothy J. Smith, all of Clarksville, Tennessee; Gary W. York, Gavins Point Dam, Yankton, South Dakota; and Roger Hays, on behalf of the United Power Trades Organization, Kennewick, Washington.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 2730, 2733–2743; 4 private bills, H.R. 2731–2732, 2744–2745; and 4 resolutions, H. Con. Res. 175–177 and H. Res. 281, were introduced. **Page 23346**

Reports Filed: Reports were filed as follows:

H.R. 424, to provide for increased mandatory minimum sentences for criminals possessing firearms, amended (H. Rept. 105–344);

H. Res. 280, providing for consideration of H.R. 1270, to amend the Nuclear Waste Policy Act of 1982 (H. Rept. 105–345);

H.R. 2493, to establish a mechanism by which the Secretary of Agriculture and the Secretary of the Interior can provide for uniform management of livestock grazing on Federal lands, amended (H. Rept. 105–346 Parts 1 and 2);

H.R. 1702, to encourage the development of a commercial space industry in the United States, amended (H. Rept. 105–347);

H.R. 2614, to improve the reading and literacy skills of children and families by improving in-service instructional practices for teachers who teach reading, to stimulate the development of more high-quality family literacy programs, to support extended learning-time opportunities for children, to ensure that children can read well and independently not later than third grade, amended (H. Rept. 105–348). **Page 23346**

Journal: By a recorded vote of 318 ayes to 56 noes, Roll No. 526, agreed to the Speaker's approval of the Journal of Thursday, October 23. **Page 23292**

Amtrak Reform and Privatization Act: The House considered amendments to H.R. 2247, to reform the statutes relating to Amtrak, to authorize appropriations for Amtrak. The House completed general debate on October 22. **Page 23302**

Rejected:

The Quinn substitute to the LaTourette amendment that sought to clarify that the labor reform provisions only apply to Amtrak which would hold freight and transit workers harmless (rejected by a recorded vote of 195 ayes to 223 noes, Roll No. 529). **Page 23312**

Pending:

The LaTourette amendment was offered that seeks to reinstate the prohibition on the issues of contracting out and labor protection as they exist in current law and previous negotiated agreements between Amtrak and labor. **Page 23308**

Rejected the Bonior motion to rise by a recorded vote of 195 ayes to 223 noes, Roll No. 528. **Page 23307**

The House agreed to H. Res. 270, the rule that is providing for consideration of the bill on October 22. **Page 22534**

Motion to Adjourn: Rejected the Bonior motion to adjourn by a recorded vote of 168 ayes to 244 noes, Roll No. 530. **Page 23316**

Interior and Related Agencies Appropriations: By a yea and nay vote of 233 yeas to 171 nays, Roll No. 531, the House agreed to the Conference report on H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998. **Page 23317**

Earlier, the House agreed to H. Res. 277, the rule waiving points of order against the conference report by a yea and nay vote of 247 yeas to 166 nays, Roll No. 527. **Page 23317**

Meeting Hour—October 28: Agreed that when the House adjourns today, it adjourn to meet at 10:30 a.m. on Tuesday, October 28 for Morning Hour debate. **Page 23316**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, October 29. **Page 23330**

Legislative Program: The Majority Leader announced the legislative program for the week of October 27. **Page 23329**

Senate Messages: Message received from the Senate today appears on page 23290.

Referral: S. 1266, to interpret the term "kidnapping" in extradition treaties to which the United States is a party, was referred to the committee on International Relations. **Page 23346**

Quorum Calls—Votes: Two yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 23292, 23301, 23307, 23315, 23316, and 23329.

There were no quorum calls.

Adjournment: Met at 9:00 a.m. and adjourned at 4:10 p.m.

Committee Meetings

FINANCIAL SERVICES ACT

Committee on Commerce: Subcommittee on Finance and Hazardous Materials approved for full Committee action amended H.R. 10, Financial Services Act of 1997.

DORNAN V. SANCHEZ—CONTESTED ELECTION

Committee on House Oversight: Task Force for the Contested Election in California's 46th Congressional District approved the following: a Memorandum of Understanding between the Task Force and the california Secretary of State; and a resolution requesting that the Chairman of the Committee issue Committee subpoenas to Nativo Lopez and Michael Farber.

IRAN MISSILE PROLIFERATION SANCTIONS ACT

Committee on International Relations: Ordered reported amended H.R. 2709, Iran Missile Proliferation Sanctions Act of 1997.

NUCLEAR WASTE POLICY ACT

Committee on Rules: Granted, by voice vote, a structured rule on H.R. 1270, Nuclear Waste Policy Act of 1997, providing one hour of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Commerce and twenty minutes of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Resources. The rule waives points of order against consideration of the bill for failure to comply with section 306 of the Congressional Budget Act of 1974 (requiring provisions in the jurisdiction of the Committee on the Budget to be referred to or reported by the Committee on the Budget). The rule provides for consideration of the bill for amendment under the five minute rule. The rule provides for the consideration of the amendment in the nature of a substitute recommended by the Committee on Commerce as an original bill for the purpose of amendment. The rule waives points of order against the committee amendment in the nature of a substitute for failure to comply with clause 5(a) of rule XXI (prohibiting appropriations in authorization measures) and section 306 of the Congressional Budget Act of 1974 (requiring provisions in the jurisdiction of the Committee on the Budget to be referred to or reported by the Committee on the Budget). The rule also provides that, notwithstanding clause 5(c) of rule XXIII (relating to motions to strike unfunded mandates), for consideration of only those amendments printed in the report of the Committee on Rules and that these amendments may only be offered in the order listed in the report and only by the Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by a proponent and an opponent, shall not be subject to amendment and shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole. The rule waives points of order against the last amendment printed in the Rules Committee report for failure to comply with clause 5(a) of rule XXI (prohibiting appropriations in authorization measures) and section 306 of the Congressional Budget Act of 1974 (requiring provisions in the jurisdiction of the Committee on the Budget to be referred to or reported by the Committee on the Budget). The rule allows the Chairman of the Committee of the Whole to reduce the voting time on any postponed question to five minutes provided that that vote follows a fifteen minute vote. The rule provides one motion to recommit with or without instructions. Further, the rule waives points of order against consideration in the House of S. 104 for failure to comply with section 306 of the Congressional Budget Act of 1974 (requiring provisions in the jurisdiction of the Committee on the Budget to be referred to or reported by the Committee on the Budget). The rule provides for the consideration of a motion to strike all after the enacting clause of S. 104 and to insert in lieu thereof the provisions of H.R. 1270, as passed by the House. Finally, the rule provides that upon the adoption of the Motion and the Senate bill as amended, it is in order to move that the House insist on its amendment to S. 104 and request a conference thereon. Testimony was heard from Representatives Dan Schaefer of Colorado, Hastert, Crapo, Upton, Ensign, Gibbons, Hall of Texas, Markey, Engel, McCarthy of Missouri, DeGette, Kildee, and Kucinich.

SPACE SOLAR POWER

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on Space Solar Power: A Fresh Look. Testimony was heard from John Mankins, Manager, Advanced Concepts Studies, Office of Space Flight, NASA; and public witnesses.

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Monday, October 27, 1997

Senate

Chamber Action

Routine Proceedings, pages 23414–23442

Measures Introduced: One resolution was introduced, as follows: S. Con. Res. 57. **Page 23436**

Measures Passed:

Japan-Shipping Trade Practices: Committee on Commerce, Science, and Transportation was discharged from further consideration of S. Res. 140, expressing the sense of the Senate in support of the President's action to

eliminate discriminatory trade practices by Japan relating to international shipping. Page 23441

Department of the Interior Appropriations Conference Report-Agreement: A unanimous-consent time-agreement was reached providing for the consideration of the conference report on H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998, on Tuesday, October 28, 1997, with a vote to occur thereon. Page 23433

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 91 yeas (Vote No. 279 EX), Algenon L. Marbley, of Ohio, to be United States District Judge for the Southern District of Ohio. Page 23433

By unanimous vote of 90 yeas (Vote No. 280 EX), Wyche Fowler, Jr., of Georgia, to be Ambassador to the Kingdom of Saudi Arabia. Page 23435

By unanimous vote of 91 yeas (Vote No. 281 EX), Thomas S. Foley, of Washington, to be Ambassador to Japan. Page 23435

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.

Charles Vincent Serio, of Louisiana, to be United States Marshal for the Eastern District of Louisiana for the term of four years.

Kenneth Ray McFerran, of Arkansas, to be United States Marshal for the Western District of Arkansas for the term of four years.

Lieutenant General John A. Gordon, U.S. Air Force, to be Deputy Director of Central Intelligence.

Jose Gerardo Troncoso, of Nevada, to be United States Marshal for the District of Nevada for the term of four years. Page 23442

Nominations Received: Senate received the following nominations:

Peter J. Hurtgen, of Florida, to be a Member of the National Labor Relations Board for the term of five years expiring August 27, 2001.

Wilma B. Liebman, of the District of Columbia, to be a Member of the National Labor Relations Board for the remainder of the term expiring December 16, 1997.

Wilma B. Liebman, of the District of Columbia, to be a Member of the National Labor Relations Board for the term of five years expiring December 16, 2002. Page 23442

Nominations Withdrawn: Senate received notification of the withdrawal of the following nominations:

Hershel Wayne Gober, of Arkansas, to be Secretary of Veterans Affairs, which was sent to the Senate on July 31, 1997.

Alphonso Maldon, Jr., of Virginia, to be Deputy Secretary of Veterans Affairs, which was sent to the Senate on September 26, 1997. Page 23442

Measures Placed on Calendar: Page 23436

Statement on Submitted Resolution: Page 23436

Additional Cosponsors: Page 23438

Notices of Hearings: Page 23439

Additional Statements: Page 23439

Record Votes: Three record votes were taken today. (Total—281) Page 23433

Adjournment: Senate convened at 12 noon, and adjourned at 7:09 p.m., until 9 a.m., on Tuesday, October 28, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 23442.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. It will next meet on Tuesday, October 28.

Committee Meetings

OVERSIGHT—CLINGER-COHEN ACT IMPLEMENTATION

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology, held a hearing on the Oversight of the Implementation of the Clinger-Cohen Act. Testimony was heard from Gene Dodaro, Assistant Comptroller General, Accounting and Information Management Division, GAO; Alan P. Balutis, Deputy Chief Information Officer, Department of Commerce; Liza McClenaghan, Chief Information Officer, Department of State; Anne Reed, Chief Information Officer, USDA; John P. Simpson, Deputy Assistant Secretary, Regulatory, Tariff, and Trade Enforcement, Department of the Treasury; Michael D. Cronin, Assistant Commissioner, Inspection, Immigration and Naturalization Service, Department of Justice; and Alan Proctor, Chief Information Officer, FTC.

Tuesday, October 28, 1997

Senate

Chamber Action

Routine Proceedings, pages 23445–23505

Measures Introduced: Eight bills were introduced, as follows: S. 1321–1328. **Page 23491**

Measures Reported: Reports were made as follows:

S. 940, to provide for a study of the establishment of Midway Atoll as a national memorial to the Battle of Midway, with an amendment in the nature of a substitute. (S. Rept. No. 105–114)

H.R. 765, to ensure maintenance of a herd of wild horses in Cape Lookout National Seashore, with an amendment in the nature of a substitute. (S. Rept. No. 105–115)

Special Report on Further Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1998. (S. Rept. No. 105–116) **Page 23491**

Department of the Interior Appropriations Conference Report: By 84 yeas to 14 nays (Vote No. 283), Senate agreed to the conference report on H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998, clearing the measure for the President. **Page 23453**

ISTEA Authorizations—Cloture Vote: By 52 yeas to 48 nays (Vote No. 282), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to close further debate on the modified committee amendment to S. 1173, to authorize funds for construction of highways, for highway safety programs, and for mass transit programs. **Page 23450**

Nomination—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of the nomination of William E. Kennard, of California, to be a Member of the Federal Communications Commission on Wednesday, October 29, 1997, with a vote to occur thereon. **Page 23504**

Nominations Confirmed: Senate confirmed the following nominations:

Harold W. Furchtgott-Roth, of the District of Columbia, to be a Member of the Federal Communications Commission for a term of five years from July 1, 1995.

John C. Angell, of Maryland, to be an Assistant Secretary of Energy (Congressional and Intergovernmental Affairs).

Ernest J. Moniz, of Massachusetts, to be Under Secretary of Energy.

Michael K. Powell, of Virginia, to be a Member of the Federal Communications Commission for a term of five years from July 1, 1997.

Michael Telson, of the District of Columbia, to be Chief Financial Officer, Department of Energy.

Dan Reicher, of Maryland, to be an Assistant Secretary of Energy (Energy, Efficiency, and Renewable Energy).

Robert Wayne Gee, of Texas, to be an Assistant Secretary of Energy (Policy, Planning, and Program Evaluation).

Gloria Tristani, of New Mexico, to be a Member of the Federal Communications Commission for the remainder of the term expiring June 30, 1998.

Gloria Tristani, of New Mexico, to be a Member of the Federal Communications Commission for a term of five years from July 1, 1998.

M. John Berry, of Maryland, to be an Assistant Secretary of the Interior. **Page 23504**

Nominations Received: Senate received the following nominations:

Katherine L. Archuleta, of Colorado, to be a Member of the Institute of American Indian and Alaska Native Culture and Arts Development for the remainder of the term expiring May 19, 2000.

Joseph Robert Brame, III, of Virginia, to be a Member of the National Labor Relations Board for the term of five years expiring December 16, 1999.

Sallyanne Harper, of Virgina, to be Chief Financial Officer, Environmental Protection Agency.

Hank Brown, of Colorado, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring April 6, 2000.

Penne Percy Korth, of Texas, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2000.

Susanne T. Marshall, of Virginia, to be a Member of the Merit Systems Protection Board for the term of seven years expiring March 1, 2004. **Page 23505**

Messages From the House: **Page 23491**

Communications: **Page 23491**

Statements on Introduced Bills: **Page 23491**

Additional Cosponsors: **Page 23501**

Authority for Committees: **Page 23502**

Additional Statements: **Page 23503**

Record Votes: Two record votes were taken today. (Total—283) **Pages 23450, 23476**

Quorum Calls: One quorum call was taken today. (Total—6) **Page 23450**

Adjournment: Senate convened at 9 a.m., and adjourned at 7:19 p.m., until 11 a.m., on Wednesday, October 29, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 23504.)

Committee Meetings

ELECTRONIC COMMERCE

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Services and Technology concluded hearings to examine issues with regard to the electronic commerce infrastructure, focusing on proposals to establish uniform national standards for the use of electronic authentication technology by financial institutions, including digital signatures, after receiving testimony from Massachusetts Deputy General Counsel Daniel Greenwood, Boston; Ira H. Parker, Alston and Bird, Alfred M. Pollard, Bankers Roundtable, and Robert D. Kramer, Bank of America, NT&SA, on behalf of the Electronic Commerce Working Group and the Coalition of Service Industries, all of Washington, D.C.; J. Scott Lowry, Digital Signature Trust Company, Salt Lake City, Utah; P. Michael Nugent, Citibank, New York, New York; and Richard Mossburg, Ford Motor Credit Company, Dearborn, Michigan, on behalf of the Electronic Commerce Forum.

EDUCATION

Committee on the Budget: Committee held hearings to examine the current state of the national education system, receiving testimony from Richard W. Riley, Secretary, and Pascal D. Forgione, Jr., Commissioner of Education Statistics, both of the Department of Education; and William J. Bennett, Empower America, Washington, D.C., former Secretary of Education.

Hearings were recessed subject to call.

AIRLINE COMPETITION

Committee on Commerce, Science, and Transportation: Committee held hearings to examine air service problems affecting certain communities since the deregulation of the airline industry, and proposed legislation to remove certain barriers to promote competition in the domestic airline industry, receiving testimony from Senators Warner and Robb; Representatives Slaughter and Moran; Patrick V. Murphy, Deputy Assistant Secretary of Transportation for Aviation and International Affairs; Gerald Dillingham, Associate Director, Transportation Issues, Resources, Community, and Economic Development Division, General Accounting Office; David T. Ralston, Jr., Metropolitan Washington Airports Authority, Alexandria, Virginia; J. Randolph Babbitt, Air Line Pilots Association, International, and Edward P. Faberman, Air Carrier Association of America, both of Washington, D.C.; Charles M. Goodwin, Greater Rochester Metro Chamber of Commerce, Inc., Rochester, New York; Thomas G. Tait, Nevada Commission on Tourism, Carson City, on behalf of the Western States Tourism Policy Council; Lawrence M. Nagin, US Airways, Arlington, Virginia; Cyril Murphy, United Air Lines, Inc., Chicago, Illinois; and Bob Rowen, Reno Air, Inc., Reno, Nevada.

Hearings were recessed subject to call.

EPA REGIONAL HAZE RULE

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management concluded hearings to examine the potential impacts on, and additional responsibilities for, federal land managers imposed by the Environmental Protection Agency's Notice of Proposed Rulemaking on regional haze regulations implementing certain provisions of the Clean Air Act, after receiving testimony from Robert C. Joslin, Deputy Chief, National Forest System, Forest Service, Department of Agriculture; Michael Soukup, Associate Director, Natural Resource Stewardship and Science, National Park Service, Department of the Interior; John S. Seitz, Director, Office of Air Quality Planning and Standards Division, Office of Air and Radiation, Environmental Protection Agency; Utah Governor Michael O. Leavitt, Salt Lake City; Anne E. Smith, Decision Focus Incorporated, and Marcia Frenz, National Parks and Conservation Association, both of Washington, D.C.; Greg E. Walcher, CLUB 20, Grand Junction, Colorado; Robert L. Pearson, Radian International, Denver, Colorado; and L. Bruce Hill, Appalachian Mountain Club, Gorham, New Hampshire.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Kenneth R. Wykle, of Virginia, to be Administrator of the Federal Highway Administration, Department of Transportation, after the nominee, who was introduced by Representative Rahall, testified and answered questions in his own behalf.

NATO ENLARGEMENT

Committee on Foreign Relations: Committee concluded hearings to examine the costs, benefits, burdensharing and military implications of the proposal to grant NATO membership to Poland, Hungary, and the Czech Republic, after receiving testimony from Walter B. Slocombe, Under Secretary of Defense for Policy; Richard Kugler, Institute for National Strategic Studies/National Defense University, Fort McNair, Ivan Eland, CATO Institute, and Stephen Hadley, Shea and Gardner, all of Washington, D.C.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Richard Frank Celeste, of Ohio, to be Ambassador to India, Shaun Edward Donnelly, of Indiana, to be Ambassador to the Democratic Socialist Republic of Sri Lanka, and to serve concurrently and without additional compensation as Ambassador to the Republic of Maldives, Edward M. Gabriel, of the District of Columbia, to be Ambassador to the Kingdom of Morocco, Cameron R. Hume, of New York, to be Ambassador to the Democratic and Popular Republic of Algeria, Daniel Charles Kurtzer, of Maryland, to be Ambassador to the Arab Republic of Egypt, James A. Larocco,

of Virginia, to be Ambassador to the State of Kuwait, and Edward S. Walker, Jr., of Maryland, to be Ambassador to Israel. Mr. Celeste was introduced by Senators DeWine and Glenn, and Mr. Gabriel was introduced by Senators Domenici and Ford.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Stanley Marcus, of Florida, to be United States Circuit Judge for the Eleventh Circuit, Ann L. Aiken, to be United States District Judge for the District of Oregon, Jerome B. Friedman, to be United States District Judge for the Eastern District of Virginia, Norman K. Moon, to be United States District Judge for the Western District of Virginia, and Rodney W. Sippel, to be United States District Judge for the Eastern and Western Districts of Missouri, after the nominees testified and answered questions in their own behalf. Mr. Marcus was introduced by Senators Mack and Graham, Ms. Aiken was introduced by Senators Gordon Smith and Wyden, Messrs. Friedman and Moon were introduced by Senators Warner and Robb, and Mr. Sippel was introduced by Senators Bond and Ashcroft.

CONFIDENTIAL MEDICAL INFORMATION

Committee on Labor and Human Resources: Committee concluded hearings on the Administration's proposal to protect the privacy of individually identifiable medical information and establish strong penalties for those who disclose such information, after receiving testimony from Senators Leahy, Bennett, and Snowe; Wanda Walker, Louisville, Kentucky, on behalf of the Consortium for Citizens with Disabilities; John Glaser, Partners HealthCare System, Inc., and A.G. Breitenstein, JRI Health Law Institute, both of Boston, Massachusetts; John T. Nielsen, Intermountain Health Care, Salt Lake City, Utah, on behalf of the American Association of Health Plans; Donald J. Palmisano, New Orleans, Louisiana, on behalf of the American Medical Association; Spencer Foreman, Montefiore Medical Center, Bronx, New York, on behalf of the American Hospital Association; Elizabeth B. Andrews, Glaxo-Wellcome, Research Triangle Park, North Carolina, on behalf of the Healthcare Leadership Council.

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: 11 public bills, H.R. 2746–2756; and 5 resolutions, H.J. Res. 98, H. Con. Res. 178–179, and H. Res. 282–285, were introduced. **Page 23560**

Reports Filed: Reports were filed as follows:

H. Res. 139, expressing the sense of the House of Representatives that the Department of Education, States, and local education agencies should spend a greater percentage of Federal education tax dollars in our children's classrooms, amended (H. Rept. 105–349);

Conference report on S. 858, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System (H. Rept. 105–350);

H.R. 948, to reaffirm and clarify the Federal relationship of the Burt Lake Band as a distinct federally recognized Indian Tribe (H. Rept. 105–351);

H.R. 1604, to provide for the division, use, and distribution of judgment funds of the Ottawa and Chippewa Indians of Michigan pursuant to dockets numbered 18–E, 58, 364, and 18–R before the Indian Claims Commission, amended (H. Rept. 105–352);

H.R. 2402, to make technical and clarifying amendments to improve management of water-related facilities in the Western United States, amended (H. Rept. 105–353);

H. Res. 283, providing for consideration of H.R. 1270, to amend the Nuclear Waste Policy Act of 1982 (H. Rept. 105–354); and

H. Res. 284, providing for consideration of H.R. 2493, to establish a mechanism by which the Secretary of Agriculture and the Secretary of the Interior can provide for uniform management of livestock grazing on Federal lands (H. Rept. 105–355). **Page 23560**

Recess: The House recessed at 11:14 a.m. and reconvened at 12:00 noon. **Page 23510**

Suspension—Treatment of Investment Managers under ERISA: The House agreed to suspend the rules and pass S. 1227, to amend title I of the Employee Retirement Income Security Act of 1974 to clarify treatment of investment managers under such title—clearing the measure for the President. **Page 23521**

Suspensions—Pending: The House completed debate on motions to suspend the rules and pass the following measures:

Dollars to Classrooms: H. Res. 139, amended, expressing the sense of the House of Representatives that the Department of Education, States, and local education

agencies should spend a greater percentage of Federal education tax dollars in our children's classrooms;

Page 23512

J. Roy Rowland Federal Courthouse: H.R. 1484, amended, to redesignate the Dublin Federal Courthouse building located in Dublin, Georgia, as the J. Roy Rowland Federal Courthouse; and Page 23522

David W. Dyer Federal Courthouse: H.R. 1479, amended, to designate the Federal building and United States courthouse located at 300 Northeast First Avenue in Miami, Florida, as the "David W. Dyer Federal Courthouse." Page 23523

Recess: The House recessed at 1:25 p.m. and reconvened at 5:00 p.m. Page 23524

Motion to Adjourn: Rejected the Ensign motion to adjourn by a yea and nay vote of 52 yeas to 359 nays with 1 voting "present", Roll No. 532. Later, rejected the Ensign motion to adjourn by a voice vote. Page 23524

DOD Authorization Conference Report: By a yea and nay vote of 286 yeas to 123 nays, Roll No. 534, the House agreed to the conference report on H.R. 1119, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces. Page 23546

Earlier, the House agreed to H. Res. 278, the rule waiving points of order against the conference report by a yea and nay vote of 353 yeas to 59 nays, Roll No. 533. Pages 23525, 23501

Senate Messages: Message transmitted to the Clerk on October 27 appears on page 23512.

Amendments: Amendments ordered printed pursuant to the rule appear on page 23562.

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 23524, 23546, 23556. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 9:12 p.m. in memory of the late Honorable Walter H. Capps of California.

Committee Meetings

PATIENT ACCESS TO RESPONSIBLE CARE ACT; HEALTH INSURANCE BILL OF RIGHTS ACT

Committee on Commerce: Subcommittee on Health and Environment held a hearing on the following bills: H.R. 1415, Patient Access to Responsible Care Act of 1997; and H.R. 820, Health Insurance Bill of Rights Act of 1997. Testimony was heard from John Eisenberg, M.D., Administrator, Agency for Health Care Policy Research, Department of Health and Human Services and public witnesses.

IRS'S SUSPENSION—AFFIRMATIVE ACTION PROGRAM

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on IRS' Suspension of Its Affirmative Action Program. Testimony was heard from Charles D. Fowler, III, National Director, Equal Employment Opportunity and Diversity, IRS, Department of the Treasury.

U.S. PERSONNEL OVERSEAS—SECURITY STATUS

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs and Criminal Justice met in executive session to hold a hearing on the Security Status of U.S. Personnel Overseas. Testimony was heard from the following officials of the Department of Defense: Maj. Gen. James C. King, USA, Director, Intelligence, Joints Chiefs of Staff; H. Allen Holmes, Assistant Secretary, Special Operations and Low-Intensity Conflict; Brig. Gen. James T. Conway, USMC, Deputy Director, Combating Terrorism, Joints Chiefs of Staff; and the following officials from the Department of State; J. Eric Boswell, Assistant Secretary, Diplomatic Security; Jacquelyn L. Williams-Bridgers, Inspector General; and Mark Gebicke, Director, Military Operations and Capabilities Issues, National Security and International Affairs Division, GAO.

U.S./CHINA RELATIONS AND HUMAN RIGHTS

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on U.S./China Relations and Human Rights: Is Constructive Engagement Working? Testimony was heard from public witnesses.

AMENDMENT—RESTORING RELIGIOUS FREEDOM

Committee on the Judiciary: Subcommittee on the Constitution approved for full Committee action amended H.J. Res 78, proposing an amendment to the Constitution of the United States restoring religious freedom.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Forest and Forest Health held a hearing on the following bills: H.R. 1659, Mount St. Helens National Volcanic Monument Completion Act; H.R. 2416, to provide for the transfer of certain rights and property to the United States Forest Service in exchange for a payment to the occupant of such property; and H.R. 2574, to consolidate certain mineral interest in the National grasslands in Billings County, ND, through the exchange of Federal and private mineral interest to enhance land management capabilities and environmental and wildlife protection. Testimony was heard from Sen-

ator Dorgan; Representative Earl Pomeroy; the following officials of the Forest Service, USDA: Sandra Key, Associate Deputy Chief, Programs and Legislation; and Paul Tittman, Chief Appraiser; Bob Anderson, Deputy Assistant Director, Minerals, Realty and Resource Protection, Bureau of Land Management, Department of the Interior and public witnesses.

FORAGE IMPROVEMENT ACT

Committee on Rules: Granted by voice vote, a modified open rule on H.R. 2493, Forage Improvement Act of 1997, providing one hour of general debate with 30 minutes equally divided between the chairman and ranking minority member of the Committee on Resources and 30 minutes equally divided between the chairman and ranking minority member of the Committee on Agriculture. The rule limits the amendment process to three hours. The rule makes in order the Resources Committee amendment in the nature of a substitute as an original bill for the purpose of amendment. The rule makes in order, before the consideration of any other amendment, a manager's amendment offered by Representative Smith of Oregon or his designee, which is printed in the Rules Committee report, is debatable for 10 minutes equally divided between the proponent and an opponent, is not subject to a demand for a division of the question, and if adopted will be considered as part of the base text. The rule provides priority recognition to members who preprint their amendments in the Congressional Record. The rule also allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce votes to five minutes on a postponed question if the vote follows a fifteen minute vote. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Smith of Oregon, Chenoweth, and Vento.

NUCLEAR WASTE POLICY ACT OF 1997

Committee on Rules: Granted, by voice vote, a structured rule on H.R. 1270, Nuclear Waste Policy Act of 1997, providing one hour of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Commerce and twenty minutes of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Resources. The rule waives points of order against consideration of the bill for failure to comply with section 306 of the Congressional Budget Act of 1974 (requiring provisions in the jurisdiction of the Committee of the Budget to be referred to or reported by the Committee on the Budget). The rule provides for consideration of the bill for amendment under the five minute rule. The rule provides for the consideration of the amendment in the nature of a substitute recommended by the Committee on Commerce as an original bill for the purpose of amendment. The rule waives points of order against the committee amendment in the nature of a substitute for failure to comply with clause 5(a) of rule XXI (prohibiting appropriations in authorization measures) and section 306 of the Congressional Budget Act of 1974 (requiring provisions in the jurisdiction of the Committee of the Budget to be referred to or reported by the Committee on the Budget). The rule also provides, notwithstanding clause 5(c) of rule XXIII (relating to motions to strike unfunded mandates), for consideration of only those amendments printed in the report of the Committee on Rules and that these amendments may only be offered in the order listed in the report and only by the Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by a proponent and an opponent, shall not be subject to amendment and shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole. The rule waives points of order against the last amendment printed in the Rules Committee report for failure to comply with clause 5(a) of rule XXI (prohibiting appropriations in authorization measures) and section 306 of the Congressional Budget Act of 1974 (requiring provisions in the jurisdiction of the Committee of the Budget to be referred to or reported by the Committee on the Budget). The rule allows the Chairman of the Committee of the Whole to reduce the voting time on any postponed question to five minutes provided that that vote follows a fifteen minute vote. The rule provides that after a motion that the Committee rise has been rejected on a day, the Chairman may entertain another such motion on that day only if offered by the Majority Leader or his designee. The rule also provides that after the motion to strike out the enacting words of the bill (as described in clause 7 of rule XXIII) has been rejected, the Chairman may not entertain another such motion during the further consideration of the bill. The rule provides one motion to recommit with or without instructions. Further, the rule waives points of order against consideration in the House of S. 104 for failure to comply with section 306 of the Congressional Budget Act of 1974 (requiring provisions in the jurisdiction of the Committee of the Budget to be referred to or reported by the Committee on the Budget). The rule provides for the consideration of a motion to strike all after the enacting clause of S. 104 and to insert in lieu thereof the provisions of H.R. 1270, as passed by the House. Finally, the rule provides that upon the adoption of the motion and the Senate bill as amended, it is in order to move that the House insist on its amendment to S. 104 and request a conference thereon.

SIGNATURES IN A DIGITAL AGE

Committee on Science: Subcommittee on Technology held a hearing on Do You Know Who You Are Doing Business With? Signatures In a Digital Age. Testimony was heard

from Andrew J. Pincus, General Counsel, Department of Commerce; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Grounds approved for full Committee action the following: H.R. 623, to amend the Public Buildings Act of 1959 concerning the calculation of public building transactions; H.R. 2118, amended, Ban on Smoking in Federal Buildings Act; General Services Administration Improvement Act of 1997; 10 leasing resolutions; three amendments to previously approved resolutions; and one repair and alteration resolution.

IMPACTS OF SUBSTANCE ABUSE—FAMILIES RECEIVING WELFARE

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on protecting children from the Impacts of Substance Abuse on Families Receiving Welfare. Testimony was heard from Representative Rangel; Jane Ross, Director, Income Security Issues, GAO; and public witnesses.

EMPOWERMENT ZONE—ENTERPRISE COMMUNITY PROGRAM

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the performance of the Empowerment Zone/Enterprise Community Program. Testimony was heard from Representatives Rangel and Hinchey; John Karl Scholz, Deputy Assistant Secretary, Tax Analysis, Department of the Treasury; Howard Glaser, Acting General Counsel and Deputy General Counsel, Department of Housing and Urban Development; Stanley J. Czerwinski, Associate Director, Housing and Community Development, GAO; Dick Posthumus, member, Senate, State of Michigan; Karl Schmoke, Mayor, Baltimore, Maryland; Paul D. Fraim, Mayor, Norfolk, Virginia; and public witnesses.

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Wednesday, October 29, 1997

Senate

Chamber Action

Routine Proceedings, page 23578

Measures Introduced: Fifteen bills and one resolution were introduced, as follows: S. 1329–1343, and S. Res. 141. **Page 23618**

Measures Reported: Reports were made as follows:

H.R. 79, to provide for the conveyance of certain land in the Six Rivers National Forest in the State of California for the benefit of the Hoopa Valley Tribe. (S. Rept. No. 105–117)

S. 53, to require the general application of the antitrust laws to major league baseball, with an amendment in the nature of a substitute. (S. Rept. No. 105–118)

S. 967, to amend the Alaska Native Claims Settlement Act and the Alaska National Interest Lands Conservation Act to benefit Alaska natives and rural residents, with an amendment in the nature of a substitute. (S. Rept. No. 105–119)

S. 661, to provide an administrative process for obtaining a waiver of the coastwise trade laws for certain vessels. (S. Rept. No. 105–121)

S. 1294, to amend the Higher Education Act of 1965 to allow the consolidation of student loans under the Federal Family Loan Program and the Direct Loan Program, with an amendment in the nature of a substitute. (S. Rept. No. 105–122) **Page 23617**

Measures Passed:

Enrollment Correction: Senate agreed to H. Con. Res. 167, to correct a technical error in the enrollment of H.R. 2160. **Page 23609**

Honoring Loret Miller Ruppe: Senate agreed to S. Res. 123, honoring the memory of former Peace Corps Director Loret Miller Ruppe. **Page 23649**

Little League Baseball: Senate agreed to S. Con. Res. 37, expressing the sense of the Congress that Little League Baseball Incorporated was established to support and develop Little League baseball worldwide and that its international character and activities should be recognized, after agreeing to a committee amendment in the nature of a substitute. **Page 23650**

Agricultural Research, Extension, and Education Reform Act: Senate passed S. 1150, to ensure that federally funded agricultural research, extension, and education address high-priority concerns with national or multistate significance, to reform extend, and eliminate certain agricultural research programs, after agreeing to the following amendment proposed thereto: **Page 23650**

Jeffords (for Lugar/Harkin) Amendment No. 1527, to make certain technical corrections, establish a Kiwifruit Research Promotion, and Consumer Information Program, define the National Aquaculture Development Plan, improve the competitiveness of small and medium size dairy and livestock operations, combat disease of wheat and barley, continue operation of the Food Animal Residue Avoidance Database Program, and provide assistance for certain rural areas. **Page 23651**

ISTEA Authorization: Senate resumed consideration of S. 1173, to authorize funds for construction of highways, for highway safety programs, and for mass transit programs, with a modified committee amendment (the modification being a substitute for the text of the bill), taking action on amendments proposed thereto, as follows: **Page 23586**

Pending:

Chafee/Warner Amendment No. 1312, to provide for a continuing designation of a metropolitan planning organization. Page 23586

Chafee/Warner Amendment No. 1313 (to language proposed to be stricken by the committee amendment, as modified), of a perfecting nature. Page 23586

Chafee/Warner Amendment No. 1314 (to Amendment No. 1313), of a perfecting nature. Page 23586

Motion to recommit the bill to the Committee on Environment and Public Works, with instructions. Page 23586

Lott Amendment No. 1317 (to instructions of the motion to recommit), to authorize funds for construction of highways, for highway safety programs, and for mass transit programs. Page 23586

Lott Amendment No. 1318 (to Amendment No. 1317), to strike the limitation on obligations for administrative expenses. Page 23586

Subsequently, the bill was returned to the Senate calendar. Page 23666

Agriculture Appropriations, 1998—Conference Report: Senate agreed to the conference report on H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, clearing the measure for the President. Page 23609

Education Savings Act for Public and Private Schools—Cloture Filed: A motion was entered to close further debate on H.R. 2646, to amend the Internal Revenue Code of 1986 to allow tax-free expenditures from education individual retirement accounts for elementary and secondary school expenses, and to increase the maximum annual amount of contributions to such accounts and, in accordance with the provisions of Rules XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Friday, October 31, 1997. Page 23595

Intelligence Authorizations—Conference Report: Senate began consideration of a motion to proceed to the consideration of the conference report on S. 858, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System. Page 23597

During consideration of this motion today, Senate took the following action:

By 78 yeas to 20 nays (Vote No. 285), Senate agreed to a motion to table Gramm motion to postpone the motion to proceed to consideration of the conference report until January 15, 1998. Page 23597

Subsequently, Hutchison Amendment No. 1526 (to the motion to postpone the motion to proceed), to make the effective date January 18, 1998, fell when the motion to table the motion to proceed was agreed to. Page 23597

A motion was entered to close further debate on the motion to proceed to consideration of the conference report 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 Friday, October 31, 1997. Page 23604

Nomination—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of the nomination of Charles J. Siragusa, of New York, to be United States Judge for the Western District of New York, on Thursday, October 30, 1997. Page 23666

Military Construction Appropriations/Vetoed Provisions—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1292, disapproving the cancellations transmitted by the President on October 6, 1997, regarding Public Law 105–45, on Thursday, October 30, 1997. Page 23667

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

Transmitting the report of achievements in aeronautics and space for fiscal year 1996; referred to the Committee on Commerce, Science, and Transportation. (PM–75). Page 23616

Nominations Confirmed: Senate confirmed the following nominations:

By 99 yeas to 1 nay (Vote No. 284 EX), William E. Kennard, of California, to be a Member of the Federal Communications Commission for a term of five years from July 1, 1996.

Harold C. Pachios, of Maine, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 1999.

Paula Dobriansky, of Maryland, to be a Member of the United States Advisory Commission of Public Diplomacy for a term expiring July 1, 1998.

R. Nicholas Burns, of Virginia, to be Ambassador to Greece.

Tom McDonald, of Ohio, to be Ambassador to the Republic of Zimbabwe.

Mark Robert Parris, of Virginia, to be Ambassador to the Republic of Turkey. Pages 23578, 23666, 23672

Nominations Received: Senate received the following nominations:

1 Army nomination in the rank of general.

Routine lists in the Navy and Coast Guard. Page 23668

Messages From the President: Page 23616

Messages From the House: Page 23617

Petitions: Page 23617

Executive Reports of Committees: Page 23617

Statements on Introduced Bills: Page 23619

Additional Cosponsors: Page 23641

Amendments Submitted: Page 23643

Authority for Committees: Page 23645

Additional Statements: Page 23646

Record Votes: Two record votes were taken today. (Total–285) Pages 23586, 23604

Adjournment: Senate convened at 11 a.m., and adjourned at 6:20 p.m., until 10 a.m., on Thursday, October 30, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 23667.)

Committee Meetings

NUCLEAR WEAPONS STOCKPILE

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings to examine certain funding issues with regard to how the Department of Energy's Stockpile Stewardship and Management program maintains the safety and reliability of the nation's nuclear weapons stockpile, receiving testimony from Federico Peña, Secretary, and Victor H. Reis, Assistant Secretary for Defense Programs, both of the Department of Energy; and Harold P. Smith, Jr., Assistant to the Secretary for Nuclear and Chemical and Biological Defense Programs, and Franklin C. Miller, Acting Assistant Secretary for International Security Policy, both of the Department of Defense.

Subcommittee recessed subject to call.

SECURITIES LITIGATION STANDARDS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities concluded hearings on S. 1260, to limit the conduct of securities class actions under State law by setting national standards for stocks that are traded on the national markets, after receiving testimony from Representatives White and Eshoo; Arthur Levitt, Jr., Chairman, and Isaac C. Hunt, Commissioner, both of the Securities and Exchange Commission; Mayor Harry Smith, Greenwood, Mississippi, on behalf of the National League of Cities; Herbert E. Milstein, Cohen, Milstein, Hausfeld, and Toll, Washington, D.C., on behalf of the National Association of Securities and Commercial Law Attorneys; Thomas E. O'Hara, Royal Oaks, Michigan, on behalf of the National Association of Investors Corporation; Robert C. Hinckley, Xilinx, Inc., San Jose, California, on behalf of the American Electronics Association; Daniel Cooperman, Oracle Corporation, Redwood Shores, California, on behalf of the Software Publishers Association; and Michael A. Perino, Stanford University School of Law, Stanford, California.

NATO ENLARGEMENT

Committee on the Budget: Committee concluded hearings to examine certain implications of NATO enlargement on the United States economy, European Union expansion, and the European Monetary Union, after receiving testimony from James A. Baker, Baker and Botts, former Secretary of State and Secretary of the Treasury, and Susan Eisenhower, Center for Political and Strategic Studies, both of Washington, D.C.

AVIATION ACCIDENT COMPENSATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 943 and H.R. 2005, bills to allow a dependent of a victim of an international aviation accident occurring on or after January 1, 1995, to sue for pecuniary loss, after receiving testimony from Senator Specter; Hans Ephraimson-Abt, Ridgewood, New Jersey, on behalf of the American Association for Families of KAL 007 Victims; A. Frank Carven, III, Bel Air, Maryland, on behalf of the Families of TWA Flight 800 Association, Inc.; William Huggett, Huggett Law Firm, Miami, Florida; and Andrew J. Harakas, Stamford, Connecticut.

NOAA CORPS

Committee on Commerce, Science, and Transportation: Subcommittee on Oceans and Fisheries concluded hearings to examine the future of the National Oceanic and Atmospheric Administration Corps, and related proposals, including S. 877, to disestablish NOAA's Corps of Commissioned Officers while maintaining NOAA's services for managing the nation's natural resources and improving the cost-effectiveness of the program, after receiving testimony from D. James Baker, Under Secretary for Oceans and Atmosphere, and Frank DeGeorge, Inspector General, both of the Department of Commerce; L. Nye Stevens, Director, Federal Management and Workforce Issues, General Government Division, General Accounting Office; Christian Andreasen, International Hydrographic Organization, North Potomac, Maryland; Cheryl Glang, NOAA Officers' Wives Club, Germantown, Maryland; and Whitemarsh S. Smith, III, Charleston Branch Pilots' Association, Charleston, South Carolina.

MOUNT ST. HELENS MINERAL RIGHTS

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation and Recreation concluded hearings on S. 638, to provide for acquisition of private mineral rights held by Burlington Northern Incorporated and the Weyerhauser Company within the Mount St. Helens National Volcanic Monument, after receiving testimony from Robert Anderson, Deputy Assistant Director, Minerals, Realty, and Resource Protection, Bureau of Land Management, Department of the Interior; George Sharp, Weyerhauser Company, Tacoma, Washington; John S. Geyer, Burlington Resources Oil and Gas Co., Denver, Colorado; and Harry J. Olson, Lakewood, Colorado.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

The nomination of Kenneth R. Wykle, of Virginia, to be Administrator of the Federal Highway Administration, Department of Transportation;

Provisions of H.R. 1658, authorizing funds for fiscal years 1998 through 2000 for programs of the Atlantic Striped Bass Conservation Act, with an amendment;

S. 1258, to prohibit illegal aliens from receiving relocation assistance associated with Federal projects and grants, with an amendment;

S. 1219, to require the establishment of a research and grant program for the eradication or control of Pfiesteria piscicida and other aquatic toxins, with an amendment; and

S. 1324, to deauthorize a portion of the federal navigation channel at Bernard Bayou, Mississippi.

NOMINATIONS

Committee on Finance: Committee ordered favorably reported the nominations of David L. Aaron, of New York, to be Under Secretary of Commerce for International Trade, Mary Ann Cohen, of California, to be a Judge of the United States Tax Court, Margaret Ann Hamburg, of New York, to be an Assistant Secretary of Health and Human Services, Stanford G. Ross, of the District of Columbia, to be a Member of the Social Security Advisory Board, David W. Wilcox, of Virginia, to be an Assistant Secretary of the Treasury, and Charles Rossotti, of the District of Columbia, to be Commissioner of Internal Revenue, Department of the Treasury.

Prior to this action, committee concluded hearings on the nominations of Mr. Aaron, Ms. Cohen, Ms. Hamburg, Mr. Ross and Mr. Wilcox (all listed above), after the nominees testified and answered questions in their own behalf. Mr. Aaron was introduced by Senator Baucus, and Ms. Hamburg was introduced by Senators D'Amato and Moynihan.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of William Dale Montgomery, of Pennsylvania, to be Ambassador to the Republic of Croatia, Harriet C. Babbitt, of Arizona, to be Deputy Administrator, Terrence J. Brown, of Virginia, to be Assistant Administrator for Management, and Thomas H. Fox, of the District of Columbia, to be Assistant Administrator for Policy and Program Coordination, all of the Agency for International Development, Amy L. Bondurant, of the District of Columbia, to be Representative of the United States to the Organization for Economic Cooperation and Development, with the rank of Ambassador, Kirk K. Robertson, of Virginia, to be Executive Vice President of the Overseas Private Investment Corporation, Joseph A. Presel, of Rhode Island, to be Ambassador to the Republic of Uzbekistan, Stanley Tuemler Escudero, of Florida, to be Ambassador to the Republic of Azerbaijan, B. Lynn Pascoe, of Virginia, for the rank of Ambassador during his tenure of Service as Special Negotiator for Nagorno-Karabakh, Steven Karl Pifer, of California, to be Ambassador to Ukraine, Lyndon Lowell Olson, Jr., of Texas, to be Ambassador to Sweden, Gerald S. McGowan, of Virginia, to be Ambassador to the Republic of Portugal, Kathryn Linda Haycock Proffitt, of Arizona, to be Ambassador to the Republic of Malta, James Catherwood Hormel, of California, to be Ambassador to Luxembourg, and David B. Hermelin, of Michigan, to be Ambassador to Norway, after the nominees testified and answered questions in their own behalf. Ms. Babbitt was introduced by Senator McCain, Ms. Bondurant was introduced by Senators Ford and Hollings, Mr. Robertson was introduced by Senators Bumpers, Hutchinson, and Bond, Ms. Proffitt was introduced by Senator Dorgan, Mr. McGowan was introduced by Senators Abraham and Levin, Mr. Olson was introduced by Senator Hutchison, Mr. Hormel was introduced by Senators Feinstein and Boxer, and Mr. Hermelin was introduced by Senators Abraham and Levin.

U.S.-MEXICO COUNTERDRUG EFFORTS

Committee on Foreign Relations: Committee concluded joint hearings with the Caucus on International Narcotics Control to examine United States-Mexican cooperation on counter-narcotics efforts, after receiving testimony from Barry R. McCaffrey, Director, Office of National Drug Control Policy; Thomas J. Kneir, Deputy Assistant Director, Federal Bureau of Investigation, and James S. Milford, Jr., Acting Deputy Administrator, and Donald F. Ferrarone, former Special Agent-in-Charge, Houston Field Division, both of the Drug Enforcement Administration, all of the Department of Justice; Jeffrey Davidow, Assistant Secretary of State for Inter-American Affairs; Samuel H. Banks, Acting Commissioner, United States Customs Service, Department of the Treasury; and Roy Godson, Georgetown University/National Strategy Information Center, Washington, D.C.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Lanny A. Breuer, Special Counsel to the President; Michael X. Imbroscio, Associate Counsel to the President; and Charles Ruff, Chief White House Counsel; and Richard Jenrette, Equitable Life Insurance Company, New York, New York.

Hearings continue tomorrow.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of James S. Ware, of California, to be United States Circuit Judge for the Ninth Circuit,

Lynn S. Adelman, to be United States District Judge for the Eastern District of Wisconsin, Charles R. Breyer, to be United States District Judge for the Northern District of California, Frank C. Damrell, Jr., to be United States District Judge for the Eastern District of California, Martin J. Jenkins, to be United States District Judge for the Northern District of California, Michael P. McCuskey, to be United States District Judge for the Central District of Illinois, G. Patrick Murphy, to be United States District Judge for the Southern District of Illinois, and Frederica A. Massiah-Jackson, to be United States District Judge for the Eastern District of Pennsylvania, after the nominees testified and answered questions in their own behalf. Messrs. Ware, Breyer, Damrell, and Jenkins were introduced by Senators Feinstein and Boxer, Mr. Adelman was introduced by Senators Kohl and Feingold, Mr. McCuskey was introduced by Senators Moseley-Braun and Durbin and Representative Evans, Mr. Murphy was introduced by Senators Moseley-Braun and Durbin, and Ms. Massiah-Jackson was introduced by Senators Specter and Santorum and Representatives Foglietta and Fattah.

GLOBAL TOBACCO SETTLEMENT

Committee on the Judiciary: Subcommittee on Antitrust, Business Rights and Competition concluded hearings to examine certain antitrust implications of the proposed settlement between State Attorneys General and tobacco companies to mandate a total reformation and restructuring of how tobacco products are manufactured, marketed and distributed in America, after receiving testimony from Robert Pitofsky, Chairman, Federal Trade Commission; Meyer Koplow, Wachtell, Lipton, Rosen, and Katz, New York, New York; and Frank J. Chaloupka, IV, University of Illinois, Chicago.

INDIAN GAMING REGULATION

Committee on Indian Affairs: Committee concluded hearings on S. 1077, to amend the Indian Gaming Regulatory Act to revise certain definitions and to establish the Federal Indian Gaming Regulatory Commission as an independent United States agency to establish minimum Federal standards for background investigations, internal control systems, and licensing, after receiving testimony from Senator Feinstein and Bryan; David Hayes, Counselor to the Secretary of the Interior; Kevin Di Gregory, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Tadd Johnson, National Indian Gaming Commission, Raymond C. Scheppach, National Governors' Association, Ernie Stevens, Jr., National Congress of American Indians, and Richard G. Hill, National Indian Gaming Association, all of Washington, D.C.; Anthony R. Pico, Viejas Band of Kumeyaay Indians, Alpine, California; Milo Yellow Hair, Oglala Sioux Tribe, Pine Ridge, South Dakota, on behalf of the Great Plains Indian Gaming Association; David Kwail, Yavapai-Apache Indian Nation, Phoenix, Arizona; and Frank L. Chaves, New Mexico Indian Gaming Association, Bernalillo, New Mexico.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 2757–2772; and 5 resolutions, H. Con. Res. 180–181, and H. Res. 286, 287, and 289, were introduced. **Page 23788**

Reports Filed: Reports were filed as follows:

H.R. 2645, to make technical corrections related to the Taxpayer Relief Act of 1997 and certain other tax legislation, amended (H. Rept. 105–356); and

H. Res. 288, providing for consideration of H.R. 2746, to amend title VI of the Elementary and Secondary Education Act of 1965 to give parents with low incomes the opportunity to choose the appropriate school for their children; and H.R. 2616, to amend titles VI and X of the Elementary and Secondary Education Act of 1965 to improve and expand charter schools (H. Rept. 105–357). **Page H9728**

Condolence Resolution: Agreed to H. Res. 286, expressing the condolences of the House on the death of the Honorable Walter H. Capps, a Representative from the State of California. **Page 23788**

Motion to Adjourn: Rejected the Ensign motion to adjourn by a yea and nay vote of 29 yeas to 374 nays, Roll No. 535. **Page 23687**

Question of Privilege of the House: The Speaker ruled that H. Res. 287, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a yea and nay vote of 218 yeas to 200 nays with 1 voting "present", Roll No. 537. **Page 23695**

Suspensions: The House agreed to suspend the rules and pass the following measures that were debated on October 28:

Dollars to Classrooms: H. Res. 139, amended, expressing the sense of the House of Representatives that the Department of Education, States, and local education agencies should spend a greater percentage of Federal education tax dollars in our children's classrooms (agreed to by a yea and nay vote of 310 yeas to 99 nays, Roll No. 538); **Page 23696**

J. Roy Rowland Federal Courthouse: H.R. 1484, amended, to redesignate the Dublin Federal Courthouse building located in Dublin, Georgia, as the J. Roy Rowland Federal Courthouse (passed by a yea and nay vote of 414 yeas with none voting "nay", Roll No. 539). Agreed to amend the title; and **Page 23697**

David W. Dyer Federal Courthouse: H.R. 1479, amended, to designate the Federal building and United States courthouse located at 300 Northeast First Avenue in Miami, Florida, as the "David W. Dyer Federal Courthouse" (passed by yea and nay vote of 411 yeas with none voting "nay", Roll No. 540). Agreed to amend the title. **Page 23698**

Motion to Instruct Conferees—Commerce, Justice, State, Judiciary Appropriations: By a yea and nay vote of 153 yeas to 268 nays with 1 voting "present", Roll No. 541, rejected the Rohrabacher motion to instruct conferees on H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, and to insist on the House's disagreement with Section 111 of the Senate amendment which provides for a permanent extension of Section 245(i) of the Immigration and Nationality Act. **Page 23698**

Nuclear Waste Policy Act: The House completed general debate and began considering amendments to H.R. 1270, to amend the Nuclear Waste Policy Act of 1982. **Pages 23688, 23712**

Pursuant to section 426(b)(3) of the Congressional Budget Act of 1974, the House agreed to consider the bill by a yea and nay vote of 312 yeas to 105 nays, Roll No. 542. **Page 23713**

Agreed To:

The Dan Schaefer of Colorado amendment, as modified, that clarifies the applicability of provisions to other Federal law; directs the Department of Energy to minimize the transportation of hazardous materials and nuclear waste through populated areas; directs the Department of Transportation to establish procedures, within one year, for the selection of preferred rail routes for the transportation of spent nuclear fuel or radioactive waste; and specifies emergency responder training standards for persons responsible for responding to emergency situations occurring during the removal and transportation of spent nuclear and high level radioactive waste; **Page 23749**

The Kildee amendment that defines "affected Indian tribe" to qualify the Indian tribe for affects of an interim storage facility or repository that are substantial and adverse (agreed to by a recorded vote of 408 ayes to 10 noes, Roll No. 543); **Page 23749**

The Traficant amendment that requires that only nuclear waste produced in the United States can be stored in any repository established in the bill (agreed to by a recorded vote of 407 ayes to 11 noes, Roll No. 544); **Page 23750**

Pending:

The Ensign amendment was offered that seeks to ensure that a risk assessment study and cost benefit analysis are conducted prior to action being taken under the act; **Page 23752**

The Gibbons amendment was offered that seeks to specify that the Governor of each State with nuclear waste routes shall certify that emergency response teams exist and can manage any nuclear accident before transportation can be implemented; **Page 23754**

The Ensign amendment was offered that seeks to require that before any shipments occur, Congress must have appropriated funds to ensure adequate emergency response teams along the transportation route; **Page 23757**

The Markey amendment was offered that seeks to strike provisions that prevent EPA from setting radiation protection standards; **Page 23759**

The Gibbons amendment was offered that seeks to delete the 1 mill cap and gives the Secretary of Energy the authority to assess a fee on the existing reactors; and **Page 23762**

The Traficant amendment was offered that seeks to express the sense of Congress that all material and services purchased pursuant to the bill should be from the United States; requires a notice describing the requirement to purchase American-made equipment and products; and prohibits contracts with persons falsely labeling products as made in America. **Page 23764**

Earlier, the House agreed to H. Res. 283, the rule that provided for consideration of the bill by a yea and nay vote of 259 yeas to 155 nays, Roll No. 536. **Page 23688**

Presidential Message—Aeronautics and Space: Read a message from the President wherein he transmitted his report concerning the Nation's achievements in aeronautics and space during fiscal year 1996—referred to the Committee on Science. **Page 23765**

Forage Improvement Act: The House completed debate on H. Res. 284, the rule providing for consideration of H.R. 2493, to establish a mechanism by which the Secretary of Agriculture and the Secretary of the Interior can provide for uniform management of livestock grazing on Federal lands. **Page 23765**

Senate Messages: Message received from the Senate today appears on page 23673.

Amendments: Amendments ordered printed pursuant to the rule appear on page 23789.

Quorum Calls—Votes: Eight yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 23687, 23694, 23695, 23696, 23697, 23698, 23712, 23713, 23750, and 23751. There were no quorum calls.

Adjournment: Met at 10 a.m. and pursuant to the provisions of H. Res. 286, adjourned at 10:43 p.m. in memory of the late Honorable Walter H. Capps of California.

Committee Meetings

AGRICULTURAL RESEARCH EXTENSION AND EDUCATION REAUTHORIZATION ACT

Committee on Agriculture: Ordered reported amended H.R. 2534, Agricultural Research Extension and Education Reauthorization Act of 1997.

COMMODITY FUTURES TRADING COMMISSION'S GOVERNMENT PERFORMANCE RESULTS ACT REPORT

Committee on Agriculture: Subcommittee on Risk Management and Specialty Crops held a hearing on the Review of the Commodity Futures Trading Commission's Government Performance Results Act Report. Testimony was heard from public witnesses.

PARK SERVICE HOUSING AND CONSTRUCTION

Committee on Appropriations: Subcommittee on Interior held a hearing on Park Service Housing and Construction. Testimony was heard from the following officials of the Department of the Interior: Wilma A. Lewis, Inspector General; Paul Henne, Acting Assistant Director, Administration, Fish and Wildlife Service; Mat Millenbach, Deputy Director, Bureau of Land Management; Robert Stanton, Director, Dennis Galvin, Deputy Director, and Charlie Clapper, Assistant Director, Denver Service Center, all with the National Park Service; Barry T. Hill, Associate Director (Energy, Resources and Science), GAO; and Lyle Laverty, Director, Recreation, Heritage and Wilderness Resources Management, Forest Service, USDA.

CHILD HEALTH

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held a hearing on Child Health. Testimony was heard from the following officials of the Department of Health and Human Services: Duane Alexander, M.D., Director, National Institute of Child Health and Human Development; Alan Leshner, M.D., Director, National Institute of Drug Abuse; Steven E. Hyman, M.D., Director, National Institute of Mental Health; Audrey Nora, M.D., Director, Maternal and Child Health Bureau, Health Resources and Services Administration; and James Marks, M.D., Director, National Center for Chronic Disease Prevention and Health Promotion, Centers for Disease Control and Prevention; and Ernest Wynder, M.D., President, American Health Foundation.

MEDICARE HOME HEALTH

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on Medicare Home Health. Testimony was heard from the following officials of the Department of Health and Human Services: June Gibbs Brown, Inspector General; and Linda Ruiz, Director, Program Integrity, Health Care Financing Administration; Charles L. Owens, Chief, Financial Crimes Section, FBI, Department of Justice; William J. Scanlon, Director, Health Systems Issues, GAO; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection approved for full Committee action amended the following bills: H.R. 2691, National Highway Traffic Safety Administration Reauthorization Act of 1997; and H.R. 2369, Wireless Privacy Enhancement Act of 1997.

Prior to this action, the Subcommittee held a hearing on H.R. 2691. Testimony was heard from Philip Recht, Deputy Administrator, National Highway Traffic Safety Administration, Department of Transportation; and public witnesses.

AMERICAN WORKER—CROSSROADS PROJECT—FUTURE OF WORK IN AMERICA

Committee on Education and the Workforce: Subcommittee on Oversight and Investigations held a hearing on the American Worker at a Crossroads Project, "Future of Work in America". Testimony was heard from Edward Montgomery, Chief Economist, Department of Labor; William Brock, former Secretary of Labor; and public witnesses.

OVERSIGHT REPORT—PERSIAN GULF WAR VETERANS' ILLNESSES

Committee on Government Reform and Oversight: Subcommittee on Human Resources approved for full Committee action the following draft report: "Oversight Report on Gulf War Veterans' Illnesses: VA, DOD Continue to Resist Strong Evidence Linking Toxic Causes to Chronic Health Effects".

RECENT DEVELOPMENTS IN EUROPE

Committee on International Relations: Held a hearing on Recent Developments in Europe. Testimony was heard from Ambassador Marc Grossman, Assistant Secretary, Bureau of European and Canadian Affairs, Department of State.

MISCELLANEOUS MEASURES

Committee on International Relations: Subcommittee on Asia and the Pacific, approved for full Committee action the following resolutions: H. Res. 282, amended, Congratulating the Association of Southeast Asian Nations (ASEAN) on the occasion of its 30th Anniversary; H. Con. Res. 172, amended, expressing the sense of Congress in support of efforts to foster friendship and cooperation between the United States and Mongolia; H. Res. 231, amended, urging the President to make clear to the Government of the Socialist Republic of Vietnam the commitment of the American people in support of democracy and religious and economic freedom for the people of the Socialist Republic of Vietnam; and H. Con. Res. 156, amended, expressing concern for the continued deterioration of human rights in Afghanistan and emphasizing the need for a peaceful political settlement in that country.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following measures: H.R. 1023, amended, Ricky Ray Hemophilia Relief Fund Act of 1997; H.R. 1753, amended, to provide for the establishment of not less than 2,500 Boys and Girls Clubs of America facilities by the year 2000; H.R. 2460, Wireless Telephone Protection Act; H.R. 429, NATO Special Immigration Amendments of 1997; H.J. Res. 91, amended, granting the consent of Congress to the Apalachicola-Chattahoocee-Flint River Basin Compact; H.J. Res. 92, amended, granting the consent of Congress to the Alabama-Cossa Tallapoose River Basin Compact; H.J. Res. 95, granting the consent of Congress to the Chickasaw Trail Economic Development Compact; H.J. Res. 96, granting the consent and approval of Congress for the State of Maryland, the Commonwealth of Virginia, and the District of Columbia to amend the Washington Metropolitan Area Transit Regulation Compact.

The Committee also considered private immigration bills.

GUAM LEGISLATION

Committee on Resources: Held a hearing on the following bills: H.R. 100, Guam Commonwealth Act; H.R. 2370, Guam Judicial Empowerment Act of 1997; and S. 210, to amend the Organic Act of Guam, the Revised Organic Act of the Virgin Islands, and the Compact of Free Association Act. Testimony was heard from Senator Akaka; Representatives Mink of Hawaii and Becerra; the following officials of the Department of the Interior: John R. Garamendi, Deputy Secretary; and Allen Staymen, Director, Office of Insular Affairs; the following officials of Guam: Carl T.C. Gutierrez, Governor; Anthony C. Blaz, Vice Speaker; Mark Forbes, Chairman, Senate Committee on Federal Affairs; and Ben Pangelinan, member, Senate; all with the Legislature; Peter C. Signenza, Chief Justice, Supreme Court and Alberto C. Lamorena, III, Presiding Judge, Superior Court; Ben Blaz, former Delegate, U.S. House of Representatives; and public witnesses.

HELPING EMPOWER LOW-INCOME PARENTS (HELP) SCHOLARSHIPS AMENDMENTS AND CHARTER SCHOOLS AMENDMENTS ACT

Committee on Rules: Granted, by voice vote, a rule providing for consideration of H.R. 2746, Helping Empower Low-income Parents (HELP) Scholarships Amendments of 1997, in the House under a closed rule. The rule provides for two hours of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Education and the Workforce. The rule provides one motion to recommit. The rule also provides for the consideration of H.R. 2616, Charter Schools Amendments Act of 1997, under an open rule. The rule provides one hour of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Education and the Workforce. The rule makes in order the Committee on Education and the Workforce amendment in the nature of a substitute as an original bill for the purpose of amendment, which shall be considered as read. The rule provides for the consideration of the manager's amendment printed in the report of the Committee on Rules, if offered by Chairman Goodling or his designee, which is considered as read, is not subject to amendment or to a division of the question, is debatable for 10 minutes equally divided between the proponent and an opponent, and if adopted, is considered as part of the base text for further amendment purposes. The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the Congressional Record. The rule allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce votes to five minutes on a postponed question if the vote follows a fifteen minute vote. The rule provides one motion to recommit with or without instructions. The rule provides that in the engrossment of H.R. 2616, the Clerk shall add the text of H.R. 2746, as passed by the House, as a new matter at the end of H.R. 2616 and make conforming and designation changes within the engrossment. The rule provides that upon the addition of the text of H.R. 2746 to the engrossment of H.R. 2616, H.R. 2746 shall be laid on the table. Finally, the rule provides that H. Res. 280 is laid upon the table. Testimony was heard from Chairman Goodling and Representatives Riggs, Martinez, Roemer, Scott, Clyburn, and Hooley.

SMET—K–12 EDUCATION

Committee on Science: Held a hearing on Science, Math, Engineering, and Technology Education (SMET) in America—Collaboration and Coordination of Federal Agency Efforts in SMET K–12 Education. Testimony was heard from Clifford Gabriel, Acting Associate Director, Science Division, Office of Science and Technology Policy; David E. Shaw, Chairman, Panel on Educational Technology, President's Committee on Advisors on Science and Technology; and public witnesses.

SBA IMPLEMENTATION OF THE RESULTS ACT

Committee on Small Business: Held a hearing on SBA implementation of the Results Act. Testimony was heard from Paul Weech, Chief of Staff, SBA; Stanley J. Czerwinski, Associate Director, Housing and Community Development, GAO; and public witnesses.

MISCELLANEOUS MEASURES; RESOLUTIONS

Committee on Transportation and Infrastructure: Ordered reported amended the following bills: H. R. 2626, to make clarifications to the Pilot Records Improvement Act of 1996; H.R. 2476, to amend title 49, United States Code, to require the National Transportation Safety Board and individual foreign air carriers to address the needs of fam-

ilies of passengers involved in aircraft accidents involving foreign air carriers.

The Committee also approved the following: 10 leasing resolutions; three amendments to previously approved resolutions; 1 repair and alteration resolution; and 1 design resolution.

SUPERFUND REAUTHORIZATION AND REFORM LEGISLATION

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held a hearing on superfund reauthorization and reform proposals. Testimony was heard from Carol Browner, Administrator, EPA; Christophe Tulou, Secretary, Department of Natural Resources and Environmental Control, State of Delaware; Paul Helmke, Mayor, Fort Wayne, State of Indiana; and public witnesses.

Joint Meetings

ECONOMIC OUTLOOK AND MONETARY POLICY

Joint Economic Committee: Committee concluded hearings to examine the national economic outlook and monetary policy, focusing on the impact of recent developments in world financial markets on the American economy, after receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System.

APPROPRIATIONS—FOREIGN ASSISTANCE

Conferees on Tuesday, October 28, met on the differences between the Senate- and House-passed versions of H.R. 2159, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998, but did not complete action thereon, and recessed subject to call.

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Thursday, October 30, 1997

Senate

Chamber Action

Routine Proceedings, pages 23806–23916

Measures Introduced: Eight bills and one resolution were introduced, as followed: S. 1344–1351, and S. Con. Res. 58. **Page 23861**

Measures Reported: Reports were made as follows:

Reported on Wednesday, October 29, 1997:

S. 987, to amend title 38, United States Code, to authorize a cost-of-living adjustment in the rates of disability compensation for veterans with service-connected disabilities and dependency and indemnity compensation for survivors of such veterans and to revise and improve certain veterans compensation, pension, and memorial affairs programs, with an amendment in the nature of a substitute. (S. Rept. No. 105–120) **Page 23859**

Reported today:

S. 714, to make permanent the Native American Veteran Housing Loan Pilot Program of the Department of Veterans Affairs, with an amendment in the nature of a substitute. (S. Rept. No. 105–123)

S. 1231, to authorize appropriations for fiscal years 1998 and 1999 for the United States Fire Administration. (S. Rept. No. 105–124)

S. 799, to direct the Secretary of the Interior to transfer to the personal representative of the estate of Fred Steffens of Big Horn County, Wyoming, certain land comprising the Steffens family property, with an amendment in the nature of a substitute. (S. Rept. No. 105–125)

S. 814, to direct the Secretary of the Interior to transfer to John R. and Margaret J. Lowe of Big Horn County, Wyoming, certain land so as to correct an error in the patent issued to their predecessors in interest, with an amendment in the nature of a substitute. (S. Rept. No. 105–126)

S. 1324, to deauthorize a portion of the project for navigation, Biloxi Harbor, Mississippi. **Page 23859**

Measures Passed:

Military Construction Appropriations-Vetoed Provisions: By 69 yeas to 30 nays (Vote No. 287), Senate passed S. 1292, disapproving the cancellations transmitted by the President on October 6, 1997, regarding Public Law 105–45, after withdrawing the committee amendment. **Pages 23821, 23834**

Technical Corrections to Copyright Laws: Committee on the Judiciary was discharged from further consideration of H.R. 672, to make technical amendments to certain provisions of title 17, United States Code, and the bill was then passed after agreeing to the following amendment proposed thereto: **Page 23911**

Grassley (for Hatch) Amendment No. 1541, to provide that distribution of phonorecords before January 1, 1978, shall not constitute publication of musical works. **Page 23911**

Family Farmer Protection Act: Senate passed S. 1024, to make chapter 12 of title 11 of the United States Code permanent. **Page 23912**

Invest in Education Act: Senate passed S. 1149, to amend title 11, United States Code, to provide for increased education funding, after agreeing to a committee amendment in the nature of a substitute. **Page 23913**

Campaign Finance Reform—Agreement: A unanimous-consent agreement was reached providing for the

consideration of proposed legislation to reform campaign financing. **Page 23833**

(Note—Correction: In the Digest of Wednesday, October 29, page D585, Senate took the following action:)

National Defense Authorization Act—Conference Report: Senate began consideration of a motion to proceed to the consideration of the conference report on H.R. 1119, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces. **Page 23597**

Executive Reports of Committees: Senate received the following executive reports of a committee:

Report to accompany Taxation Agreement with Turkey, with one declaration and one proviso. (Treaty Doc. 104–30) (Exec. Rept. No. 105–6). **Page 23859**

Report to accompany Taxation Convention with Austria, with one understanding, two declarations, and one proviso. (Treaty Doc. 104-31) (Exec. Rept. No. 105–7) **Page 23860**

Report to accompany Taxation Convention with Luxembourg, with one reservation, two declarations, and one proviso. (Treaty Doc. 104–33) (Exec. Rept. No. 105–8) **Page 23860**

Report to accompany Taxation Convention with Thailand, with one declaration and one proviso. (Treaty Doc. 105–2) (Exec. Rept. No. 105–9) **Page 23860**

Report to accompany Tax Convention with Switzerland, with two declarations and one proviso. (Treaty Doc. 105–8) (Exec. Rept. No. 105–10) **Page 23860**

Report to accompany Tax Convention with South Africa, with one declaration and one proviso. (Treaty Doc. 105–9) (Exec. Rept. No. 105–11) **Page 23861**

Report to accompany Protocol Amending Tax Convention with Canada, with one declaration and one proviso. (Treaty Doc. 105–29) (Exec. Rept. No. 105–12) **Page 23861**

Report to accompany Tax Convention with Ireland, with one understanding, two declarations, and one proviso. (Treaty Doc. 105–31) (Exec. Rept. No. 105–13) **Page 23861**

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

Transmitting the report of the agreement for cooperation between the United States and Brazil concerning peaceful uses of nuclear energy; referred to the Committee on Foreign Relations. (PM–76). **Page 23858**

Nominations Confirmed: Senate confirmed the following nominations: By unanimous vote of 98 yeas (Vote No. 286 EX), Charles J. Siragusa, of New York, to be United States District Judge for the Western District of New York. **Pages 23807, 23819, 23915**

Edward M. Gramlich, of Virginia, to be a Member of the Board of Governors of the Federal Reserve System for the unexpired term of fourteen years from February 1, 1994.

Roger Walton Ferguson, of Massachusetts, to be a Member of the Board of Governors of the Federal Reserve System for the unexpired term of fourteen years from February 1, 1986. **Pages 23847, 23915**

John E. Mansfield, of Virginia, to be a Member of the Defense Nuclear Facilities Safety Board for a term expiring October 18, 2001.

Margaret Ann Hamburg, of New York, to be an Assistant Secretary of Health and Human Services.

Charles N. Jeffress, of North Carolina, to be an Assistant Secretary of Labor.

Mary Ann Cohen, of California, to be a Judge of the United States Tax Court for a term of fifteen years after she takes office.

David W. Wilcox, of Virginia, to be an Assistant Secretary of the Treasury.

Kenneth R. Wykle, of Virginia, to be Administrator of the Federal Highway Administration.

Stanford G. Ross, of the District of Columbia, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2002.

27 Air Force nominations in the rank of general.

3 Army nominations in the rank of general.

45 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy. **Page 23913**

Messages From the President: **Page 23858**

Messages From the House: **Page 23859**

Executive Reports of Committees: **Page 23859**

Statements on Introduced Bills: **Page 23862**

Additional Cosponsors: **Page 23878**

Amendments Submitted: **Page 23879**

Notices of Hearings: **Page 23900**

Authority for Committees: **Page 23900**

Additional Statements: **Page 23901**

Record Votes: Two record votes were taken today. (Total—287) **Pages 23821, 23846**

Adjournment: Senate convened at 10 a.m., and adjourned at 6:50 p.m., until 9:30 a.m., on Friday, October 31, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 23915.)

Committee Meetings

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nominations of Robert M. Walker, of Tennessee, to be Under Secretary of the Army, Jerry MacArthur

Hultin, of Virginia, to be Under Secretary of the Navy, and F. Whitten Peters, of the District of Columbia, to be Under Secretary of the Air Force, after the nominees testified and answered questions in their own behalf.

Also, on Wednesday, October 29, committee ordered favorably reported 3,002 military nominations in the Army, Navy, Air Force, and Marine Corps, and John E. Mansfield, of Virginia, to be a Member of the Defense Nuclear Facilities Safety Board, and Jacques Gansler, of Virginia, to be Under Secretary of Defense for Acquisition and Technology.

IRAN-LIBYA SANCTIONS

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on the implementation of the Iran-Libya Sanctions Act (P.L. 104–172), focusing on whether recent activities involving a Russian company's investments in Iran and Libya and its attempt to fund these activities on the U.S. market should be sanctioned, receiving testimony from Senators McConnell and Brownback; James A. Harmon, President and Chairman, Export-Import Bank of the United States; William C. Ramsay, Deputy Assistant Secretary of State for Energy, Sanctions and Commodities; and R. Richard Newcomb, Director, Office of Foreign Assets Control, Department of the Treasury.

Hearings were recessed subject to call.

INTERNATIONAL AFFAIRS BUDGET

Committee on the Budget: Committee concluded hearings to examine how spending for international affairs activities is adjusting to changing needs in international affairs, and the status of the Government Performance and Results Act strategic and performance plans for international affairs activities, after receiving testimony from Jacob J. Lew, Deputy Director, Office of Management and Budget; and Benjamin F. Nelson, Director, International Relations and Trade Issues, National Security and International Affairs Division, General Accounting Office.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of William Clyburn, Jr., of South Carolina, to be a Member of the Surface Transportation Board, Department of Transportation, and Duncan T. Moore, of New York, and Arthur Bienenstock, of California, each to be an Associate Director of the Office of Science and Technology Policy, after the nominees testified and answered questions in their own behalf. Mr. Clyburn was introduced by Senator Robb and Representatives Clyburn and Eddie Bernice Johnson, Mr. Moore was introduced by Representative Slaughter, and Messrs. Moore and Bienenstock were introduced by John H. Gibbons, Assistant to the President for Science and Technology, and Director, Office of Science and Technology Policy.

PUBLIC LAND MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management concluded hearings on S. 1253, to provide Federal land management agencies the authority and capability to manage Federal lands effectively in accordance with the principles of multiple use and sustained yield, after receiving testimony from Marvin D. Brown, National Association of State Foresters, Jefferson City, Missouri; Donald W. Floyd, State University of New York, Syracuse, on behalf of the Society of American Foresters; Deborah Gangloff, American Forests, James R. Woehr, Wildlife Management Institute, and William H. Meadows, on behalf of the Wilderness Society and the Earthjustice Legal Defense Fund, all of Washington, D.C.; Daniel R. Dessecker, Ruffed Grouse Society, Rice Lake, Wisconsin; Karen Werbelow, Foundation for North American Wild Sheep, Cody, Wyoming; James A. Mosher, Izaak Walton League of America, Gaithersburg, Maryland; Tom Franklin, Wildlife Society, Bethesda, Maryland; Rick Brown, National Wildlife Federation, Portland, Oregon; Keith Argow, National Woodland Owners Association, and Jeff M. Sirmon, both of Vienna, Virginia; George M. Leonard, Fairfax, Virginia, and Mark A. Reimers, Clifton, Virginia.

FEDERAL HYDROELECTRIC LICENSING

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded oversight hearings to review the Federal Energy Regulatory Commission's hydroelectric relicensing procedures and related environmental regulations, and recommendations to reform the process, after receiving testimony from James J. Hoecker, Chairman, Federal Energy Regulatory Commission; John D. Leshy, Solicitor, Department of the Interior; Eleanor Towns, Director of Lands, Forest Service, Department of Agriculture; Terry Garcia, Acting Assistant Secretary for Oceans and Atmosphere, and Acting Deputy Administrator, National Oceanic and Atmospheric Administration; Carol Jolly, Olympia, Washington, on behalf of the Office of the Governor of Washington and the Western Governors' Association; John B. Kassel, Vermont Agency of Natural Resources, Waterbury; Julie A. Keil, Portland General Electric Company and the National Hydropower Association, Portland, Oregon, on behalf of the Industry Coalition for Hydropower, Edison Electric Institute, and American Public Power Association; Jerry L. Sabattis, Niagara Mohawk Power Corporation, Syracuse, New York; Steve Klein, Tacoma Public Utilities, Tacoma, Washington; Laurel Heacock, Idaho Power Company, Boise; Margaret Bowman, American Rivers, Washington, D.C., on behalf of the Hydropower Reform Coalition; and Liz Hamilton, Northwest Sportfishing Industry Association, Oregon City, Oregon.

ENVIRONMENTAL AUDITING

Committee on Environment and Public Works: Committee concluded hearings to examine the Environmental Protection Agency's enforcement and compliance assurance program and EPA's enforcement relationship with the States regarding State audit laws, and related measures, including S. 1332, to recognize and protect State efforts to improve environmental mitigation and compliance through the promotion of voluntary environmental audits, including limited protection from discovery and limited protection from penalties, and provisions of S. 866, to provide that certain voluntary disclosures of violations of Federal law made as a result of a voluntary environmental audit shall not be subject to discovery or admitted into evidence during judicial or administrative proceedings, after receiving testimony from Senators Enzi and Hutchison; Steven A. Herman, Assistant Administrator, Office of Enforcement and Compliance Assurance, Environmental Protection Agency; Barry R. McBee, Texas Natural Resource Conservation Commission, Austin; Patricia S. Bangert, Colorado Office of the Attorney General, Denver; Paul G. Wallach, Hale and Dorr, Washington, D.C., on behalf of the National Association of Manufacturers and the Corporate Environmental Enforcement Counsel; and Mark Woodall, Sierra Club, Woodland, Georgia, on behalf of the U.S. Public Interest Research Group.

NATO/RUSSIA RELATIONSHIP

Committee on Foreign Relations: Committee concluded hearings to examine the impact of NATO's admission of Poland, the Czech Republic and Hungary on the democratic evolution of Russia, after receiving testimony from Thomas R. Pickering, Under Secretary of State for Political Affairs; Henry A. Kissinger, Kissinger and Associates, New York, New York, former Secretary of State; Jack F. Matlock, Jr., Institute for Advanced Study, Princeton, New Jersey; and Lt. Gen. William E. Odom, USA (Ret.), Hudson Institute, and Dimitri K. Simes, Nixon Center for Peace and Freedom, both of Washington, D.C.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Anita M. Josey and John M. Campbell, each to be an Associate Judge of the Superior Court of the District of Columbia, after the nominees testified and answered questions in their own behalf.

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Bruce Babbitt, Secretary of the Interior; and Paul F. Eckstein, Brown & Bain, Phoenix, Arizona.

Hearings were recessed subject to call.

CLASS ACTION LAWSUITS

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded hearings to examine how awards from certain class action lawsuits are distributed to victims and to the lawyers who represent them, focusing on how some lawyers may be using the class action lawsuit structure as a way to win great sums of money in attorneys' fees, and how this action can impact on the victim's compensation, after receiving testimony from Judge Paul V. Niemeyer, Court of Appeals for the Fourth Circuit, Baltimore, Maryland, on behalf of the Judicial Conference of the United States; John C. Coffee, Jr., Columbia University Law School, New York, New York; Brian Wolfman, Public Citizen Litigation Group, Washington, D.C.; Lewis H. Goldfarm, Chrysler Corporation, Auburn Hills, Michigan; Martha Preston, Baraboo, Wisconsin; and John H. Church, Jr., Greer, South Carolina.

HIV/AIDS DEVELOPMENTS

Committee on Labor and Human Resources: Committee concluded hearings to examine the scope of the HIV/AIDS epidemic and recent developments in AIDS research, and S. 353 and provisions of H.R. 1023, measures to provide for compassionate payments with regard to individuals with blood-clotting disorders, such as hemophilia, who contracted human immunodeficiency virus due to contaminated blood products, after receiving testimony from Senator DeWine; Representatives Goss and Coburn; Anthony S. Fauci, Director, National Institute of Allergy and Infectious Diseases, National Institutes of Health, and Claude Earl Fox, Acting Administrator, Health Resources and Services Administration, both of the Department of Health and Human Services; Michael A. Stoto, Senior Staff Officer, Division of Health Promotion and Disease Prevention, Institute of Medicine, National Academy of Sciences; Victoria Sharp, St. Luke's-Roosevelt Hospital, New York, New York, on behalf of the AIDS Action Council; John Williams, Dayton, Ohio, on behalf of the National Hemophilia Foundation; James R. Green, Levin, Middlebrooks, Thomas, Mitchell, Green, Echsner, Proctor & Papantonio, Pensacola, Florida; and Donna McCullough, St. Johnsbury Center, Vermont.

SENATE STRATEGIC PLANNING

Committee on Rules and Administration: Committee held hearings to examine a process for establishing goals and objectives for the administrative functions of the Senate, receiving testimony from Joyce C. Doria and John D. Mayer, both of Booz-Allen & Hamilton Inc., McLean, Virginia.

Also, committee met to consider pending administrative business, and recessed subject to call.

NOMINATIONS

Committee on Veterans Affairs: Committee concluded hearings on the nominations of Richard J. Griffin, of Illinois,

to be Inspector General, and Joseph Thompson, of New York, to be Under Secretary for Benefits, both of the Department of Veterans Affairs, William P. Greene Jr., of West Virginia, to be an Associate Judge of the United States Court of Veteran Appeals, and Espiridion A. Borrego, of Texas, to be Assistant Secretary of Labor for Veterans' Employment and Training, after the nominees testified and answered questions in their own behalf.

NOMINATION

Committee on Indian Affairs: Committee concluded hearings on the nomination of Kevin Gover, of New Mexico, to be Assistant Secretary of the Interior for Indian Affairs, after the nominee, who was introduced by Senators Domenici and Bingaman, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 2773–2784; 1 private bill, H.R. 2785; and 2 resolutions, H. Con. Res. 182, and H. Res. 298, were introduced. **Page 23987**

Reports Filed: Reports were filed as follows:

H.R. 1965, to provide a more just and uniform procedure for Federal civil forfeitures, amended (H. Rept. 105–358 Part 1); and

H.R. 434, to provide for the conveyance of small parcels of land in the Carson National Forest and the Santa Fe National Forest, New Mexico, to the village of El Rito and the town of Jemez Springs, New Mexico, amended (H. Rept. 105–359). **Page 23987**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Pease to act as Speaker pro tempore for today. **Page 23917**

Guest Chaplain: The prayer was offered by the guest Chaplain the Reverend Everett W. Hannon, Jr. of Lexington, Missouri. **Page 23917**

Forage Improvement Act: By a yea and nay vote of 242 yeas to 182 nays, Roll No. 549, the House passed H.R. 2493, to establish a mechanism by which the Secretary of Agriculture and the Secretary of the Interior can provide for uniform management of livestock grazing on Federal lands. **Page 23920**

Agreed To:

The Stenholm amendment to the Smith of Oregon amendment that strikes definitions of allotment and base property, and strikes language dealing with the treatment of lease or sublease of base property. **Page 23936**

The Smith of Oregon amendment, as amended by the Stenholm amendment, that strikes definitions of allotment, base property, consultation, cooperation, and coordination; strikes section 103 dealing with a prohibited condition regarding grazing permits and leases; revises the types and use of data collected to include use of previously collected data, application of criteria and protocols, and use of data; and strikes language dealing with the treatment of lease or sublease of base property; and **Page 23934**

The Miller of California amendment that establishes a separate grazing fee for foreign-owned or controlled grazing permits or leases. **Page 23945**

Rejected:

The Klug amendment to the Vento amendment that sought to replace the Grazing Fees provision and establish a Basic Fee for each animal unit month in a grazing fee year that is equal to the rate charged for grazing on the respective State lands (rejected by a recorded vote of 205 ayes to 219 noes, Roll No. 546); **Page 23938**

The Vento amendment that sought to establish different grazing fees for small producers controlling livestock of less than 2,000 animal unit months on Federal lands and large producers controlling livestock of 2,000 or more animal unit months (rejected by a recorded vote of 208 ayes to 212 noes, Roll No. 547); and **Pages 23936, 23944**

The Vento amendment that sought to reduce the animal unit month for billing of sheep and goats from seven to five (rejected by a recorded vote of 176 ayes to 244 noes, Roll No. 548). **Page 23948**

The Clerk was authorized in the engrossment of H.R. 2493 to correct section numbers, punctuation, and cross references and to make such other technical and conforming changes as may be necessary to reflect the actions of the House in amending the bill. **Page 23951**

Earlier, the House agreed to H. Res. 284, the rule that provided for consideration of the bill by a yea and nay vote of 277 yeas to 139 nays, Roll No. 545. **Page 23920**

Nuclear Waste Policy Act: By a recorded vote of 307 ayes to 120 noes, Roll No. 557, the House passed H.R. 1270, to amend the Nuclear Waste Policy Act of 1982. The House completed general debate and began considering amendments to the bill on October 29. **Page 23951**

By a recorded vote of 142 ayes to 283 noes, Roll No. 556, rejected the Markey motion to recommit the bill to the Committee on Commerce with instructions to report it back to the House forthwith with an amendment that specifies that contractors transporting spent nuclear fuel or high-level radioactive waste under any such contract shall not be indemnified under section 170d of the Atomic Energy Act of 1954 for any liability resulting from negligence, gross negligence, or willful misconduct in connection with such transportation. **Page 23956**

Agreed To:

The Traficant amendment, debated on October 29, that expresses the Sense of Congress that all material and services purchased pursuant to the bill should be from the United States; requires a notice describing the require-

ment to purchase American-made equipment and products; and prohibits contracts with persons falsely labeling products as made in America (agreed to by a recorded vote of 407 ayes to 2 noes with 15 voting "present", Roll No. 555). **Page 23955**

Rejected:

The Ensign amendment, debated on October 29, that sought to ensure that a risk assessment study and cost benefit analysis are conducted prior to action being taken under the act (rejected by a recorded vote of 135 ayes to 290 noes, Roll No. 550); **Page 23951**

The Gibbons amendment, debated on October 29, that sought to specify that the Governor of each State with nuclear waste routes shall certify that emergency response teams exist and can manage any nuclear accident before transportation can be implemented (rejected by a recorded vote of 112 ayes to 312 noes, Roll No. 551); **Page 23952**

The Ensign amendment, debated on October 29, that sought to require that before any shipments occur, Congress must have appropriated funds to ensure adequate emergency response teams along the transportation route (rejected by a recorded vote of 118 ayes to 305 noes, Roll No. 552); **Page 23953**

The Markey amendment, debated on October 29, that sought to strike provisions that prevent EPA from setting radiation protection standards (rejected by a recorded vote of 151 ayes to 273 noes, Roll No. 553); and **Page 23954**

The Gibbons amendment, debated on October 29, that sought to delete the 1 mill cap and gives the Secretary of Energy the authority to assess a fee on the existing reactors (rejected by a recorded vote of 67 ayes to 357 noes, Roll No. 554). **Page 23954**

The Clerk was authorized in the engrossment of H.R. 1270 to make technical corrections including corrections in spelling, punctuation, section numbering, and cross referencing. **Page 23959**

The House agreed to H. Res. 283, the rule that provided for consideration of the bill on October 29. **Page 23688**

Question of Privilege of the House: The Speaker ruled that H. Res. 290, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 212 ayes to 198 noes with 3 voting "present", Roll No. 558. **Page 23959**

Question of Privilege of the House: The Speaker ruled that H. Res. 291, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 216 ayes to 200 noes with 3 voting "present", Roll No. 559. **Page 23960**

Question of Privilege of the House: The Speaker ruled that H. Res. 292, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 214 ayes to 187 noes with 4 voting "present", Roll No. 560. **Page 23961**

Question of Privilege of the House: The Speaker ruled that H. Res. 293, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 212 ayes to 190 noes with 4 voting "present", Roll No. 561. **Page 23962**

Question of Privilege of the House: The Speaker ruled that H. Res. 294, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 217 ayes to 193 noes with 4 voting "present", Roll No. 562. **Page 23963**

Question of Privilege of the House: The Speaker ruled that H. Res. 295, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 212 ayes to 197 noes with 5 voting "present", Roll No. 563. **Page 23964**

Question of Privilege of the House: The Speaker ruled that H. Res. 296, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 214 ayes to 196 noes with 3 voting "present", Roll No. 564. **Page 23965**

Question of Privilege of the House: The Speaker ruled that H. Res. 297, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 208 ayes to 192 noes with 4 voting "present", Roll No. 565. **Page 23966**

Re-Referral of Senate Bill: Agreed by unanimous consent that S. 459, to amend the Native American Programs Act of 1974 to extend certain authorizations, be re-referred to the Committee on Education and the Workforce. **Page 23967**

Intelligence Authorization Conference Report: Agreed by unanimous consent that it be in order on Friday, October 31 or any day thereafter to consider the conference report to accompany S. 858, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account and the Central Intelligence Agency Retirement and Disability System; that all points of order against the conference report and against its consideration be waived; and that the conference report be considered as read when called up. **Page 23968**

Suspensions: Agreed by unanimous consent that the Speaker be authorized to designate a time not later than November 7, 1997 for resumption of proceedings on the

seven remaining motions to suspend the rules originally considered on Monday, September 29, 1997. **Page 23968**

Presidential Message—Nuclear Energy Agreement: Read a message from the President wherein he transmitted his proposed agreement for cooperation between the United States and Brazil concerning peaceful uses of nuclear energy—referred to the Committee on International Relations and ordered printed (H. Doc. 105–161). **Page 23968**

Senate Messages: Message received from the Senate today appears on page 23917.

Referral: S. Con. Res. 37, expressing the sense of the Congress that Little League Baseball Incorporated was established to support and develop Little League baseball worldwide and that its international character and activities should be recognized, was referred to the Committee on International Relations. **Page 23986**

Quorum Calls—Votes: Two yea-and-nay votes and 19 recorded votes developed during the proceedings of the House today and appear on pages 23920, 23943, 23944, 23949, 23950, 23952, 23953, 23954, 23955, 23957, 23958, 23959, 23960, 23961, 23962, 23964, 23965, 23966, and 23967. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 11:02 p.m.

Committee Meetings

FOOD STAMP PROGRAM WASTE AND ABUSE

Committee on Agriculture: Subcommittee on Department Operations, Nutrition and Foreign Agriculture held a hearing on review of the waste and abuse in the administration of the Food Stamp Program. Testimony was heard from Craig Beachamp, Assistant Inspector General, Investigations, USDA; and Robert Robinson, Director, Food and Agriculture Issues, Resources, Community and Economic Development Division, GAO.

FAA'S STANDARD TERMINAL AUTOMATION REPLACEMENT SYSTEM

Committee on Appropriations: Subcommittee on Transportation held a hearing on FAA's Standard Terminal Automation Replacement System (STARS). Testimony was heard from the following officials of the Department of Transportation: Kenneth M. Mead, Inspector General; George L. Donahue, Associate Administrator, Research and Acquisition and Ronald E. Morgan, Director, Air Traffic, both with the FAA; and a public witness.

GAO REPORT—FEDERAL HOUSING ENTERPRISE OVERSIGHT

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises held a hearing on the GAO Report on the Office of Federal Housing Enterprise Oversight. Testimony was heard from Thomas J. McCool, Director, Financial Institutions and Market Issues, GAO; and Mark Kinsey, Acting Director, Office of Federal Housing Enterprise Oversight, Department of Housing and Urban Development.

FINANCIAL SERVICES ACT

Committee on Commerce: Ordered reported amended H.R. 10, Financial Services Act of 1997.

VIDEO COMPETITION—ACCESS TO PROGRAMMING

Committee on Commerce: Subcommittee on Telecommunications, Trade, and Consumer Protection held a hearing on Video Competition: Access to Programming. Testimony was heard from public witnesses.

RESULTS ACT

Committee on Government Reform and Oversight: Held a hearing on the Results Act: Are We Getting Results? Testimony was heard from Representative Armey and Franklin Raines, Director, OMB.

CAMPAIGN FINANCE REFORM

Committee on House Oversight: Held a hearing on Campaign Finance Reform. Testimony was heard from Representatives Hutchinson, Allen, Doolittle, Shays, Meehan, Miller of California and Baesler.

Hearings continue tomorrow.

COPYRIGHT LICENSING REGIMES—RETRANSMISSION OF BROADCAST SIGNALS

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing regarding copyright licensing regimes covering retransmission of broadcast signals. Testimony was heard from Marybeth Peters, Register of Copyrights, Library of Congress; and public witnesses.

FEDERAL PRISON INDUSTRIES—IMPROVING AND EXPANDING

Committee on the Judiciary: Subcommittee on Crime held a hearing regarding options for improving and expanding cooperation between Federal Prison Industries and the private sector. Testimony was heard from Steve Schwalb, Assistant Director, Federal Bureau of Prisons, Department of Justice; and public witnesses.

NORTH AMERICAN WETLANDS CONSERVATION ACT-PARTNERSHIPS FOR WILDLIFE ACT—INTERNATIONAL YEAR OF THE OCEAN

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans approved for full Committee action amended H.R. 2556, North American Wetlands Conservation Act of 1989 and Partnerships for Wildlife Act.

The Subcommittee also held an oversight hearing to examine activities being planned by the Administration for the International Year of the Ocean. Testimony was heard from D. James Baker, Under Secretary, Oceans and Atmosphere, Department of Commerce; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks and Public Lands approved for full committee action H.R. 2186, to authorize the Secretary of the Interior to provide assistance to the National Historic Trails Interpretive Center in Casper, Wyoming.

The Subcommittee also held a hearing on the following bills: H.R. 2438, to encourage establishment of appropriate trails on abandoned railroad rights-of-way, while ensuring protection of certain reversionary property rights; H.R. 1995, Point Reyes National Seashore Farmland Protection Act of 1997. Testimony was heard from Representatives Ryun and Woolsey; Kate Stevenson, Associate Director, Cultural Resource Stewardship and Partnership, National Park Service, Department of Interior; and public witnesses.

WATER MANAGEMENT IMPLICATIONS OF EL NINO

Committee on Resources: Subcommittee on Water and Power held an oversight hearing on Water Management Implications of the 1997/98 El Nino. Testimony was heard from the following officials of the Department of Commerce; Elbert W. Friday, Assistant Adminstrator, Oceanic and Atmospheric Research, and Ants Leetmaa, Director, Climate Prediction Center, both with NOAA; Mark Schaefer, Deputy Assistant Secretary, Water and Science and Acting Director, U.S. Geological Survey, Department of the Interior; and public witnesses.

UNFUNDED MANDATES REFORM ACT—IMPLEMENTATION AND PROPOSALS FOR REFORM

Committee on Rules: Subcommittee on Rules and Organization of the House and the Subcommittee on Legislative and Budget Process held a joint hearing on Implementation of the Unfunded Mandates Reform Act and Proposals for Reform. Testimony was heard from Representatives Condit and Portman; James L. Blum, Deputy Director, CBO; and former Representative Robert S. Walker of Pennsylvania.

INDEMNIFICATION AND CROSSWAIVER AUTHORITY

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on Indemnification and Crosswaiver Authority. Testimony was heard from June Edwards, Associate General Counsel, NASA; and public witnesses.

OIL SPILL PREVENTION MEASURES

Committee on Transportation and Infrastructure: Subcommittee on Coast Guard and Maritime Transportation held a hearing on Oil Spill Prevention Measures. Testimony was heard from Rear Adm. Robert C. North, USCG, Assistant Commandant, Marine Safety and Environmental Protection, U.S. Coast Guard, Department of Transportation; and public witnesses.

Joint Meetings

APPROPRIATIONS—LABOR/HHS/EDUCATION

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998.

♦♦♦♦♦♦♦♦♦♦♦

Friday, October 31, 1997

Senate

Chamber Action

Routine Proceedings, pages 24081–24155

Measures Introduced: Six bills and one resolution were introduced, as follows: S. 1352–1357, and S. Con. Res. 59. **Page 24123**

Measures Reported: Reports were made as follows:

H.R. 960, to validate certain conveyances in the City of Tulare, Tulare County, California. (S. Rept. No. 105–127)

S. 1180, to reauthorize the Endangered Species Act, with an amendment in the nature of a substitute. (S. Rept. No. 105–128)

S. 318, to amend the Truth in Lending Act to require automatic cancellation and notice of cancellation rights with respect to private mortgage insurance which is required by a creditor as a condition for entering into a residential mortgage transaction, with an amendment in the nature of a substitute. (S. Rept. No. 105–129)

S. 1228, to provide for a 10-year circulating commemorative coin program to commemorate each of the 50 States, with an amendment. (S. Rept. No. 105–130)

Page 24123

Measures Passed:

Gun Violence Concern: Committee on the Judiciary was discharged from further consideration of S. Res. 141, expressing the sense of the Senate regarding National

Concern About Young People and Gun Violence Day, and the resolution was then agreed to. **Page 24152**

Education Savings Act for Public and Private Schools—Cloture Vote: Senate resumed consideration of H.R. 2646, to amend the Internal Revenue Code of 1986 to allow tax-free expenditures from education individual retirement accounts for elementary and secondary school expenses, and to increase the maximum annual amount of contributions to such accounts. **Page 24081**

During consideration of this measure today, Senate also took the following action:

By 56 yeas to 41 nays (Vote No. 288), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the bill. **Page 24088**

A second motion was entered to close further debate on the bill and, in accordance with the provisions of Rules XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Tuesday, November 4, 1997. **Page 24155**

National Defense Authorizations Act—Conference Report: Senate began consideration of the conference report on H.R. 1119, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces. **Pages 24089, 24149**

During consideration of this measure today, Senate took the following action:

By 93 yeas to 2 nays (Vote No. 289), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on the motion to proceed to the consideration of the conference report. **Page 24090**

A unanimous-consent-time agreement was reached providing for further consideration of the conference report on Thursday, November 6, 1997, with a vote to occur thereon. **Page 24149**

A unanimous-consent agreement was further reached providing for the consideration of a concurrent resolution making technical corrections in the enrollment of the conference report regarding Sec. 3165 of the bill. **Page 24149**

Fast Track/Trade Agreements—Cloture Filed: A motion was entered to close further debate on the motion to proceed to consideration of S. 1269, to establish objectives for negotiating and procedures for implementing certain trade agreements 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 Tuesday, November 4, 1997. **Page 24090**

SBA Authorization: Senate concurred in the amendment of the House to S. 1139, to reauthorize the programs of the Small Business Administration, with a Bond Amendment No. 1543 (to House amendment), in the nature of a substitute. **Page 24094**

Export-Import Bank Authorization: Senate disagreed to the amendment of the House to S. 1026, to reauthorize the Export-Import Bank of the United States, agreed to the House request for a conference, and appointed the following conferees: Senators D'Amato, Grams, Hagel, Sarbanes, and Moseley-Braun. **Page 24153**

Nomination—Agreement: A unanimous-consent-time agreement was reached providing for the consideration of the nomination of Charles Rossotti, of the District of Columbia, to be Commissioner of Internal Revenue, Department of the Treasury, on Monday, November 3, 1997, with a vote to occur thereon. **Page 24149**

Treaties Approved: The following treaties having passed through their various parliamentary stages, up to and including the presentation of the resolution of ratification, upon division, two-thirds of the Senators present and having voted in the affirmative, the resolutions of ratification were agreed to:

Taxation Agreement with Turkey, with one declaration and one proviso. (Treaty Doc. 104–30) **Pages 24150, 24152**

Taxation Convention with Austria, with one understanding, two declarations, and one proviso. (Treaty Doc. 104–31) **Page 24150**

Taxation Convention with Luxembourg , with one reservation, two declarations, and one proviso. (Treaty Doc. 104–33) **Page 24150**

Taxation Convention with Thailand, with one declaration and one proviso. (Treaty Doc. 105–2) **Page 24151**

Tax Convention with Switzerland, with two declarations and one proviso. (Treaty Doc. 105–8) **Page 24151**

Tax Convention with South Africa, with one declaration and one proviso. (Treaty Doc. 105–9) **Page 24151**

Protocol Amending Tax Convention with Canada, with one declaration and one proviso. (Treaty Doc. 105–29) **Pages 24151, 24152**

Tax Convention with Ireland, with one understanding, two declarations, and one proviso. (Treaty Doc. 105–31) **Pages 24151, 24152**

Nominations Confirmed: Senate confirmed the following nominations:

1 Army nomination in the rank of general. **Pages 24150, 24155**

Nominations Received: Senate received the following nominations:

Beverly Baldwin Martin, of Georgia, to be United States Attorney for the Middle District of Georgia for the term of four years.

Robert M. McNamara, Jr., of Maryland, to be General Counsel of the Central Intelligence Agency.

A routine list in the Foreign Service. **Page 24155**

Messages From the House: **Page 24121**

Measures Referred: Page 24121

Communications: Page 24121

Petitions: Page 24121

Executive Reports of Committees: Page 24123

Statements on Introduced Bills: Page 24123

Additional Cosponsors: Page 24128

Amendments Submitted: Page 24132

Notices of Hearings: Page 24147

Authority for Committees: Page 24147

Additional Statements: Page 24147

Record Votes: Two record votes were taken today. (Total–289) Pages 24088, 24090

Adjournment: Senate convened at 9:30 a.m., and adjourned at 3:22 p.m., until 12 Noon, on Monday, November 3, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 24155.)

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nominations of Sally Thompson, of Kansas, to be Chief Financial Officer, Department of Agriculture, and Joseph B. Dial, of Texas, to be a Commissioner of the Commodity Futures Trading Commission.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Mary Mel French, of the District of Columbia, to be Chief of Protocol, and to have the rank of Ambassador during her tenure of service, Betty Eileen King, of Maryland, to be Representative of the United States on the Economic and Social Council of the United Nations, with the rank of Ambassador, George Edward Moose, of Maryland, to be Representative of the United States to the European Office of the United Nations, with the rank of Ambassador, Phyllis E. Oakley, of Louisiana, to be Assistant Secretary of State for Intelligence and Research, Nancy H. Rubin, of New York, for the rank of Ambassador during her tenure of service as Representative of the United States on the Human Rights Commission of the Economic and Social Council of the United Nations, and Julia Taft, of the District of Columbia, to be Assistant Secretary of State for Population, Refugees and Migration, after the nominees testified and answered questions in their own behalf. Ms. French was introduced by Senator Bumpers, and Ms. Rubin was introduced by Senator Dodd.

TREASURY DEPARTMENT: INSPECTOR GENERAL'S OFFICE

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held oversight hearings to review activities of the Department of the Treasury's Office of the Inspector General, focusing on alleged contracting improprieties within the Office of Inspector General, receiving testimony from Robert P. Murphy, General Counsel, Donald J. Wheeler, Deputy Director, Office of Special Investigation, and Theodore C. Barreaux, Associate Director for Audit Oversight and Liaison, Accounting and Information Management Division, all of the General Accounting Office; and Valerie Lau, Inspector General, Department of the Treasury.

Hearings will continue on Monday, November 3.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 2786–2792; 2 private bills, H.R. 2793–2794; and 3 resolutions, H. Con. Res. 183, and H. Res. 299–300, were introduced. Page 24079

Reports Filed: Reports were filed as follows:

H.R. 2732, a private bill, for the relief of John Andre Chalot (H. Rept. 105–360);

H.R. 2731, a private bill, for the relief of Roy Desmond Moser (H. Rept. 105–361);

S. 731, to extend the legislative authority for construction of the National Peace Garden memorial (H. Rept. 105–362);

S. 423, to extend the legislative authority for the Board of Regents of Gunston Hall to establish a memorial to honor George Mason (H. Rept. 105–363);

H.R. 2676, to amend the Internal Revenue Code of 1986 to restructure and reform the Internal Revenue Service, amended (H. Rept. 105–364);

H.R. 2644, to provide to beneficiary countries under the Caribbean Basin Economic Recovery Act benefits equivalent to those provided under the North American Free Trade Agreement (H. Rept. 105–365);

H.R. 2195, to provide for certain measures to increase monitoring of products of the People's Republic of China that are made with forced labor, amended (H. Rept. 105–366 Part 1);

H.R. 2622, to make miscellaneous and technical changes to various trade laws (H. Rept. 105–367);

H.R. 1753, to provide for the establishment of not less than 2,500 Boys and Girls Clubs of America facilities by the year 2000, amended (H. Rept. 105–368);

H.J. Res. 91, granting the consent of Congress to the Apalachicola-Chattahoochee-Flint River Basin Compact, amended (H. Rept. 105–369);

H.J. Res. 92, granting the consent of Congress to the Alabama-Coosa-Tallapoosa River Basin Compact, amended (H. Rept. 105–370);

H.R. 2476, to amend title 49, United States Code, to require the National Transportation Safety Board and individual foreign air carriers to address the needs of families of passengers involved in aircraft accidents involving foreign air carriers, amended (H. Rept. 105–371); and

H.R. 2626, to make clarifications to the Pilot Records Improvement Act of 1996, amended (H. Rept. 105–372). **Page 24078**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Shimkus to act as Speaker pro tempore for today. **Page 24015**

HELP Scholarships and Charter Schools Amendments Acts: By a recorded vote of 214 ayes to 198 noes, Roll No. 567, the House agreed to H. Res. 288, the rule providing for consideration of both H.R. 2746, to amend title VI of the Elementary and Secondary Education Act of 1965 to give parents with low-incomes the opportunity to choose the appropriate school for their children and H.R. 2616, to amend titles VI and X of the Elementary and Secondary Education Act of 1965 to improve and expand charter schools. Pursuant to Section 4, H.Res. 280, an unrelated resolution, was laid on the table. **Page 24027**

Earlier, agreed to order the previous question by a yea and nay vote of 222 yeas to 195 nays, Roll No. 566. **Page 24044**

Veterans' Compensation Cost-of-Living Adjustment: The House passed H.R. 2367, to increase, effective as of December 1, 1997, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans. Agreed to the committee amendment in the nature of a substitute; and agreed to amend the title. **Page 24048**

Deny Veterans Benefits for Capital Offense Convictions: The House passed S. 923, to deny veterans benefits to persons convicted of Federal capital offenses. Agreed to the Committee amendment in the nature of a substitute; and agreed to amend the title. **Page 24050**

Legislative Program: The Majority Leader announced the legislative program for the week of November 3. **Page 24045**

Meeting Hour—November 4: Agreed that when the House adjourns today, it adjourn to meet at 10:30 on Tuesday, November 4. **Page 24046**

Calendar Wednesday: Agree to dispense with Calendar Wednesday business of November 5. **Page 24046**

Senate Messages: Message received from the Senate today appears on page 24015.

Referrals: S. 1149, to amend title 11, United States Code, to provide for increased education funding and S. 1024, to make chapter 12 of title 11 of the United States Code permanent, were referred to the Committee on the Judiciary. **Page 24078**

Quorum Calls—Votes: One yea-and-nay vote and one recorded vote developed during the proceedings of the House today and appear on pages 24044 and 24045. There were no quorum calls.

Adjournment: Met at 9:00 a.m. and adjourned at 3:51 p.m.

Committee Meetings

MISCELLANEOUS MEASURES; DRAFT REPORT

Committee on Government Reform and Oversight: Ordered reported amended the following bills: H.R. 1836, Federal Employees Health Care Protection Act of 1997; and H.R. 2675, Federal Employees Life Insurance Improvement Act.

The Committee also approved, as amended, a draft report entitled: "Gulf War Veterans' Illnesses: VA, DOD Continue to Resist Strong Evidence Linking Toxic Causes to Chronic Health Effects".

MANAGEMENT PRACTICES IN STATE AND LOCAL GOVERNMENT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on Management Practices in State and Local Government: Lessons for the Federal Government. Testimony was heard from public witnesses.

CAMPAIGN FINANCE REFORM

Committee on House Oversight: Continued hearings on Campaign Finance Reform. Testimony was heard from Representatives Portman, Fowler, Dreier, Farr and Tierney.

Hearings continue November 6.

MISCELLANEOUS MEASURES

Committee on International Relations: Favorably considered and adopted a motion urging the Chairman to request that the following measures be considered on the Suspension Calendar: H. Con. Res. 22, amended, expressing the sense of the Congress with respect to the discrimination by the German Government against members of minority religious groups, particularly the continued and increasing discrimination by the German Government against performers, entertainers, and other artists from the United States associated with Scientology; H. Con. Res. 152, amended, expressing the sense of the Congress that all parties to the multiparty peace talks regarding Northern Ireland should condemn violence and fully integrate internationally recognized human rights standards and adequately address outstanding human rights violations as part of the peace process; H. Res. 273, amended, con-

demning the military intervention by the Government of the Republic of Angola into the Republic of the Congo; H. Res. 282, congratulating the Association of Southeast Asian Nations (ASEAN) on the occasion of its 30th Anniversary; H. Con. Res. 172, amended, expressing the sense of the Congress in support of efforts to foster friendship and cooperation between the United States and Mongolia; H. Res. 231, amended, urging the President to make clear to the Government of the Social Republic of Vietnam the commitment of the American people in support of democracy and religious and economic freedom for the people of the Socialist Republic of Vietnam; and H. Con. Res. 156, amended, expressing concern for the continued deterioration of human rights in Afghanistan and emphasizing the need for a peaceful political settlement in that country.

The Committee also adopted a Committee resolution honoring the life and service of the late Representative Walter H. Capps of California.

Joint Meetings

APPROPRIATIONS—LABOR/HHS/EDUCATION

Conferees on Thursday, October 30, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998.

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Monday, November 3, 1997

Senate

Chamber Action

Routine Proceedings, page 24172

Measures Introduced: One bill and one resolution were introduced, as follows: S. 1358 and S. Res. 142. **Page 24194**

Measures Reported: Reports were made as follows:

S. 538, to authorize the Secretary of the Interior to convey certain facilities of the Minidoka project to the Burley Irrigation District, with an amendment in the nature of a substitute. (S. Rept. No. 105–131) **Page 24194**

Appointments:

National Bipartisan Commission on the Future of Medicare: The Chair, on behalf of the Majority Leader, and in consultation with the Democratic Leader, pursuant to Public Law 105–33, announced the appointed of the following members of the National Bipartisan Commission on the Future of Medicare: Senators Kerrey and Rockefeller. **Page 24211**

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

Transmitting the report of the cancellation of discretionary budget authority (97–72) received on November 1, 1997; which was referred jointly, pursuant to P.L. 93–344, to the Committee on Appropriations and to the Committee on the Budget. (PM–77). **Page 24194**

Transmitting the report of the cancellation of discretionary budget authority (97–65) received on November 1, 1997; which was referred jointly, pursuant to P.L. 93–344, to the Committee on Appropriations and to the Committee on the Budget. (PM–78). **Page 24194**

Nominations Confirmed: Senate confirmed the following nominations: By unanimous vote of 92 yeas (Vote No. 290 EX), Charles Rossotti, of the District of Columbia, to be Commissioner of Internal Revenue. **Pages 24178, 24186, 24211**

Curtis Warren Kamman, of the District of Columbia, to be Ambassador to the Republic of Colombia. **Page 24211**

Nominations Received: Senate received the following nominations:

John Charles Horsley, of Washington, to be Associate Deputy Secretary of Transportation. **Page 24211**

Messages From the President: **Page 24194**

Messages From the House: **Page 24194**

Measures Placed on Calendar: **Page 24194**

Statement on a Submitted Resolution: **Page 24194**

Additional Cosponsors: **Page 24194**

Amendments Submitted: **Page 24196**

Authority for Committees: **Page 24207**

Additional Statements: **Page 24207**

Record Votes: One record vote was taken today. (Total–290) **Page 24193**

Adjournment: Senate convened at 12 Noon, and adjourned at 7 p.m., until 10 a.m., on Tuesday, November 4, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 24211.)

Committee Meetings

POSTMASTER GENERAL REPORT

Committee on Governmental Affairs: Subcommittee on International Security, Proliferation, and Federal Services concluded hearings to examine the current state of the United States Postal Service, focusing on proposed increases in postage rates, after receiving testimony from Marvin Runyon, Postmaster General and Chief Executive Officer, United States Postal Service.

TREASURY DEPARTMENT: INSPECTOR GENERAL'S OFFICE

Committee on Governmental Affairs: Permanent Subcommittee on Investigations concluded hearings to review activities of the Department of the Treasury's Office of the Inspector General, focusing on the Office of Inspector General's involvement in the initiation and management of an investigation involving certain Secret Service officials regarding their 1996 testimony before the House Committee on Government Reform and Oversight on the process by which the White House access list is maintained and updated, after receiving testimony from Richard J. Gallo, Senior Special Agent, Office of Inspector General, Department of Agriculture, on behalf of the Federal Law Enforcement Officers Association; and Valerie Lau, Inspector General, James M. Cottos, Senior Technical Advisor to the Inspector General, and Emily P. Coleman, Regional Inspector General for Investigations (Eastern Region), all of the Department of the Treasury.

TELEPHONE SLAMMING

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded hearings to examine issues with regard to telephone slamming which is the unauthorized switching of a consumer's phone carrier without their authorization, after receiving testimony from Robert W. Spangler, Acting Chief, Enforcement Division, Common Carrier Bureau, Federal Communications Commission; William H. Smith, Jr., Iowa Utilities Board, Ankeny; Geryl Kramer, Kramer Associates, Inc., Chicago, Illinois; and Linda F. Golodner, National Consumers League, Wayne Huyard, MCI Communications Corporation, Susan R. Lichtenstein, Ameritech, and James M. Smith, Excel Communications, Inc., all of Washington, D.C.

INDIAN JUDGMENT FUNDS

Committee on Indian Affairs: Committee concluded hearings on the provisions of H.R. 1604, to provide for the division, use, and distribution of judgment funds of the Ottawa and Chippewa Indians of Michigan, after receiving testimony from Representative Kildee; Michael J. Anderson, Deputy Assistant Secretary of the Interior for Indian Affairs; and Arthur L. LeBlanc, Bay Mills Indian Community, Brimley, Michigan.

House of Representatives

Chamber Action

The House was not in session today. It will next meet on Tuesday, November 4.

Committee Meetings

No Committee meetings were held.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 7 through October 31, 1997

	Senate	*House*	*Total*
Days in session	143	124	..
Time in session	1020 hrs., 12′	912 hrs., 56′	..
Congressional Record:			
Pages of proceedings	11575	9866	..
Extensions of Remarks	..	2165	..
Public bills enacted into law	14	53	67
Private bills enacted into law	1	1	2
Bills in conference	3	5	8
Measures passed, total	258	410	668
Senate bills	74	20	..
House bills	60	188	..
Senate joint resolutions	4	2	..
House joint resolutions	8	10	..
Senate concurrent resolutions	18	8	..
House concurrent resolutions	18	37	..
Simple resolutions	76	145	..
Measures reported, total	*200	*346	546
Senate bills	131	4	..
House bills	15	231	..
Senate joint resolutions	2	1	..
House joint resolutions	2	9	..
Senate concurrent resolutions	11	..	..
House concurrent resolutions	2	9	..
Simple resolutions	37	92	..
Special reports	20	11	..
Conference reports	..	15	..
Measures pending on calendar	111	61	..
Measures introduced, total	1594	3375	4969
Bills	1357	2794	..
Joint resolutions	37	98	..
Concurrent resolutions	59	183	..
Simple resolutions	141	300	..
Quorum calls	6	6	..
Yea-and-nay votes	289	238	..
Recorded votes	..	323	..
Bills vetoed	..	2	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 130 reports have been filed in the Senate, a total of 372 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 7 through October 31, 1997

Civilian nominations, totaling 474, disposed of as follows:	
Confirmed	235
Unconfirmed	229
Withdrawn	10
Civilian nominations (FS, PHS, CG, NOAA), totaling 3,092, disposed of as follows:	
Confirmed	2,284
Unconfirmed	808
Air Force nominations, totaling 8,120, disposed of as follows:	
Confirmed	8,113
Unconfirmed	7
Army nominations, totaling 6,245, disposed of as follows:	
Confirmed	6,220
Unconfirmed	25
Navy nominations, totaling 6,157, disposed of as follows:	
Confirmed	4,847
Unconfirmed	1,310
Marine Corps nominations, totaling 1,679, disposed of as follows:	
Confirmed	1,679
Unconfirmed	0

Summary

Total nominations received this session	25,767
Total confirmed	23,378
Total unconfirmed	2,379
Total withdrawn	10

Tuesday, November 4, 1997

Senate

Chamber Action

Routine Proceedings, pages 24213–24306

Measures Introduced: Eleven bills and one resolution were introduced, as follows: S. 1359–1369 and S. Con. Res. 60. **Page 24276**

Measures Reported: Reports were made as follows:

S. 1219, to require the establishment of a research and grant program for the eradication or control of Pfiesteria pisicicida and other aquatic toxins, with an amendment in the nature of a substitute. (S. Rept. No. 105–132)

H.R. 651, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington. (S. Rept. No. 105–133)

H.R. 652, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington. (S. Rept. No. 105–134)

H.R. 848, to extend the deadline under the Federal Power Act applicable to the construction of the AuSable Hydroelectric Project in New York. (S. Rept. No. 105–135)

H.R. 1184, to extend the deadline under the Federal Power Act for the construction of the Bear Creek hydroelectric project in the State of Washington. (S. Rept. No. 105–136)

H.R. 1217, to extend the deadline under the Federal Power Act for the construction of a hydroelectric project located in the State of Washington. (S. Rept. No. 105–137)

H.R. 858, to direct the Secretary of Agriculture to conduct a pilot project on designated lands within Plumas, Lassen, and Tahoe National Forests in the State of California to demonstrate the effectiveness of the resource management activities proposed by the Quincy Library Group and to amend current land and resource management plans for these national forests to consider the incorporation of these resource management activities, with an amendment in the nature of a substitute. (S. Rept. No. 105–138)

S. 759, to provide for an annual report to Congress concerning diplomatic immunity, with an amendment in the nature of a substitute.

S. 1258, to amend the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 to prohibit an alien who is not lawfully present in the United States from receiving assistance under that Act, with an amendment.

S. Con. Res. 48, expressing the sense of the Congress regarding proliferation of missile technology from Russia to Iran.

S. Con. Res. 58, expressing the sense of Congress over Russia's newly passed religion law. **Page 24264**

Measures Passed:

Hoopa Valley Reservation Adjustment: Senate passed H.R. 79, to provide for the conveyance of certain land in the Six Rivers National Forest in the State of California for the benefit of the Hoopa Valley Tribe, clearing the measure for the President. **Page 24302**

International Immunization Requirement Exemption: Senate passed H.R. 2464, to amend the Immigration and Nationality Act to exempt internationally adopted children under age 10 from the immunization requirement, clearing the measure for the President. **Page 24303**

Veterans' Cemetery Protection Act of 1997: Senate passed S. 813, to amend chapter 91 of title 18, United States Code, to provide criminal penalties for theft and willful vandalism at national cemeteries, after agreeing to a committee amendment in the nature of a substitute. **Page 24303**

U.S. Fire Administration Authorization: Senate passed S. 1231, to authorize appropriations for fiscal years 1998 and 1999 for the United States Fire Administration. **Page 24303**

Battle of Midway National Memorial Act: Senate passed S. 940, to provide for a study of the establishment of Midway Atoll as a national memorial to the Battle of Midway, after agreeing to a committee amendment in the nature of a substitute. **Page 24305**

Mississippi Navigation Regulation: Senate passed S. 1324, to deauthorize a portion of the project for navigation, Biloxi Harbor, Mississippi. **Page 24306**

Grand Teton Grazing Study: Senate passed H.R. 708, to require the Secretary of the Interior to conduct a study concerning grazing use and open space within and adjacent to Grand Teton National Park, Wyoming, and to extend temporarily certain grazing privileges, clearing the measure for the President. **Page 24306**

Education Savings Act for Public and Private Schools—Cloture Vote: By 56 yeas to 44 nays (Vote No. 291), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate H.R. 2646, to amend the Internal Revenue Code of 1986 to allow tax-free expenditures from education individual retirement accounts for elementary and secondary school expenses, and to increase the maximum annual amount of contributions to such accounts. **Page 24223**

Reciprocal Trade Agreement/Fast Track: Senate began consideration of the motion to proceed to the consider-

ation of S. 1269, to establish objectives for negotiating and procedures for implementing certain trade agreements. **Page 24229**

During consideration of this measure today, Senate took the following action:

By 69 yeas to 31 nays (Vote No. 292), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to a motion to close further debate on the motion to proceed to consideration of the bill. **Page 24228**

A unanimous-consent time-agreement was reached providing for further consideration of the motion to proceed to consideration of the bill on Wednesday, November 5, 1997, with a vote on, or in relation to the motion to occur thereon. **Page 24306**

Nomination—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of the nomination of James S. Gwin, of Ohio, to be United States District Judge for the Northern District of Ohio, on Wednesday, November 5, 1997, with a vote to occur thereon. **Page 24302**

Appointments:

Board of Visitors—U.S. Military Academy: The Chair, on behalf of the Vice President, pursuant to 10 USC 4355(a) appointed Senator Lautenberg, from the Committee on Appropriations, to the Board of Visitors of the U.S. Military Academy, vice Senator Kohl. **Page 24302**

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

Transmitting the report of the Executive Order blocking Sudanese government property and prohibiting transactions with Sudan; referred to the Committee on Banking, Housing, and Urban Affairs. (PM—79). **Page 24264**

Messages From the President: **Page 24264**

Messages From the House: **Page 24264**

Petitions: **Page 24264**

Executive Reports of Committees: **Page 24264**

Statements on Introduced Bills: **Page 24276**

Additional Cosponsors: **Page 24291**

Notices of Hearings: **Page 24293**

Authority for Committees: **Page 24293**

Additional Statements: **Page 24294**

Record Votes: Two record votes were taken today. (Total—292) **Pages 24223, 24229**

Adjournment: Senate convened at 10 a.m., and adjourned at 8:11 p.m., until 9:30 a.m., on Wednesday, November 5, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 24306.)

Committee Meetings

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nominations of Kevin Emanuel Marchman, of Colorado, to be Assistant Secretary for Public and Indian Housing, Saul N. Ramirez, Jr., of Texas, to be Assistant Secretary for Community Planning and Development, Richard F. Keevey, of Virginia, to be Chief Financial Officer, Eva M. Plaza, of Maryland, to be Assistant Secretary for Fair Housing and Equal Opportunity, and Gail W. Laster, of New York, to be General Counsel, all of the Department of Housing and Urban Development, Jo Ann Jay Howard, of Texas, to be Federal Insurance Administrator, Federal Emergency Management Agency, and F. Amanda Debusk, of Maryland, to be an Assistant Secretary, R. Roger Majak, of Virginia, to be Assistant Secretary for Export Administration, and David L. Aaron, of New York, to be Under Secretary for International Trade, all of the Department of Commerce.

YEAR 2000 LIABILITY AND DISCLOSURE

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Services and Technology concluded hearings to examine potential economic risks associated with the Year 2000 computer conversion problem and its impact on the financial services industry, and proposals to require United States corporations to fully disclose all information concerning their year 2000 remediation efforts and potential liabilities, after receiving testimony from Edward E. Yardeni, Deutsche Morgan Grenfell, New York, New York.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

The nominations of Terry D. Garcia, of California, to be Assistant Secretary for Oceans and Atmosphere, and Raymond G. Kammer, of Maryland, to be Director, National Institute of Standards and Technology, both of the Department of Commerce, and Arthur Bienenstock, of California, and Duncan T. Moore, of New York, each to be an Associate Director of the Office of Science and Technology Policy, and two promotion lists in the U.S. Coast Guard, received in the Senate on October 7 and October 29, 1997;

S. 442, to establish a national policy against State and local government interference with interstate commerce on the Internet or interactive computer services, and to exercise Congressional jurisdiction over interstate commerce by establishing a moratorium on the imposition of exactions that would interfere with the free flow of commerce via the Internet, with an amendment in the nature of a substitute;

S. 608, to authorize the enforcement by State and local governments of certain Federal Communications Commission regulations regarding use of citizens band radio equipment;

S. 1354, to provide for the designation of common carriers not subject to the jurisdiction of a State commission as eligible telecommunications carriers;

S. 852, to establish nationally uniform requirements regarding the titling and registration of salvage, nonrepairable, and rebuilt vehicles, with an amendment in the nature of a substitute;

H.R. 624, to revise certain requirements for State reciprocity of weapons licenses for armored car company crew members;

S. 1115, to create uniform national standards and provide grants to establish or improve State one-call notification systems designed to protect America's underground infrastructure which includes buried communication and fiber optic cables, water and sewer pipes, electric lines, and oil and gas pipelines;

S. 1213, to establish a National Ocean Council and a Commission on Ocean Policy to develop and implement national ocean and coastal policy to conserve use fisheries and other ocean and coastal resources and to protect the marine environment, with amendments;

Provisions of S. 1216, to approve and implement the Agreement Respecting Normal Competitive Conditions in the Commercial Shipbuilding and Repair Industry (Shipbuilding Agreement), negotiated under the auspices of the Organization for Economic Cooperation and Development, with an amendment;

S. 1248, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for vessel SUMMER BREEZE;

S. 1272, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel ARCELLA; and

H.R. 1271, authorizing funds for fiscal years 1998 through 2000 for Federal Aviation Administration's research, engineering, and development programs, with an amendment in the nature of a substitute. (As approved by the Committee, the amendment incorporates provisions of S. 1358, Senate companion measure and authorizes $229.7 million for fiscal year 1998.)

Also, committee began consideration of S. 943, to allow a dependent of a victim of an international aviation accident occurring on or after January 1, 1995, to sue for pecuniary loss, but did not complete action thereon, and recessed subject to call.

NEXT GENERATION INTERNET

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings to examine the federal management of the President's Next Generation Internet initiative, a research program to foster partnerships among academia, industry and Federal laboratories to develop and experiment with technologies that will promote a high-quality network infrastructure, after receiving testimony from John H. Gibbons, Assistant to the President, Office of Science and Technology Policy; Martha Krebs, Director of Energy Research, Department of Energy; George Strawn, Director, Networking, Communications, Research, and Infrastructure Division, National Science Foundation; David L. Tennenhouse, Director, Information Technology Office, Defense Advanced Research Projects Agency; John Miller, Montana State University, Bozeman; Robert C. Ward, University of Tennessee, Knoxville; and Stephen S. Wolff, Cisco Systems, Inc., Washington, D.C.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of Linda Key Breathitt, of Kentucky, and Curt Hebert Jr., of Mississippi, each to be a Member of the Federal Energy Regulatory Commission, Department of Energy, after the nominees testified and answered questions in their own behalf. Ms. Breathitt was introduced by Senator Ford, and Mr. Hebert was introduced by Senator Lott.

ELEPHANT CONSERVATION

Committee on Environment and Public Works: Committee concluded hearings on S. 627 and H.R. 39, bills authorizing funds through fiscal year 2002 for programs of the African Elephant Conservation Act, and S. 1287 and H.R. 1787, bills to assist in the conservation of Asian elephants by supporting and providing financial resources for the conservation programs of nations within the range of Asian elephants and projects of persons with demonstrated expertise in the conservation of Asian elephants, after receiving testimony from Senator Jeffords; Representative Saxton; Marshall P. Jones, Assistant Director for International Affairs, U.S. Fish and Wildlife Service, Department of the Interior; Ginette Hemley, World Wildlife Fund, and John W. Grandy, Humane Society of the United States, both of Washington, D.C.; and Stuart A. Marks, Safari Club International, Herndon, Virginia.

TRANSPORTATION FUNDING

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure concluded hearings to examine the status of federal surface transportation programs in the absence of funding from a federal highway reauthorization act, and strategies to temporarily assist States to continue to fund highway programs, after receiving testimony from Peter J. Basso, Acting Assistant Secretary of Transportation for Budget and Programs; Phyllis F. Scheinberg, Associate Director, Transportation Issues, Resources, Community, and Economic Development Division, General Accounting Office; Kentucky Governor Paul E. Patton, Frankfort, on behalf of the Na-

tional Governors' Association; and Steve L. Massie, Williamsburg, Virginia, on behalf of the Transportation Construction Coalition.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. 759, to provide for an annual report to Congress concerning diplomatic immunity, with an amendment in the nature of a substitute;

S. Con. Res. 48, expressing the sense of the Congress regarding proliferation of missile technology from Russia to Iran;

S. Con. Res. 58, expressing the concern of Congress over Russia's newly passed religion law; and

The nominations of Steven J. Green, of Florida, to be Ambassador to the Republic of Singapore, Daniel Fried, of the District of Columbia, to be Ambassador to the Republic of Poland, Peter Francis Tufo, of New York, to be Ambassador to the Republic of Hungary, James Carew Rosapepe, of Maryland, to be Ambassador to Romania, Thomas J. Miller, of Virginia, for the rank of Ambassador during his tenure of service as Special Coordinator for Cyprus, David Timothy Johnson, of Georgia, for the rank of Ambassador during his tenure of service as Head of the United States Delegation to the Organization for Security and Cooperation in Europe (OSCE), Cheryl F. Halpern, of New Jersey, to be a Member of the Broadcasting Board of Governors, United States Information Agency, Richard Frank Celeste, of Ohio, to be Ambassador to India, Shaun Edward Donnelly, of Indiana, to be Ambassador to the Democratic Socialist Republic of Sri Lanka, and to serve concurrently and without additional compensation as Ambassador to the Republic of Maldives, Edward M. Gabriel, of the District of Columbia, to be Ambassador to the Kingdom of Morocco, Cameron R. Hume, of New York, to be Ambassador to the Democratic and Popular Republic of Algeria, Daniel Charles Kurtzer, of Maryland, to be Ambassador to the Arab Republic of Egypt, James A. Larocco, of Virginia, to be Ambassador to the State of Kuwait, and Edward S. Walker, Jr., of Maryland, to be Ambassador to Israel, Harriet C. Babbitt, of Arizona, to be Deputy Administrator, Terrence J. Brown, of Virginia, to be Assistant Administrator for Management, and Thomas H. Fox, of the District of Columbia, to be Assistant Administrator for Policy and Program Coordination, all of the Agency for International Development, Amy L. Bondurant, of the District of Columbia, to be Representative of the United States to the Organization for Economic Cooperation and Development, with the rank of Ambassador, Kirk K. Robertson, of Virginia, to be Executive Vice President of the Overseas Private Investment Corporation, Joseph A. Presel, of Rhode Island, to be Ambassador to the Republic of Uzbekistan, Stanley Tuemler Escudero, of Florida, to be Ambassador to the Republic of Azerbaijan, B. Lynn Pascoe, of Virginia, for the rank of Ambassador during his tenure of Service as Special Negotiator for Nagorno-Karabakh, Steven Karl Pifer, of California, to be Ambassador to Ukraine, Lyndon Lowell Olson, Jr., of Texas, to be Ambassador to Sweden, Gerald S. McGowan, of Virginia, to be Ambassador to the Republic of Portugal, Kathryn Linda Haycock Proffitt, of Arizona, to be Ambassador to the Republic of Malta, James Catherwood Hormel, of California, to be Ambassador to Luxembourg, and David B. Hermelin, of Michigan, to be Ambassador to Norway, Christopher C. Ashby, of Connecticut, to be Ambassador to the Oriental Republic of Uruguay, Hank Brown, of Colorado, to be a Member of the United States Advisory Commission on Public Diplomacy, Timothy Michael Carney, of Washington, to be Ambassador to the Republic of Haiti, Carolyn Curiel, of Indiana, to be Ambassador to Belize, Mark Erwin, of Florida, to be Member of the Board of Directors of the Overseas Private Investment Corporation, Mary Mel French, of the District of Columbia, to be Chief of Protocol, and to have the rank of Ambassador during her tenure of service, Kathryn Walt Hall, of Texas, to be Ambassador to the Republic of Austria, Betty Eileen King, of Maryland, to be Representative of the United States on the Economic and Social Council of the United Nations, with the rank of Ambassador, Penne Percy Korth, of Texas, to be a Member of the United States Advisory Commission on Public Diplomacy, Victor Marrero, of New York, to be the Permanent Representative of the United States to the Organization of American States, with the rank of Ambassador, Stanley Louis McLelland, of Texas, to be Ambassador to Jamaica, William Dale Montgomery, of Pennsylvania, to be Ambassador to the Republic of Croatia, George Edward Moose, of Maryland, to be Representative of the United States to the European Office of the United Nations, with the rank of Ambassador, Phyllis E. Oakley, of Louisiana, to be Assistant Secretary of State for Intelligence and Research, Nancy H. Rubin, of the District of Columbia, for the rank of Ambassador during her tenure of service as Representative of the United States on the Human Rights Commission of the Economic and Social Council of the United Nations, Lange Schermerhorn, of New Jersey, to be Ambassador to the Republic of Djibouti, Brenda Schoonover, of Maryland, to be Ambassador to the Republic of Togo, Carl Spielvogel, of New York, to be a Member of the Broadcasting Board of Governors, Julia V. Taft, of the District of Columbia, to be Assistant Secretary of State for Population, Refugees and Migration, William H. Twaddell, of Rhode Island, to be Ambassador to the Federal Republic of Nigeria, Alexander Vershbow, of the District of Columbia, to be United States Permanent Representative on the Council of the North Atlantic Treaty Organization, with the rank and status of Ambassador, Frank D. Yturria, of Texas, to be a Member of the Board of Directors of the Inter-American Foundation, Bill Richardson, of New Mexico, to be

a Representative of the United States to the Sessions of the General Assembly of the United Nations during his tenure of service as Representative of the United States to the United Nations, A. Peter Burleigh, of California, to be a Representative of the United States to the Sessions of the General Assembly of the United Nations during his tenure of service as Deputy Representative of the United States to the United Nations, Betty Eileen King, of Maryland, to be an Alternate Representative of the United States to the Sessions of the General Assembly of the United Nations during her tenure of service as Representative of the United States on the Economic and Social Council of the United Nations, Richard Sklar, of California, to be an Alternate Representative of the United States to the Sessions of the General Assembly of the United Nations during his tenure of service as Representative of the United States to the United Nations for UN Management and Reform, and three Foreign Service Officer promotion lists received in the Senate on September 3 (omit John M. O'Keefe), October 8, and October 9, 1997 (omit Stephen A. Dodson).

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Ernesta Ballard, of Alaska, to be a Governor of the United States Postal Service, Dale Cabaniss, of Virginia, to be a Member of the Federal Labor Relations Authority, and Susanne T. Marshall, of Virginia, to be a Member of the Merit Systems Protection Board, after the nominees testified and answered questions in their own behalf. Ms. Ballard and Ms. Cabaniss were introduced by Senators Stevens and Murkowski, and Ms. Marshall was introduced by Senator Stevens.

COMPETITION IN THE DIGITAL AGE

Committee on the Judiciary: Committee held hearings to examine the impact of high-growth technology and the internet on antitrust, intellectual property, competition policy and enforcement, including Microsoft's recent efforts to exercise its monopoly power and the Department of Justice's pending action against the company, receiving testimony from Robert E. Kahn, Corporation for National Research Initiatives, Reston, Virginia; Kathie Sawyer, PaperWork Solutions, Inc., Westford, Vermont; Paul M. Ruden, American Society of Travel Agents, Alexandria, Virginia; Edward J. Black, Computer and Communications Industry Association, Charles F. Rule, Covington and Burling, and Kevin J. Arquit, Rogers and Wells, all of Washington, D.C.; and Joseph Farrell, University of California, Berkeley.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Veterans Affairs: Committee ordered favorably reported the nominations of Richard J. Griffin, of Illinois, to be Inspector General, and Joseph Thompson, of New York, to be Under Secretary for Benefits, both of the Department of Veterans Affairs, William P. Greene, Jr., of West Virginia, to be an Associate Judge of the United States Court of Veterans Appeals, and Espiridion A. Borrego, of Texas, to be Assistant Secretary of Labor for Veterans' Employment and Training.

BUSINESS MEETING

Committee on Indian Affairs: Committee ordered favorably reported the following business items:

H.R. 976, to provide for the disposition of certain funds appropriated to pay judgement in favor of the Mississippi Sioux Indians, with an amendment in the nature of a substitute; and

The nomination of Kevin Gover, of New Mexico, to be Assistant Secretary of the Interior for Indian Affairs.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 2795–2812; 1 private bill, H.R. 2813; and 1 resolution, H. Res. 301, were introduced. **Page 24436**

Reports Filed: Reports were filed as follows:

Filed on November 3, H.R. 10, to enhance competition in the financial services industry by providing a prudential framework for the affiliation of banks, securities firms, and other financial service providers (H. Rept. 105–164 Part 3);

H.R. 2675, to require that the Office of Personnel Management submit proposed legislation under which group universal life insurance and group variable universal life insurance would be available under chapter 87 of title 5, United States Code, amended (H. Rept. 105–373);

H.R. 1836, amended, to amend chapter 89 of title 5, United States Code, to improve administration of sanctions against unfit health care providers under the Federal Employees Health Benefits Program, amended (H. Rept. 105–374);

H.R. 2709, to impose certain sanctions on foreign persons who transfer items contributing to Iran's efforts to acquire, develop, or produce ballistic missiles, amended (H. Rept. 105–375);

H.R. 2534, to reform, extend, and repeal certain agricultural research, extension, and education programs, amended (H. Rept. 105–376);

H.R. 799, to require the Secretary of Agriculture to make a minor adjustment in the exterior boundary of the Hells Canyon Wilderness in the States of Oregon and Idaho to exclude an established Forest Service road inadvertently included in the wilderness (H. Rept. 105–377);

H.R. 838, to require adoption of a management plan for the Hells Canyon National Recreation Area that al-

lows appropriate use of motorized and non-motorized river craft in the recreation area (H. Rept. 105–378);

H. Res. 302, providing for consideration of nine measures relating to the policy of the United States with respect to the People's Republic of China (H. Rept. 105–379); and

H. Res. 303, providing for consideration of H.R. 2676, to amend the Internal Revenue Code of 1986 to restructure and reform the Internal Revenue Service (H. Rept. 105–380). **Page 24463**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Snowbarger to act as Speaker pro tempore for today. **Page 24307**

Recess: The House recessed at 10:44 a.m. and reconvened at 12:00 noon. **Page 24308**

Private Calendar: On the call of the Private Calendar, the House passed H.R. 2732, for the relief of John Andre Chalot and H.R. 2731, for the relief of Roy Desmond Moser. **Page 24308**

Funeral Committee: Pursuant to the provisions of H. Res. 286, the Chair announced the Speaker's appointment of the following members of the House to the Committee to Attend the Funeral of the late Walter H. Capps: Representatives Dellums, Gephardt, Fazio of California, Brown of California, Stark, Miller of California, Waxman, Dixon, Lewis of California, Matsui, Thomas, Dreier, Hunter, Lantos, Martinez, Berman, Packard, Torres, Gallegly, Herger, Pelosi, Cox of California, Rohrabacher, Condit, Cunningham, Dooley of California, Doolittle, Waters, Becerra, Calvert, Eshoo, Filner, Harman, Horn, Kim, McKeon, Pombo, Roybal-Allard, Royce, Woolsey, Farr of California, Riggs, Bilbray, Bono, Lofgren, Radanovich, Campbell, Millender-McDonald, Rogan, Sherman, Sanchez, Tauscher, Sensenbrenner, Kennedy of Rhode Island, Jackson of Illinois, Johnson of Wisconsin, and Christian-Green. **Page 24312**

Presidential Messages: Read the following messages from the President that were transmitted to the Clerk:

Transportation Appropriations Line Item Veto: Message wherein he, in accordance with the Line Item Veto Act (P.L. 104–130), cancels the dollar amounts of discretionary budget authority contained in the Department of Transportation and Related Agencies Appropriations Act, 1998 (Public Law 105–66; H.R. 2169)—referred to the Committees on the Budget and Appropriations and ordered printed (H. Doc. 105–168); **Page 24312**

VA and HUD Appropriations Line Item Veto: Message wherein he, in accordance with the Line Item Veto Act (P.L. 104–130), cancels the dollar amounts of discretionary budget authority contained in the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1998 (Public Law 105–65; H.R. 2158)—referred to the Committees on the Budget and Appropriations and ordered printed (H. Doc. 105–167); **Page 24312**

National Emergency Re Sudan: Message wherein he declares that the policies of the Government of Sudan constitute a threat to the national security and foreign policy of the United States and declares a national emergency to deal with the threat—referred to the Committee on International Relations and ordered printed (H. Doc. 105–166). **Page 24312**

Suspensions: The House agreed to suspend the rules and pass the following measures:

Distribution of Phonorecords Re Copyright Law: Concurred in Senate amendments to H.R. 672, to make technical amendments to certain provisions of title 17, United States Code—clearing the measure for the President; **Page 24322**

Electronic Theft of Copyrighted Works: H.R. 2265, amended, to amend the provisions of titles 17 and 18, United States Code, to provide greater copyright protection by amending criminal copyright infringement provisions; **Pages 24323, 24426**

Identification of Illegal Aliens in Local Prisons: H.R. 1493, amended, to require the Attorney General to establish a program in local prisons to identify, prior to arraignment, criminal aliens and aliens who are unlawfully present in the United States (passed by a yea and nay vote of 410 yeas to 2 nays, Roll No. 571); **Pages 24327, 24409**

Apalachicola-Chattahoochee-Flint River Basin Compact: H.J. Res. 91, amended, granting the consent of Congress to the Apalachicola-Chattahoochee-Flint River Basin Compact; **Pages 24332, 24427**

Alabama-Coosa-Tallapoosa River Basin Compact: H.J. Res. 92, amended, granting the consent of Congress to the Alabama-Coosa-Tallapoosa River Basin Compact; **Pages 24336, 24427**

Commercial Space Act: H.R. 1702, amended, to encourage the development of a commercial space industry in the United States; **Pages 24341, 24427**

Salvage Motor Vehicle Consumer Protection: H.R. 1839, amended, to establish nationally uniform requirements regarding the titling and registration of salvage, non-repairable, and rebuilt vehicles (passed by a yea and nay vote of 336 yeas to 72 nays, Roll No. 572); **Pages 24348, 24429**

Federal Employees Health Care Protection: H.R. 1836, amended, to amend chapter 89 of title 5, United States Code, to improve administration of sanctions against unfit health care providers under the Federal Employees Health Benefits Program; **Pages 24356, 24427**

Federal Employees Life Insurance Improvement: H.R. 2675, amended, to require that the Office of Per-

sonnel Management submit proposed legislation under which group universal life insurance and group variable universal life insurance would be available under chapter 87 of title 5, United States Code; **Pages 24361, 24427**

Transfer of Surplus Property From Military Bases: H.R. 404, amended, to amend the Federal Property and Administrative Services Act of 1949 to authorize the transfer to State and local governments of certain surplus property for use for law enforcement or public safety purposes. Agreed to amend the title; **Pages 24363, 24427**

Carson and Santa Fe National Forests Land Conveyance: H.R. 434, amended, to provide for the conveyance of small parcels of land in the Carson National Forest and the Santa Fe National Forest, New Mexico, to the village of El Rito and the town of Jemez Springs, New Mexico; **Pages 24365, 24427**

Expansion of the Eagles Nest Wilderness: S. 588, to provide for the expansion of the Eagles Nest Wilderness within the Arapaho National Forest and the White River National Forest, Colorado, to include land known as the Slate Creek Addition-clearing the measure for the President; **Pages 24367, 24427**

Raggeds Wilderness Boundary Adjustment and Land Conveyance: S. 589, to provide for a boundary adjustment and land conveyance involving the Raggeds Wilderness, White River National Forest, Colorado, to correct the effects of earlier erroneous land surveys—clearing the measure for the President; **Pages 24367, 24427**

Transfer of the Dillon Ranger District, Colorado: S. 591, to transfer the Dillon Ranger District in the Arapaho National Forest to the White River National Forest in the State of Colorado—clearing the measure for the President; **Pages 24368, 24427**

Hinsdale County, Colorado Land Exchange: S. 587, to require the Secretary of the Interior to exchange certain lands located in Hinsdale County, Colorado (passed by a yea and nay vote of 406 yeas with none voting "nay", Roll No. 572) —clearing the measure for the President; **Pages 24368, 24428**

Marjory Stoneman Douglas Wilderness and Ernest F. Coe Visitor Center: S. 931, to designate the Marjory Stoneman Douglas Wilderness and the Ernest F. Coe Visitor Center—clearing the measure for the President; **Page 24369**

Volunteers for Wildlife Act: H.R. 1856, amended, to amend the Fish and Wildlife Act of 1956 to direct the Secretary of the Interior to conduct a volunteer pilot project at one national wildlife refuge in each United States Fish and Wildlife Service region; and **Pages 24370, 24428**

Distribution of Judgment Funds of the Ottawa and Chippewa Indians: H.R. 1604, amended, to provide for the division, use, and distribution of judgment funds of the Ottawa and Chippewa Indians of Michigan pursuant to dockets numbered 18–E, 58, 364, and 18–R before the Indian Claims Commission. **Pages 24373, 24428**

Suspensions—Failed: The House failed to suspend the rules and pass the following measures:

U.S.-Caribbean Trade Partnership Act: H.R. 2644, to provide to beneficiary countries under the Caribbean Basin Economic Recovery Act benefits equivalent to those provided under the North American Free Trade Agreement (failed to pass by a yea and nay vote of 182 yeas to 234 nays, Roll No. 570); and **Pages 24313, 24408**

Burt Lake Band of Ottawa and Chippewa Indians: H.R. 948, to reaffirm and clarify the Federal relationship of the Burt Lake Band as a distinct federally recognized Indian Tribe (failed to pass by a yea and nay vote of 240 yeas to 167 nays, Roll No. 574; 2/3 required to pass). **Pages 24379, 24429**

HELP Scholarships Act: By a yea and nay vote of 191 yeas to 228 nays, Roll No. 569, the House failed to pass H.R. 2746, to amend title VI of the Elementary and Secondary Education Act of 1965 to give parents with low-incomes the opportunity to choose the appropriate school for their children. **Page 24383**

By a yea and nay vote of 203 yeas to 215 nays, Roll No. 568, rejected the Etheridge motion to recommit the bill to the Committee on education and the Workforce with instructions to hold a full, open, and fair hearing and markup on the bill before reporting it to the full House for consideration. **Page 24405**

The House agreed to H. Res. 288, the rule providing for consideration of both H.R. 2746 and H.R. 2616 on October 31. **Page 24027**

Charter Schools Amendments Act of 1997: The House completed general debate on H.R. 2616, to amend titles VI and X of the Elementary and Secondary Education Act of 1965 to improve and expand charter schools. **Page 24413**

Agreed to the Riggs amendment, as modified, that makes technical and clarifying changes relating to best practices of charter schools and the Federal formula allocation during the first year and for successive enrollment expansions. **Page 24425**

Senate Messages: Message received from the Senate today appears on page 24307.

Amendments: Amendment ordered printed pursuant to the rule appears on page 24438.

Quorum Calls—Votes: Seven yea-and-nay votes developed during the proceedings of the House today and appear on pages 24407, 24408, 24409, 24428, and 24429. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 11:48 p.m.

Committee Meetings

BANKING AND THE YEAR 2000 COMPUTER PROBLEM

Committee on Banking and Financial Services: Held a hearing on the Millennium Bug: Banking and the Year 2000 computer problem. Testimony was heard from Edward W. Kelley, Jr., member, Board of Governors, Federal Reserve System; Eugene A. Ludwig, Comptroller of the Currency, Department of the Treasury and Chairman, Federal Financial Institutions Examination Council; and public witnesses.

EPA REGULATORY REINVENTION EFFORTS

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on the Federal-State Relationship: A Look into EPA Regulatory Reinvention Efforts. Testimony was heard from Peter F. Guerrero, Director, Environmental Protection Issues, GAO; J. Charles Fox, Associate Administrator, Office of Reinvention, EPA; and public witnesses.

CHILD SUPPORT ENFORCEMENT SERVICES PRIVATIZATION

Committee on Government Reform and Oversight: Subcommittee on Human Resources held an oversight hearing on Privatization of Child Support Enforcement Services. Testimony was heard from Representative Bilirakis; Mark V. Nadel, Associate Director and David P. Bixler, Assistant Director, GAO; and public witnesses.

POSTAL SERVICE—IMPROVING LABOR MANAGEMENT RELATIONS

Committee on Government Reform and Oversight: Subcommittee on the Postal Service held a hearing on Improving Labor Management Relations in the Postal Service. Testimony was heard from Bernard L. Unger, Director, Government Business Operations Issues, GAO; John Calhoun Wells, Director, Federal Mediation and Conciliation Service; Marvin T. Runyon, Postmaster General and CEO, U.S. Postal Service; and public witnesses.

DOD SUPPORT PROGRAM

Committee on National Security: Subcommittee on Military Research and Development held a hearing on Federal response to domestic terrorism involving weapons of mass destruction—status of Department of Defense support program. Testimony was heard from Representative Skelton; Robert M. Blitzer, Section Chief, Domestic Terrorism Planning Section, FBI, Department of Justice; Catherine H. Light, Director, Terrorism Coordination Unit, FEMA; Lisa E. Gordon-Haggerty, Director, Office of Emergency Response, Department of Energy; and the following officials of the Department of Defense: James Q. Roberts, Principal Director, Deputy Assistant Secretary (Policy and Missions), Office of the Assistant Secretary (Special Operations/Low Intensity Conflict); Raymond Dominquez, Deputy Assistant Secretary, (Forces and Resources) Office of the Assistant Secretary(Special Operations/ Low Intensity Conflict); Maj. Gen. Edward Soriano, USA, Director of Military Assistance, Headquarters; Maj. Gen. George E. Friel, USA, Commander, Chemical-Biological Defense Command; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Forests and Forest Health approved for full Committee action the following bills: H.R. 1659, amended, Mount St. Helens National Volcanic Monument Completion Act; H.R. 2416, provide for the transfer of certain rights and property to the United States Forest Service in exchange for a payment to the occupant of such property; and H.R. 2574, to consolidate certain mineral interest in the National grasslands in Billings County, ND, through the exchange of Federal and private mineral interest to enhance land management capabilities and environmental and wildlife protection.

IRS RESTRUCTURING AND REFORM ACT

Committee on Rules: Granted, by voice vote, a closed rule providing 2 hours of debate on H.R. 2676, Internal Revenue Service Restructuring and Reform Act of 1997. The rule provides that the amendment in the nature of a substitute recommended by the Committee on Ways and Means, as modified by the amendments printed in the report of the Committee on Rules be considered as adopted. The rule waives all points of order against the bill, as amended. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Archer and Representatives Portman, Gekas, Stupak, Farr and Kucinich.

MISCELLANEOUS MEASURES

Committee on Rules: Granted, by voice vote, a rule providing for the consideration of bills in the following manner: First, H.R. 2358, THE POLITICAL FREEDOM IN CHINA ACT, a modified closed amendment process, providing one hour of general debate equally divided between the Chairman and ranking member of the Committee on International Relations, providing that the committee amendment in the nature of a substitute recommended by the Committee on International Relations, as modified by the amendments printed in the report of the Committee on Rules be considered as adopted, and also making in order the Gilman/Markey amendment to be debatable for 30 minutes and finally, providing one motion to recommit, with or without instructions. Second, H.R. 2195, TIGHTENING PROHIBITIONS ON SLAVE LABOR IMPORTS, a closed amendment process, providing one hour of general debate equally divided between the Chairman and ranking member of the Committee on Ways and Means, providing that the com-

mittee amendment in the nature of a substitute recommended by the Committee on Ways and Means be considered as adopted and providing one motion to recommit, with or without instructions. Third, H. Res. 188, ON MISSILE PROLIFERATION, a modified closed amendment process providing one hour of general debate equally divided between the Chairman and ranking member of the Committee on International Relations, providing that the amendments printed in the report of the Committee on Rules be considered as adopted and providing one motion to recommit, with or without instructions. Fourth, H.R. 967, FREE THE CLERGY ACT, a modified closed amendment process, providing one hour of general debate equally divided between the Chairman and ranking member of the Committee on International Relations, providing that the committee amendment in the nature of a substitute recommended by the Committee on International Relations, as modified by the amendment printed in the report of the Committee on Rules be considered as adopted and providing one motion to recommit, with or without instructions. Fifth, H.R. 2570, THE FORCED ABORTION CONDEMNATION ACT, a modified closed amendment process, providing one hour of general debate equally divided between the Chairman and ranking member of the Committee on Judiciary, providing that the amendment printed in the report of the Committee on Rules be considered as adopted and providing one motion to recommit, with or without instructions. Sixth, H.R. 2386, THE TAIWAN MISSILE DEFENSE ACT, a modified closed amendment process, providing one hour of general debate equally divided between the Chairman and ranking member of the Committee on International Relations, providing that the committee amendment in the nature of a substitute recommended by the Committee on International Relations, as modified by the amendments printed in the report of the Committee on Rules be considered as adopted, and providing one motion to recommit, with or without instructions. Seventh, THE COMMUNIST CHINA DESUBSIDIZATION ACT, a modified closed amendment process, providing one hour of general debate equally divided between the Chairman and ranking member of the Committee on Banking and Financial Services, and providing that the amendment printed in the report of the Committee on Rules be considered as adopted and providing one motion to recommit, with or without instructions. Eighth, H.R. 2647, DENIAL OF NORMAL COMMERCIAL STATUS TO THE CHINESE PEOPLE'S LIBERATION ARMY, a modified closed amendment process, providing one hour of general debate equally divided between the Chairman and ranking member of the Committee on International Relations, providing that the committee amendment in the nature of a substitute recommended by the Committee on International Relations be considered as adopted, and providing one motion to recommit, with or without instructions. Ninth, H.R. 2232, CONCERNING RADIO FREE ASIA, a closed amendment process, providing one hour of general debate equally divided between the Chairman and ranking member of the Committee on International Relations, providing that the committee amendment in the nature of a substitute recommended by the Committee on International Relations be considered as adopted, and providing one motion to recommit, with or without instructions. Testimony was heard from Representatives Gilman, McCollum, Mrs. Smith of Washington, Royce, Hamilton, Pelosi, Abercrombie, Harman, and Deutsch.

REPEAL RULE ALLOWING SUBPOENAED WITNESSES TO CHOOSE NOT TO BE PHOTOGRAPHED

Committee on Rules: Held a hearing on H. Res. 298, amending the Rules of the House of Representatives to repeal the rule allowing subpoenaed witnesses to choose not to be photographed at committee hearings. Testimony was heard from Representatives Barr of Georgia, Dingell, Waxman and Frank of Massachusetts.

GLOBAL DIMENSIONS THE MILLENNIUM BUG

Committee on Science: Subcommittee on Technology held hearing on The Global Dimensions of the Millennium Bug. Testimony was heard from Ahmad Kamal, Ambassador and Permanent Representative of Pakistan to the United Nations and Chairman, United Nations Working Group on Informatics; and public witnesses.

OVERSIGHT—U.S. CHINA TRADE RELATIONS

Committee on Ways and Means: Subcommittee on Trade held an oversight hearing on the Future of United States-China Trade Relations and the possible Accession of China to the World Trade Organization. Testimony was heard from the following Senators Liberman and Levin; Representatives Bereuter, Cox of California, and Ewing; Susan G. Esserman, General Counsel, Office of the U.S. Trade Representative; Howard Lang, Acting Deputy Assistant Secretary, East Asia and Pacific Affairs, Department of State; and public witnesses.

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Wednesday, November 5, 1997

Senate

Chamber Action

Routine Proceedings, pages 24454–24542

Measures Introduced: Twelve bills and four resolutions were introduced, as follows: S. 1370–1381, S. Con. Res. 61–63, and S. Res. 143. **Page 24510**

Measures Reported: Reports were made as follows:

S. 1079, to permit the leasing of mineral rights, in any case in which the Indian owners of an allotment that is

located within the boundaries of the Fort Berthold Indian Reservation and held trust by the United States have executed leases to more than 50 percent of the mineral estate of that allotment, with an amendment in the nature of a substitute. (S. Rept. No. 105–139) **Page 24510**

Measures Passed:

Veterans' Compensation: Senate passed H.R. 2367, to amend title 38, United States Code, to provide a cost-of-living adjustment in the rates of disability compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for survivors of such veterans, clearing the measure for the President. **Page 24538**

Native American Housing: Senate passed S. 714, to extend and improve the Native American Veterans Housing Loan Pilot Program of the Department of Veterans Affairs, to extend certain authorities of the Secretary of Veterans Affairs relating to services for homeless veterans, and to extend certain other authorities of the Secretary, after agreeing to a committee amendment in the nature of a substitute. **Page 24538**

American Legion Act Technical Correction: Senate passed S. 1377, to amend the Act incorporating the American Legion to make a technical correction.

Page 24539

Printing Authorization: Senate agreed to S. Res. 143, to authorize the printing of a revised edition of the Senate Election Law Guidebook. **Page 24540**

Printing Authorization: Senate agreed to S. Con. Res. 61, authorizing printing of a revised edition of the publication entitled "Our Flag". **Page 24540**

Printing Authorization: Senate agreed to S. Con. Res. 62, authorizing printing of the brochure entitled "How Our Laws Are Made". **Page 24540**

Printing Authorization: Senate agreed to S. Con. Res. 63, authorizing printing of the pamphlet entitled "The Constitution of the United States of America".

Page 24540

Use of Official Mail Extension: Senate passed S. 1378, to extend the authorization of use of official mail in the location and recovery of missing children.

Page 24540

Reciprocal Trade Agreement/Fast Track: Senate began consideration of S. 1269, to establish objectives for negotiating and procedures for implementing certain trade agreements. **Page 24456**

During consideration of this measure today, Senate took the following action:

By 68 yeas to 31 nays (Vote No. 294), Senate agreed to a motion to proceed to consideration of the bill.

Page 24456

Nomination—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of the nomination of Ronald Lee Gilman, of Tennessee, to be United States Circuit Judge for the Sixth Circuit, on Thursday, November 6, 1997, with a vote to occur thereon. **Page 24540**

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 100 yeas (Vote No. 293 EX), James S. Gwin, of Ohio, to be United States District Judge for the Northern District of Ohio.

Pages 24460, 24541

William P. Greene, Jr., of West Virginia, to be an Associate Judge of the United States Court of Veterans Appeals for the term of fifteen years.

Nancy Jo Powell, of Iowa, to be Ambassador to the Republic of Uganda.

Amelia Ellen Shippy, of Washington, to be Ambassador to the Republic of Malawi.

Nancy Killefer, of Florida, to be an Assistant Secretary of the Treasury.

Jo Ann Jay Howard, of Texas, to be Federal Insurance Administrator, Federal Emergency Management Agency.

Richard F. Keevey, of Virginia, to be Chief Financial Officer, Department of Housing and Urban Development.

Barbara K. Bodine, of California, to be Ambassador to the Republic of Yemen.

Johnny Young, of Maryland, to be Ambassador to the State of Bahrain.

Espiridion A. Borrego, of Texas, to be Assistant Secretary of Labor for Veterans' Employment and Training.

Jacques Gansler, of Virginia, to be Under Secretary of Defense for Acquisition and Technology.

Richard J. Griffin, of Illinois, to be Inspector General, Department of Veterans Affairs.

Robin Lynn Raphel, of Washington, to be Ambassador to the Republic of Tunisia.

Duncan T. Moore, of New York, to be an Associate Director of the Office of Science and Technology Policy.

Joseph Thompson, of New York, to be Under Secretary for Benefits of the Department of Veterans Affairs.

Hank Brown, of Colorado, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring April 6, 2000.

Penne Percy Korth, of Texas, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2000.

Routine lists in the Coast Guard. **Page 24540**

Nominations Received: Senate received the following nominations:

Darryl R. Wold, of California, to be a Member of the Federal Election Commission for a term expiring April 30, 2001.

Rebecca M. Blank, of Illinois, to be a Member of the Council of Economic Advisers. **Page 24541**

Messages From the House: Page 24509
Measures Referred: Page 24510
Communications: Page 24510
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Statements on Introduced Bills: Page 24511
Additional Cosponsors: Page 24526
Amendments Submitted: Page 24527
Authority for Committees: Page 24530
Additional Statements: Page 24530

Record Votes: Two record votes were taken today. (Total—294) Pages 24461, 24510

Adjournment: Senate convened at 9:30 a.m., and adjourned at 6:04 p.m., until 9:30 a.m., on Thursday, November 6, 1997. (For Senate's program, see the remarks of the Assistant Majority Leader in today's Record on page 24541.)

Committee Meetings

FOREIGN INVOLVEMENT IN U.S. SECURITIES

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions and Regulatory Relief concluded hearings to examine the presence of foreign governments and companies, particularly China, in United States securities and banking sectors, and on S. 1315 and provisions of H.R. 2772, measures to establish an Office of National Security within the Securities and Exchange Commission, and provide for the monitoring of the extent of foreign involvement in United States securities markets, financial institutions, and pension funds, after receiving testimony from Representative Solomon; Roger W. Robinson, Jr., RWR, Inc., former Senior Director of International Economic Affairs, National Security Council, and Richard D. Fisher, Heritage Foundation, both of Washington, D.C.; and R. Montana Quon, Potomac Foundation, McLean, Virginia.

NOMINATIONS

Committee on Energy and Natural Resources: Committee ordered favorably reported the nominations of Linda Key Breathitt, of Kentucky, and Curt Herbert, Jr., of Mississippi, each to be a Member of the Federal Energy Regulatory Commission, Department of Energy.

DOT HEADQUARTERS FACILITY

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure concluded hearings to examine the General Services Administration's proposal to construct or otherwise acquire a facility to house the headquarters of the Department of Transportation, after receiving testimony from Paul Chistolini, Deputy Commissioner, Public Buildings Service, General Services Administration; and Peter J. Basso, Acting Assistant Secretary of Transportation for Budget and Programs.

WOMEN'S HEALTH CARE

Committee on Finance: Subcommittee on Health Care concluded hearings on S. 249, to require that health plans provide coverage for a minimum hospital stay for mastectomies and lymph node dissection for the treatment of breast cancer, coverage for reconstructive surgery following mastectomies, and coverage for secondary consultations, after receiving testimony from Senators D'Amato, Feinstein, and Snowe; Representative Kelly; Gail R. Wilensky, Project HOPE, Bethesda, Maryland; Mary Armao McCarthy, American College of Obstetricians and Gynecologists of New York State, Albany; Lillie Shockney, Johns Hopkins Hospital Breast Center, Baltimore, Maryland; and Frances M. Visco, National Breast Cancer Coalition, Philadelphia, Pennsylvania.

NATO ENLARGEMENT

Committee on Foreign Relations: Committee resumed hearings to examine certain issues with regard to the inclusion of Poland, Hungary, and the Czech Republic to the North Atlantic Treaty Organization (NATO), receiving testimony from Jan Nowak, Central and Eastern European Coalition, Annandale, Virginia; Mati Koiva, Joint Baltic American National Committee, Inc./Estonian American National Council, Rockville, Maryland; Adrian Karatnycky, Freedom House, and David A. Harris, American Jewish Committee, both of New York, New York; Alvin Z. Rubinstein, University of Pennsylvania, Philadelphia; Edward J. Moskal, Polish American Congress, Chicago, Illinois; and Frank Koszorus, Jr., Hungarian American Coalition, Robert W. Doubek, American Friends of the Czech Republic, Daniel Plesch, British American Security Information Council, David C. Acheson, Atlantic Council of the United States, Adm. Jack Shanahan, USN (Ret.), Center for Defense Information, Charles S. Ciccolella, American Legion, John T. Joyce, International Union of Bricklayers and Allied Craftworkers, Col. Herbert N. Harmon, USMCR, Reserve Officers Association of the United States, and Paula Stern, Stern Group, all of Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following business items:

S. 336, to convert certain excepted service positions in the United States Fire Administration to competitive service positions;

S. 845, to transfer to the Secretary of Agriculture the authority to conduct the census of agriculture every five years beginning in 1998;

H.R. 2366, to transfer to the Secretary of Agriculture the authority to conduct the census of agriculture;

H.R. 1316, to amend Federal law concerning the order of precedence to be applied in the payment of life insurance benefits;

S. 758, to make certain technical corrections to the Lobbying Disclosure Act of 1995;

H.R. 2564, to designate the United States Post Office located at 450 North Centre Street in Pottsville, Pennsylvania, as the "Peter J. McCloskey Postal Facility";

H.R. 681, to designate the United States Post office building located at 313 East Broadway in Glendale, California, as the "Carlos J. Moorhead Post Office Building";

H.R. 282, to designate the United States Post Office building located at 153 East 110th Street, New York, New York, as the "Oscar Garcia Rivera Post Office Building";

H.R. 2129, to designate the United States Post Office located at 150 North 3rd Street in Steubenville, Ohio, as the "Douglas Applegate Post Office";

S. 222, to establish an advisory commission to provide advice and recommendations on the creation of an integrated, coordinated Federal policy designed to prepare for and respond to serious drought emergencies, with an amendment in the nature of a substitute;

H.R. 497, to repeal the Federal charter of Group Hospitalization and Medical Services, Inc., with an amendment in the nature of a substitute; H.R. 1953, to clarify State authority to tax compensation paid to certain employees on Federal reservations which straddle State borders;

S. 294, to establish Federal penalties for the killing or attempted killing of a law enforcement officer of the District of Columbia; and

The nominations of Ernesta Ballard, of Alaska, to be a Governor of the United States Postal Service, Dale Cabaniss, of Virginia, to be a Member of the Federal Labor Relations Authority, Susanne T. Marshall, of Virginia, to be a Member of the Merit Systems Protection Board, and Anita M. Josey and John M. Campbell, each to be an Associate Judge of the Superior Court of the District of Columbia.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Seth Waxman, of the District of Columbia, to be Solicitor General of the United States, after the nominee, who was introduced by Senator Lieberman and Delegate Eleanor Holmes Norton, testified and answered questions in his own behalf.

IMMIGRATION BORDER IMPROVEMENT

Committee on the Judiciary: Subcommittee on Immigration held hearings to examine the effects of Section 110 of the Illegal Immigration Reform and Immigrant Responsibility Act which requires the Immigration and Naturalization Service to develop an automated system for documenting the arrival and departure of every alien entering or leaving the United States, and S. 1360, to amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to clarify and improve the requirements for the development of an automated entry-exit control system, and to enhance land border control and enforcement, receiving testimony from Senators Collins, D'Amato, Grams, Murray, and Dorgan; Representatives LaFalce and Quinn; Michael J. Hrinyak, Deputy Assistant Commissioner for Inspections, Immigration and Naturalization Service, Department of Justice; Eric Kunsman, Director, Office of Canadian Affairs, Bureau of European and Canadian Affairs, Department of State; Hallock Northcott, Travel Industry Association of America, and Gregori Lebedev, on behalf of the American Trucking Associations, Inc. and the Canadian Trucking Alliance, both of Washington, D.C.; Dan Stamper, Detroit International Bridge Company, Detroit, Michigan; William J. Stenger, Jay Peak Ski Resort, Jay, Vermont; and Gerald Schwebel, Laredo, Texas, on behalf of the Border Trade Alliance and the Laredo Development Foundation.

NATIONAL INFRASTRUCTURE PROTECTION

Committee on the Judiciary: Subcommittee on Technology, Terrorism, and Government Information concluded hearings to review the findings and recommendations of the President's Commission on Critical Infrastructure Protection report, and to examine policy implications of new risks to the information-based national infrastructure, after receiving testimony from John J. Hamre, Deputy Secretary of Defense; and Robert T. Marsh, former Chairman, President's Commission on Critical Infrastructure Protection.

JUVENILE CRIME PREVENTION

Committee on the Judiciary: Subcommittee on Youth Violence concluded hearings to examine the effectiveness of Federal crime prevention programs that serve at-risk and delinquent youth, after receiving testimony from Cornelia M. Blanchette, Associate Director, Education and Employment Issues, Health, Education, and Human Services Division, General Accounting Office; Kent Markus, Counselor to the Attorney General for Youth Violence, Department of Justice; James Wootton, Safe Streets Coalition, Washington, D.C.; Lawrence W. Sherman, University of Maryland, College Park; and Paul F. Evans, Boston Police Department, Boston, Massachusetts.

BUSINESS MEETING

Committee on Rules and Administration: Committee met to consider pending administrative business.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 2814, 2815, and 2817–2830; 2 private bills, H.R. 2816 and 2831; and 3 resolutions, H. Res. 304 and 307–08, were introduced.

Page 24656

Reports Filed: Reports were filed as follows:

H.R. 2440, to make technical amendments to section 10 of title 9, United States Code (H. Rept. 105–381);

H. Res. 301, amending the Rules of the House of Representatives to repeal the exception to the requirement that public committee proceedings be open to all media (H. Rept. 105–382);

H. Res. 305, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 105–383); and

H. Res. 306, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 105–384). **Page 24656**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Sununu to act as Speaker pro tempore for today. **Page 24543**

Journal: By a yea and nay vote of 353 yeas to 48 nays, Roll No. 575, agreed to the Speaker's approval of the Journal of Tuesday, November 4, 1997.

Pages 24543, 24547

Thirteenth Congressional District, New York: Read a message from the Clerk wherein she transmitted a letter from the Deputy Executive Director, State Board of Elections, State of New York, indicating that Vito Fossella was elected Representative in Congress for the Thirteenth Congressional District, State of New York. Subsequently, the House agreed by unanimous consent to administer the oath of office to Representative-elect Fossella.

Page 24548

Member Sworn: Representative-elect Vito Fossella presented himself in the well of the House and was administered the oath of office by the Speaker. **Page 24548**

IRS Restructuring and Reform Act of 1997: By a yea and nay vote of 426 yeas to 4 nays, Roll No. 577, the House passed H.R. 2676, to amend the Internal Revenue Code of 1986 to restructure and reform the Internal Revenue Service. **Page 24553**

The Clerk was authorized to correct section numbers, punctuation, and cross references and to make such other technical and conforming changes as may be necessary to reflect the actions of the House in amending H.R. 2676.

Page 24596

Earlier, the House agreed to H. Res. 303, the rule that provided for consideration of the bill by a voice vote. Pursuant to the rule, the amendment in the nature of a substitute now printed in the bill, modified by the amendments printed in H. Rept. 105–380, accompanying the rule, were considered as adopted. **Page 24549**

Representative Capps of California Introduced Bill: Agreed that Representative Gilman be considered as the first sponsor of H.R. 2009, to amend the Social Security Act to waive the 24 month waiting period for Medicare coverage of individuals disabled with amyotrophic lateral sclerosis (ALS), to provide Medicare coverage of drugs used for treatment of ALS, and to amend the Public Health Service Act to increase Federal funding for research on ALS, a bill originally introduced by the late Representative Capps of California. **Page 24613**

United States Policy Re China: By a yea and nay vote of 237 yeas to 184 nays, Roll No. 578, the House agreed to H. Res. 302, the rule providing for consideration of nine measures, H. Res. 188, H.R. 967, H.R. 2195, H.R. 2232, H.R. 2358, H.R. 2386, H.R. 2570, H.R. 2605, and H.R. 2647, relating to the policy of the U.S. with respect to China. Agreed to the Solomon technical amendment to the rule. **Page 24604**

Political Freedom In China Act: The House passed H.R. 2358, to provide for improved monitoring of human rights violations in the People's Republic of China by a recorded vote of 416 ayes to 5 noes, Roll No. 580.

Page 24613

Agreed to the Gilman amendment that extends the Congressional Review period for licensing of nuclear exports to China from 30 to 120 days and provides for expedited procedures for consideration of a joint resolution of disapproval for any licensing agreement (agreed to by yea and nay vote of 394 yeas to 29 nays, Roll No. 579).

Page 24622

Pursuant to the rule, the amendments recommended by the Committee on International Relations now printed in the bill and the Abercrombie, Porter, Mrs. Smith of Washington, and Gilman amendments printed in part 1–A of H. Rept. 105–379, the report accompanying the rule, were considered as adopted. **Page 24613**

Laogai Slave Labor Products Act: The House passed H.R. 2195, to provide for certain measures to increase monitoring of products of the People's Republic of China that are made with forced labor by a recorded vote of 419 ayes to 2 noes with 1 voting "present", Roll No. 582. Agreed to amend the title. **Page 24631**

A point of order was sustained against the Taylor of Mississippi motion to recommit the bill to the Committee on Ways and Means with instructions to report it back forthwith with an amendment dealing with the tariff schedules between the United States and China. By a yea and nay vote of 217 yeas to 202 nays, Roll No. 581, agreed to table the motion to appeal the ruling of the Chair. **Page 24642**

Pursuant to the rule, the amendment in the nature of a substitute recommended by the Committee on Ways and Means was considered as adopted. **Page 24631**

Question of Privilege of the House: The Speaker ruled that H. Res. 307, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 217 ayes to 194 noes with 1 voting "present", Roll No. 583. **Page 24645**

Motion to Adjourn: Agreed to the Armey motion to adjourn by a recorded vote of 216 ayes to 192 noes, Roll No. 584. **Page 24653**

Senate Messages: Message received from the Senate today appears on page 24543.

Referrals: S. 940, to provide for a study of the establishment of Midway Atoll as a national memorial to the Battle of Midway was referred to the Committee on Resources and S. 1324, to de-authorize a portion of the project for navigation, Biloxi Harbor, Mississippi was referred to the Committee on Transportation and Infrastructure. **Page 24654**

Quorum Calls—Votes: One quorum call, Roll No. 576, five yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 24547, 24589, 24595, 24612, 24629, 24630, 24643, 24644, 24652, and 24653. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 11:26 p.m.

Committee Meetings

FOREST RECOVERY AND PROTECTION ACT

Committee on Agriculture: Subcommittee on Forestry, Resource Conservation, and Research approved for full Committee action amended H.R. 2515, Forest Recovery and Protection Act of 1997.

FEDERAL CROP INSURANCE PROGRAM

Committee on Agriculture: Subcommittee on Risk Management and Specialty Crops held a hearing to review the Federal Crop Insurance Program. Testimony was heard from the following officials of the USDA: Dallas Smith, Deputy Under Secretary, Farm and Foreign Agricultural Services; and Ken Ackerman, Administrator, Risk Management Agency; and public witnesses.

HOMELESS HOUSING PROGRAMS CONSOLIDATION AND FLEXIBILITY ACT

Committee on Banking and Financial Services: Ordered reported amended H.R. 217, Homeless Housing Programs Consolidation and Flexibility Act.

INTERNATIONAL GLOBAL CLIMATE CHANGE NEGOTIATIONS STATUS

Committee on Commerce: Subcommittee on Energy and Power held a hearing on the Status of International Global Climate Change Negotiations focusing on the upcoming global climate change agreement negotiations in Kyoto, Japan. Testimony was heard from Timothy E. Wirth, Under Secretary, Global Affairs, Department of State.

MOLTEN METAL TECHNOLOGY FUNDING

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on the Department of Energy's Funding of Molten Metal Technology. Testimony was heard from public witnesses.

OVERSIGHT—TEAMSTER'S ELECTION

Committee on Education and the Workforce: Approved a motion to approve a Contract Agreement to provide services to the Committee in relation to the oversight investigation of the International Brotherhood of Teamsters election.

CSRS-FERS OPEN SEASON—WHAT ARE THE MERITS?

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on "CSRS-FERS OPEN SEASON-What Are the Merits?". Testimony was heard from William E. Flynn, Associate Director, Retirement and Insurance Service, OPM; Michael Brostek, Associate Director, Federal Workforce and Management Issues, GAO; and Paul Van de Water, Assistant Director, Budget Analysis Division, CBO.

OVERSIGHT—FEDERAL ADVISORY COMMITTEE ACT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held an oversight hearing on the Federal Advisory Committee Act. Testimony was heard from L. Nye Stevens, Director, Federal Management and Workforce Issues, General Government Division, GAO; G. Martin Wagner, Associate Administrator, Government-wide Policy, GSA; Bruce Alberts, President, National Academy of Sciences; and public witnesses.

SOLDIERS WITHOUT BORDERS—CRISIS IN CENTRAL AFRICA

Committee on International Relations: Held a hearing on "Soldiers Without Borders: Crisis in Central Africa". Testimony was heard from the following officials of the Department of State: Bill Richardson, Ambassador to the United Nations; and Howard Wolpe, Special Envoy, Bureau of African Affairs; and public witnesses.

ANTITRUST ENFORCEMENT AGENCIES

Committee on the Judiciary: Held an oversight hearing on The Antitrust Enforcement Agencies: The Antitrust Division of the Department of Justice and the Bureau of Competition of the Federal Trade Commission. Testimony was heard from Joel Klein, Assistant Attorney General, Antitrust Division, Department of Justice; Robert Pitofsky, Chairman, FTC; and public witnesses.

INTERNET DOMAIN NAME TRADEMARK PROTECTION

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held an oversight hearing on the

Internet Domain Name Trademark Protection. Testimony was heard from Bruce Lehman, Assistant Secretary and Commissioner of Patent and Trademarks, Patent and Trademark Office, Department of Commerce; and public witnesses.

HEALTH PROFESSIONAL SHORTAGE AREA NURSING RELIEF ACT

Committee on the Judiciary: Subcommittee on Immigration and Claims held a hearing H.R. 2759, Health Professional Shortage Area Nursing Relief Act of 1997. Testimony was heard from Representative Rush; Neil Sampson, Acting Associate Administrator, Health Professions, Health Resources and Services Administration, Department of Health and Human Services; and public witnesses.

BALLISTIC MISSILE THREAT POSED BY IRAN

Committee on National Security: Subcommittee on Military Research and Development held a hearing on the ballistic missile threat posed by Iran. Testimony was heard from Lt. Gen. Lester Lyles, USAF, Director, Ballistic Missile Defense Organization, Department of Defense.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following bills: H.R. 755, amended, to amend the Internal Revenue Code of 1986 to allow individuals to designate and portion of their income tax overpayments, and to make other contributions, for the benefit of units of the National Park System; H.R. 1309, to provide for an exchange of lands with the city of Greeley, Colorado, and The Water Supply and Storage Company to eliminate private inholdings in wilderness areas; and H.R. 1567, amended, Eastern Wilderness Act.

AMENDING HOUSE RULES—REPEAL EXCEPTION TO REQUIREMENT THAT COMMITTEE PROCEEDINGS BE OPENED TO ALL MEDIA

Committee on Rules: Ordered reported, by a roll call vote of 7 to 2, H.Res. 301, Amending the Rules of the House of Representatives to repeal the exception to the requirement that public committee proceedings be open to all media.

EXPEDITED PROCEDURES

Committee on Rules: Granted, by a voice vote, a rule waiving clause 4(b) of rule XI (requiring a two-thirds vote to consider a rule on the same day it is reported from the Rules Committee) against certain resolutions reported from the Rules Committee. The rule applies the waiver to a special rule reported before November 10, 1997 providing for consideration of a bill or joint resolution making appropriations for the fiscal year ending September 30, 1998, any amendment thereto, any conference report thereon, or any amendment reported in disagreement from a conference thereon. The waiver also applies to a special rule reported before November 10, 1997 providing for consideration of a bill or joint resolution making continuing appropriations for the fiscal year ending September 30, 1998, any amendment thereto, any conference report thereon, or any amendment reported in disagreement from a conference thereon. The rule provides that the Speaker may entertain motions to suspend the rules at any time before November 10, 1997 provided that the object of the motion is announced from the floor at least one hour before the motion is offered and that the Speaker shall consult with the Minority Leader in scheduling legislation under this authority to suspend the rules.

EXPEDITED PROCEDURES—REMAINDER OF FIRST SESSION OF 105TH CONGRESS

Committee on Rules: Additionally, granted, by a vote of 8 to 3, a rule waiving clause 4(b) of rule XI (requiring a two-thirds vote to consider a rule on the same day it is reported from the Rules Committee) against certain resolutions reported from the Rules Committee. The rule applies the waiver to a special rule reported before November 10, 1997 providing for consideration of a bill or joint resolution making appropriations for the fiscal year ending September 30, 1998, any amendment thereto, any conference report thereon, or any amendment reported in disagreement from a conference thereon. The waiver also applies to a special rule reported before November 10, 1997 providing for consideration of a bill or joint resolution making continuing appropriations for the fiscal year ending September 30, 1998, any amendment thereto, any conference report thereon, or any amendment reported in disagreement from a conference thereon. The rule provides that the Speaker may entertain motions to suspend the rules at any time before November 10, 1997 provided that the object of the motion is announced from the floor at least one hour before the motion is offered and that the Speaker shall consult with the Minority Leader in scheduling legislation under this authority to suspend the rules. Finally, the rule provides that during the remainder of the First Session of the 105th Congress, the Speaker may not recognize a member other than the Majority Leader or the Minority Leader to offer from the floor, or to announce an intention to offer, a resolution as a question of the privileges of the House. Also, the rule provides that the Speaker may postpone consideration of any noticed resolution as a question of the privileges of the House prior to the adoption of this resolution during the remainder of the First Session of the 105th Congress.

INTERNATIONAL SPACE STATION STATUS AND COST OVERRUNS

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on International Space Station Status and Cost Overruns. Testimony was heard from Wilbur Trafton, Associate Administrator, Office of Space

Flight, NASA; Allen Li, Associate Director, GAO; and a public witnesses.

NONPROLIFERATION

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

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Thursday, November 6, 1997

Senate

Chamber Action

Routine Proceedings, pages 24658–24770

Measures Introduced: Fifteen bills and four resolutions were introduced, as follows: S. 1382–1396, S. Res. 144 and 145, and S. Con. Res. 64 and 65. **Page 24728**

Measures Reported: Reports were made as follows:

S. 1193, to amend chapter 443 of title 49, United States Code, to extend the authorization of the aviation insurance program, with an amendment in the nature of a substitute. (S. Rept. No. 105–140)

H.R. 282, to designate the United States Post Office building located at 153 East 110th Street, New York, New York, as the "Oscar Garcia Rivera Post Office Building".

H.R. 497, to repeal the Federal charter of Group Hospitalization and Medical Services, Inc, with an amendment in the nature of a substitute.

H.R. 681, to designate the United States Post Office building located at 313 East Broadway in Glendale, California, as the "Carlos J. Moorhead Post Office Building".

H.R. 1316, to amend chapter 87 of title 5, United States Code, with respect to the order of precedence to be applied in the payment of life insurance benefits.

H.R. 2129, to designate the United States Post Office located at 150 North 3rd Street in Steubenville, Ohio, as the "Douglas Applegate Post Office".

H.R. 2564, to designate the United States Post Office located at 450 North Centre Street in Pottsville, Pennsylvania, as the "Peter J. McCloskey Postal Facility".

H.R. 2610, to amend the National Narcotics Leadership Act of 1988 to extend the authorization for the Office of National Drug Control Policy until September 30, 1999, to expand the responsibilities and powers of the Director of the Office of National Drug Control Policy, with an amendment in the nature of a substitute.

S. Res. 93, designating the week beginning November 23, 1997, and the week beginning on November 22, 1998, as "National Family Week".

S. 191, to throttle criminal use of guns, with an amendment in the nature of a substitute.

S. 336, to convert certain excepted service positions in the United States Fire Administration to competitive service positions.

S. 508, to provide for the relief of Mai Hoa "Jasmin" Salehi.

S. 857, for the relief of Roma Salobrit.

S. 1304, for the relief of Belinda McGregor, with amendments.

S. 1336, for the relief of Roy Desmond Moser.

S. 1337, for the relief of John Andre Chalot.

S. 1371, to establish felony violations for the failure to pay legal child support obligations. **Page 24728**

Measures Passed:

Enrollment Correction: Senate agreed to S. Con. Res. 64, to provide for corrections to be made in the enrollment of H.R. 1119, National Defense Authorizations Act. **Page 24708**

National Defense Authorizations Act—Conference Report: By 90 yeas to 10 nays (Vote No. 296), Senate agreed to the conference report on H.R. 1119, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, clearing the measure for the President. **Page 24661**

Intelligence Authorizations—Conference Report: Senate agreed to the conference report on S. 858, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System. **Pages 24708, 24711**

Reciprocal Trade Agreement/Fast Track: Senate began consideration of S. 1269, to establish objectives for negotiating and procedures for implementing certain trade agreements, taking action on amendments proposed thereto, as follows: **Pages 24713, 24720**

Adopted:

Inhofe Amendment No. 1602, to establish a research and monitoring program for the national ambient air quality standards for ozone and particulate matter and to reinstate the original standards under the Clean Air Act. **Pages 24713, 24720**

Pending:

Dorgan Amendment No. 1594, to establish an emergency commission to end the trade deficit. **Page 24713**

Nominations Confirmed: Senate confirmed the following nominations:

By 98 yeas to 1 nay (Vote No. 295 EX), Ronald Lee Gilman, of Tennessee, to be United States Circuit Judge for the Sixth Circuit. **Pages 24658, 24769**

George Edward Moose, of Maryland, to be Representative of the United States of America to the European Office of the United Nations, with the rank of Ambassador.

F. Amanda DeBusk, of Maryland, to be an Assistant Secretary of Commerce.

Lange Schermerhorn, of New Jersey, to be Ambassador to the Republic of Djibouti.

Brenda Schoonover, of Maryland, to be Ambassador to the Republic of Togo.

Victor Marrero, of New York, to be the Permanent Representative of the United States to the Organization of American States, with the rank of Ambassador.

Patricia Watkins Lattimore, of the District of Columbia, to be an Assistant Secretary of Labor.

Jeanette C. Takamura, of Hawaii, to be Assistant Secretary for Aging, Department of Health and Human Services.

Julia Taft, of the District of Columbia, to be an Assistant Secretary of State.

Kathryn Walt Hall, of Texas, to be Ambassador to the Republic of Austria.

R. Roger Majak, of Virginia, to be an Assistant Secretary of Commerce.

Alexander R. Vershbow, of the District of Columbia, to be United States Permanent Representative on the Council of the North Atlantic Treaty Organization, with the rank and status of Ambassador Extraordinary and Plenipotentiary.

Edward M. Gabriel, of the District of Columbia, to be Ambassador to the Kingdom of Morocco.

David L. Aaron, of New York, to be Under Secretary of Commerce for International Trade.

Susan Robinson King, of the District of Columbia, to be an Assistant Secretary of Labor.

Joseph A. Presel, of Rhode Island, to be Ambassador of the United States of America to the Republic of Uzbekistan.

Richard Frank Celeste, of Ohio, to be Ambassador to India.

Shaun Edward Donnelly, of Indiana, to be Ambassador to the Democratic Socialist Republic of Sri Lanka, and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Maldives.

Edward S. Walker, Jr., of Maryland, to be Ambassador to Israel.

Stanley Tuemler Escudero, of Florida, to be Ambassador to the Republic of Azerbaijan.

Daniel Fried, of the District of Columbia, to be Ambassador to the Republic of Poland.

James Carew Rosapepe, of Maryland, to be Ambassador to Romania.

Peter Francis Tufo, of New York, to be Ambassador to the Republic of Hungary.

B. Lynn Pascoe, of Virginia, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as Special Negotiator for Nagorno-Karabakh.

David Timothy Johnson, of Georgia, a Career Member of the Senior Foreign Service, Class of Counselor, for the rank of Ambassador during his tenure of service as Head of the United States Delegation to the Organization for Security and Cooperation in Europe (OSCE).

Kathryn Linda Haycock Proffitt, of Arizona, to be Ambassador to the Republic of Malta.

William H. Twaddell, of Rhode Island, to be Ambassador to the Federal Republic of Nigeria.

Steven J. Green, of Florida, to be Ambassador to the Republic of Singapore.

Daniel Charles Kurtzer, of Maryland, to be Ambassador to the Arab Republic of Egypt.

Steven Karl Pifer, of California, to be Ambassador to Ukraine.

Cameron R. Hume, of New York, to be Ambassador to the Democratic and Popular Republic of Algeria.

Thomas J. Miller, of Virginia, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as Special Coordinator for Cyprus.

Amy L. Bondurant, of the District of Columbia, to be Representative of the United States of America to the Organization for Economic Cooperation and Development, with the rank of Ambassador.

Gerald S. McGowan, of Virginia, to be Ambassador to the Republic of Portugal.

Lyndon Lowell Olson, Jr., of Texas, to be Ambassador to Sweden.

Christopher C. Ashby, of Connecticut, to be Ambassador to the Oriental Republic of Uruguay.

James A. Larocco, of Virginia, to be Ambassador to the State of Kuwait.

Phyllis E. Oakley, of Louisiana, to be an Assistant Secretary of State.

Mary Mel French, of the District of Columbia, to be Chief of Protocol, and to have the rank of Ambassador during her tenure of service.

David B. Hermelin, of Michigan, to be Ambassador to Norway. Page 24767

Nominations Received: Senate received the following nominations:

John Paul Hammerschmidt, of Arkansas, to be a Member of the Board of Directors of the Metropolitan Washington Airports Authority for a term of four years.

Christine O. C. Miller, of the District of Columbia, to be a Judge of the United States Court of Federal Claims for a term of fifteen years. (Reappointment)

Rosemary S. Pooler, of New York, to be United States Circuit Judge for the Second Circuit.

Robert D. Sack, of New York, to be United States Circuit Judge for the Second Circuit.

Jeanne Hurley Simon, of Illinois, to be a Member of the National Commission on Libraries and Information Science for a term expiring July 19, 2002.

Routine lists in the Air Force, Coast Guard.

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Messages From the House: Page 24727

Measures Referred: Page 24727

Communications: Page 24727

Executive Reports of Committees: Page 24728

Statements on Introduced Bills: Page 24729

Additional Cosponsors: Page 24745

Amendments Submitted: Page 24749

Authority for Committees: Page 24755

Additional Statements: Page 24755

Record Votes: Two record votes were taken today. (Total—296) Pages 24661, 24708

Adjournment: Senate convened at 9:30 a.m., and adjourned at 7:06 p.m., until 9:30 a.m., on Friday, November 7, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 24768.)

Committee Meetings

EDUCATION FUNDING

Committee on the Budget: Committee concluded hearings to examine the current state of the national education system, focusing on the development and effectiveness of Federal compensatory education programs, after receiving testimony from Carlotta C. Joyner, Director, Education and Employment Issues, Health, Education, and Human Services Division, General Accounting Office; Maris A. Vinovskis, University of Michigan, Ann Arbor, former Research Advisor, Department of Education; Madeleine Will, Community Options, Inc., Princeton, New Jersey, former Assistant Secretary of Education for Special Education and Rehabilitative Services; and Carley Ochoa, Riverside Unified School District, Riverside, California.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following bills:

S. 1287, to assist in the conservation of Asian elephants by supporting and providing financial resources for the conservation programs of nations within the range of Asian elephants and projects of persons with demonstrated expertise in the conservation of Asian elephants, with an amendment; and

H.R. 1787, to assist in the conservation of Asian elephants by supporting and providing financial resources for the conservation programs of nations within the range of Asian elephants and projects of persons with demonstrated expertise in the conservation of Asian elephants.

CHINA

Committee on Foreign Relations: Committee concluded hearings to examine the commercial activities of China's People's Liberation Army and the impact of those activities on United States national security and U.S.-China military relations, after receiving testimony from Susan L. Shirk, Deputy Assistant Secretary of State for East Asian and Pacific Affairs; Kurt Campbell, Deputy Assistant Secretary of Defense for Asian and Pacific Affairs; Dolores F. Harrod, Deputy Assistant Secretary of Commerce for International Operations; Jeffrey L. Fiedler, Food and Allied Service Trades Department (AFL–CIO), Washington, D.C.; Victor Kiam, Remington Products Company and ITI China Holdings, Inc., New York, New York; and James Mulvenon, RAND Corporation, Santa Monica, California.

UNITED NATIONS REFORM

Committee on Foreign Relations: Subcommittee on International Operations held hearings on proposals to reform the management and financial control of the United Nations, receiving testimony from Richard Sklar, United States Representative to the United Nations for Management and Reform; Joseph E. Connor, United Nations Under-Secretary-General for Management; and John G. Ruggie, United Nations Assistant Secretary-General.

Hearings were recessed subject to call.

MUSIC VIOLENCE

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia concluded hearings to examine the impact of violent music lyrics on youth behavior in the District of Columbia and across the nation, after receiving testimony from Senator Lieberman; Frank Palumbo, on behalf of the American Academy of Pediatrics, and Hilary Rosen, Recording Industry Association of America, both of Washington, D.C.; C. Delores Tucker, National Political Congress of Black Women, Inc., Silver Spring, Maryland; Donald F. Roberts, Stanford University, Stanford, California; and Raymond Kuntz, Burlington, North Dakota.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Seth Waxman, of the District of Columbia, to be Solicitor General of the United States, Department of Justice, Stanley Marcus, of Florida, to be United States Circuit Judge for the Eleventh Circuit, Lynn S. Adelman, to be United States District Judge for the Eastern District of Wisconsin, Ann L. Aiken, to be United States District Judge for the District of Oregon, Charles R. Breyer, to be United States District Judge for the Northern District of California, A. Richard Caputo, to be United States District Judge for the Middle District of Pennsylvania, Frank C. Damrell, Jr., to be United

States District Judge for the Eastern District of California, Jerome B. Friedman, to be United States District Judge for the Eastern District of Virginia, Martin J. Jenkins, to be United States District Judge for the Northern District of California, Bruce C. Kauffman, to be United States District Judge for the Eastern District of Pennsylvania, Michael P. McCuskey, to be United States District Judge for the Central District of Illinois, G. Patrick Murphy, to be United States District Judge for the Southern District of Illinois, Frederica A. Massiah-Jackson, to be United States District Judge for the Eastern District of Pennsylvania, Norman K. Moon, to be United States District Judge for the Western District of Virginia, Rodney W. Sippel, to be United States District Judge for the Eastern and Western Districts of Missouri, James William Blagg, to be United States Attorney for the Western District of Texas, and G. Douglas Jones, to be United States Attorney for the Northern District of Alabama;

H.R. 2610, authorizing funds for the Office of National Drug Control Policy, and to expand the responsibilities and powers of the Director of the Office of National Drug Control Policy, with an amendment in the nature of a substitute;

S. 508, to provide for the relief of Mai Hoa "Jasmin" Salehi;

S. 857, to provide for the relief of Roma Salobrit;

S. 1304, to provide for the relief of Belinda McGregor;

S. 1336, to provide for the relief of Roy Desmond Moser;

S. 1337, to provide for the relief of John Andre Chalot;

S. 1371, to establish felony violations for the failure to pay legal child support obligations;

S. 191, to require a mandatory minimum sentence for any violent or drug trafficking felon having a firearm in his or her possession during the commission of a heinous crime, with an amendment in the nature of a substitute; and

S. Res. 93, designating the week beginning November 23, 1997, and the week beginning on November 22, 1998, as "National Family Week".

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Robert S. Warshaw, of New York, to be Associate Director, and Thomas J. Umberg, of California, to be Deputy Director for Supply Reduction, both of the Office of National Drug Control Policy, after the nominees testified and answered questions in their own behalf. Mr. Warshaw was introduced by Senators D'Amato and Moynihan and Representative Slaughter, and Mr. Umberg was introduced by Senators Feinstein and Boxer.

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: 32 public bills, H.R. 2832–2863; and 4 resolutions, H.J. Res. 99–100, H. Con. Res. 184, and H. Res. 310, were introduced. **Page 24836**

Reports Filed: Reports were filed as follows:

H.R. 2283, to expand the boundaries of Arches National Park in the State of Utah to include portions of the following drainages, Salt Wash, Lost Spring Canyon, Fish Sheep Draw, Clover Canyon, Cordova Canyon, Mine Draw, and Cottonwood Wash, which are currently under the jurisdiction of the Bureau of Land Management, and to include a portion of Fish Sheep Draw, which is currently owned by the State of Utah, amended (H. Rept. 105–385); and

H. Res. 309, providing for consideration of H.R. 2621, to extend trade authorities procedures with respect to reciprocal trade agreements (H. Rept. 105–386). **Page 24836**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Gillmor to act as Speaker pro tempore for today. **Page 24771**

Motion to Adjourn: Rejected the Menendez motion to adjourn by a yea and nay vote of 85 yeas to 315 nays, Roll No. 585. **Page 24774**

Motion to Adjourn: Rejected the Reyes motion to adjourn by a recorded vote of 100 ayes to 309 noes, Roll No. 586. **Page 24775**

Expedited Procedures: The House agreed to H. Res. 305, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules by a recorded vote of 219 ayes to 195 noes, Roll No. 589. Agreed to table the motion to reconsider the vote by a recorded vote of 218 ayes to 201 noes, Roll No. 590. **Page 24775**

Earlier, agreed to order the previous question by a yea and nay vote of 224 yeas to 198 nays, Roll No. 587. Agreed to table the motion to reconsider the vote by a recorded vote of 222 ayes to 200 noes, Roll No. 588. **Page 24784**

Motion to Adjourn: Rejected the Martinez motion to adjourn by a recorded vote of 79 ayes to 233 noes, Roll No. 591. **Page 24786**

United States Policy Re China Measures: Agreed that the Clerk be authorized to make technical corrections in the engrossment of any measure made in order under H. Res. 302, to include corrections in spelling, punctuation, section numbering, and cross-referencing, and to make

such other technical and conforming changes as may be necessary to reflect the actions of the House. H. Res. 302, the rule providing for consideration of nine measures, H. Res. 188, H.R. 967, H.R. 2195, H.R. 2232, H.R. 2358, H.R. 2386, H.R. 2570, H.R. 2605, and H.R. 2647, relating to the policy of the U.S. with respect to China was agreed to on November 5. **Pages 24604, 24794**

Iranian Cruise Missiles: The House agreed to H. Res. 188, urging the executive branch to take action regarding the acquisition by Iran of C–802 cruise missiles. Agreed to amend the title. **Page 24787**

Agreed to table the motion to reconsider the vote by a recorded vote of 240 ayes to 176 noes, Roll No. 593. **Page 24792**

Pursuant to the rule, the amendments printed in part 2 of H. Rept. 105–379, accompanying the rule, were considered as adopted. **Page 24787**

Motion to Adjourn: Rejected the Torres motion to adjourn by a recorded vote of 74 ayes to 336 noes, Roll No. 594. **Page 24793**

Free the Clergy Act: The House passed H.R. 967, to prohibit the use of United States funds to provide for the participation of certain Chinese officials in international conferences, programs, and activities and to provide that certain Chinese officials shall be ineligible to receive visas and excluded from admission to the United States, by a yea and nay vote of 366 yeas to 54 nays, Roll No. 595. **Page 24794**

Agreed to table the motion to reconsider the vote by a recorded vote of 227 ayes to 185 noes, Roll No. 596. **Page 24802**

Pursuant to the rule, the amendments recommended by the Committee on International Relations were considered as adopted. **Page 24795**

Motion to Adjourn: Rejected the Mink of Hawaii motion to adjourn by a yea-and-nay vote of 75 yeas to 333 nays, Roll No. 597. **Page 24803**

Forced Abortion Condemnation Act: The House passed H.R. 2570, to condemn those officials of the Chinese Communist Party, the Government of the People's Republic of China, and other persons who are involved in the enforcement of forced abortions by preventing such persons from entering or remaining in the United States by a yea and nay vote of 415 yeas to 1 nay, Roll No. 598. **Page 24803**

Pursuant to the rule, the amendment printed in part 3 of H. Rept. 105–379, accompanying the rule was considered as adopted. **Page 24804**

Agreed to table the motion to reconsider the vote by a recorded vote of 245 ayes to 171 noes, Roll No. 599. **Page 24812**

Motion To Adjourn: Rejected the Doggett motion to adjourn by a yea and nay vote of 66 yeas to 350 nays, Roll No. 600. **Page 24813**

U.S.-Taiwan Anti-Ballistic Missile Defense Cooperation: The House passed H.R. 2386, to implement the provisions of the Taiwan Relations Act concerning the stability and security of Taiwan and United States cooperation with Taiwan on the development and acquisition of defensive military articles by a yea and nay vote of 301 yeas to 116 nays, Roll No. 601. **Page 24814**

Agreed to table the motion to reconsider the vote by a recorded vote of 245 ayes to 175 noes, Roll No. 602. **Page 24822**

Agreed by unanimous consent to consider as adopted the Bereuter amendment that clarifies that the United States, in accordance with the Taiwan Relations Act and the constitutional processes of the United States, should assist in the defense of Taiwan in case of threats or military attack by the People's Republic of China against Taiwan. **Page 24876**

Pursuant to the rule, the amendment in the nature of a substitute recommended by the Committee on International Relations now printed in the bill, modified by the amendments printed in part 4 of H. Rept. 105–379, accompanying the rule were considered as adopted. **Page 24814**

Communist China Subsidy Reduction Act: The House passed H.R. 2605, to require the United States to oppose the making of concessional loans by international financial institutions to any entity in the People's Republic of China by a recorded vote of 354 ayes to 59 noes, Roll No. 605. **Page 24824**

A point of order was sustained against the Taylor of Mississippi motion to recommit the bill to the Committee on Ways and Means with instructions to report it back forthwith with an amendment dealing with the tariff schedules between the United States and China. By a yea and nay vote of 220 yeas to 192 nays, Roll No. 604, agreed to table the motion to appeal the ruling of the Chair. **Page 24832**

Pursuant to the rule, the amendments printed in part 5 of H. Rept. 105–379, accompanying the rule were considered as adopted. **Page 24824**

Senate Messages: Messages received from the Senate today appears on pages 24771, and 24802.

Referrals: S. 1377, to amend the Act incorporating the American Legion to make a technical correction, was referred to the Committee on the Judiciary. S. 1378, to extend the authorization of use of official mail in the location and recovery of missing children, was referred to the Committees on Government Reform and Oversight and House Oversight. S. Con. Res. 61, authorizing printing of a revised edition of the publication entitled "Our Flag"; S. Con. Res. 62, authorizing printing of the brochure entitled "How Our Laws Are Made"; and S. Con. Res. 63, authorizing printing of the pamphlet entitled

"The Constitution of the United States of America", were referred to the Committee on House Oversight.

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Quorum Calls—Votes: Nine yea-and-nay votes and twelve recorded votes developed during the proceedings of the House today and appear on pages 24774, 24775, 24784, 24785, 24786, 24792, 24793, 24801, 24802, 24803, 24812, 24813, 24821, 24822, 24823, and 23833. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 11:17 p.m.

Committee Meetings

AGRICULTURAL TRANSPORTATION

Committee on Agriculture: Subcommittee on General Farm Commodities held a hearing on review of agricultural transportation issues, focusing on the current rail grain situation. Testimony was heard from Representative DeFazio; Linda J. Morgan, Chairman, National Surface Transportation Board, Department of Transportation; Michael V. Dunn, Assistant Secretary, Marketing and Regulatory Programs, USDA; and public witnesses.

GAO INVESTIGATION—WHITE HOUSE

Committee on Appropriations: Subcommittee on Treasury, Postal Service held a hearing on the GAO investigation of the White House. Testimony was heard from the following officials of the GAO; Robert Murphy, General Counsel; and David L. Clark, Jr., Director, Audit Oversight and Liaison.

COMMITTEE BUSINESS

Committee on Education and the Workforce: Approved Committee Rule changes.

COMMITTEE SUBPOENAS—WHITE HOUSE COMPLIANCE

Committee on Government Reform and Oversight: Held a hearing on the "White House Compliance with Committee Subpoenas." Testimony was heard from the following officials of the Executive Office of the President: Charles F.C. Ruff, Counsel; and Cheryl D. Mills, Deputy Counsel.

Hearings continue tomorrow.

CAMPAIGN FINANCE REFORM

Committee on House Oversight: Continued hearings on Campaign Finance Reform, Ballot Integrity/Disclosure. Testimony was heard from Representatives Horn, Maloney of New York; Tauzin, McCollum, Goodlatte and Fazio.

Hearings continue tomorrow.

The Committee also met to consider pending business.

NEGOTIATIONS—TIBETAN GOVERNMENT-CHINA

Committee on International Relations: Held a hearing on the current status of negotiations between the Tibetan Government in Exile and the People's Republic of China. Testimony was heard from Greg Craig, Special Coordinator, Tibetan Issues, Department of State; and public witnesses.

ASIA PACIFIC ECONOMIC COOPERATION SUMMIT

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on the Fifth Summit of the Asia Pacific Economic Cooperation Forum. Testimony was heard from John Wolf, Coordinator, Asia Pacific Economic Cooperation, Department of State; and public witnesses.

FAST TRACK AUTHORITY

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on Fast Track: the Debate Continues. Testimony was heard from public witnesses.

CIVIL RIGHTS ACT

Committee on the Judiciary: Agreed to a motion to table H.R. 1909, Civil Rights Act of 1997.

DOD EQUIPMENT MODERNIZATION

Committee on National Security: Subcommittee on Military Procurement held a hearing on Department of Defense equipment modernization. Testimony was heard from the following officials of the Department of Defense: Gen. Richard I. Neal, USMC, Assistant Commandant; Adm. Donald L. Pilling, USN, Vice Chief of Naval Operations; Lt. Gen. David K. Heebner, USA, Assistant Chief of Staff; Lt. Gen. Paul J. Kern, USA, Military Deputy, Assistant Secretary (Research, Development, and Acquisition); Lt. Gen. George K. Muellner, USAF, Principal Deputy, Assistant Secretary, (Acquisition); Lt. Gen. David J. McCloud, USAF, Director, Force Structure, Resources, and Assessment, Joint Chiefs of Staff; Maj. Gen. Gregory S. Martin, USAF, Director, Operational Requirements, Deputy Chief of Staff, Air and Space Operations; and Brig. Gen. James E. Cartwright, USAF, Special Assistant, Director, Force Structure, Resources, and Assessment, Joint Chiefs of Staff; and public witnesses.

U.S.S. *MONITOR*—NOAA'S MANAGEMENT PLAN

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held an oversight hearing on the review of NOAA's plan for The Management of U.S.S. *Monitor* National Marine Sanctuary. Testimony was heard from the following officials of the Department of Commerce: Capt. Evelyn Fields, Acting Deputy Assistant Administrator, National Ocean Service, NOAA; and John Broadwater, Manager, U.S.S. *Monitor* National Marine Sanctuary.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks and Public Lands approved for full Committee action

amended the following bills: H.R. 588, National Discovery Trails Act of 1997; and H.R. 2411, to provide for a land exchange involving the Cape Cod National Seashore and to extend the authority for the Cape Cod National Seashore Advisory Commission.

RECIPROCAL TRADE AGREEMENT AUTHORITIES ACT

Committee on Rules: Granted, by a vote of 6 to 4, closed rule on H.R. 2621, Reciprocal Trade Agreement Authorities Act of 1997, providing two hours of debate equally divided and controlled by the Chairman and ranking minority member of the Committee on Ways and Means. The rule provides that the amendment in the nature of a substitute recommended by the Committee on Ways and Means now printed in the bill, modified by the amendments printed in the report of the Committee on Rules, be considered as read. The rule waives all points of order against the bill, as amended. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Archer, Representatives Stearns, Hill, Rangel, Cardin, and Boswell.

COUNTDOWN TO KYOTO

Committee on Science: Subcommittee on Energy and Environment concluded hearings on the Countdown to Kyoto Part III: The Administration's Global Climate Change Proposal. Testimony was heard from Senator Lieberman; Marc W. Chupka, Acting Principal Deputy Assistant Secretary, Policy and International Affairs, Department of Energy; and public witnesses.

COMPUTER SECURITY—U.S. INFRASTRUCTURE

Committee on Science: Subcommittee on Technology held a hearing on the Role of Computer Security in Protecting the U. S. Infrastructure. Testimony was heard from Robert T. Marsh, Chairman, President's Commission on Critical Infrastructure Protection; and public witnesses.

COMMUNITY FLIGHT SAFETY ACT

Committee on Transportation and Infrastructure: Subcommittee on Aviation approved for full Committee action H.R. 2790, Community Flight Safety Act of 1997.

HAZARDOUS MATERIALS TRANSPORTATION PROGRAM

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation held a hearing on the Reauthorization of the Hazardous Materials Transportation Program. Testimony was heard from Representatives Wise and Pascrell; Kelley S. Coyner, Acting Administrator, Research and Special Programs Administration, Department of Transportation; and public witnesses.

Friday, November 7, 1997

Senate

Chamber Action

Routine Proceedings, pages 24839–25011

Measures Introduced: Sixty bills and two resolutions were introduced, as follows: S. 1397–1456, and S. Res. 146–147. **Page 24899**

Measures Reported: Reports were made as follows:

H.R. 2366, to transfer to the Secretary of Agriculture the authority to conduct the census of agriculture. (S. Rept. No. 105–141)

S. 1287, to assist in the conservation of Asian elephants by supporting and providing financial resources for the conservation programs of nations within the range of Asian elephants and projects of persons with demonstrated expertise in the conservation of Asian elephants, with an amendment. (S. Rept. No. 105–142)

S. 1115, to amend title 49, United States Code, to improve one-call notification process. (S. Rept. No. 105–143)

S. 222, to establish an advisory commission to provide advice and recommendations on the creation of an integrated, coordinated Federal policy designed to prepare for and respond to serious drought emergencies, with an amendment in the nature of a substitute. (S. Rept. No. 105–144)

H.R. 1787, to assist in the conservation of Asian elephants by supporting and providing financial resources for the conservation programs of nations within the range of Asian elephants and projects of persons with demonstrated expertise in the conservation of Asian elephants.

S. 845, to transfer to the Secretary of Agriculture the authority to conduct the census of agriculture.

Page 24899

Measures Passed:

Amtrak Reform and Accountability Act: Senate passed S. 738, to reform the statutes relating to Amtrak, and to authorize appropriations for Amtrak, after withdrawing the committee amendments, and agreeing to the following amendment proposed thereto: **Page 24858**

Hutchison Amendment No. 1609, in the nature of a substitute. **Page 24863**

Apalachicola-Chattahoochee-Flint River Basin Compact: Senate passed H.J. Res. 91, granting the consent of Congress to the Apalachicola-Chattahooche-Flint River Basin Compact, clearing the measure for the President.

Page 24858

Alabama-Coosa-Tallapoosa River Basin Compact: Senate passed H.J. Res. 92, granting consent of the Congress to the Alabama-Coosa-Tallapoosa River Basin Compact, clearing the measure for the President. **Page 24858**

Retirement Income Savings: Committee on Labor and Human Resources was discharged from further consideration of H.R. 1377, to amend title I of the Employee Retirement Income Security Act of 1974 to encourage retirement income savings, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Page 24998**

Lott (for Grassley) Amendment No. 1612, in the nature of a substitute. **Page 24998**

Clone Pager Authority: Senate passed S. 170, to provide for a process to authorize the use of clone pagers. **Page 24999**

Indian Mineral Rights: Senate passed S. 1079, to permit the mineral leasing of Indian land located within the Fort Berthold Indian Reservation in any case in which there is consent from a majority interest in the parcel of land under consideration for lease, after agreeing to a committee amendment in the nature of a substitute. **Page 25001**

Kennedy Center Parking Improvement: Senate passed H.R. 1747, to amend the John F. Kennedy Center Act to authorize the design and construction of additions to the parking garage and certain site improvements, clearing the measure for the President. **Page 25002**

New Mexico Center for Performing Arts: Senate passed S. 1417, to provide for the design, construction, furnishing and equipping of a Center for Performing Arts within the complex known as the New Mexico Hispanic Cultural Center. **Page 25002**

Testimony and Document Authority: Senate agreed to S. Res. 147, to authorize testimony, production of documents, and representation in First American Corp., et al. V. Sheikh Zayed Bin Sultan Al-Nahyan, et al. **Page 25004**

Missile Technology Proliferation: Senate agreed to S. Con. Res. 48, expressing the sense of Congress regarding proliferation of missile technology from Russia to Iran. **Page 25004**

Continuing Appropriations: Senate passed H.J. Res. 101, making further continuing appropriations for the fiscal year 1998, clearing the measure for the President. **Page 24998**

Highway Authorizations: Senate passed S. 1454, to provide a 6-month extension of highway, highway safety, and transit programs pending enactment of a law reauthorizing the Intermodal Surface Transportation Efficiency Act of 1991. **Page 25005**

Haffenreffer Museum: Senate passed S. 1455, to provide financial assistance for the relocation and expansion of Haffenreffer Museum of Anthropology, Providence, Rhode Island. **Page 25010**

Fort Peck Dam Interpretive Center: Senate passed S. 1456, to authorize an interpretive center at Fort Peck Dam, Montana. **Page 25009**

Adoption of Amendment Vitiated: By unanimous-consent, adoption of Inhofe Amendment No. 1602, to establish a research and monitoring program for the national ambient air quality standards for ozone and particulate matter and to reinstate the original standards under the Clean Air Act, agreed to on Thursday, November 6, to S. 1269, Reciprocal Trade Agreement, was vitiated. **Page 24856**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

South Pacific Regional Environment Programme Agreement (Treaty Doc. 105–32).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 24998**

Appointment:

Panel to Review Long-Range Air Power: The Chair, pursuant to Public Law 105–56, and on behalf of the Majority Leader, announced the appointment of the following individuals as members of the Panel to Review Long-Range Air Power: Samuel D. Adcock, of Virginia, and Merrill A. McPeak, of Oregon. **Page 24998**

Nominations Confirmed: Senate confirmed the following nominations:

By 93 yeas to 6 nays (Vote No. 297 EX), Christina A. Snyder, of California, to be United States District Judge for the Central District of California. **Pages 24857, 24873, 25011**

Jerome B. Friedman, of Virginia, to be United States District Judge for the Eastern District of Virginia.

Saul N. Ramirez, Jr., of Texas, to be an Assistant Secretary of Housing and Urban Development.

Cheryl F. Halpern, of New Jersey, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 1999.

Nancy H. Rubin, of New York, for the rank of Ambassador during her tenure of service as Representative of the United States of America on the Human Rights Commission of the Economic and Social Council of the United Nations.

Kirk K. Robertson, of Virginia, to be Executive Vice President of the Overseas Private Investment Corporation.

John M. Campbell, of the District of Columbia, to be Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Anita M. Josey, of the District of Columbia, to be Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Betty Eileen King, of Maryland, to be Representative of the United States of America on the Economic and So-

cial Council of the United Nations, with the rank of Ambassador.

Terrence J. Brown, of Virginia, to be an Assistant Administrator of the Agency for International Development.

Seth Waxman, of the District of Columbia, to be Solicitor General of the United States.

Stanley Marcus, of Florida, to be United States Circuit Judge for the Eleventh Circuit.

A. Peter Burleigh, of California, to be a Representative of the United States of America to the Sessions of the General Assembly of the United Nations during his tenure of service as Deputy Representative of the United States of America to the United Nations.

Bill Richardson, of New Mexico, to be a Representative of the United States of America to the Sessions of the General Assembly of the United Nations during his tenure of service as Representative of the United States of America to the United Nations.

Richard Sklar, of California, to be an Alternate Representative of the United States of America to the Sessions of the General Assembly of the United Nations during his tenure of service as Representative of the United States of America to the United Nations for UN Management and Reform.

Norman K. Moon, of Virginia, to be United States District Judge for the Western District of Virginia.

Mark Erwin, of North Carolina, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1999.

Betty Eileen King, of Maryland, to be an Alternate Representative of the United States of America to the Sessions of the General Assembly of the United Nations during her tenure of service as Representative of the United States of America on the Economic and Social Council of the United Nations.

Harriet C. Babbitt, of Arizona, to be Deputy Administrator of the Agency for International Development.

Thomas H. Fox, of the District of Columbia, to be an Assistant Administrator of the Agency for International Development.

Carl Spielvogel, of New York, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 1999. (Reappointment)

William Dale Montgomery, of Pennsylvania, to be Ambassador to the Republic of Croatia.

Linda Key Breathitt, of Kentucky, to be a Member of the Federal Energy Regulatory Commission for a term expiring June 30, 2002.

Curt Hebert, Jr., of Mississippi, to be a Member of the Federal Energy Regulatory Commission for the remainder of the term expiring June 30, 1999. **Pages 24896, 25011**

Nominations Received: Senate received the following nominations:

Donald J. Barry, of Wisconsin, to be Assistant Secretary for Fish and Wildlife.

Joan Avalyn Dempsey, of Virginia, to be Deputy Director of Central Intelligence for Community Management.

Alan Greenspan, of New York, to be United States Alternate Governor of the International Monetary Fund for a term of five years.

Winter D. Horton, Jr., of Utah, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2002.

Robert J. Shapiro, of the District of Columbia, to be Under Secretary of Commerce for Economic Affairs.

Elaine D. Kaplan, of the District of Columbia, to be Special Counsel, Office of Special Counsel, for the term of five years.

Robert T. Dawson, of Arkansas, to be United States District Judge for the Western District of Arkansas.

Wilma A. Lewis, of the District of Columbia, to be United States Attorney for the District of Columbia for the term of four years.

1 Army nomination in the rank of general. **Page 25011**

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

James S. Ware, of California, to be United States Circuit Judge for the Ninth Circuit, which was received by the Senate on June 27, 1997. **Page 25011**

Messages From the House: **Page 24897**

Measures Referred: **Page 24898**

Executive Reports of Committees: **Page 24898**

Statements on Introduced Bills: **Page 24900**

Additional Cosponsors: **Page 24960**

Amendments Submitted: **Page 24967**

Notice of a Cancellation of a Hearing: **Page 24976**

Authority for Committees: **Page 24976**

Additional Statements: **Page 24976**

Record Votes: One record vote was taken today. (Total—297) **Page 24875**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 8:40 p.m., until 12 noon, on Saturday, November 8, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 25011.)

Committee Meetings

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nominations of Robert M. Walker, of Tennessee, to be Under Secretary of the Army, Jerry MacArthur Hultin, of Virginia, to be Under Secretary of the Navy, F. Whitten Peters, of the District of Columbia, to be Under Secretary of the Air Force, and 32 routine military nominations in the Air Force, Army, and Navy.

NOMINATION

Select Committee on Intelligence: Committee ordered favorably reported the nomination of Robert M. McNamara, Jr., of Maryland, to be General Counsel of the Central Intelligence Agency.

House of Representatives

Chamber Action

Bills Introduced: 62 public bills, H.R. 2864–2925; 2 private bills, H.R. 2926–2927; and 8 resolutions, H.J. Res. 101–102, H. Con. Res. 185–189, and H. Res. 312, were introduced. **Page 25187**

Reports Filed: Reports were filed as follows:

H.R. 2578, to amend the Immigration and Nationality Act to extend the visa waiver pilot program, and to provide for the collection of data with respect to the number of non-immigrants who remain in the United States after the expiration of the period of stay authorized by the Attorney General (H. Rept. 105–387);

Gulf War Veterans' Illnesses: VA, DOD, Continue to Resist Strong Evidence Linking Toxic Causes to Chronic Health Effects (H. Rept. 105–388);

H.J. Res. 95, granting the consent of Congress to the Chickasaw Trail Economic Development Compact (H. Rept. 105–389);

Conference report on H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998 (H. Rept. 105–390);

H. Res. 311, providing for consideration of certain resolutions in preparation for the adjournment of the first session sine die (H. Rept. 105–391); and

Conference report on S. 1026, to reauthorize the Export-Import Bank of the United States (H. Rept. 105–392); **Pages 25050, 25156, 25187**

Motion to Adjourn: Rejected the Pallone motion to adjourn by a yea and nay vote of 85 yeas to 308 nays, Roll No. 606. **Page 25013**

Extension of Remarks: Agreed by unanimous consent that members may have until publication of the last edition of the Congressional Record authorized for the First Session by the Joint Committee on Printing to revise and extend their remarks and to include brief, related extraneous material on any matter occurring before the adjournment of the First Session Sine Die. **Page 25013**

Intelligence Authorization Conference Report: The House agreed to the conference report on S. 858, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, by a yea and nay vote of 385 yeas to 36 nays, Roll No. 607—clearing the measure for the President. **Page 25014**

Pursuant to the unanimous consent agreement of October 30, it was made in order to waive all points of order against the conference report and against its consideration, and to consider it as read when called up. **Page 25014**

Community-Designed Charter Schools Act: The House passed H.R. 2616, to amend titles VI and X of the Elementary and Secondary Education Act of 1965 to improve and expand charter schools, by a recorded vote of 367 ayes to 57 noes, Roll No. 611. The House completed general debate and began considering amendments to the bill on Nov. 4. **Page 25021**

Agreed to table the motion to reconsider the vote by a recorded vote of 256 ayes to 163 noes, Roll No. 612. **Page 25039**

Agreed To:

The Martinez amendment, as modified, that provides for the completion of the national study of charter schools and related studies that evaluate student achievement; **Page 25022**

The Smith of Oregon amendment that extends to the State of Oregon the eligibility to receive program grants; **Page 25025**

The Pastor en bloc amendment (consisting of Pastor, Kingston, and Traficant amendments) that directs the States which designate a tribally controlled school as a charter school to not consider payments under the Tribally Controlled Schools Act when determining the amount or eligibility to receive either Federal, State, or local aid; changes the title of the bill to "Community-Designed Charter Schools Act;" and prohibits contracts with any person who affixes a fraudulent label bearing a "Made in America" inscription; and **Page 25027**

The Martinez amendment that requires grant applicants to comply with the Individuals with Disabilities Education Act and describe how special education and related services will be provided to children with disabilities. **Page 25037**

Rejected the Tierney amendment that sought to strike the State priority order and requirements provisions relating to grant awards by the Secretary of Education (rejected by a recorded vote of 164 ayes to 260 noes, Roll No. 610). **Pages 25030, 25037**

The Weygand amendment was offered but subsequently withdrawn that sought to extend grants to each state that complies with the requirements in the bill dealing with applications from State agencies. **Page 25029**

Rejected the Menendez motion to rise by a recorded vote of 71 ayes to 348 noes, Roll No. 608; and **Page 25026**

Rejected the Velázquez motion to rise by a recorded vote of 75 ayes to 334 noes, Roll No. 609. **Page 25028**

The Clerk was authorized to make technical and conforming changes in the engrossment of the bill.

Page 25040

The House agreed to H. Res. 288, the rule that provided for consideration of both H.R. 2746 and H.R. 2616 on October 31. Page 24027

Motion to Adjourn: Rejected the Becerra motion to adjourn by a recorded vote of 61 ayes to 348 noes, Roll No. 613. Page 25043

Commercial Activities of the People's Liberation Army of China: The House passed H.R. 2647, to ensure that commercial activities of the People's Liberation Army of China or any Communist Chinese military company in the United States are monitored and are subject to the authorities under the International Emergency Economic Powers Act, by a yea and nay vote of 408 yeas to 10 nays, Roll No. 614. Pages 25044, 25146

On November 5, the House agreed to H. Res. 302, the rule providing for consideration of nine measures relating to the policy of the U.S. with respect to China: H. Res. 188, H.R. 967, H.R. 2195, H.R. 2232, H.R. 2358, H.R. 2386, H.R. 2570, H.R. 2605, and H.R. 2647. Subsequently, on November 6, agreed that the Clerk be authorized to make technical corrections in the engrossment of any measure made in order under the rule, to include corrections in spelling, punctuation, section numbering, and cross-referencing, and to make such other technical and conforming changes as may be necessary to reflect the actions of the House. Page 24604

Labor, HHS, Education Conference Report: The House agreed to the Conference Report on H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, by a yea and nay vote of 352 yeas to 65 nays, Roll No. 615. Page 25147

Earlier, agreed by unanimous consent that it be in order at any time on Friday, November 7, 1997, or any day thereafter, to consider the conference report on H.R. 2264, that all points of order against the conference report and against its consideration be waived, and that the conference report be considered as read when called up. Page 25146

Intention to Discharge: Pursuant to section 1025(d) of the Congressional Budget Act of 1974, as amended, Representative Packard gave notice of his intention to offer a motion to discharge H.R. 2631 as follows: "Mr. Packard moves to discharge the Committee on Appropriations from further consideration of H.R. 2631, disapproving the cancellations transmitted by the President on October 6, 1997, regarding Public Law 105–45." Page 25156

Legislative Program: The Majority Leader announced the Legislative Program for Saturday, November 8.

Page 25159

Meeting Hour—November 8: Agreed that when the House adjourns today it adjourn to meet at noon on Saturday, November 8. Page 25160

Meeting Hour—November 9: Agreed that when the House adjourns on Saturday, November 8, it adjourn to meet at 2 p.m. on Sunday, November 9. Page 25160

Postponed Suspensions: Agreed that the Speaker be authorized to designate a time not later than November 9, 1997, for resumption of proceedings on the seven remaining motions to suspend the rules originally debated on September 29, 1997. Page 25160

Further Continuing Appropriations: The House passed H.J. Res. 101, making further continuing appropriations for the fiscal year 1998. Page 25160

Earlier, agreed by unanimous consent that the Committee on Appropriations be discharged from the further consideration of H.J. Res. 101 when called up; that it be in order at any time on Friday, November 7, 1997, or any day thereafter, to consider the joint resolution in the House; that it be considered as read for amendment; debatable for not to exceed one hour to be equally divided and controlled by the Chairman of the Committee on Appropriations and the ranking minority member; and that the previous question be considered as ordered on the joint resolution to final passage without intervening motion, except one motion to recommit, with or without instructions. Page 25146

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative LaTourette to act as Speaker pro tempore to sign enrolled bills and joint resolutions on November 7. Page 25161

Senate Messages: Message received from the Senate today appears on page 25163.

Quorum Calls—Votes: Four yea-and-nay votes and six recorded votes developed during the proceedings of the House today and appear on pages 25014, 25021, 25026, 25028, 25037, 25038, 25039, 25044, 25147, and 25155. There were no quorum calls.

Adjournment: Met at 9:00 a.m. and adjourned at 10:13 p.m.

Committee Meetings

MOLTEN METAL TECHNOLOGY FUNDING

Committee on Commerce: Subcommittee on Oversight and Investigations continued hearings on the Department of Energy's Funding of Molten Metal Technology. Testimony was heard from the following officials of the Department of Energy; Gerald Boyd, Acting Deputy Assistant Secretary for Technology Development, Eli Bronstein, Director, Office of Budget, Vicki Barden, Budget Analyst, Michael M. Torbert, Program Manager, Office of Waste Management, and Lawnie Taylor, Senior Technical Member, Office of Environmental Restoration, all with

the Office of Environmental Management; Carl Cooley, Senior Technical Advisor, Tom Anderson, Deputy Director, Office of Technology Systems, and Paul Lurk, Program Manager, all with the Office of Science and Technology; Charles M. Zeh, Director, Gas Power Systems Division, Robert Bedick, Product Manager, Industry and University Programs, and Denise Riggi, Contract Specialist, all with the Federal Energy Technology Center; William Owca, Field Lead, Mixed Waste Focus Area, John H. Kolts, Principle Scientific Advisor and Kathleen E. Hain, Director, Environmental Restoration Program, all with the Office of Idaho Operations; and public witnesses.

COMMITTEE SUBPOENAS—WHITE HOUSE COMPLIANCE

Committee on Government Reform and Oversight: Continued hearings on the "White House Compliance with Committee Subpoenas." Testimony was heard from the following officials of the Executive Office of the President: Charles F.C. Ruff, Counsel; Cheryl D. Mills, Deputy Counsel; Lanny Breuer, Special Counsel and Dimitri Nionakis, Associate Counsel.

CAMPAIGN FINANCE REFORM

Committee on House Oversight: Continued hearings on Campaign Finance Reform: Unions, Fundraising Abuses/Disclosure. Testimony was heard from Representatives Schaffer of Colorado; Fawell, Fox of Pennsylvania; Petri and Payne.

BOSNIA: THE U.S. ROLE

Committee on International Relations: Held a hearing on Bosnia: The U.S. Role. Testimony was heard from Ambassador Robert Gelbard, Special Representative of the President and the Secretary of State for Implementation of the Dayton Peace Accords.

COMBATING CRIMES AGAINST CHILDREN FACILITATED BY THE INTERNET

Committee on the Judiciary: Subcommittee on Crime held a hearing on combating crimes against children facilitated by the Internet. Testimony was heard from Steven Wiley, Section Chief, Violent Crimes Unit, FBI, Department of Justice; and public witnesses.

FINAL REPORT—COMMISSION ON IMMIGRATION REFORM

Committee on the Judiciary: Subcommittee on Immigration and Claims held an oversight hearing on the Final Report of the Commission on Immigration Reform. Testimony was heard from Shirley M. Hufstedler, Chair, U.S. Commission on Immigration Reform; and public witnesses.

PREPARATION FOR ADJOURNMENT OF THE 1ST SESSION 105TH CONGRESS SINE DIE

Committee on Rules: Granted by voice vote, a resolution providing for consideration of a joint resolution waiving certain enrollment requirements with respect to certain specified bills, which shall be considered as read. The rule provides for one hour of debate equally divided and controlled by the Majority Leader and the Minority Leader, and one motion to commit. The rule provides for consideration of a joint resolution appointing the day for the convening of the second session of the 105th Congress, which shall be considered as read and provides one hour of debate equally divided and controlled by the Majority Leader and the Minority Leader and one motion to commit. The rule also provides that the Speaker, the Majority Leader and the Minority Leader may accept resignations and make appointments to commissions, boards, and committees following the adjournment of the first session sine die. The rule provides that a resolution providing that a committee of two Members of the House be appointed to inform the President that the House is ready to adjourn unless the President has some other communication to make to them, is considered as adopted. The rule also provides that a concurrent resolution providing that the two Houses of Congress assemble in the Hall of the House on Tuesday, January 27, 1998, at 9 p.m. to receive any communication from the President is considered as adopted. The rule provides that H. Res. 306 is laid on the table.

Joint Meetings

EMPLOYMENT-UNEMPLOYMENT

Joint Economic Committee: Committee held hearings to examine the employment-unemployment situation for October and the status of the Consumer Price Index, receiving testimony from Katharine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998.

APPROPRIATIONS—COMMERCE/JUSTICE/STATE

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, but did not complete action thereon, and recessed subject to call.

EXPORT-IMPORT BANK AUTHORIZATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of

S. 1026, to reauthorize the Export-Import Bank of the United States.

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Saturday, November 8, 1997

Senate

Chamber Action

Routine Proceedings, pages 25308–25455

Measures Introduced: Thirty-six bills and three resolutions were introduced, as follows: S. 1457–1492, S. Res. 148 and 149, and S. Con. Res. 66. **Page 25354**

Measures Reported: Reports were made as follows:

Special Report entitled "Further Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1998." S. Rept. No. 105–145)

S. 156, to provide certain benefits of the Pick-Sloan Missouri River Basin program to the Lower Brule Sioux Tribe, with amendments. (S. Rept. No. 105–146)

S. 758, to make certain technical corrections to the Lobbying Disclosure Act of 1995. (S. Rept. No. 105–147)

H.R. 1658, to reauthorize and amend the Atlantic Striped Bass Conservation Act and related laws, with amendments. (S. Rept. No. 105–148)

H.R. 1658, to reauthorize and amend the Atlantic Striped Bass Conservation Act and related laws, with amendments. (S. Rept. No. 105–149) **Page 25354**

Measures Passed:

Adoption Promotion Act: Senate passed H.R. 867, to promote the adoption of children in foster care, after agreeing to the following amendment proposed thereto: **Page 25437**

Craig Amendment No. 1614, in the nature of a substitute. **Page 25437**

National Voluntary Mutual Reunion: Senate passed S. 1487, to establish a National Voluntary Mutual Reunion. **Page 25441**

Private Relief: Senate passed S. 508, to provide for the relief of Mai Hoa "Jasmin" Salehi. **Page 25443**

Private Relief: Senate passed S. 857, for the relief of Roma Salobrit. **Page 25443**

Private Relief: Senate passed S. 1304, for the relief of Belinda McGregor, after agreeing to committee amendments, and the following amendment proposed thereto: **Page 25442**

Craig (for Hatch) Amendment No. 1615, to provide for a diversity immigrant visa for fiscal year 1998. **Page 25442**

Private Relief: Senate passed H.R. 2731, for the relief of Roy Desmond Moser, clearing the measure for the President. **Page 25443**

Private Relief: Senate passed H.R. 2732, for the relief of John Andre Chalot, clearing the measure for the President. **Page 25443**

Asian Elephant Conservation: Senate passed H.R. 1787, to assist in the conservation of Asian elephants by supporting and providing financial resources for the conservation programs of nations within the range of Asian elephants and projects of persons with demonstrated expertise in the conservation of Asian elephants, clearing the measure for the President. **Page 25443**

Enrollment Correction: Senate agreed to S. Con. Res. 66, to correct the enrollment of S. 399. **Page 25443**

Federal Charter Repeal: Senate passed H.R. 497, to amend the Federal charter for Group Hospitalization and Medical Services, Inc., after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Page 25444**

Craig (for Thompson) Amendment No. 1616, to make a technical correction. **Page 25445**

Russian Religious Law: Senate agreed to S. Con. Res. 58, expressing the concern of Congress over Russia's newly passed religion law. **Page 25445**

Transportation Laws Codification: Senate passed H.R. 1086, to codify without substantive change laws related to transportation and to improve the United States Code, clearing the measure for the President. **Page 25445**

Diplomatic Immunity Report: Senate passed S. 759, to amend the State Department Basic Authorities Act of 1956 to require the Secretary of State to submit an annual report to Congress concerning diplomatic immunity, after agreeing to a committee amendment in the nature of a substitute. **Page 25446**

Aviation Insurance Program Authorization: Senate passed S. 1193, to amend chapter 443 of title 49, United States Code, to extend the authorization of the aviation insurance program, after agreeing to a committee amendment in the nature of a substitute. **Page 25446**

National Family Week: Senate agreed to S. Res. 93, designating the week beginning November 23, 1997, and the week beginning on November 22, 1998, as "National Family Week". **Page 25447**

Uniform Relocation Assistance Reform: Senate passed S. 1258, to amend the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 to prohibit an alien who is not lawfully present in the United States from receiving assistance under that Act, after agreeing to a committee amendment, and the following amendment proposed thereto: **Page 25447**

Craig (for Bennett) Amendment No. 1617, to make a technical correction. **Page 25447**

Ohio Land Conveyance: Committee on Commerce, Science, and Transportation was discharged from further consideration of S. 1347, to permit the city of Cleveland, Ohio, to convey certain lands that the United States conveyed to the city, and the bill was then passed.

Page 25448

Labor/HHS Appropriations—Conference Report: By 91 yeas to 4 nays (Vote No. 298), Senate agreed to the conference report on H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, clearing the measure for the President. **Page 25316**

Reciprocal Trade Agreement/Fast Track: Senate resumed consideration of S. 1269, to establish objectives for negotiating and procedures for implementing certain trade agreements, taking action on amendments proposed thereto, as follows: **Page 25341**

Pending:

Dorgan Amendment No. 1594, to establish an emergency commission to end the trade deficit. **Page 25341**

Inhofe Amendment No. 1602, to establish a research and monitoring program for the national ambient air quality standards for ozone and particulate matter and to reinstate the original standards under the Clean Air Act. **Page 25341**

Reed Amendment No. 1613, to establish that the principal negotiating objective of the United States regarding the environment is to promote adherence to internationally recognized environmental standards.

Page 25346

Export-Import Bank Authorizations—Conference Report: Senate agreed to the conference report on S. 1026, to reauthorize the Export-Import Bank of the United States. **Page 25445**

Nominations Confirmed: Senate confirmed the following nominations:

Ernestine P. Watlington, of Pennsylvania, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 1999.

John T. Broderick, Jr., of New Hampshire, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 1999.

James William Blagg, of Texas, to be United States Attorney for the Western District of Texas for the term of four years.

Olivia A. Golden, of the District of Columbia, to be Assistant Secretary for Family Support, Department of Health and Human Services.

Rodney W. Sippel, of Missouri, to be United States District Judge for the Eastern and Western Districts of Missouri.

Nancy-Ann Minn Deparle, of Tennessee, to be Administrator of the Health Care Financing Administration.

Terry D. Garcia, of California, to be Assistant Secretary of Commerce for Oceans and Atmosphere.

Charles R. Breyer, of California, to be United States District Judge for the Northern District of California.

Ela Yazzie-King, of Arizona, to be a Member of the National Council on Disability for a term expiring September 17, 1999.

Bruce C. Kauffman, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania.

Eva M. Plaza, of Maryland, to be an Assistant Secretary of Housing and Urban Development.

G. Douglas Jones, of Alabama, to be United States Attorney for the Northern District of Alabama for the term of four years.

Robert M. Walker, of Tennessee, to be Under Secretary of the Army.

Jerry MacArthur Hultin, of Virginia, to be Under Secretary of the Navy.

F. Whitten Peters, of the District of Columbia, to be Under Secretary of the Air Force.

Peter J. Hurtgen, of Florida, to be a Member of the National Labor Relations Board for the term of five years expiring August 27, 2001.

Wilma B. Liebman, of the District of Columbia, to be a Member of the National Labor Relations Board for the remainder of the term expiring December 16, 1997.

Wilma B. Liebman, of the District of Columbia, to be a Member of the National Labor Relations Board for the term of five years expiring December 16, 2002.

Robert M. McNamara, Jr., of Maryland, to be General Counsel of the Central Intelligence Agency.

Joseph Robert Brame, III, of Virginia, to be a Member of the National Labor Relations Board for the term of five years expiring August 27, 2000.

Sarah McCracken Fox, of New York, to be a Member of the National Labor Relations Board for the term of five years expiring December 16, 1999.

7 Air Force nominations in the rank of general.

24 Army nominations in the rank of general.

1 Navy nomination in the rank of admiral.

A routine list in the Navy. **Page 25454**

Nominations Received: Senate received the following nominations:

Cyril Kent McGuire, of New Jersey, to be Assistant Secretary for Educational Research and Improvement, Department of Education.

Joseph Robert Brame, III, of Virginia, to be a Member of the National Labor Relations Board for the term of five years expiring August 27, 2000.

Sarah McCracken Fox, of New York, to be a Member of the National Labor Relations Board for the term of five years expiring December 16, 1999.

Mozelle Willmont Thompson, of New York, to be a Federal Trade Commissioner for the term of seven years from September 26, 1996.

Orson Swindle, of Hawaii, to be a Federal Trade Commissioner for the term of seven years from September 26, 1997.

Donna Tanoue, of Hawaii, to be Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation for a term of five years.

Donna Tanoue, of Hawaii, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation for the remainder of the term expiring October 3, 2000.

Ronald M. Gould, of Washington, to be United States Circuit Judge for the Ninth Circuit.

Barry G. Silverman, of Arizona, to be United States Circuit Judge for the Ninth Circuit.

Sam A. Lindsay, of Texas, to be United States District Judge for the Northern District of Texas. **Page 25454**

Nominations Withdrawn: Senate received notification of the withdrawal of the following nominations:

Joseph Robert Brame, III, of Virginia, to be a Member of the National Labor Relations Board for the term of five years expiring December 16, 1999, which was received by the Senate on October 28, 1997.

Sara McCracken Fox, of New York, to be a Member of the National Labor Relations Board for the term of five years expiring August 27, 2000, which was received by the Senate on January 9, 1997. **Page 25455**

Messages From the House: **Page 25353**

Measures Referred: **Page 25353**

Measures Placed on Calendar: **Page 25354**

Executive Reports of Committees: **Page 25354**

Statements on Introduced Bills: **Page 25355**

Additional Cosponsors: **Page 25418**

Amendments Submitted: **Page 25421**

Authority for Committees: **Page 25427**

Additional Statements: **Page 25428**

Record Votes: One record vote was taken today. (Total—298) **Page 25330**

Adjournment: Senate convened at 12 noon, and adjourned at 7:31 p.m., until 1 p.m., on Sunday, November 9, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 25450.)

Committee Meetings

APPROPRIATIONS—DC/FOREIGN OPERATIONS/COMMERCE/JUSTICE/STATE

Committee on Appropriations: Committee met and approved a committee amendment making appropriations for the government of the District of Columbia, foreign operations, export financing, and related programs, and the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998. (As approved by the committee, the amendment will be offered as an amendment in the nature of a substitute to H.R. 2607, District of Columbia Appropriations Act (pending on Senate Calendar).)

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nomination of William J. Lynn, III, of the District of Columbia, to be Under Secretary of Defense (Comptroller), after the nominee testified and answered questions in his own behalf.

Also, committee ordered favorably reported 1,304 military nominations in the Navy.

House of Representatives

Chamber Action

Bills Introduced: 47 public bills, H.R. 2928–2975; 1 private bill, H.R. 2976; and 6 resolutions, H.J. Res. 103, H. Con. Res. 190–191, and H. Res. 313, 315–316, were introduced. **Page 25304**

Reports Filed: Reports were filed as follows:

Report of the Joint Economic Committee on the 1997 Economic Report of the President (H. Rept. 105–393);

H. Res. 314, waiving provisions of clause 4(b) rule XI with respect to the same day consideration of certain resolutions reported by the Rules Committee (H. Rept. 105–394);

H.R. 1544, to prevent Federal agencies from pursuing policies of unjustifiable non-acquiescence in, and re-litigation of, precedents established in the Federal judicial circuits, amended (H. Rept. 105–395);

H.J. Res. 96, granting the consent and approval of Congress for the State of Maryland, the Commonwealth of Virginia, and the District of Columbia to amend the Washington Metropolitan Area Transit Regulation Compact (H. Rept. 105–396);

H.R. 1625, to ensure that workers have sufficient information about their rights regarding the payment of dues or fees to labor organizations and the uses of employee dues and fees by labor organizations, amended (H. Rept. 105–397); and

H.R. 2259, to provide for a transfer of land interests in order to facilitate surface transportation between the cities of Cold Bay, Alaska, and King Cove, Alaska (H. Rept. 105–398). **Page 25304**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Pease to act as Speaker pro tempore for today. **Page 25233**

Journal: The House agreed to the Speaker's approval of the Journal of Friday, November 8, by a yea and nay vote of 345 yeas to 56 nays, Roll No. 616. **Page 25233**

Suspensions: The House agreed to suspend the rules and pass the following measures:

Agricultural Research, Extension and Education Reauthorization Act: H.R. 2534, amended, to reform, extend, and repeal certain agricultural research extension, and education programs (passed by a yea and nay vote of 291 yeas to 125 nays, Roll No. 618); **Pages 25237, 25268**

Tactile Currency for the Blind and Visually Impaired: H. Res. 122, expressing the sense of the House of Representatives regarding tactile currency for the blind and visually impaired. **Page 25255**

Veterans' Cemetery Protection Act of 1997: S. 813, to amend chapter 91 of title 18, United States Code, to provide criminal penalties for theft and willful vandalism at national cemeteries—clearing the measure for the President. **Page 25256**

Technical Corrections to the American Legion Act: S. 1377, to amend the Act incorporating the American Legion to make a technical correction—clearing the measure for the President. **Page 25258**

Disapprove Military Construction Appropriations Line Item Veto: H.R. 2631, disapproving the cancellations transmitted by the President on October 6, 1997, regarding Public Law 105–45 (passed by yea and nay vote of 352 yeas to 64 nays, Roll No. 617); **Page 25259**

Reading Excellence Act: H.R. 2614, amended, to improve the reading and literacy skills of children and families by improving in-service instructional practices for teachers who teach reading, to stimulate the development of more high-quality family literacy programs, to support extended learning-time opportunities for children, to ensure that children can read well and independently not later than third grade; **Page 25271**

Restore Two Line-Item-Vetoed Provisions of Taxpayer Relief Act: H.R. 2513, to amend the Internal Revenue Code of 1986 to restore and modify the provision of the Taxpayer Relief Act of 1997 relating to exempting active financing income from foreign personal holding company income and to provide for the nonrecognition of gain on the sale of stock in agricultural processors to certain farmers' cooperatives. Subsequently, H.R. 2444, disapproving the cancellations transmitted by the President on August 11, 1997, regarding Public Law 105–34, was laid on the table. Agreed to amend the title; **Page 25283**

Congressional Medal of Honor to Robert R. Ingram: H.R. 2813, to waive time limitations specified by law in order to allow the Medal of Honor to be awarded to Robert R. Ingram of Jacksonville, Florida, for acts of valor while a Navy Hospital Corpsman in the Republic of Vietnam during the Vietnam conflict (passed by a yea and nay vote of 412 yeas with none voting "nay", Roll No. 619); **Page 25292**

Question of Privilege of the House: The Chair ruled that H.Res. 315, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a recorded vote of 215 ayes to 193 noes with 2 voting "present", Roll No. 620. **Page 25294**

Motion to Adjourn: Agreed to the Armey motion to adjourn by a yea and nay vote of 233 yeas to 170 nays, Roll No. 621. **Page 25296**

Senate Messages: Messages received from the Senate today appear on pages 25234 and 25270.

Quorum Calls—Votes: Five yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 25233, 25268, 25294, 25295, and 25296. There were no quorum calls.

Adjournment: Met at 12:00 noon and adjourned at 6:33 p.m.

Committee Meetings

EXPEDITED PROCEDURES

Committee on Rules: Granted, by voice vote, a rule waiving clause 4(b) of rule XI (requiring a two-thirds vote to consider a rule on the same day it is reported from the Rules Committee) against certain resolutions reported from the Rules Committee. The rule applies the waiver to a special rule reported before November 11, 1997, providing for consideration of a bill or joint resolution making general appropriations for the fiscal year ending September 30, 1998, any amendment thereto, any conference report thereon, or any amendment reported in disagreement from a conference thereon. The waiver also applies to a special rule reported before November 11, 1997 providing for consideration of a bill or joint resolution making continuing appropriations for the fiscal year ending September 30, 1998, any amendment thereto, any conference report thereon, or any amendment reported in disagreement from a conference thereon. The waiver also applies to a special rule providing for consideration of the bill (H.R. 2621) to extend trade authorities procedures with respect to reciprocal trade agreements. The rule provides that the Speaker may entertain motions to suspend the rules at any time before November 11, 1997 provided that the object of the motion is announced from the floor at least one hour before the motion is offered and that the Speaker shall consult with the Minority Leader in scheduling legislation under this authority to suspend the rules.

Sunday, November 9, 1997

Senate

Chamber Action

Routine Proceedings, pages 25559–25715

Measures Introduced: Twenty bills and six resolutions were introduced, as follows: S. 1493–1512, S. Res. 150–154, and S. Con. Res. 67. **Page 25566**

Measures Reported: Reports were made as follows:

Reported on Saturday, November 8, 1997:

S. 927, to reauthorize the Sea Grant Program. (S. Rept. No. 105–150)

S. 1213, to establish a National Ocean Council, and a Commission on Ocean Policy, with an amendment. (S. Rept. No. 105–151)

S. 1354, to amend the Communications Act of 1934 to provide for the designation of common carriers not subject to the jurisdiction of a State commission as eligible telecommunications carriers.

Reported today:

H.R. 1271, to authorize the Federal Aviation Administration's research, engineering, and development programs for fiscal years 1998 through 2000, with an amendment in the nature of a substitute. (S. Rept. No. 105–152) **Pages 25354, 25566**

Measures Passed:

Omnibus Appropriations: Senate passed H.R. 2607, 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, 1998, after agreeing to the following amendment proposed thereto: **Page 25535**

Stevens/Byrd Amendment No. 1621, in the nature of a substitute. (The amendment makes appropriations for the government of the District of Columbia, foreign operations, export financing, and related programs, and the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998.) **Page 25535**

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Stevens, Specter, Domenici, McConnell, Shelby, Gregg, Bennett, Campbell, Faircloth, Hutchison, Cochran, Byrd, Inouye, Hollings, Leahy, Bumpers, Lautenberg, Harkin, Mikulski, Murray, and Boxer. **Page 25549**

D.C. Student Opportunity Scholarship Act: Senate passed S. 1502, entitled "The District of Columbia Student Opportunity Scholarship Act". **Page 25549**

Homeowners Protection Act: Senate passed S. 318, to require automatic cancellation and notice of cancellation rights with respect to private mortgage insurance which is required as a condition for entering into a residential mortgage transaction, and to abolish the Thrift Depositor Protection Oversight Board, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Page 25691**

Sessions (for D'Amato/Sarbanes) Amendment No. 1623, in the nature of a substitute. **Page 25695**

Disapproving Cancellations on Military Construction Appropriations: Senate passed H.R. 2631, disapproving the cancellations transmitted by the President on October 6, 1997, regarding Public Law 105–45, Military Construction Appropriations Act, clearing the measure for the President. **Page 25695**

Comprehensive One-Call Notification Act: Senate passed S. 1115, to amend title 49, United States Code, to improve the one-call notification process. **Page 25696**

Technical Corrections: Senate passed S. 1505, to make technical and conforming amendments to the Museum and Library Services Act. **Page 25697**

Dallas, Texas Women's Museum: Senate agreed to S. Con. Res. 67, expressing the sense of Congress that the museum entitled "The Women's Museum: An Institute for the Future", in Dallas, Texas, be designated a millennium project for the United States. **Pages 25590, 25698**

Amending Senate Rules: Senate agreed to S. Res. 151, to amend the Standing Rules of the Senate to require the Committee on Rules and Administration to develop, implement, and update as necessary a strategic planning process for the functional and technical infrastructure support of the Senate. **Pages 25591, 25699**

Professional Boxing Safety Act Amendments: Senate passed S. 1506, to amend the Professional Boxing Safety Act (P.L. 104–272). **Page 25700**

Post Office Naming: Senate passed H.R. 2564, to designate the United States Post Office located at 450 North Centre Street in Pottsville, Pennsylvania, as the "Peter J. McCloskey Postal Facility", clearing the measure for the President. **Page 25700**

Post Office Naming: Senate passed H.R. 282, to designate the United States Post Office building located at 153 East 110th Street, New York, New York, as the "Oscar Garcia Rivera Post Office Building", clearing the measure for the President. **Page 25701**

Post Office Naming: Senate passed H.R. 681, to designate the United States Post Office building located at 313 East Broadway in Glendale, California, as the "Carlos J. Moorhead Post Office Building", clearing the measure for the President. **Page 25701**

Post Office Naming: Senate passed H.R. 2129, to designate the United States Post Office located at 150 North 3rd Street in Steubenville, Ohio, as the "Douglas Applegate Post Office", clearing the measure for the President. **Page 25701**

Post Office Naming: Senate passed H.R. 1057, to designate the building in Indianapolis, Indiana, which houses the operations of the Indianapolis Main Post Office as the "Andrew Jacobs, Jr. Post Office Building", clearing the measure for the President. **Page 25701**

Post Office Naming: Senate passed H.R. 1058, to designate the facility of the United States Postal Service under construction at 150 West Margaret Drive in Terre Haute, Indiana, as the "John T. Myers Post Office Building", clearing the measure for the President. **Page 25701**

Indian Development Trust Fund: Senate passed S. 156, to provide certain benefits of the Pick-Sloan Missouri River Basin program to the Lower Brule Sioux Tribe, after agreeing to committee amendments. **Page 25701**

Federal Judiciary Protection Act: Senate passed S. 1189, to increase the criminal penalties for assaulting or threatening Federal judges, their family members, and other public servants, after agreeing to the following amendment proposed thereto: **Page 25702**

Sessions (for Feinstein) Amendment No. 1624, to increase the maximum term of imprisonment for assaulting, resisting, or impeding certain officers or employees. **Page 25702**

National American Indian Heritage Month: Committee on the Judiciary was discharged from further consideration of S. Res. 145, designating the month of November 1997 as "National American Indian Heritage Month", and the resolution was then agreed to. **Page 25703**

Senate Legal Counsel Representation: Senate agreed to S. Res. 152, to direct the Senate Legal Counsel to appear as amicus curiae in the name of the Senate in *City of New York, et al.* v. *William Clinton, et al.,* and related cases. **Pages 25591, 25704**

Document Production Authority: Senate agreed to S. Res. 153, to authorize production of Senate documents and representation by Senate Legal Counsel in the case of *Sherry Yvonne Moore* v. *Capitol Guide Board.* **Page 25591**

Senate Legal Counsel Representation: Senate agreed to S. Res. 154, to authorize representation by Senate Legal Counsel. **Page 25591**

Mammography Quality Standards Reauthorization Act: Committee on Labor and Human Resources was discharged from further consideration of S. 537, to amend title III of the Public Health Service Act to revise and extend the mammography quality standards program, and the bill was then passed. **Page 25705**

U.S. Courthouse Naming: Committee on Environment and Public Works was discharged from further consideration of H.R. 1479, to designate the Federal building and United States courthouse located at 300 Northeast First Avenue in Miami, Florida, as the "David W. Dyer Federal Courthouse", and the bill was then passed, clearing the measure for the President. **Page 25706**

U.S. Courthouse Naming: Committee on Environment and Public Works was discharged from further consideration of H.R. 1484, to redesignate the Dublin Federal Courthouse building located at 100 Franklin Street in Dublin, Georgia, as the "J. Roy Rowland Federal Courthouse", and the bill was then passed, clearing the measure for the President. **Page 25706**

Technical Corrections/National Defense Authorization: Senate passed S. 1507, to amend the National Defense Authorization Act for Fiscal Year 1998 to make certain technical corrections. **Page 25706**

Authority Clarification/National Defense Authorization: Senate passed S. 1511, to amend section 3165 of the National Defense Authorization Act for Fiscal Year 1998 to clarify the authority in the section. **Page 25706**

Eligible Telecommunications Carriers: Senate passed S. 1354, to amend the Communications Act of 1934 to provide for the designation of common carriers not subject to the jurisdiction of a State commission as eligible telecommunications carriers. **Page 25706**

Indian Judgment Funds: Senate passed H.R. 1604, to provide for the division, use, and distribution of judgment funds of the Ottawa and Chippewa Indians of Michigan pursuant to dockets numbered 18–E, 58, 364, and 18–R before the Indian Claims Commission, after agreeing to the following amendments proposed thereto: **Page 25707**

Sessions (for Murkowski) Amendment No 1625, to limit the number of health care contracts and compacts that the Indian Health Service may execute for the Ketchikan Gateway Borough. **Page 25707**

Sessions (for Inouye) Amendment No. 1626, to provide for the treatment of funds in relation to other laws. **Page 25707**

Sessions (for Inouye) Amendment No. 1627, to provide for a technical correction to Section 2 concerning the Sault Ste. Marie. **Page 25707**

Telemarketing Fraud Prevention Act: Senate passed H.R. 1847, to improve the criminal law relating to fraud against consumers, after agreeing to a committee amendment in the nature of a substitute, and the following amendments proposed thereto: **Page 25707**

Sessions (for Leahy) Amendment No. 1628, to prohibit false advertising or misuse of a name to indicate the United States Marshals Service. **Page 25708**

Sessions (for Harkin) Amendment No. 1629, to combat telemarketing fraud through reasonable disclosure of certain records for telemarketing investigations. **Page 25709**

Commemorative Coin Program: Senate passed S. 1228, to provide for a 10-year circulating commemorative coin program to commemorate each of the 50 States, after

agreeing to a committee amendment, and the following amendments proposed thereto: **Page 25711**

Sessions (for D'Amato/Sarbanes) Amendment No. 1631, to establish a rule of construction. **Page 25712**

Sessions (for Coats) Amendment No. 1632, relating to coinage. **Page 25713**

Continuing Appropriations: Senate passed H.J. Res. 104, making further continuing appropriations for the fiscal year 1998, clearing the measure for the President. **Page 25709**

FDA Administration Modernization and Accountability Act—Conference Report: Senate agreed to the conference report on S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products. **Page 25518**

Senior Citizens Home Equity Protection Act: Senate concurred in the amendments of the House to S. 562, to amend section 255 of the National Housing Act to prevent the funding of unnecessary or excessive costs for obtaining a home equity conversion mortgage, with the following amendment proposed thereto: **Page 25709**

Sessions (for D'Amato) Amendment No. 1630, in the nature of a substitute. **Page 25711**

Nominations Confirmed: Senate confirmed the following nominations:

Frank C. Damrell, Jr., of California, to be United States District Judge for the Eastern District of California.

Martin J. Jenkins, of California, to be United States District Judge for the Northern District of California.

A. Richard Caputo, of Pennsylvania, to be United States District Judge for the Middle District of Pennsylvania.

Dale Cabaniss, of Virginia, to be a Member of the Federal Labor Relations Authority for a term expiring July 29, 2002.

Raymond G. Kammer, of Maryland, to be Director of the National Institute of Standards and Technology.

Robert H. Beatty, Jr., of West Virginia, to be a Member of the Federal Mine Safety and Health Review Commission for the remainder of the term expiring August 30, 1998.

Ernesta Ballard, of Alaska, to be a Governor of the United States Postal Service for a term expiring December 8, 2005.

Arthur Bienenstock, of California, to be an Associate Director of the Office of Science and Technology Policy.

Janice R. Lachance, of Maine, to be Director of the Office of Personnel Management for a term of four years.

Kevin Gover, of New Mexico, to be an Assistant Secretary of the Interior.

William R. Ferris, of Mississippi, to be Chairperson of the National Endowment for the Humanities for a term of four years.

Susanne T. Marshall, of Virginia, to be a Member of the Merit Systems Protection Board for the term of seven years expiring March 1, 2004. **Pages 25715, 25690**

Messages From the House: **Page 25566**

Measures Referred: **Page 25566**

Measures Read First Time: **Page 25566**

Statements on Introduced Bills: **Page 25567**

Additional Cosponsors: **Page 25590**

Amendments Submitted: **Page 25592**

Additional Statements: **Page 25679**

Adjournment: Senate convened at 1 p.m., and adjourned at 8:50 p.m., until 10 a.m., on Monday, November 10, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 25715.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 46 public bills, H.R. 2977–3023; and 10 resolutions, H.J. Res. 104–105, H. Con. Res. 192–195, and H. Res. 317, 318, 320, 321, were introduced. **Page 25876**

Reports Filed: Reports were filed as follows:

Conference report on S. 830, Food and Drug Administration Modernization and Accountability Act of 1997 (H. Rept. 105–399); and

H. Res. 319, providing for consideration of S. 738, to reform the statutes relating to Amtrak, to authorize appropriations for Amtrak (H. Rept. 105–400); **Pages 25846, 25876**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Emerson to act as Speaker pro tempore for today. **Page 25717**

Question of Privilege of the House: The Chair ruled that H. Res. 318, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a yea-and-nay vote of 218 yeas to 194 nays with 1 voting "present", Roll No. 622. **Page 25721**

Radio Free Asia Act: The House passed H.R. 2232, to provide for increased international broadcasting activities to China by a yea and nay vote of 401 yeas to 21 nays, Roll No. 623. **Pages 25722, 25788**

Pursuant to the rule, the amendment in the nature of a substitute recommended by the Committee on Inter-

national Relations now printed in the bill was considered as adopted. **Page 25723**

On November 5, the House agreed to H. Res. 302, the rule that provided for consideration of H.R. 2232 and eight other measures relating to the policy of the United States and China. Subsequently, on November 6, further agreed that the Clerk be authorized to make technical corrections in the engrossment of any measure made in order under the rule, to include corrections in spelling, punctuation, section numbering, and cross-referencing, and to make such other technical and conforming changes as may be necessary to reflect the actions of the House. **Page 24604**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Morella to act as Speaker pro tempore to sign enrolled bills and joint resolutions for the remainder of the 1st Session of the 105th Congress. **Page 25729**

Transportation and Infrastructure Committee: Read a letter from the Chairman of the Committee on Transportation and Infrastructure wherein he transmitted resolutions approved by the committee on Wednesday, November 5—referred to the Committee on Appropriations. **Page 25729**

Suspensions: The House agreed to suspend the rules and pass the following measures:

Extending Veterans Housing and Other Programs: S. 714, amended, to extend and improve the Native American Veteran Housing Loan Pilot Program of the Department of Veterans Affairs, to extend certain authorities of the Secretary of Veterans Affairs relating to services for homeless veterans, to extend certain other authorities of the Secretary—clearing the measure for the President. Agreed to amend the title; **Pages 25729, 25746**

SBA Reauthorization: Agreed to the Senate amendment to the House amendment to S. 1139, to reauthorize the programs of the Small Business Administration—clearing the measure for the President; **Page 25747**

Microcredit for Self-Reliance Act: H.R. 1129, amended, to establish a program to provide assistance for programs of credit and other assistance for microenterprises in developing countries (passed by a yea and nay vote of 393 yeas to 21 nays, Roll No. 624); **Pages 25766, 25789**

EXPO 2000 In Hanover, Germany: H. Con. Res. 139, expressing the sense of Congress that the United States Government should fully participate in EXPO 2000 in the year 2000, in Hanover, Germany, and should encourage the academic community and the private sector in the United States to support this worthwhile undertaking (agreed to by a yea and nay vote of 415 yeas to 2 nays, Roll No. 626). Agreed to amend the title; **Pages 25787, 25791**

FDA Modernization and Accountability Act: The House agreed to the Conference Report on S. 830, Food and Drug Administration Modernization and Accountability Act of 1997—clearing the measure for the President. **Pages 25846, 25793**

Self-Determination for Western Sahara: H. Res. 245, amended, expressing the sense of the House of Representatives in support of a free and fair referendum on self-determination for the people of Western Sahara; **Page 25801**

Human Rights In Afghanistan: H. Con. Res. 156, amended, expressing concern for the continued deterioration of human rights in Afghanistan and emphasizing the need for a peaceful political settlement in that country; **Page 25803**

Savings Are Vital to Everyone's Retirement Act: Agreed to the Senate amendment to H.R. 1377, to amend title I of the Employee Retirement Income Security Act of 1974 to encourage retirement income savings—clearing the measure for the President; **Page 25806**

Fire Administration Authorization: S. 1231, to authorize appropriations for fiscal years 1998 and 1999 for the United States Fire Administration—clearing the measure for the President; **Page 25811**

Stanislaus County, California Land Conveyance: H.R. 112, to provide for the conveyance of certain property from the United States to Stanislaus County, California. **Page 25813**

Auburn Indian Restoration Amendment Act: H.R. 1805, to amend the Auburn Indian Restoration Act to establish restrictions related to gaming on and use of land held in trust for the United Auburn Indian Community of the Auburn Rancheria of California; **Page 25814**

Western United States Water-related Facilities: H.R. 2402, amended, to make technical and clarifying amendments to improve management of water-related facilities in the Western United States; **Page 25815**

Jimmy Carter National Historic Site: S. 669, to provide for the acquisition of the Plains Railroad Depot at the Jimmy Carter National Historic Site—clearing the measure for the President; **Page 25817**

Arches National Park, Utah: H.R. 2283, to expand the boundaries of Arches National Park in the State of Utah to include portions of the following drainages, Salt Wash, Lost Spring Canyon, Fish Sheep Draw, Clover Canyon, Cordova Canyon, Mine Draw, and Cottonwood Wash, which are currently under the jurisdiction of the Bureau of Land Management, and to include a portion of Fish Sheep Draw, which is currently owned by the State of Utah. Agreed to amend the title; **Page 25818**

James L. Foreman United States Courthouse: H.R. 1502, to designate the United States Courthouse located

at 301 West Main Street in Benton, Illinois, as the "James L. Foreman United States Courthouse";

Page 25820

Uniform Relocation Assistance and Real Property Acquisition Policies: S. 1258, to amend the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 to prohibit an alien who is not lawfully present in the United States from receiving assistance under that Act—clearing the measure for the President; Page 25821

Cleveland, Ohio Land Conveyance: S. 1347, to permit the city of Cleveland, Ohio, to convey certain lands that the United States conveyed to the city—clearing the measure for the President; Page 25822

Pilot Records Improvement Act: H.R. 2626, amended, to make clarifications to the Pilot Records Improvement Act of 1996; Page 25823

Families of Passengers Involved in Foreign Air Carriers Aircraft Accidents: H.R. 2476, amended, to amend title 49, United States Code, to require the National Transportation Safety Board and individual foreign air carriers to address the needs of families of passengers involved in aircraft accidents involving foreign air carriers; Page 25824

Export-Import Bank Reauthorization: Conference report on S. 1026, to reauthorize the Export-Import Bank of the United States—clearing the measure for the President; Page 25826

Extend Energy Programs: H. Res. 317, providing for the agreement of the House to the Senate amendment to the bill, H.R. 2472, to extend certain programs under the Energy Policy and Conservation Act, with an amendment; Page 25830

Delay Implementation of Entry-Exit Control System: H.R. 2920, to amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to modify the requirements for implementation of an entry-exit control system (passed by a yea and nay vote of 325 yeas to 90 nays, Roll No. 627); and Page 25832

Federal Advisory Committee Act: H.R. 2977, to amend the Federal Advisory Committee Act to clarify public disclosure requirements that are applicable to the National Academy of Sciences and the National Academy of Public Administration. Page 25842

Suspension Failed—Minority Religious Groups Re German Government: The House failed to suspend the rules and agree to H. Con. Res. 22, amended, expressing the sense of the Congress with respect to the discrimination by the German Government against members of minority religious groups, particularly the continued and increasing discrimination by the German Government against performers, entertainers, and other artists from the United States associated with Scientology by a yea and nay vote of 101 yeas to 318 nays, Roll No. 625.

Page 25771

Further Continuing Appropriations: Considered by unanimous consent, the House passed H.J. Res. 104, making further continuing appropriations for the fiscal year 1998. Page 25792

Adjournment Sine Die Preparation: The House agreed to H. Res. 311, the rule providing for consideration of certain resolutions in preparation for the adjournment of the first session sine die by a yea and nay vote of 257 yeas to 159 nays, Roll No. 628. Pursuant to the rule, H. Con. Res. 194, providing for a joint session of Congress to receive a message from the President and H. Res. 320, appointing a committee to notify the President concerning the proposed adjournment of the session were considered as adopted. Page 25839

Postponed Suspensions: Agreed that the Speaker be authorized to designate a time not later than November 14, 1997, for resumption of proceedings on the seven remaining motions to suspend the rules originally debated on September 29, 1997. Page 25842

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of November 12. Page 25842

Enrollment Authorization: Agreed that H.J. Res. 103, waiving the printing on parchment for the remaining appropriation bills when presented to the President, be discharged, considered, and passed. Page 25842

Meeting Hour—November 12: Agreed that when the House adjourns on the legislative day of today, it adjourn to meet at noon on Wednesday, November 12, 1997.

Page 25842

Further Continuing Appropriations: Considered by unanimous consent, the House passed H.J. Res. 105, making further continuing appropriations through Friday, November 14, for the fiscal year 1998. Page 25842

Amend Rule: Agreed by unanimous consent to amend H. Res. 314, the rule waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules.

Page 25845

Senate Messages: Messages received from the Senate today appear on pages 25717, 25788, 25803, 25811, 25839.

Referrals: S. Con. Res. 58, expressing the concern of Congress over Russia's newly passed religion law and S. 759, to provide for an annual report to Congress concerning diplomatic immunity were referred to the Committee on International Relations. S. 508, to provide for the relief of Mai Hoa 'Jasmin' Salehi; S. 857, for the relief of Roma Salobrit; and S. 1304, for the relief of Belinda McGregor were referred to the Committee on the Judiciary. S. 1487, to establish a National Voluntary Mu-

tual Reunion Registry was referred to the Committee on Ways and Means. **Page 25873**

Quorum Calls—Votes: Seven yea-and-nay votes developed during the proceedings of the House today and appear on pages 25721, 25789, 25790, 25791, 25838, and 25840. There were no quorum calls.

Adjournment: Met at 2:00 p.m. and adjourned at 2:02 a.m. on Monday, November 10.

Committee Meetings

AMTRAK REFORM AND AUTHORIZATION

Committee on Rules: Granted, by a vote of 8 to 3 a rule providing for the consideration of S. 738, Amtrak Reform and Accountability Act of 1997, which shall be considered as read. The rule provides that the amendment printed in the Rules Committee report shall be considered as adopted. The rule waives all points of order against the bill as amended. The rule also provides for one hour of debate equally divided and controlled by the Chairman and ranking minority member of the Committee on Transportation and Infrastructure. Finally the rule provides one motion to commit with or without instructions. Testimony was heard from Chairman Shuster and Representatives Oberstar and Wise.

Joint Meetings

FDA REFORM

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products.

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Monday, November 10, 1997

Senate

Chamber Action

Routine Proceedings, pages 25918–25985

Measures Introduced: Nine bills and two resolutions were introduced, as follows: S. 1513–1521, S.J. Res. 38, and S. Res. 155. **Page 25944**

Measures Reported: Reports were made as follows:

S. 986, to amend title 38, United States Code, to make certain improvements in the housing loan programs for veterans and eligible persons, with an amendment in the nature of a substitute. (S. Rept. No. 105–153)

S. 1216, to approve and implement the OECD Shipbuilding Trade Agreement, with amendments. (S. Rept. No. 105–154) **Page 25944**

Measures Passed:

Continuing Appropriations: Senate passed H.J. Res. 105, making further continuing appropriations for the fiscal year 1998, clearing the measure for the President. **Page 25919**

Surface Transportation Extension Act: Senate passed S. 1519, to provide a 6-month extension of highway, highway safety, and transit programs pending enactment of a law reauthorizing the Intermodal Surface Transportation Efficiency Act of 1991. **Page 25932**

Cellular Telephone Protection Act: Senate passed S. 493, to amend section 1029 of title 18, United States Code, with respect to cellular telephone cloning paraphernalia, after agreeing to a committee amendment in the nature of a substitute, and the following amendments proposed thereto: **Page 25969**

Lott (for Hatch) Amendment No. 1634, relating to forfeiture to the United States of any real or personal property used or intended to be used to commit, facilitate, or promote the commission of certain offenses. **Page 25969**

Lott (for Kyl) Amendment No. 1635, to make certain technical corrections. **Page 25970**

Law Enforcement Technology Advertisement Clarification Act: Committee on the Judiciary was discharged from further consideration of H.R. 1840, to provide a law enforcement exception to the prohibition on the advertising of certain electronic devices, and the bill was then passed, clearing the measure for the President. **Page 25971**

Veterans Benefits Revisions: Committee on Veterans Affairs was discharged from further consideration of H.R. 1090, to amend title 38, United States Code, to allow revision of veterans benefits decisions based on clear and unmistakable error, and the bill was then passed, clearing the measure for the President. **Page 25972**

Medal of Honor: Senate passed H.R. 2813, to waive time limitations specified by law in order to allow the Medal of Honor to be awarded to Robert R. Ingram of Jacksonville, Florida, for acts of valor while a Navy Hospital Corpsman in the Republic of Vietnam during the Vietnam conflict, clearing the measure for the President. **Page 25980**

Census of Agriculture: Senate passed H.R. 2366, to transfer to the Secretary of Agriculture the authority to conduct the census of agriculture, clearing the measure for the President. **Page 25980**

Atlantic Striped Bass Conservation Act: Senate passed H.R. 1658, to reauthorize and amend the Atlantic

Striped Bass Conservation Act and related laws, after agreeing to committee amendments. **Page 25980**

Visa Waiver Pilot Program: Senate passed S. 1517, to extend the Visa Waiver Pilot Program. **Page 25982**

National Drought Policy Act: Senate passed S. 222, to establish an advisory commission to provide advice and recommendations on the creation of an integrated, coordinated Federal policy designed to prepare for and respond to serious drought emergencies, after agreeing to a committee amendment in the nature of a substitute. **Page 25982**

Denial of Veterans' Benefits: Senate concurred in the amendments of the House to S. 923, to amend title 38, United States Code, to prohibit interment or memorialization in certain cemeteries of persons committing Federal or State capital crimes, clearing the measure for the President. **Page 25972**

Native American Housing: Senate concurred in the amendments of the House to S. 714, to extend and improve the Native American Veterans Housing Loan Pilot Program of the Department of Veterans Affairs, to extend certain authorities of the Secretary of Veterans Affairs relating to services for homeless veterans, and to extend certain other authorities of the Secretary, clearing the measure for the President. **Page 25973**

Nominations Confirmed: Senate confirmed the following nominations:

Donna Jean Hrinak, of Virginia, to be Ambassador to the Republic of Bolivia.

Carolyn Curiel, of Indiana, to be Ambassador to Belize.

Stanley Louis McLelland, of Texas, to be Ambassador to Jamaica.

Timothy Michael Carney, of Washington, to be Ambassador to the Republic of Haiti.

Frank D. Yturria, of Texas, to be a Member of the Board of Directors of the Inter-American Foundation for a term expiring June 26, 2002.

Routine lists in the Foreign Service.

Pages 25982, 25985

Messages From the House: **Page 25943**

Measures Referred: **Page 25944**

Statements on Introduced Bills: **Page 25944**

Additional Cosponsors: **Page 25961**

Amendments Submitted: **Page 25963**

Additional Statements: **Page 25963**

Adjournment: Senate convened at 10 a.m., and adjourned at 2:12 p.m., until 12 noon, on Wednesday, November 12, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 25985.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session. It will next meet on Wednesday, November 12th.

Committee Meetings

No Committee meetings were held.

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Wednesday, November 12, 1997

Senate

Chamber Action

Routine Proceedings, pages 26015–26024

Measures Introduced: Four bills were introduced, as follows: S. 1522–1525. **Page 26018**

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

Transmitting the notice relative to the continuation of the emergency regarding weapons of mass destruction; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–80). **Page 26015**

Messages From the President: **Page 26015**

Messages From the House: **Page 26018**

Statements on Introduced Bills: **Page 26018**

Additional Cosponsors: **Page 26021**

Authority for Committees: **Page 26022**

Additional Statements: **Page 26022**

Adjournment: Senate convened at 12 noon, and adjourned at 2:36 p.m., until 10 a.m., on Thursday, November 13, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 26024.)

Committee Meetings

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Barry G. Silverman, of Arizona, to be United States Circuit Judge for the Ninth Circuit, Carlos R. Moreno, to be United States District Judge for

the Central District of California, Richard W. Story, to be United States District Judge for the Northern District of Georgia, and Christine O. C. Miller, of the District of Columbia, to be a Judge of the United States Court of Federal Claims, after the nominees testified and answered questions in their own behalf. Mr. Moreno was introduced by Senator Feinstein, and Mr. Story was introduced by Senator Cleland.

BROADCAST SIGNALS COPYRIGHT LICENSING REFORM

Committee on the Judiciary: Committee held hearings to examine recommendations of the Copyright Office to reform compulsory copyright licensing regimes governing the retransmission of over-the-air radio and television broadcast signals by cable systems, satellite carriers, and other multichannel video providers, including a proposed extension of the Satellite Home Viewer Act which expires in 1999, receiving testimony from Marybeth Peters, Register of Copyrights, Copyright Office, Library of Congress; Fritz Attaway, Motion Picture Association of America, and Decker Anstrom, National Cable Television Association, both of Washington, D.C.; William F. Sullivan, Cordillera Communications, Missoula, Montana; and Charles C. Hewitt, Satellite Broadcasting and Communications Association, Arlington, Virginia.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 3024–3036; and 2 resolutions, H. Res. 322 and 325, were introduced. **Page 26214**

Reports Filed: Reports were filed as follows:

Conference Report on H.R. 2159, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998 (H. Rept. 105–401);

H. Res. 323, waiving points of order against the conference report to accompany H.R. 2159, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998 (H. Rept. 105–402);

H. Res. 324, providing for concurrence in the Senate amendment with an amendment to H.R. 2607, 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, 1998 (H. Rept. 105–403); and

H. Res. 326, providing for an exception from the limitation of clause 6(d) of rule X for the Committee on Government Reform and Oversight (H. Rept. 105–404); **Page 26044**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Petri to act as Speaker pro tempore for today. **Page 26025**

Guest Chaplain: The prayer was offered by the guest Chaplain, the Reverend Dr. Ronald F. Christian of Fairfax, Virginia. **Page 26025**

Presidential Message—Weapons of Mass Destruction: Read a message from the President wherein he extends the national emergency with respect to the proliferation of nuclear, biological, and chemical weapons ("weapons of mass destruction")—referred to the Committee on International Relations and ordered printed (H. Doc. 105–169). **Page 26036**

Recess: The House recessed at 1:14 p.m. and reconvened at 5:00 p.m. **Page 26038**

Resignation from the House of Representatives: Read a letter from Representative Foglietta wherein he resigns from the House of Representatives to become Ambassador to Italy. **Page 26038**

Amtrak Reform and Accountability Act: Agreed to H. Res. 319, the rule providing for consideration of S. 738, to reform the statutes relating to Amtrak, to authorize appropriations for Amtrak, by a yea and nay vote of 324 yeas to 72 nays, Roll No. 629. **Pages 26029, 26038**

Expedited Procedures: The House agreed to H. Res. 314, as amended, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules, by a yea and nay vote of 213 yeas to 193 nays, Roll No. 630. **Pages 26027, 26039**

H. Res. 314 was amended by unanimous consent on November 9. **Page 25845**

Recess: The House recessed at 6:11 p.m. and reconvened at 6:53 p.m. **Page 26040**

Open Public Committee Proceedings to the Media: The House agreed to H. Res. 301, amending the Rules of the House of Representatives to repeal the exception to the requirement that public committee proceedings be open to all media by a recorded vote of 241 ayes to 165 noes, Roll No. 632. **Pages 26040, 26072, 26211**

Suspensions: The House agreed to suspend the rules and pass the following measures:

Six Month Extension of ISTEA: S. 1519, to provide a 6-month extension of highway, highway safety, and transit programs pending enactment of a law reauthorizing the Intermodal Surface Transportation Efficiency Act of 1991—clearing the measure for the President; **Page 26077**

Gift of Property for Audio and Visual Conservation and Restoration Facility: H.R. 2979, amended, to authorize acquisition of certain real property for the Library of Congress. The Clerk was authorized to make technical and conforming changes in the engrossment of the bill; **Page 26081**

Authorize Printing of Publications: S. Con. Res. 61, authorizing printing of a revised edition of the publication entitled "Our Flag," S. Con. Res. 62, authorizing printing of the brochure entitled "How Our Laws Are Made," and S. Con. Res. 63, authorizing printing of the pamphlet entitled "The Constitution of the United States of America;" **Page 26084**

Authorization of Frank Mail: S. 1378, to extend the authorization of use of official mail in the location and recovery of missing children—clearing the measures for the President; **Page 26085**

Defense Authorization Technical Corrections: S. 1507, to amend the National Defense Authorization Act for Fiscal Year 1998 to make certain technical corrections—clearing the measure for the President; **Page 26086**

Fort Berthold Indian Reservation Mineral Leasing: S. 1079, amended, to permit the mineral leasing of Indian land located within the Fort Berthold Indian Reservation in any case in which there is consent from a majority interest in the parcel of land under consideration for lease. Agreed to amend the title; **Page 26086**

Iranian Ballistic Missile Proliferation: H.R. 2709, amended, to impose certain sanctions on foreign persons who transfer items contributing to Iran's efforts to acquire, develop, or produce ballistic missile. Agreed to amend the title; **Page 26090**

Bankruptcy Amendments Act: H.R. 764, amended, to make technical corrections to title 11, United States Code; **Page 26104**

Technical Amendments Re Vacating Arbitrator's Award: H.R. 2440, to make technical amendments to section 10 of title 9, United States Code; **Page 26107**

Chickasaw Trail Economic Development Compact: H.J. Res. 95, granting the consent of Congress to the Chickasaw Trail Economic Development Compact; and **Page 26108**

Washington Metropolitan Area Transit Authority Amendments: H.J. Res. 96, granting the consent and approval of Congress for the State of Maryland, the Commonwealth of Virginia, and the District of Columbia to amend the Washington Metropolitan Area Transit Regulation Compact. **Page 26110**

Foreign Operations Conference Report: The House agreed to the conference report on H.R. 2159, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998 by a yea and nay vote of 333 yeas to 76 nays with 1 voting "present", Roll No. 631. **Pages 26112, 26210**

Earlier, agreed to H. Res. 323, the rule waiving points of order against the conference report by a voice vote. **Page 26112**

District of Columbia Appropriations: The House agreed to the Senate amendment to the text of H.R. 2607, 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, 1998 with an amendment and disagreed to the Senate amendment to the title. **Page 26126**

Earlier, agreed to H. Res. 324, the rule providing for concurrence in the Senate amendment with an amendment, by a voice vote. Pursuant to the rule, the House agreed to the motion offered by the Chairman of the Committee on Appropriations that the House concur in the Senate amendment to the text with the amendment printed in H. Rept. 105–403, accompanying the rule, and disagree to the Senate amendment to the title. **Page 26121**

Committee Election: Agreed to H. Res. 325 electing Representative Fossella to the Committees on Banking and Financial Services and Transportation and Infrastructure. **Page 26211**

Senate Messages: Messages received from the Senate on Monday, November 10 and today appear on page 26025.

Referrals: S. 1115, to amend title 49, United States Code, to improve one-call notification process was referred to the Committees on Transportation and Infrastructure and Commerce; S. 1354, to amend the Communications Act of 1934 to provide for the designation of common carriers not subject to the jurisdiction of a State commission as eligible telecommunications carriers was referred to the Committee on Commerce; S. 1505, to make technical and conforming amendments to the Museum and Library Services Act was referred to the Committee on Education and the Workforce; S. 1506, to amend the Professional Boxing Safety Act (P.L. 104–272) was referred to the Committees on Education and the Workforce and Commerce; S. 1511, to amend section 3165 of the National Defense Authorization Act for Fiscal Year 1998 to clarify the authority in the section was referred to the Committee on National Security; S. 537, to amend title III of the Public Health Service Act to revise and extend the mammography quality standards program was referred to the Committee on Commerce; S. 493, to amend section 1029 of title 18, United States Code, with respect to cellular telephone cloning paraphernalia was referred to the Committee on the Judiciary; S. Con. Res. 67, expressing the sense of Congress that the museum entitled "The Women's Museum: An Institute for the Future" in Dallas, Texas, be designated as a mil-

lennium project for the United States was referred to the Committee on Education and the Workforce; S. 156, to provide certain benefits of the Pick-Sloan Missouri River Basin program to the Lower Brule Sioux Tribe was referred to the Committee on Resources; S. 222, to establish an advisory commission to provide advice and recommendations on the creation of an integrated, coordinated Federal policy designed to prepare for and respond to serious drought emergencies was referred to the Committees on Transportation and Infrastructure, Resources, and Agriculture. **Page 26212**

Quorum Calls—Votes: Three yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 26038, 26039, 26210, and 26211. There were no quorum calls.

Adjournment: Met at 12:00 noon and adjourned at 12:37 a.m.

Committee Meetings

OVERSIGHT—DISTRICT OF COLUMBIA WATER AUTHORITY

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia held an oversight hearing on the status of the District of Columbia Water Authority. Testimony was heard from Michael McCabe, Administrator, Region 3, EPA; the following officials of the Water and Sewer Authority, District of Columbia: Michael Rogers, Chairman and Kerry N. Johnson, General Manager; and public witnesses.

OVERSIGHT—FEDERAL DEBT COLLECTION PRACTICES

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held an oversight hearing on Federal Debt Collection Practices. Testimony was heard from the following officials of the Department of the Treasury: John D. Hawke, Jr., Under Secretary; and Gerald Murphy, Fiscal Assistant Secretary; John Gray, Deputy Administrator, SBA; Richard Keevey, Chief Financial Officer, Department of Housing and Urban Development; David A. Longanecker, Assistant Secretary, Postsecondary Education, Department of Education; and Dale W. Sopper, Acting Deputy Commissioner, SSA.

CONFERENCE REPORT—FOREIGN OPERATIONS APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report on H.R. 2159, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Representatives Callahan, Gilman, Obey, and Pelosi.

DISTRICT OF COLUMBIA APPROPRIATIONS—CONCUR IN SENATE AMENDMENT WITH AN AMENDMENT

Committee on Rules: Granted, by voice vote, a rule on H.R. 2607, 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, 1998—Concur in the Senate amendment with an amendment, which provides for a single motion offered by the Chairman of the Committee on Appropriations or his designee to concur in the Senate amendment to the text, any rule of the House to the contrary notwithstanding, with the amendment, with the amendment printed in the report of the Committee on Rules and disagree to the Senate amendment to the title. The rule provides that the Senate amendments and the motion be considered as read. The rule provides one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. Testimony was heard from Chairman Livingston and Representatives Davis of Virginia, Obey, Norton, Meek of Florida, and Jackson-Lee of Texas.

EXCEPTION TO HOUSE RULES—ALLOW COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT TO INCREASE SUBCOMMITTEES FOR THE REMAINDER OF THE 105TH CONGRESS

Committee on Rules: Ordered reported, by voice vote, H. Res. 326, which provides for an exception from the limitation of clause 6(d) of rule X (relating to the limitation on subcommittees) on subcommittees for the Committee on Government Reform and Oversight. The resolution allows the Committee on Government Reform and Oversight to increase its number of subcommittees from seven to eight for the remainder of the 105th Congress. Testimony was heard from Representatives Hastert and Waxman.

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Thursday, November 13, 1997

Senate

Chamber Action

Routine Proceedings, pages 26240–26445

Measures Introduced: Forty-three bills and eleven resolutions were introduced, as follows: S. 1526–1568, S.J. Res. 39, S. Res. 156–163, and S. Con. Res. 68 and 70. **Page 26301**

Measures Reported: Reports were made as follows:

Special Report entitled "Further Revised Allocation To Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1998". (S. Rept. No. 105–155)

S. 569, to amend the Indian Child Welfare Act of 1978, with an amendment in the nature of a substitute. (S. Rept. No. 105–156)

S. 464, to amend title 38, United States Code, to allow revision of veterans benefits decisions based on clear and unmistakable error. (S. Rept. No. 105–157)

S. 999, to specify the frequency of screening mammograms provided to women veterans by the Department of Veterans Affairs. (S. Rept. No. 105–158)

S. 1172, for the relief of Sylvester Flis. **Page 26301**

Measures Passed:

Federal Advisory Committee Act: Senate passed H.R. 2977, to amend the Federal Advisory Committee Act to clarify public disclosure requirements that are applicable to the National Academy of Sciences and the National Academy of Public Administration, clearing the measure for the President. **Page 26242**

Sea Grant Program: Senate passed S. 927, to reauthorize the Sea Grant Program, after agreeing to the following amendment proposed thereto: **Page 26243**

Lott (for Snowe) Amendment No. 1636, in the nature of a substitute. **Page 26243**

Certificate of Documentation: Committee on Commerce, Science, and Transportation was discharged from further consideration of S. 1349, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *PRINCE NOVA*, and the bill was then passed. **Page 26246**

Child Support Obligations: Senate passed S. 1371, to establish felony violations for the failure to pay legal child support obligations. **Page 26397**

Waiving Enrollment Requirements: Senate passed H.J. Res. 103, waiving certain enrollment requirements with respect to certain specified bills of the One Hundred Fifth Congress, clearing the measure for the President. **Page 26406**

Authority to Make Appointments: Senate agreed to S. Res. 156, authorizing the President of the Senate, the President of the Senate pro tempore, and the Majority and Minority Leaders to make certain appointments after the sine die adjournment of the present session. **Page 26406**

Joint Session of Congress: Senate agreed to H. Con. Res. 194, providing for a joint session of Congress to receive a message from the President of the United States. **Page 26406**

Convening of Second Session: Senate passed S.J. Res. 39, to provide for the convening of the second session of the One Hundred Fifth Congress. **Page 26406**

Thanks to the Vice President: Senate agreed to S. Res. 157, tendering the thanks of the Senate to the Vice President for the courteous, dignified, and impartial manner in which he has presided over the deliberations of the Senate. **Page 26407**

Thanks to the President pro tempore: Senate agreed to S. Res. 158, tendering the thanks of the Senate to the President pro tempore for the courteous, dignified, and impartial manner in which he has presided over the deliberations of the Senate. **Page 26407**

Commending the Democratic Leader: Senate agreed to S. Res. 159, to commend the exemplary leadership of the Democratic Leader. **Page 26407**

Commending the Majority Leader: Senate agreed to S. Res. 160, to commend the exemplary leadership of the Majority Leader. **Page 26408**

Conditional Adjournment: Senate agreed to S. Con. Res. 68, to adjourn sine die the 1st session of the 105th Congress. **Page 26410**

Homeowners Insurance Protection Act: Senate passed H.R. 607, to amend the Truth in Lending Act to require notice of cancellation rights with respect to private mortgage insurance which is required by a creditor as a condition for entering into a residential mortgage transaction, after agreeing to the following amendment proposed thereto: **Page 26412**

Lott (for D'Amato) Amendment No. 1637, in the nature of a substitute. **Page 26412**

Amending Senate Resolution: Senate agreed to S. Res. 161, to amend Senate Resolution 48. **Page 26413**

Chickasaw Trail Economic Development Compact: Senate passed H.J. Res. 95, granting the consent of Congress to the Chickasaw Trail Economic Development Compact, clearing the measure for the President. **Page 26414**

Washington Metropolitan Area Transit Regulation Compact: Senate passed H.J. Res. 96, granting the consent and approval of Congress for the State of Maryland, the Commonwealth of Virginia, and the District of Columbia to amend the Washington Metropolitan Area Transit Regulation Compact, clearing the measure for the President. **Page 26414**

No Electronic Theft Act: Committee on the Judiciary was discharged from further consideration of H.R. 2265, to amend the provisions of titles 17 and 18, United States Code, to provide greater copyright protection by amending criminal copyright infringement provisions, and the bill was then passed, clearing the measure for the President. **Page 26420**

Private Relief: Senate passed S. 1172, for the relief of Sylvester Flis. **Page 26423**

Group Hospitalization and Medical Services, Inc. Charter: Senate passed H.R. 3025, to amend the Federal charter for Group Hospitalization and Medical Services, Inc., clearing the measure for the President. **Page 26423**

Lobbying Disclosure Technical Amendments Act: Senate passed S. 758, to make certain technical corrections to the Lobbying Disclosure Act of 1995. **Page 26424**

FAA Research, Engineering, and Development Authorization: Senate passed H.R. 1271, to authorize the Federal Aviation Administration's research, engineering, and development programs for fiscal years 1998 through 2000, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Page 26424**

Lott (for McCain/Hollings) Amendment No. 1638, to make certain technical corrections. **Page 26425**

John N. Griesemer Post Office Building: Committee on Governmental Affairs was discharged from further consideration of H.R. 1254, to designate the United States Post Office building located at Bennett and Kansas Avenue in Springfield, Missouri, as the "John N. Griesemer Post Office Building", and the bill was then passed, clearing the measure for the President. **Page 26426**

Library of Congress Real Property Acquisition: Senate passed H.R. 2979, to authorize acquisition of certain real property for the Library of Congress, clearing the measure for the President. **Page 26426**

Holocaust Survivors Reparations: Senate agreed to S. Con. Res. 39, expressing the sense of the Congress that the German Government should expand and simplify its reparations system, provide reparations to Holocaust survivors in Eastern and Central Europe, and set up a fund to help cover the medical expenses of Holocaust survivors. **Page 26427**

Florida A&M University Black Heritage Center: Senate passed S. 1559, to provide for the design, construction, furnishing, and equipping of a Center for Historically Black Heritage within Florida A&M University. **Page 26428**

Ocean Act: Senate passed S. 1213, to establish a National Ocean Council, and a Commission on Ocean Policy, after agreeing to a committee amendment, and the following amendment proposed thereto: **Page 26428**

Nichols (for Snowe/Hollings) Amendment No. 1639, in the nature of a substitute. **Page 26431**

Foreign Air Carrier Accidents: Senate passed H.R. 2476, to amend title 49, United States Code, to require the National Transportation Safety Board and individual foreign air carriers to address the needs of families of passengers involved in aircraft accidents involving foreign air carriers, clearing the measure for the President. **Page 26436**

Pilot Records Improvement: Senate passed H.R. 2626, to make clarifications to the Pilot Records Improvement Act of 1996, clearing the measure for the President. **Page 26437**

Authorizing Testimony: Senate agreed to S. Res. 162, to authorize testimony and representation of Senate employees in *United States* v. *Blackley*. **Page 26437**

Victims of Holocaust Restitution: Senate passed S. 1564, to provide redress for inadequate restitution of assets seized by the United States Government during World War II which belonged to victims of the Holocaust. **Page 26438**

Dorothy Day Birth Anniversary: Senate agreed to S. Res. 163, expressing the sense of the Senate on the 100th anniversary of the birth of Dorothy Day and designating the week of November 8, 1997, through November 14, 1997, as "National Week of Recognition for Dorothy Day and Those Whom She Served". **Page 26439**

Enrollment Correction: Senate agreed to S. Con. Res. 69, to correct the enrollment of the bill S. 830. **Page 26442**

Technical Error Correction: Senate agreed to S. Con. Res. 70, to correct a technical error in the enrollment of the bill S. 1026. **Page 26442**

Customs Users Fees: Senate passed H.R. 3034, to amend section 13031 of the Consolidated Omnibus Budget Reconciliation Act of 1985, relating to customs user fees, to allow the use of such fees to provide for customs inspectional personnel in connection with the arrival of passengers in Florida, clearing the measure for the President. **Page 26443**

Technical Corrections: Senate passed S. 1565, to make technical corrections to the Nicaraguan Adjustment and Central American Relief Act. **Page 26443**

Reimbursement to Army Members: Senate passed H.R. 2796, to authorize the reimbursement of members of the Army deployed to Europe in support of operations in Bosnia for certain out-of-pocket expenses incurred by the members during the period beginning on October 1, 1996, and ending on May 31, 1997, clearing the measure for the President. **Page 26443**

Criminal and Unlawful Aliens: Committee on the Judiciary was discharged from further consideration of H.R. 1493, to require the Attorney General to establish a program in local prisons to identify, prior to arraignment, criminal aliens and aliens who are unlawfully present in the United States, and the bill was then passed, clearing the measure for the President. **Page 26443**

Criminal Use of Guns: Senate passed S. 191, to throttle the criminal use of guns, after agreeing to a committee amendment in the nature of a substitute. **Page 26443**

Military Personnel Voting Rights: Senate passed S. 1566, to amend the Soldiers' and Sailors' Civil Relief Act of 1940 to protect the voting rights of military personnel. **Page 26445**

Passage Vitiated:

Military Construction Appropriations—Vetoed Provisions: Senate vitiated passage of S. 1292, disapproving the cancellations transmitted by the President on October 6, 1997, regarding Public Law 105–45, and subsequently the bill was indefinitely postponed. **Page 26424**

District of Columbia Appropriations, 1998: Senate concurred in the amendments of the House to the amendment of the Senate to H.R. 2607, 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, 1998, clearing the measure for the President. **Page 26241**

Foreign Operations Appropriations, 1998—Conference Report: Senate agreed to the conference report on H.R. 2159, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998, clearing the measure for the President. **Page 26253**

Adoption Promotion Act: Senate concurred in the amendment of the House to the Senate amendment to H.R. 867, to promote the adoption of children in foster care, clearing the measure for the President. **Page 26399**

Commerce/Justice/State Appropriations, 1998—Conference Report: A unanimous-consent agreement was reached providing that when the Senate receives the conference report on H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, and related agencies for the fiscal year ending September 30, 1998, the conference report be deemed agreed to, thus clearing the measure for the President. **Page 26392**

Further Continuing Appropriations: A unanimous-consent agreement was reached providing that when the Senate receives H.J. Res. 106, making further continuing appropriations, the resolution be deemed passed. **Page 26399**

Boys and Girls Clubs of America: Senate concurred in the amendment of the House to S. 476, to provide for the establishment of not less than 2,500 Boys and Girls Clubs of America facilities by the year 2000, clearing the measure for the President. **Page 26412**

AMTRAK Reform and Accountability Act: Senate concurred in the amendment of the House to S. 738, to reform the statutes relating to Amtrak, and to authorize appropriations for Amtrak, clearing the measure for the President. **Page 26414**

Distribution of Judgment Funds: Senate receded from its amendment No. 61 to H.R. 1604, to provide for the division, use, and distribution of judgment funds of the Ottawa and Chippewa Indians of Michigan pursuant to dockets numbered 18–E, 58, 364, and 18–R before the Indian Claims Commission, clearing the measure for the President. **Page 26423**

Authority for Committees: All committees were authorized to file legislative and executive reports during the adjournment of the Senate on Wednesday, December 3, 1997, Tuesday, January 6, 1998, and Friday, January 16, 1998, from 10 a.m. to 2 p.m. **Page 26408**

Status Quo of Nominations: A unanimous-consent agreement was reached providing that all nominations received in the Senate during the 105th Congress, First Session, remain in status quo, notwithstanding the sine die adjournment of the Senate, with two exceptions. **Page 26399**

Nominations Confirmed: Senate confirmed the following nominations:

Raymond C. Fisher, of California, to be Associate Attorney General.

Rita D. Hayes, of South Carolina, to be Deputy United States Trade Representative, with the rank of Ambassador.

Gail W. Laster, of New York, to be General Counsel of the Department of Housing and Urban Development.

Lynn S. Adelman, of Wisconsin, to be United States District Judge for the Eastern District of Wisconsin.

William J. Lynn, III, of the District of Columbia, to be Under Secretary of Defense (Comptroller).

1 Navy nomination in the rank of admiral.

Pages 26408, 26445

Messages From the House: **Page 26299**

Measures Referred: **Page 26300**

Measures Read First Time: **Page 26301**

Executive Reports of Committees: **Page 26301**

Statements on Introduced Bills: **Page 26303**

Additional Cosponsors: **Page 26342**

Amendments Submitted: **Page 26346**

Notices of Hearings: **Page 26356**

Additional Statements: **Page 26357**

Adjournment Sine Die: Senate convened at 10 a.m. and in accordance with S. Con. Res. 68, adjourned sine die at 7:56 p.m.

Committee Meetings

RENEWABLE TRANSPORTATION FUELS

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings to examine certain ways renewable fuels could assist in decreasing greenhouse gas emissions and increasing United States energy security, after receiving testimony from R. James Woolsey, former Director

of Central Intelligence, and B. Reid Detchon, Biomass Energy Advocates, both of Washington, D.C.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 1172, for the relief of Sylvester Flis; and

The nominations of Barry G. Silverman, of Arizona, to be United States Circuit Judge for the Ninth Circuit, Carlos R. Moreno, to be United States District Judge for the Central District of California, Richard W. Story, to be United States District Judge for the Northern District of Georgia, Christine O. C. Miller, of the District of Columbia, to be a Judge of the United States Court of Federal Claims, and Robert S. Warshaw, of New York, to be Associate Director for National Drug Control Policy.

Also, committee resumed consideration of the nomination of Bill Lann Lee, of California, to be an Assistant Attorney General, Department of Justice, but did not complete consideration of, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 52 public bills, H.R. 3037–3088; and 13 resolutions, H.J. Res. 106, H. Con. Res. 196–200, and H. Res. 327–329 and 331–334, were introduced. **Page 26575**

Reports Filed: Reports were filed as follows:

Conference report on H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998 (H. Rept. 105–405); and

H. Res. 330, waiving points of order against the conference report to accompany H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998 (H. Rept. 105–406). **Pages 26579, 26575**

Increase Committee Subcommittees From 7 to 8: The House agreed to H. Res. 326, providing for an exception from the limitation of clause 6(d) of rule X for the Committee on Government Reform and Oversight, by a recorded vote of 219 ayes to 195 noes, Roll No. 634. **Page 26466**

Earlier, agreed to order the previous question by yea and nay vote of 220 yeas to 194 nays, Roll No. 633. **Page 26467**

Committee Resignation: Read a letter from Representative Cramer wherein he resigned from the Committees on Transportation and Infrastructure and Science. **Page 26469**

Committee Election: The House agreed to H. Res. 328, amended, electing Representative Cramer to the Committee on Appropriations. Earlier, vacated the original vote on the resolution and agreed to the Fazio amendment to strike language electing Representative Pryce to the Committee on the Budget. **Pages 26469, 26539**

Suspensions: The House agreed to suspend the rules and pass the following measures:

Adoption Promotion Act: H. Res. 327, providing for the consideration of H.R. 867, to promote the adoption of children in foster care, and the Senate amendment thereto (agreed to by yea and nay vote of 406 yeas to 7 nays, Roll No. 635); **Pages 26451, 26469**

Boys and Girls Clubs: H.R. 1753, amended, to provide for the establishment of not less than 2,500 Boys and Girls Clubs of America facilities by the year 2000. Subsequently, S. 476, a similar Senate-passed bill, was passed in lieu after being amended to contain the text of H.R. 1753, as amended. Agreed to lay H.R. 1753 on the table; **Pages 26474, 26493**

Fifty States Commemorative Coin Program: S. 1228, to provide for a 10-year circulating commemorative coin program to commemorate each of the 50 States—clearing the measure for the President; **Page 26475**

Atlantic Striped Bass Conservation: Agreed to the Senate amendments to H.R. 1658, to reauthorize and amend the Atlantic Striped Bass Conservation Act and related laws—clearing the measure for the President; **Page 26479**

Ottawa and Chippewa Indians of Michigan: Agreed to Senate amendments numbered 1 through 60, 62 and 63 and disagreed to Senate amendment 61 to H.R. 1604, to provide for the division, use, and distribution of judgment funds of the Ottawa and Chippewa Indians of Michigan pursuant to dockets numbered 18–E, 58, 364, and 18–R before the Indian Claims Commission; **Page 26480**

National Peace Garden Memorial and Wild Horses at Cape Lookout National Seashore: S. 731, amended, to extend the legislative authority for construction of the National Peace Garden memorial; **Page 26482**

Designation of Common Telecommunications Carriers: S. 1354, to amend the Communications Act of 1934 to provide for the designation of common carriers not subject to the jurisdiction of a State commission as eligible telecommunications carriers—clearing the measure for the President—clearing the measure for the President; **Page 26483**

Museum and Library Services Act: S. 1505, to make technical and conforming amendments to the Museum and Library Services Act—clearing the measure for the President; **Page 26485**

New Mexico Hispanic Cultural Center for Performing Arts: S. 1417, to provide for the design, construction, furnishing and equipping of a Center for Performing Arts within the complex known as the New Mexico Hispanic Cultural Center—clearing the measure for the President; **Page 26486**

Allowing Blue Cross of the District of Columbia and Maryland Affiliation: H.R. 3025, to amend the Federal charter for Group Hospitalization and Medical Services, Inc.; **Page 26488**

Iraqi Regime Crimes Against Humanity: H. Con. Res. 137, expressing the sense of the House of Representatives concerning the urgent need for an international criminal tribunal to try members of the Iraqi regime for crimes against humanity (agreed to by a yea and nay vote of 396 yeas to 2 nays, Roll No. 637); **Pages 26489, 26537**

ASEAN 30th Anniversary: H. Res. 282, congratulating the Association of South East Asian Nations (ASEAN) on the occasion of its 30th Anniversary; **Page 26494**

American Commitment to Democracy for Viet Nam: H. Res. 231, amended, urging the President to make clear to the Government of the Socialist Republic of Vietnam the commitment of the American people in support of democracy and religious and economic freedom for the people of the Socialist Republic of Vietnam; **Page 26496**

Cooperation Between the United States and Mongolia: H. Con. Res. 172, amended, expressing the sense of Congress in support of efforts to foster friendship and cooperation between the United States and Mongolia; **Page 26498**

Situation in Kenya: H. Con. Res. 130, amended, concerning the situation in Kenya; **Page 26500**

Military Intervention by Angola into the Congo: H. Res. 273, amended, condemning the military intervention by the Government of the Republic of Angola into the Republic of the Congo. Agreed to amend the title; **Page 26501**

Senior Citizen Home Equity Protection: H.Res. 329, agreed to the Senate amendment to the House amendments to S. 562, to amend section 255 of the National Housing Act to prevent the funding of unnecessary or excessive costs for obtaining a home equity conversion mortgage, with an amendment; **Page 26504**

Enrollment Correction: H. Con. Res. 196, to correct the enrollment of S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products; **Page 26506**

Customs User Fees: H.R. 3034, to amend section 13031 of the Consolidated Omnibus Budget Reconciliation Act of 1985, relating to customs user fees, to allow the use of such fees to provide for customs inspection personnel in connection with the arrival of passengers in Florida; **Page 26510**

Children of Vietnamese Reeducation Camp Internees: H.R. 3037, to clarify that unmarried children of Vietnamese reeducation camp internees are eligible for refugee status under the Orderly Departure Program; **Page 26511**

Reimbursing Bosnian Troops for Out-of-Pocket Expenses: H.R. 2796, amended, to authorize the reimbursement of members of the Army deployed to Europe in support of operations in Bosnia for certain out-of-pocket expenses incurred by the members during the period beginning on October 1, 1996, and ending on May 31, 1997; **Page 26513**

Amtrak Reform and Accountability Act: S. 738, amended, to reform the statutes relating to Amtrak, to authorize appropriations for Amtrak. Earlier, agreed to the Shuster technical amendment; **Page 26514**

Calling for Resignation of Sara E. Lister: H. Con. Res. 197, calling for the resignation or removal from office of Sara E. Lister, Assistant Secretary of the Army for Manpower and Reserve Affairs: **Page 26524**

Recess: The House recessed at 4:51 p.m. and reconvened at 5:25 p.m. **Page 26524**

Law Revision Counsel: The Speaker announced the appointment of John R. Miller as Law Revision Counsel for the House of Representatives, effective November 1, 1997. **Page 26537**

General Counsel: The Speaker announced the appointment of Geraldine R. Gennet as General Counsel of the United States House of Representatives effective August 1, 1997. **Page 26537**

Adjourn Sine Die: The House agreed to, S. Con. Res. 68, to adjourn sine die the 1st Session of the 105th Congress by a yea and nay vote of 205 yeas to 193 nays, Roll No. 638. **Page 26538**

Convening of 2nd Session: The House passed S.J. Res. 39, providing for the convening of the 2nd Session of the 105th Congress. **Page 26939**

Committee Resignation: Read a letter from Representative Portman wherein he resigned from the Committee on Government Reform and Oversight. **Page 26539**

Committee Election: The House agreed to H. Res. 331 electing Representative Miller of Florida to the Committee on Government Reform and Oversight. **Page 26539**

Committee to Notify the President: Pursuant to H. Res. 320, the Chair announced the appointment of Representative Armey and Representative Gephardt, as members on the part of the House, to the committee to notify the President that the House has completed its business and is ready to adjourn. **Page 26539**

Commerce, Justice, and State, the Judiciary Appropriations: The House agreed to the conference report on H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998 by a yea and nay vote of 282 yeas to 110 nays, Roll No. 640. **Page 26540**

Rejected the Obey motion to recommit the Conference Report to the Committee of Conference by a yea and nay vote of 171 yeas to 216 nays, Roll No. 639. **Page 26560**

H. Res. 330, the rule that waived points of order against the conference report was agreed to by a yea and nay vote of 285 yeas to 113 nays, Roll No. 636. **Page 26530**

Further Continuing Appropriations: Considered by unanimous consent, the House passed H.J. Res. 106, making further continuing appropriations through November 26, 1997 for the fiscal year 1998. **Page 26562**

United States Institute for Environmental Conflict Resolution: Considered by unanimous consent, the House passed H.R. 3042, to amend the Morris K. Udall Scholarship and Excellence in National Environmental and Native American Public Policy Act of 1992 to establish the United States Institute for Environmental Conflict Resolution to conduct environmental conflict resolution and training. **Page 26562**

Presidential Veto Message—Military Construction Projects: Read a message from the President wherein he announces his veto of H.R. 2631, "An Act disapproving the cancellations transmitted by the President on October 6, 1997, regarding Public Law 105–45," and explains his reasons therefor referred to the Committee on Appropriations and ordered printed (H. Doc. 105–172). **Page 26564**

Representative Foglietta of Pennsylvania Introduced Measure: Agreed that Representative Johnson of Wisconsin may hereafter be considered as the first sponsor of H. Con. Res. 47, a bill originally introduced by Representative Foglietta for the purposes of adding co-sponsors and requesting reprints. **Page 26564**

Postponed Suspensions—Considered on September 29: Agreed by unanimous consent that the House be considered to have adopted a motion to suspend the rules and pass each of the following measures considered by the House on Monday, September 29, 1997: S. 1161, H.R. 2233, H.R. 2007, H.R. 1476, H.R. 1262, H.R. 2165, H.R. 2207, S. 819, S. 833, H.R. 548, H.R. 595, and H. Con. Res. 131, as amended today. Agreed that S. 1193, the counterpart of H.R. 2036 be considered as passed; and H.R. 2036 was laid on the table. **Page 26565**

Majority Members to Serve on Investigative Subcommittees: Read a letter from the Speaker wherein he named Representatives Bateman, Bryant, Deal of Georgia, Hastings of Washington, McCrery, McKeon, Miller of Florida, Portman, Talent, and Thornberry to serve as needed on investigative subcommittees related to the Committee on Standards of Official Conduct. **Page 26569**

Minority Members to Serve on Investigative Subcommittees: Read a letter from the Minority Leader wherein he named Representatives Clyburn, Doyle, Edwards, Klink, Lewis of Georgia, Meek of Florida, Scott, Stupak, and Tanner as needed on investigative subcommittees related to the Committee on Standards of Official Conduct. **Page 26569**

Unanimous Consent Consideration: Agreed that the following measures be considered as passed or adopted respectively: S. 1565, S. 1559, S. Con. Res. 70, S. 156, and H. Res. 322, as amended. **Page 26569**

Late Report: Agreed that the Committee on Banking and Financial Services be permitted to file a report on H.R. 217 no later than December 19, 1997. **Page 26572**

Senate Messages: Messages received from the Senate today appear on pages 26469, 26539, 26561, and 26564.

Quorum Calls—Votes: Eight yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 26467, 26468, 26469, 26536, 26537, 26538, 26560, and 26561. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and pursuant to the provisions of S. Con. Res. 68, adjourned at 10:44 p.m. sine die.

Committee Meetings

EAST ASIAN ECONOMIC CONDITIONS

Committee on Banking and Financial Services: Held a hearing on East Asian Economic Conditions. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; Lawrence H. Summers, Deputy Secretary, Department of the Treasury; and public witnesses.

TOBACCO SETTLEMENT

Committee on Commerce: Held a hearing on the Tobacco Settlement: Views of the Administration and the State Attorneys General. Testimony was heard from Donna E. Shalala, Secretary of Health and Human Services; Gal Norton, Attorney General, State of Colorado; and Christine Gregorie, Attorney General, State of Washington.

"JOHNNY CHUNG—HIS UNUSUAL ACCESS TO THE WHITE HOUSE, HIS POLITICAL DONATIONS, AND RELATED MATTERS"

Committee on Government Reform and Oversight: Held a hearing on "Johnny Chung—His Unusual Access to the White House, His Political Donations, and Related Matters". Testimony was heard from Nancy Hernreich, Deputy Assistant to the President for Appointments and Scheduling, Executive Office of the President; Kelly Crawford, former Staff Assistant to Nancy Hernreich;

Maggie Williams, former Chief of Staff to the First Lady, and the following officials from the Democratic National Committee: Carol Khare, Assistant to Donald L. Fowler, Chairman, and Ceandra Scott, staff member.

Hearings continue tomorrow.

MISCELLANEOUS MEASURE

Committee on International Relations: Approved a motion to request the Chairman in place the following resolution on the suspension calender: H. Res. 322, amended, expressing the sense of the House that the United States should act to resolve the crisis with Iraq in a manner that assures destruction of Iraq's ability to produce and deliver weapons of mass destruction, and that peaceful and diplomatic efforts should be pursued, but that if such efforts fail, multilateral military action or, as a last resort, unilateral United States military action should be taken.

The Committee also held a hearing on Bonn to Kyoto: The Administration's Position on the Climate Change Treaty, Testimony was heard from Timothy E. Wirth, Under Secretary. Global Affairs, Department of State.

NATIONAL BANKRUPTCY REVIEW COMMISSION REPORT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing regarding the National Bankruptcy Review Commission Report. Testimony was heard from the following officials from the National Bankruptcy Review Commission: Brady C. Williamson, Chairman, Judge Edith Hollan Jones, United States Court of Appeals for the Fifth Circuit, Member, and Babette A. Ceccotti, Member.

U.S. COMPUTER EXPORT CONTROL POLICY

Committee on National Security: Held a hearing on U.S. supercomputer export control policy. Testimony was heard from William A. Reinsch, Secretary, Export Administration, Department of Commerce; following officials from the Department of Defense; Mitchel B. Wallerstein, Deputy Assistant Secretary for Counterproliferation Policy, Stephen Bryen, Former Director Defense Technology Security Administration; and public witnesses.

CONFERENCE REPORT—COMMERCE, JUSTICE, STATE, THE JUDICIARY APPROPRIATIONS ACT

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report on H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Representative Rogers.

AIRCRAFT MISHAPS—INCREASING NUMBER

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on the increasing number of aircraft mishaps on our Nations's runways. Testimony was heard from Representative Kucinich; Jim Hall, Chairman, National Transportation Safety Board; the following officials from Department of Transportation; Ken Mead, Inspector General; Ronald Morgan, Director of Air Traffic, Federal Aviation Administration, and public witnesses.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 7 through November 13, 1997

	Senate	*House*	*Total*
Days in session	153	132	
Time in session	1093 hrs., 07′	1003 hrs., 42′	..
Congressional Record:			
Pages of proceedings	12713	10957	..
Extensions of Remarks		2403	..
Public bills enacted into law	19	59	..
Private bills enacted into law	1	1	..
Bills in conference	..	1	..
Measures passed, total	385	541	..
Senate bills	123	50	..
House bills	101	243	..
Senate joint resolutions	5	3	..
House joint resolutions	16	19	..
Senate concurrent resolutions	30	13	..
House concurrent resolutions	19	44	..
Simple resolutions	92	169	..
Measures reported, total	*248	*373	..
Senate bills	159	4	..
House bills	32	243	..
Senate joint resolutions	2	1	..
House joint resolutions	2	11	..
Senate concurrent resolutions	13	..	..
House concurrent resolutions	2	9	..
Simple resolutions	38	105	..
Special reports	22	13	..
Conference reports	..	20	..
Measures pending on calendar	112	39	..
Measures introduced, total	1840	3662	..
Bills	1568	3036	..
Joint resolutions	39	105	..
Concurrent resolutions	70	195	..
Simple resolutions	163	326	..
Quorum calls	6	7	..
Yea-and-nay votes	298	284	..
Recorded votes	..	349	..
Bills vetoed	..	2	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 158 reports have been filed in the Senate, a total of 406 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 7 through November 13, 1997

Civilian nominations, totaling 500, disposed of as follows:	
Confirmed	361
Unconfirmed	124
Withdrawn	13
Returned to White House	2
Civilian nominations (FS, PHS, CG, NOAA), totaling 3,105, disposed of as follows:	
Confirmed	3,019
Unconfirmed	86
Air Force nominations, totaling 8,141, disposed of as follows:	
Confirmed	8,120
Unconfirmed	21
Army nominations, totaling 6,246, disposed of as follows:	
Confirmed	6,244
Unconfirmed	2
Navy nominations, totaling 6,157, disposed of as follows:	
Confirmed	6,153
Unconfirmed	4
Marine Corps nominations, totaling 1,679, disposed of as follows:	
Confirmed	1,679
Unconfirmed	0

Summary

Total nominations received	25,828
Total confirmed	25,576
Total unconfirmed	237
Total withdrawn	13
Total returned to the White House	2

Monday, December 15, 1997

Senate

The Senate adjourned sine die on Thursday, November 13, 1997. The 2d session of the 105th Congress will convene on Tuesday, January 27, 1998.

House of Representatives

The House adjourned sine die on Thursday, November 13, 1997. The 2d session of the 105th Congress will convene on Tuesday, January 27, 1998.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 3 through November 13, 1997

	Senate	*House*	*Total*
Days in session	153	132	..
Time in session	1,093 hrs., 07′	1,003 hrs., 42′	..
Congressional Record:			
Pages of proceedings	12,724	10,963	..
Extensions of Remarks	..	2,425	..
Public bills enacted into law	49	93	142
Private bills enacted into law	1	3	4
Bills in conference	..	2	..
Measures passed, total	385	544	929
Senate bills	123	50	..
House bills	101	243	..
Senate joint resolutions	5	3	..
House joint resolutions	16	19	..
Senate concurrent resolutions	30	13	..
House concurrent resolutions	19	46	..
Simple resolutions	92	170	..
Measures reported, total	*248	*373	621
Senate bills	159	4	..
House bills	32	243	..
Senate joint resolutions	2	1	..
House joint resolutions	2	11	..
Senate concurrent resolutions	13	..	..
House concurrent resolutions	2	9	..
Simple resolutions	38	105	..
Special reports	22	13	..
Conference reports	..	20	..
Measures pending on calendar	111	39	..
Measures introduced, total	1,840	3,728	5,568
Bills	1,568	3,088	..
Joint resolutions	39	106	..
Concurrent resolutions	70	200	..
Simple resolutions	163	334	..
Quorum calls	6	7	..
Yea-and-nay votes	298	285	..
Recorded votes	..	348	..
Bills vetoed	..	3	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 158 reports have been filed in the Senate, a total of 406 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 3 through November 13, 1997

Civilian nominations, totaling 500, disposed of as follows:	
Confirmed	361
Unconfirmed	124
Withdrawn	13
Returned to White House	2
Civilian nominations (FS, PHS, CG, NOAA), totaling 3,105, disposed of as follows:	
Confirmed	3,019
Unconfirmed	86
Air Force nominations, totaling 8,141, disposed of as follows:	
Confirmed	8,120
Unconfirmed	21
Army nominations, totaling 6,246, disposed of as follows:	
Confirmed	6,244
Unconfirmed	2
Navy nominations, totaling 6,157, disposed of as follows:	
Confirmed	6,153
Unconfirmed	4
Marine Corps nominations, totaling 1,679, disposed of as follows:	
Confirmed	1,679
Unconfirmed	0

Summary

Total nominations received	25,828
Total confirmed	25,576
Total unconfirmed	237
Total withdrawn	13
Total returned to the White House	2

Résumé of Congressional Activity

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Bills in conference	..	2	..
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House bills	101	243	..
Senate joint resolutions	5	3	..
House joint resolutions	16	19	..
Senate concurrent resolutions	30	13	..
House concurrent resolutions	19	46	..
Simple resolutions	92	170	..
Measures reported, total	*248	*374	622
Senate bills	159	4	..
House bills	32	244	..
Senate joint resolutions	2	1	..
House joint resolutions	2	11	..
Senate concurrent resolutions	13	..	..
House concurrent resolutions	2	9	..
Simple resolutions	38	105	..
Special reports	22	13	..
Conference reports	..	20	..
Measures pending on calendar	111	40	..
Measures introduced, total	1,840	3,728	5,568
Bills	1,568	3,088	..
Joint resolutions	39	106	..
Concurrent resolutions	70	200	..
Simple resolutions	163	334	..
Quorum calls	6	7	..
Yea-and-nay votes	298	285	..
Recorded votes	..	348	..
Bills vetoed	..	3	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 158 reports have been filed in the Senate, a total of 407 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 3 through November 13, 1997

Civilian nominations (other than lists), totaling 98, disposed of as follows:	
Confirmed	361
Unconfirmed	124
Withdrawn	13
Civilian nominations (FS, PHS, CG, NOAA), totaling 3,105, disposed of as follows:	
Confirmed	3,019
Unconfirmed	86
Air Force nominations, totaling 8,141, disposed of as follows:	
Confirmed	8,120
Unconfirmed	21
Army nominations, totaling 6,244, disposed of as follows:	
Confirmed	6,244
Unconfirmed	2
Navy nominations, totaling 6,157, disposed of as follows:	
Confirmed	6,153
Unconfirmed	4
Marine Corps nominations, totaling 1,679, disposed of as follows:	
Confirmed	1,679
Unconfirmed	0

Summary

Total nominations received	25,828
Total confirmed	25,576
Total unconfirmed	237
Total withdrawn	13
Total returned to the White House	2

BILLS ENACTED INTO PUBLIC LAW (105TH, 1st SESSION)

	Law No.
S. 156	105–132
S. 305	105–14
S. 342	105–22
S. 410	105–8
S. 430	105–37
S. 476	105–133
S. 543	105–19
S. 587	105–74
S. 588	105–75
S. 589	105–76
S. 591	105–77
S. 669	105–106
S. 670	105–38
S. 714	105–114
S. 738	105–134
S. 813	105–101
S. 819	105–122
S. 830	105–115
S. 833	105–123
S. 858	105–107
S. 871	105–58
S. 910	105–47
S. 923	105–116
S. 931	105–82
S. 996	105–53
S. 1000	105–63
S. 1026	105–121
S. 1139	105–135
S. 1161	105–136
S. 1193	105–137
S. 1198	105–54
S. 1211	105–48
S. 1227	105–72
S. 1228	105–124
S. 1231	105–108
S. 1258	105–117
S. 1347	105–109
S. 1354	105–125
S. 1377	105–110
S. 1378	105–126
S. 1417	105–127
S. 1505	105–128
S. 1507	105–129
S. 1519	105–130
S. 1559	105–138
S. 1565	105–139
S.J. Res. 5	105–5
S.J. Res. 29	105–29
S.J. Res. 39	105–140
H.R. 5	105–17
H.R. 63	105–44
H.R. 79	105–79
H.R. 111	105–49
H.R. 173	105–27
H.R. 282	105–87
H.R. 363	105–23
H.R. 394	105–59
H.R. 408	105–42
H.R. 412	105–9
H.R. 499	105–4
H.R. 514	105–7
H.R. 649	105–28
H.R. 668	105–2
H.R. 672	105–80
H.R. 680	105–50
H.R. 681	105–88
H.R. 708	105–81
H.R. 709	105–36
H.R. 785	105–10
H.R. 867	105–89
H.R. 924	105–6
H.R. 956	105–20
H.R. 968	105–15
H.R. 1001	105–13
H.R. 1003	105–12
H.R. 1057	105–90
H.R. 1058	105–91
H.R. 1086	105–102
H.R. 1090	105–111
H.R. 1119	105–85
H.R. 1198	105–39
H.R. 1225	105–11
H.R. 1226	105–35
H.R. 1254	105–131
H.R. 1306	105–24
H.R. 1377	105–92
H.R. 1420	105–57
H.R. 1479	105–93
H.R. 1484	105–94
H.R. 1493	105–141
H.R. 1553	105–25
H.R. 1585	105–41
H.R. 1604	105–143
H.R. 1650	105–16
H.R. 1658	105–146
H.R. 1747	105–95
H.R. 1787	105–96
H.R. 1840	105–112
H.R. 1866	105–43
H.R. 1871	105–18
H.R. 1901	105–30
H.R. 1902	105–26
H.R. 1944	105–40
H.R. 1948	105–60
H.R. 2013	105–70
H.R. 2014	105–34
H.R. 2015	105–33
H.R. 2016	105–45
H.R. 2018	105–31
H.R. 2107	105–83
H.R. 2129	105–97
H.R. 2158	105–65
H.R. 2159	105–118
H.R. 2160	105–86
H.R. 2169	105–66
H.R. 2203	105–62
H.R. 2209	105–55
H.R. 2248	105–51
H.R. 2264	105–78
H.R. 2265	105–147
H.R. 2266	105–56
H.R. 2267	105–119
H.R. 2366	105–113
H.R. 2367	105–98
H.R. 2378	105–61
H.R. 2443	105–52
H.R. 2464	105–73
H.R. 2476	105–148
H.R. 2564	105–99
H.R. 2607	105–100
H.R. 2626	105–142
H.R. 2796	105–152
H.R. 2813	105–103
H.R. 2977	105–153
H.R. 2979	105–144
H.R. 3025	105–149
H.R. 3034	105–150
H.J. Res. 25	105–1
H.J. Res. 32	105–21
H.J. Res. 36	105–3
H.J. Res. 75	105–67
H.J. Res. 90	105–32
H.J. Res. 91	105–104
H.J. Res. 92	105–105
H.J. Res. 94	105–46
H.J. Res. 95	105–145
H.J. Res. 96	105–151
H.J. Res. 97	105–64
H.J. Res. 101	105–68
H.J. Res. 103	105–120
H.J. Res. 104	105–69
H.J. Res. 105	105–71
H.J. Res. 106	105–84

BILLS VETOED

H.R. 1469, making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997, and for other purposes. Vetoed June 9, 1997.

H.R. 1122, to amend title 18, United States Code, to ban partial-birth abortions. Vetoed Oct. 10, 1997.

H.R. 2631, disapproving the cancellations transmitted by the President on October 6, 1997, regarding Public Law 105-45. Vetoed Nov. 13, 1997.

LINE ITEM VETOES

H.R. 2015, to provide for reconciliation pursuant to subsections (b)(1) and (c) of section 105 of the concurrent resolution on the budget for fiscal year 1998 (P.L.105-33). Line Item Veto Message: H.Doc. 105–115 of Sept. 3, 1997.

H.R. 2014, to provide for reconciliation pursuant to subsections (b)(2) and (d) of section 105 of the concurrent resolution on the budget for fiscal year 1998 (P.L.105-34). Line Item Veto Message: H.Doc. 105–116 of Sept. 3, 1997.

H.R. 2016, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998, and for other purposes (P.L.105-45). Line Item Veto Message: H.Doc. 105–147 of Oct. 6, 1997.

H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998, and for other purposes (P.L.105-56). Line Item Veto Message: H.Doc. 105–155 of Oct. 21, 1997.

H.R. 2378, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998, and for other purposes (P.L.105-61). Line Item Veto Message: H.Doc. 105–156 of Oct. 21, 1997.

H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998, and for other purposes (P.L.105-62). Line Item Veto Message: H.Doc. 105–157 of Oct. 21, 1997.

H.R. 2158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998, and for other purposes (P.L.105-65). Line Item Veto Message: H.Doc. 105–167 of Nov. 4, 1997.

H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998, and for other purposes (P.L.105-66). Line Item Veto Message: H.Doc. 105–168 of Nov. 4, 1997.

H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, and for other purposes (P.L.105-86). Line Item Veto Message: H.Doc. 105–179 of Jan. 27, 1998.

H.R. 2107, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998, and for other purposes (P.L.105-83). Line Item Veto Message: H.Doc. 105–180 of Jan. 27, 1998.

H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, and for other purposes (P.L.105-119). Line Item Veto Message: H.Doc. 105–181 of Jan. 27, 1998.

HISTORY OF BILLS ENACTED INTO PUBLIC LAW

(105th Cong., 1st Sess.)

Title	Bill No.	Date introduced	Committee		Date Reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House 104–	Senate 104–	House	Senate	House	Senate	Date approved	No. 104–
Making technical corrections to the Omnibus Consolidated Appropriations Act, 1997 (Public Law 104-208).	H.J. Res. 25	Jan. 9 1997			.....	.....	.....	.....	H 278		Jan. 9 1997	Jan. 21 1997	Feb. 3, 1997	1
Airport and Airway Trust Fund Tax Reinstatement Act of 1997.	H.R. 668	Feb. 11 1997	WM		Feb. 13 1997	.....	5	.....	H 2605	S 2881	Feb. 26 1997	Feb. 27 1997	Feb. 28, 1997	2
Approving the Presidential finding that the limitation on obligations imposed by section 518A(a) of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1997, is having a negative impact on the proper functioning of the population planning program.	H.J. Res. 36 (S.J. Res. 14)	Feb. 4 1997	App	App			.....	.....	H 2184	S 2504	Feb. 13 1997	Feb. 25 1997	Feb. 28, 1997	3
To designate the facility of the United States Postal Service under construction at 7411 Barlite Boulevard in San Antonio, Texas, as the "Frank M. Tejeda Post Office Building".	H.R. 499	Feb. 4 1997	GRO	GA			.....	.....	H 1539	S 2695	Feb. 5 1997	Feb. 26 1997	Mar. 3, 1997	4
Waiving certain provisions of the Trade Act of 1974 relating to the appointment of the United States Trade Representative.	S.J. Res. 5	Jan. 21 1997		Fin	.....	Feb. 3 1997	.....	.....	H 3484	S 3183	Mar. 11 1997	Mar. 5 1997	Mar. 17, 1997	5
Victim Rights Clarification Act of 1997	H.R. 924 (S. 447)	Mar. 5 1997	Jud		Mar. 17 1997	.....	28	.....	H 4139	S 4223	Mar. 18 1997	Mar. 19 1997	Mar. 19, 1997	6
District of Columbia Inspector General Improvement Act of 1997.	H.R. 514	Feb. 4 1997	GRO		Mar. 17 1997	.....	29	.....	H 4127	S 4630	Mar. 18 1997	Mar. 20 1997	Mar. 25, 1997	7
To extend the effective date of the Investment Advisers Supervision Coordination Act.	S. 410	Mar. 6 1997		BHUA	.....		.....	.....	H 4141	S 3629	Mar. 18 1997	Mar. 12 1997	Mar. 31, 1997	8
Oroville-Tonasket Claim Settlement and Conveyance Act.	H.R. 412	Jan. 9 1997	Res		Mar. 10 1997	.....	8	.....	H 4139	S 4837	Mar. 18 1997	April 8 1997	April 14, 1997	9
To designate the J. Phil Campbell, Senior, Natural Resource Conservation Center.	H.R. 785	Feb. 13 1997	Agr		Mar. 20 1997	.....	36	.....	H 4853	S 5248	April 8 1997	April 10 1997	April 24, 1997	10
To make a technical correction to title 28, United States Code, relating to jurisdiction for lawsuits against terrorist states.	H.R. 1225	April 8 1997	Jud		April 10 1997	.....	48	.....	H 5482	S 6474	April 15 1997	April 24 1997	April 25, 1997	11
Assisted Suicide Funding Restriction Act of 1997.	H.R. 1003	Mar. 11 1997	Com WM Jud EEO GRO Res IR		April 8 1997	.....	46	.....	H 5091	S 5606	April 10 1997	April 16 1997	April 30, 1997	12
To extend the term of appointment of certain members of the Prospective Payment Assessment Commission and the Physician Payment Review Commission.	H.R. 1001	Mar. 10 1997	WM Com		April 10 1997 April 14 1997	.....	49	.....	H 5481	S 6807	April 15 1997	April 30 1997	May 14, 1997	13
To authorize the President to award a gold medal on behalf of the Congress to Francis Albert "Frank" Sinatra in recognition of his outstanding and enduring contributions through his entertainment career and humanitarian activities, and for other purposes.	S. 305 (H.R. 279)	Feb. 12 1997	BFS	BHUA			.....	.....	H 6661	S 2733	April 29 1997	Feb. 26 1997	May 14, 1997	14
To amend title XVIII and XIX of the Social Security Act to permit a waiver of the prohibition of offering nurse aide training and competency evaluation programs in certain nursing facilities.	H.R. 968	Mar. 6 1997	WM Com	Fin	Mar. 13 1997 Mar. 18 1997		23	.....	H 4847	S 6807	April 8 1997	April 30 1997	May 15, 1997	15

To authorize the President to award a gold medal on behalf of the Congress to Mother Teresa of Calcutta in recognition of her outstanding and enduring contributions through humanitarian and charitable activities, and for other purposes.	H.R.	1650	May 16 1997	BFS			.....	.....	.....	H 8981	S 9290	May 20 1997	May 21 1997	June 2, 1997	16
Individuals with Disabilities Education Act Amendments of 1997.	H.R. (S. 717)	5	Jan. 7 1997	EEO	LHR	May 13 1997	May 7 1997	95	.....	H 8046	S 8188	May 13 1997	May 14 1997	June 4, 1997	17
The title of this measure is not available	H.R.	1871	June 12 1997	App Bud			.....	.....	.....	H 10879		June 12 1997	June 12 1997	June 12, 1997	18
Volunteer Protection Act of 1997	S. (H.R. 911)	543	April 9 1997	Jud		May 19 1997	.....	101	.....	H 9093	S 6930	May 21 1997	May 1 1997	June 18, 1997	19
To amend the National Narcotics Leadership Act of 1988 to establish a program to support and encourage local communities that first demonstrate a comprehensive, long-term commitment to reduce substance abuse among youth, and for other purposes.	H.R. (S. 536)	956	Mar. 5 1997	GRO Com	Jud	May 20 1997	May 8 1997	105	.....	H 9438	S 11308	May 22 1997	June 18 1997	June 27, 1997	20
To consent to certain amendments enacted by the Legislature of the State of Hawaii to the Hawaiian Homes Commission Act, 1920.	H.J. Res.	32	Jan. 21 1997	Res	ENR	Mar. 11 1997	May 16 1997	16	19	H 3504	S 10803	Mar. 11 1997	June 12 1997	June 27, 1997	21
To extend certain privileges, exemptions, and immunities to Hong Kong Economic and Trade Offices.	S.	342	Feb. 24 1997	IR	FR		May 8 1997	.....	.....	H 11002	S 8876	June 17 1997	May 20 1997	June 27, 1997	22
To amend section 2118 of the Energy Policy Act of 1992 to extend the Electric and Magnetic Fields Research and Public Information Dissemination Program.	H.R.	363	Jan. 7 1997	Com Sci	ENR	April 21 1997 April 21 1997	June 12 1997	60	27	H 6675	S 11674	April 29 1997	June 20 1997	July 3, 1997	23
To amend the Federal Deposit Insurance Act to clarify the applicability of host State laws to any branch in such State of an out-of-State bank.	H.R.	1306	April 10 1997	BFS			.....	.....	.....	H 9070	S 10795	May 21 1997	June 12 1997	July 3, 1997	24
To amend the President John F. Kennedy Assassination Records Collection Act of 1992 to extend the authorization of the Assassination Records Review Board until September 30, 1998.	H.R.	1553	May 8 1997	GRO Jud		June 19 1997	.....	138	.....	H 11803	S 12636	June 23 1997	June 25 1997	July 3, 1997	25
To immunize donations made in the form of charitable gift annuities and charitable remainder trusts from the antitrust laws and State laws similar to the antitrust laws.	H.R.	1902	June 17 1997	Jud		June 23 1997	.....	146	.....	H 11795	S 12239	June 23 1997	June 24 1997	July 3, 1997	26
To amend the Federal Property and Administrative Services Act of 1949 to authorize donation of surplus Federal law enforcement canines to their handlers.	H.R. (S. 861)	173	Jan. 7 1997	GRO	GA		June 26 1997	.....	.....	H 5676	S 13266	April 16 1997	June 27 1997	July 18, 1997	27
To amend sections of the Department of Energy Organization Act that are obsolete or inconsistent with other statutes and to repeal a related section of the Federal Energy Administration Act of 1974.	H.R.	649	Feb. 6 1997	Com	ENR	Mar. 11 1997	June 11 1997	11	26	H 3484	S 13267	Mar. 11 1997	June 27 1997	July 18, 1997	28
To direct the Secretary of the Interior to design and construct a permanent addition to the Franklin Delano Roosevelt Memorial in Washington, D.C., and for other purposes.	S.J. Res.	29	May 1 1997	Res		July 8 1997	.....	167	.....	H 13590	S 6990	July 8 1997	May 1 1997	July 24, 1997	29
To clarify that the protections of the Federal Tort Claims Act apply to the members and personnel of the National Gambling Impact Study Commission.	H.R.	1901	June 17 1997	Jud		June 23 1997	.....	145	.....	H 11794	S 13742	June 23 1997	July 9 1997	July 25, 1997	30
To waive temporarily the Medicaid enrollment composition rule for the Better Health Plan of Amherst, New York.	H.R.	2018	June 24 1997	Com		July 8 1997	.....	165	.....	H 13586	S 14227	July 8 1997	July 11 1997	July 25, 1997	31
Waiving certain enrollment requirements with respect to two specified bills of the One Hundred Fifth Congress.	H.J. Res.	90	July 31 1997			.....	.....	.....	.....	H 17053	S 17157	July 31 1997	July 31 1997	Aug. 1, 1997	32

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			House	Senate	House	Senate	House 104–	Senate 104–	House	Senate	House	Senate	Date approved	No. 104–
To provide for reconciliation pursuant to subsections (b)(1) and (c) of section 105 of the concurrent resolution on the budget for fiscal year 1998.	H.R. 2015 (S. 947)	June 24 1997	Bud		June 24 1997	.....	149	.....	H 12492	S 12581	June 25 1997	June 25 1997	Aug. 5, 1997	33
To provide for reconciliation pursuant to subsections (b)(2) and (d) of section 105 of the concurrent resolution on the budget for fiscal year 1998.	H.R. 2014 (S. 949)	June 24 1997	Bud		June 24 1997	.....	148	33	H 12829	S 13193	June 26 1997	June 27 1997	Aug. 5, 1997	34
To amend the Internal Revenue Code of 1986 to prevent the unauthorized inspection of tax returns or tax return information.	H.R. 1226	April 8 1997	WM		April 14 1997	.....	51	.....	H 5500	S 15491	April 15 1997	July 23 1997	Aug. 5, 1997	35
To reauthorize and amend the National Geologic Mapping Act of 1992, and for other purposes.	H.R. 709	Feb. 12 1997	Res	ENR	Mar. 11 1997		17	.....	H 3493	S 15491	Mar. 11 1997	July 23 1997	Aug. 5, 1997	36
To amend the Act of June 20, 1910, to protect the permanent trust funds of the State of New Mexico from erosion due to inflation and modify the basis on which distributions are made from those funds.	S. 430	Mar. 12 1997	Res	ENR		May 15 1997	.....	18	H 15950	S 9291	July 28 1997	May 21 1997	Aug. 7, 1997	37
To amend the Immigration and Nationality Technical Corrections Act of 1994 to eliminate the special transition rule for issuance of a certificate of citizenship for certain children born outside the United States.	S. 670 (H.R. 1109)	April 30 1997	Jud	Jud		May 8 1997	.....	.....	H 15981	S 8286	July 28 1997	May 14 1997	Aug. 8, 1997	38
To direct the Secretary of the Interior to convey certain land to the City of Grants Pass, Oregon.	H.R. 1198	Mar. 20 1997	Res	ENR	July 8 1997	July 30 1997	166	.....	H 13570	S 17204	July 8 1997	July 31 1997	Aug. 11, 1997	39
To provide for a land exchange involving the Warner Canyon Ski Area and other land in the State of Oregon.	H.R. 1944	June 17 1997	Res	ENR	July 21 1997	July 30 1997	193	.....	H 15242	S 17204	July 22 1997	July 31 1997	Aug. 11, 1997	40
To allow postal patrons to contribute to funding for breast cancer research through the voluntary purchase of certain specially issued United States postage stamps.	H.R. 1585	May 13 1997	GRO Com NS			.....	.....	.....	H 15248	S 15575	July 22 1997	July 24 1997	Aug. 13, 1997	41
To amend the Marine Mammal Protection Act of 1972 to support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean, and for other purposes.	H.R. 408 (S. 39)	Jan. 9 1997	Res WM	CST	April 24 1997 May 1 1997	July 14 1997	74	.....	H 9116	S 16569	May 21 1997	July 30 1997	Aug. 15, 1997	42
To continue favorable treatment for need-based educational aid under the antitrust laws.	H.R. 1866	June 11 1997	Jud		June 23 1997	.....	144	.....	H 11800	S 16633	June 23 1997	July 30 1997	Sept. 17, 1997	43
To designate the reservoir created by Trinity Dam in the Central Valley project, California, as "Trinity Lake".	H.R. 63	Jan. 7 1997	Res	ENR	Mar. 10 1997	Sept. 2 1997	9	70	H 3487	S 18915	Mar. 11 1997	Sept. 16 1997	Sept. 30, 1997	44
Making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998, and for other purposes.	H.R. 2016	June 24 1997	App	App	June 24 1997	July 17 1997	150	52	H 13604	S 15129	July 8 1997	July 22 1997	Sept. 30, 1997	45
Making continuing appropriations for the fiscal year 1998, and for other purposes.	H.J. Res. 94	Sept. 26 1997	App			.....	.....	.....	H 20645	S 20742	Sept. 29 1997	Sept. 30 1997	Sept. 30, 1997	46
To authorize appropriations for carrying out the Earthquake Hazards Reduction Act of 1977 for fiscal years 1998 and 1999, and for other purposes.	S. 910	June 16 1997		CST	.....	July 30 1997	.....	59	H 18958	S 17204	Sept. 16 1997	July 31 1997	Oct. 1, 1997	47
To provide permanent authority for the administration of au pair programs.	S. 1211	Sept. 24 1997	IR			.....	.....	.....	H 20650	S 20140	Sept. 29 1997	Sept. 25 1997	Oct. 1, 1997	48

To authorize the Secretary of Agriculture to convey a parcel of unused agricultural land in Dos Palos, California, to the Dos Palos Ag Boosters for use as a farm school.	H.R. 111	Jan. 7 1997	Agr	Agr	Mar. 20 1997		34	.....	H 5681	S 19690	April 16 1997	Sept. 23 1997	Oct. 6, 1997	49
To amend the Federal Property and Administrative Services Act of 1949 to authorize the transfer to States of surplus personal property for donation to nonprofit providers of necessaries to impoverished families and individuals.	H.R. 680 (S. 307)	Feb. 11 1997	GRO	GA		June 26 1997	.....	.....	H 6675	S 13742	April 29 1997	July 9 1997	Oct. 6, 1997	50
To authorize the President to award a gold medal on behalf of the Congress to Ecumenical Patriarch Bartholomew in recognition of his outstanding and enduring contributions toward religious understanding and peace, and for other purposes.	H.R. 2248	July 24 1997	BFS			.....	.....	.....	H 19108	S 19936	Sept. 17 1997	Sept. 24 1997	Oct. 6, 1997	51
To designate the Federal building located at 601 Fourth Street, N.W., in the District of Columbia, as the "Federal Bureau of Investigation, Washington Field Office Memorial Building", in honor of William H. Christian, Jr., Martha Dixon Martinez, Michael J. Miller, Anthony Palmisano, and Edwin R. Woodriffe.	H.R. 2443	Sept. 9 1997	TI	EPW		Sept. 24 1997	.....	.....	H 19347	S 19937	Sept. 18 1997	Sept. 24 1997	Oct. 6, 1997	52
To provide for the authorization of appropriations in each fiscal year for arbitration in United States district courts.	S. 996 (H.R. 1581)	July 8 1997	Jud	Jud	June 23 1997		143	.....	H 19745	S 17205	Sept. 23 1997	July 31 1997	Oct. 6, 1997	53
To amend the Immigration and Nationality Act to extend the special immigrant religious worker program, to amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to extend the deadline for designation of an effective date for paperwork changes in the employer sanctions program, and to require the Secretary of State to waive or reduce the fee for application and issuance of a nonimmigrant visa for aliens coming to the United States for certain charitable purposes.	S. 1198	Sept. 18 1997	Jud			.....	.....	.....	H 20914	S 19478	Oct. 1 1997	Sept. 18 1997	Oct. 6, 1997	54
Making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998, and for other purposes.	H.R. 2209 (S. 1019)	July 22 1997	App		July 22 1997	.....	196	47	H 16011	S 16056	July 28 1997	July 29 1997	Oct. 7, 1997	55
Making appropriations for the Department of Defense for the fiscal year ending September 30, 1998, and for other purposes.	H.R. 2266 (S. 1005)	July 25 1997	App		July 25 1997	.....	206	45	H 16193	S 16089	July 29 1997	July 29 1997	Oct. 8, 1997	56
To amend the National Wildlife Refuge System Administration Act of 1966 to improve the management of the National Wildlife Refuge System, and for other purposes.	H.R. 1420	April 23 1997	Res		May 21 1997	.....	106	.....	H 9810	S 18437	June 3 1997	Sept. 10 1997	Oct. 9, 1997	57
To establish the Oklahoma City National Memorial as a unit of the National Park System; to designate the Oklahoma City Memorial Trust, and for other purposes.	S. 871	June 10 1997		ENR	.....	July 30 1997	.....	71	H 19804	S 17088	Sept. 23 1997	July 31 1997	Oct. 9, 1997	58
To provide for the release of the reversionary interest held by the United States in certain property located in the County of Iosco, Michigan.	H.R. 394	Jan. 9 1997	Agr	Agr	Mar. 20 1997		35	.....	H 4852	S 20782	April 8 1997	Sept. 30 1997	Oct. 10, 1997	59
To provide for the exchange of lands within Admiralty Island National Monument, and for other purposes.	H.R. 1948	June 17 1997	Res		Sept. 23 1997	.....	261	.....	H 19806	S 20783	Sept. 23 1997	Sept. 30 1997	Oct. 10, 1997	60

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			House	Senate	House	Senate	House 104–	Senate 104–	House	Senate	House	Senate	Date approved	No. 104–
Making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998, and for other purposes.	H.R. 2378 (S. 1023)	Aug. 6 1997	App		Aug. 5 1997	.....	240	49	H 19136	S 19264	Sept. 17 1997	Sept. 17 1997	Oct. 10, 1997	61
Making appropriations for energy and water development for the fiscal year ending September 30, 1998, and for other purposes.	H.R. 2203 (S. 1004)	July 21 1997	App		July 21 1997	.....	190	44	H 15849	S 15909	July 25 1997	July 28 1997	Oct. 13, 1997	62
To designate the United States courthouse at 500 State Avenue in Kansas City, Kansas, as the "Robert J. Dole United States Courthouse".	S. 1000	July 10 1997	TI	EPW		July 24 1997	.....	.....	H 19804	S 15829	Sept. 23 1997	July 25 1997	Oct. 22, 1997	63
Making further continuing appropriations for the fiscal year 1998, and for other purposes.	H.J. Res. 97	Oct. 21 1997	App			.....	.....	.....	H 22508	S 22637	Oct. 22 1997	Oct. 23 1997	Oct. 23, 1997	64
Making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998, and for other purposes.	H.R. 2158 (S. 1034)	July 11 1997	App		July 11 1997	.....	175	53	H 14771	S 15164	July 16 1997	July 22 1997	Oct. 27, 1997	65
Making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998, and for other purposes.	H.R. 2169 (S. 1048)	July 16 1997	App		July 16 1997	.....	188	55	H 15365	S 16558	July 23 1997	July 30 1997	Oct. 27, 1997	66
To confer status as an honorary veteran of the United States Armed Forces on Leslie Townes (Bob) Hope.	H.J. Res. 75	April 30 1997	VA		June 3 1997	Sept. 4 1997	109	.....	H 9793	S 18162	June 3 1997	Sept. 9 1997	Oct. 30, 1997	67
Making further continuing appropriations for the fiscal year 1998, and for other purposes.	H.J. Res. 101	Nov. 7 1997	App			.....	.....	.....	H 25183	S 24998	Nov. 7 1997	Nov. 7 1997	Nov. 7, 1997	68
Making further continuing appropriations for the fiscal year 1998, and for other purposes.	H.J. Res. 104	Nov. 9 1997	App			.....	.....	.....	H 25793	S 25709	Nov. 9 1997	Nov. 9 1997	Nov. 9, 1997	69
To designate the facility of the United States Postal Service located at 551 Kingstown Road in South Kingstown, Rhode Island, as the "David B. Champagne Post Office Building".	H.R. 2013	June 23 1997	GRO			.....	.....	.....	H 22297	S 23390	Oct. 21 1997	Oct. 24 1997	Nov. 10, 1997	70
Making further continuing appropriations for the fiscal year 1998, and for other purposes.	H.J. Res. 105	Nov. 9 1997	App			.....	.....	.....	H 25842	S 25919	Nov. 10 1997	Nov. 10 1997	Nov. 10, 1997	71
To amend title I of the Employee Retirement Income Security Act of 1974 to clarify treatment of investment managers under such title.	S. 1227	Sept. 26 1997			.....	.....	.....	.....	H 23522	S 20428	Oct. 28 1997	Sept. 26 1997	Nov. 10, 1997	72
To amend the Immigration and Nationality Act to exempt internationally adopted children under age 10 from the immunization requirement.	H.R. 2464	Sept. 11 1997	Jud		Oct. 1 1997	.....	289	.....	H 22335	S 24303	Oct. 21 1997	Nov. 4 1997	Nov. 12, 1997	73
To require the Secretary of the Interior to exchange certain lands located in Hinsdale County, Colorado.	S. 587	April 16 1997		ENR	.....	Oct. 6 1997	.....	96	H 24428	S 22112	Nov. 4 1997	Oct. 9 1997	Nov. 12, 1997	74
To provide for the expansion of the Eagles Nest Wilderness within the Arapaho National Forest and the White River National Forest, Colorado, to include land known as the Slate Creek Addition.	S. 588	April 16 1997		ENR	.....	Oct. 6 1997	.....	97	H 24427	S 22112	Nov. 4 1997	Oct. 9 1997	Nov. 12, 1997	75

To provide for a boundary adjustment and land conveyance involving the Raggeds Wilderness, White River National Forest, Colorado, to correct the effects of earlier erroneous land surveys.	S.	589	April 16 1997		ENR	.....	Oct. 6 1997	.....	98	H	24427	S	22112	Nov. 4 1997	Oct. 9 1997	Nov. 12, 1997	76
To transfer the Dillon Ranger District in the Arapaho National Forest to the White River National Forest in the State of Colorado.	S.	591	April 16 1997		ENR	.....	Oct. 6 1997	.....	99	H	24427	S	22112	Nov. 4 1997	Oct. 9 1997	Nov. 12, 1997	77
Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, and for other purposes.	H.R. (S. 1061)	2264	July 25 1997	App		July 25 1997	.....	205	58	H	19107	S	19264	Sept. 17 1997	Sept. 17 1997	Nov. 13, 1997	78
To provide for the conveyance of certain land in the Six Rivers National Forest in the State of California for the benefit of the Hoopa Valley Tribe.	H.R.	79	Jan. 7 1997	Res	IA	June 3 1997	Oct. 29 1997	110	117	H	9807	S	24302	June 3 1997	Nov. 4 1997	Nov. 13, 1997	79
To make technical amendments to certain provisions of title 17, United States Code.	H.R.	672	Feb. 11 1997	Jud	Jud	Mar. 17 1997		25	.....	H	4140	S	23911	Mar. 18 1997	Oct. 30 1997	Nov. 13, 1997	80
To require the Secretary of the Interior to conduct a study concerning grazing use of certain land within and adjacent to Grand Teton National Park, Wyoming, and to extend temporarily certain grazing privileges.	H.R.	708	Feb. 12 1997	Res		Oct. 6 1997	.....	300	.....	H	22304	S	24306	Oct. 21 1997	Nov. 4 1997	Nov. 13, 1997	81
To designate the Marjory Stoneman Douglas Wilderness and the Ernest F. Coe Visitor Center.	S.	931	June 18 1997		ENR	.....	Sept. 2 1997	.....	68	H	24369	S	18915	Nov. 4 1997	Sept. 16 1997	Nov. 13, 1997	82
Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1998, and for other purposes.	H.R.	2107	July 1 1997	App	App	July 1 1997	July 22 1997	163	56	H	14547	S	19470	July 15 1997	Sept. 18 1997	Nov. 14, 1997	83
Making further continuing appropriations for the fiscal year 1998, and for other purposes.	H.J. Res.	106	Nov. 13 1997	App			.....	.....	.....	H	26709			Nov. 13 1997	Nov. 13 1997	Nov. 14, 1997	84
To authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal years 1998 and 1999, and for other purposes.	H.R.	1119	Mar. 19 1997	NS		June 16 1997	.....	132	.....	H	12262	S	14190	June 25 1997	July 11 1997	Nov. 18, 1997	85
Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, and for other purposes.	H.R.	2160	July 14 1997	App		July 14 1997	.....	178	.....	H	15717	S	17439	July 24 1997	Sept. 3 1997	Nov. 18, 1997	86
To designate the United States Post Office building located at 153 East 110th Street, New York, New York, as the "Oscar Garcia Rivera Post Office Building".	H.R.	282	Jan. 7 1997	GRO	GA		Nov. 6 1997	.....	.....	H	22295	S	25701	Oct. 21 1997	Nov. 9 1997	Nov. 19, 1997	87
To designate the United States Post Office building located at 313 East Broadway in Glendale, California, as the "Carlos J. Moorhead Post Office Building".	H.R.	681	Feb. 11 1997	GRO	GA		Nov. 6 1997	.....	.....	H	22293	S	25701	Oct. 21 1997	Nov. 9 1997	Nov. 19, 1997	88
To promote the adoption of children in foster care.	H.R.	867	Feb. 27 1997	WM		April 28 1997	.....	77	.....	H	6836	S	25441	April 30 1997	Nov. 8 1997	Nov. 19, 1997	89
To designate the building in Indianapolis, Indiana, which houses the operations of the Circle City Station Post Office as the "Andrew Jacobs, Jr. Post Office Building".	H.R.	1057	Mar. 13 1997	GRO	GA			.....	.....	H	11010	S	25701	June 17 1997	Nov. 9 1997	Nov. 19, 1997	90
To designate the facility of the United States Postal Service under construction at 150 West Margaret Drive in Terre Haute, Indiana, as the "John T. Myers Post Office Building".	H.R.	1058	Mar. 13 1997	GRO	GA			.....	.....	H	11010	S	25701	June 17 1997	Nov. 9 1997	Nov. 19, 1997	91

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To amend title I of the Employee Retirement Income Security Act of 1974 to encourage retirement income savings.	H.R. 1377	April 17 1997	EEO	LHR	May 20 1997		104	.....	H 9062	S 24999	May 21 1997	Nov. 7 1997	Nov. 19, 1997	92
To designate the Federal building and United States courthouse located at 300 Northeast First Avenue in Miami, Florida, as the "David W. Dyer Federal Courthouse".	H.R. 1479	April 29 1997	TI	EPW	July 31 1997		227	.....	H 23698	S 25706	Oct. 29 1997	Nov. 9 1997	Nov. 19, 1997	93
To redesignate the Dublin Federal Courthouse building located in Dublin, Georgia, as the J. Roy Rowland Federal Courthouse.	H.R. 1484	April 29 1997	TI	EPW	July 31 1997		226	.....	H 23697	S 25706	Oct. 29 1997	Nov. 9 1997	Nov. 19, 1997	94
To amend the John F. Kennedy Center Act to authorize the design and construction of additions to the parking garage and certain site improvements, and for other purposes.	H.R. 1747	May 22 1997	TI		June 12 1997	.....	130	.....	H 11000	S 25002	June 17 1997	Nov. 7 1997	Nov. 19, 1997	95
To assist in the conservation of Asian elephants by supporting and providing financial resources for the conservation programs of nations within the range of Asian elephants and projects of persons with demonstrated expertise in the conservation of Asian elephants.	H.R. 1787	June 4 1997	Res IR	EPW	Sept. 23 1997	Nov. 7 1997	266	.....	H 22305	S 25443	Oct. 21 1997	Nov. 8 1997	Nov. 19, 1997	96
To designate the United States Post Office located at 150 North 3rd Street in Steubenville, Ohio, as the "Douglas Applegate Post Office".	H.R. 2129	July 9 1997	GRO	GA		Nov. 6 1997	.....	.....	H 22297	S 25701	Oct. 21 1997	Nov. 9 1997	Nov. 19, 1997	97
To increase, effective as of December 1, 1997, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans.	H.R. 2367	July 31 1997	VA		Oct. 9 1997	.....	320	.....	H 24050	S 24538	Oct. 31 1997	Nov. 5 1997	Nov. 19, 1997	98
To designate the United States Post Office located at 450 North Centre Street in Pottsville, Pennsylvania, as the "Peter J. McCloskey Postal Facility".	H.R. 2564	Sept. 26 1997	GRO	GA		Nov. 6 1997	.....	.....	H 22300	S 25701	Oct. 21 1997	Nov. 9 1997	Nov. 19, 1997	99
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, 1998, and for other purposes.	H.R. 2607	Oct. 6 1997	App		Oct. 6 1997	.....	298	.....	H 22017	S 25549	Oct. 9 1997	Nov. 9 1997	Nov. 19, 1997	100
To amend chapter 91 of title 18, United States Code, to provide criminal penalties for theft and willful vandalism at national cemeteries.	S. 813 (H.R. 1532)	May 23 1997	Jud	Jud	June 21 1997	Oct. 23 1997	142	.....	H 25258	S 24303	Nov. 8 1997	Nov. 4 1997	Nov. 19, 1997	101
To codify without substantive change laws related to transportation and to improve the United States Code.	H.R. 1086	Mar. 17 1997	Jud	Jud	June 25 1997	Sept. 18 1997	153	.....	H 13573	S 25446	July 8 1997	Nov. 8 1997	Nov. 20, 1997	102
To waive time limitations specified by law in order to allow the Medal of Honor to be awarded to Robert R. Ingram of Jacksonville, Florida, for acts of valor while a Navy Hospital Corpsman in the Republic of Vietnam during the Vietnam conflict.	H.R. 2813	Nov. 4 1997	NS			.....	.....	.....	H 25294	S 25980	Nov. 8 1997	Nov. 10 1997	Nov. 20, 1997	103
Granting the consent of Congress to the Apalachicola-Chattahoochee-Flint River Basin Compact.	H.J. Res. 91	July 31 1997	Jud		Oct. 31 1997	.....	369	.....	H 24427	S 24858	Nov. 4 1997	Nov. 7 1997	Nov. 20, 1997	104

Granting the consent of Congress to the Alabama-Coosa-Tallapoosa River Basin Compact.	H.J. Res. 92	July 31 1997	Jud		Oct. 31 1997	.....	370	.....	H 24427	S 24858	Nov. 4 1997	Nov. 7 1997	Nov. 20, 1997	105
To provide for the acquisition of the Plains Railroad Depot at the Jimmy Carter National Historic Site.	S. 669	April 30 1997	Res	ENR		June 26 1997	.....	39	H 25817	S 14227	Nov. 9 1997	July 11 1997	Nov. 20, 1997	106
To authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.	S. 858 (H.R. 1775)	June 9 1997	Int NS	AS	June 18 1997	June 18 1997	135	24	H 14820	S 11412	July 17 1997	June 19 1997	Nov. 20, 1997	107
To authorize appropriations for fiscal years 1998 and 1999 for the United States Fire Administration, and for other purposes.	S. 1231	Sept. 26 1997		CST	.....	Oct. 30 1997	.....	124	H 25811	S 24303	Nov. 9 1997	Nov. 4 1997	Nov. 20, 1997	108
To permit the city of Cleveland, Ohio, to convey certain lands that the United States conveyed to the city.	S. 1347	Oct. 30 1997		CST	.....		.....	.....	H 25822	S 25448	Nov. 9 1997	Nov. 8 1997	Nov. 20, 1997	109
To amend the Act incorporating the American Legion to make a technical correction.	S. 1377	Nov. 5 1997	Jud			.....	.....	.....	H 25258	S 24539	Nov. 8 1997	Nov. 5 1997	Nov. 20, 1997	110
To amend title 38, United States Code, to allow revision of veterans benefits decisions based on clear and unmistakable error.	H.R. 1090	Mar. 18 1997	VA		April 14 1997		52	.....	H 5666	S 25972	April 16 1997	Nov. 10 1997	Nov. 21, 1997	111
To provide a law enforcement exception to the prohibition on the advertising of certain electronic devices.	H.R. 1840	June 10 1997	Jud	Jud	June 26 1997		162	.....	H 13580	S 25971	July 8 1997	Nov. 10 1997	Nov. 21, 1997	112
To transfer to the Secretary of Agriculture the authority to conduct the census of agriculture, and for other purposes.	H.R. 2366	July 31 1997	GRO Agr	GA	Oct. 2 1997	Nov. 7 1997	296	141	H 22313	S 25980	Oct. 21 1997	Nov. 10 1997	Nov. 21, 1997	113
To extend and improve the Native American Veteran Housing Loan Pilot Program of the Department of Veterans Affairs, to extend certain authorities of the Secretary of Veterans Affairs relating to services for homeless veterans, to extend certain other authorities of the Secretary, and for other purposes.	S. 714	May 7 1997			.....	Oct. 30 1997	.....	123	H 25746	S 24538	Nov. 9 1997	Nov. 5 1997	Nov. 21, 1997	114
To amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, and for other purposes.	S. 830 (H.R. 1411)	June 5 1997	Com	LHR	Oct. 7 1997	July 1 1997	310	43	H 21441	S 19876	Oct. 7 1997	Sept. 24 1997	Nov. 21, 1997	115
To amend title 38, United States Code, to prohibit interment or memorialization in certain cemeteries of persons committing Federal or State capital crimes.	S. 923	June 17 1997	VA		Oct. 9 1997		319	.....	H 24050	S 11283	Oct. 31 1997	June 18 1997	Nov. 21, 1997	116
To amend the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 to prohibit an alien who is not lawfully present in the United States from receiving assistance under that Act.	S. 1258 (H.R. 849)	Oct. 6 1997	TI	EPW	June 23 1997	Nov. 4 1997	147	.....	H 25821	S 25447	Nov. 9 1997	Nov. 8 1997	Nov. 21, 1997	117
Making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998, and for other purposes.	H.R. 2159 (S. 955)	July 14 1997	App		July 14 1997	.....	176	35	H 17757	S 17882	Sept. 4 1997	Sept. 5 1997	Nov. 26, 1997	118
Making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, and for other purposes.	H.R. 2267 (S. 1022)	July 25 1997	App		July 25 1997	.....	207	48	H 20867	S 20945	Sept. 30 1997	Oct. 1 1997	Nov. 26, 1997	119
Waiving certain enrollment requirements with respect to certain specified bills of the One Hundred Fifth Congress.	H.J. Res. 103	Nov. 8 1997	HO			.....	.....	.....	H 25842	S 26406	Nov. 10 1997	Nov. 13 1997	Nov. 26, 1997	120

Title	Bill No.	Date introduced	Committee		Date Reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House 104–	Senate 104–	House	Senate	House	Senate	Date approved	No. 104–
To reauthorize the Export-Import Bank of the United States.	S. 1026 (H.R. 1370)	July 17 1997	BFS	BHUA	July 31 1997	Sept. 10 1997	224	76	H 21278	S 18916	Oct. 6 1997	Sept. 16 1997	Nov. 26, 1997	121
To designate the United States courthouse at 200 South Washington Street in Alexandria, Virginia, as the "Martin V.B. Bostetter, Jr. United States Courthouse".	S. 819	June 2 1997	TI	EPW		June 5 1997	.....	.....	H 26710	S 10803	Nov. 13 1997	June 12 1997	Dec. 1, 1997	122
To designate the Federal building courthouse at Public Square and Superior Avenue in Cleveland, Ohio, as the "Howard M. Metzenbaum United States Courthouse".	S. 833	June 5 1997	TI	EPW		June 26 1997	.....	.....	H 26710	S 15829	Nov. 13 1997	July 25 1997	Dec. 1, 1997	123
To provide for a 10-year circulating commemorative coin program to commemorate each of the 50 States, and for other purposes.	S. 1228	Sept. 26 1997		BHUA	.....	Oct. 31 1997	.....	130	H 26710	S 25714	Nov. 13 1997	Nov. 9 1997	Dec. 1, 1997	124
To amend the Communications Act of 1934 to provide for the designation of common carriers not subject to the jurisdiction of a State commission as eligible telecommunications carriers.	S. 1354	Oct. 31 1997	Com	CST		Nov. 8 1997	.....	.....	H 26710	S 25706	Nov. 13 1997	Nov. 9 1997	Dec. 1, 1997	125
To extend the authorization of use of official mail in the location and recovery of missing children, and for other purposes.	S. 1378	Nov. 5 1997	GRO HO			.....	.....	.....	H 26086	S 24540	Nov. 12 1997	Nov. 5 1997	Dec. 1, 1997	126
To provide for the design, construction, furnishing and equipping of a Center for Performing Arts within the complex known as the New Mexico Hispanic Cultural Center and for other purposes.	S. 1417	Nov. 7 1997			.....	.....	.....	.....	H 26710	S 25002	Nov. 13 1997	Nov. 7 1997	Dec. 1, 1997	127
To make technical and conforming amendments to the Museum and Library Services Act, and for other purposes.	S. 1505	Nov. 9 1997	EEO			.....	.....	.....	H 26710	S 25698	Nov. 13 1997	Nov. 9 1997	Dec. 1, 1997	128
To amend the National Defense Authorization Act for Fiscal Year 1998 to make certain technical corrections.	S. 1507	Nov. 9 1997	NS			.....	.....	.....	H 26086	S 25706	Nov. 12 1997	Nov. 9 1997	Dec. 1, 1997	129
To provide a 6-month extension of highway, highway safety, and transit programs pending enactment of a law reauthorizing the Intermodal Surface Transportation Efficiency Act of 1991.	S. 1519 (H.R. 2516)	Nov. 10 1997	TI		Sept. 25 1997	.....	270	.....	H 26081	S 25932	Nov. 12 1997	Nov. 10 1997	Dec. 1, 1997	130
To designate the United States Post Office building located at Bennett and Kansas Avenue in Springfield, Missouri, as the "John N. Griesemer Post Office Building".	H.R. 1254	April 9 1997	GRO	GA			.....	.....	H 18957	S 26426	Sept. 16 1997	Nov. 13 1997	Dec. 2, 1997	131
To provide certain benefits of the Pick-Sloan Missouri River Basin program to the Lower Brule Sioux Tribe, and for other purposes.	S. 156	Jan. 21 1997	Res	ENR IA		Nov. 8 1997	.....	146	H 26710	S 25702	Nov. 13 1997	Nov. 9 1997	Dec. 2, 1997	132
To provide for the establishment of not less than 2,500 Boys and Girls Clubs of America facilities by the year 2000.	S. 476 (H.R. 1753)	Mar. 19 1997	Jud	Jud	Oct. 31 1997	May 1 1997	368	.....	H 26710	S 8385	Nov. 13 1997	May 15 1997	Dec. 2, 1997	133
To reform the statutes relating to Amtrak, to authorize appropriations for Amtrak, and for other purposes.	S. 738 (H.R. 2247)	May 14 1997	TI	CST	Sept. 17 1997	Sept. 24 1997	251	85	H 26710	S 24872	Nov. 13 1997	Nov. 7 1997	Dec. 2, 1997	134
To reauthorize the programs of the Small Business Administration, and for other purposes.	S. 1139 (H.R. 2261)	Aug. 19 1997	SB		Sept. 8 1997	.....	246	62	H 20662	S 18108	Sept. 29 1997	Sept. 9 1997	Dec. 2, 1997	135
To amend the Immigration and Nationality Act to authorize appropriations for refugee and entrant assistance for fiscal years 1998 and 1999.	S. 1161	Sept. 10 1997	Jud			.....	.....	.....	H 26710	S 18436	Nov. 13 1997	Sept. 10 1997	Dec. 2, 1997	136

To amend chapter 443 of title 49, United States Code, to extend the authorization of the aviation insurance program, and for other purposes.	S. 1193 (H.R. 2036)	Sept. 18 1997	TI	CST	Sept. 4 1997	Nov. 6 1997	244	140	H 26710	S 25447	Nov. 13 1997	Nov. 8 1997	Dec. 2, 1997	137
To provide for the design, construction, furnishing, and equipping of a Center for Historically Black Heritage within Florida A&M University.	S. 1559	Nov. 13 1997			.....	.....	.....	.....	H 26710	S 26428	Nov. 13 1997	Nov. 13 1997	Dec. 2, 1997	138
To make technical corrections to the Nicaraguan Adjustment and Central American Relief Act.	S. 1565	Nov. 13 1997			.....	.....	.....	.....	H 26710	S 26443	Nov. 13 1997	Nov. 13 1997	Dec. 2, 1997	139
To provide for the convening of the second session of the One Hundred Fifth Congress.	S.J. Res. 39	Nov. 13 1997			.....	.....	.....	.....	H 26710	S 26406	Nov. 13 1997	Nov. 13 1997	Dec. 2, 1997	140
To require the Attorney General to establish a program in local prisons to identify, prior to arraignment, criminal aliens and aliens who are unlawfully present in the United States, and for other purposes.	H.R. 1493	April 30 1997	Jud	Jud	Oct. 23 1997		338	.....	H 24409	S 26443	Nov. 4 1997	Nov. 13 1997	Dec. 5, 1997	141
To make clarifications to the Pilot Records Improvement Act of 1996, and for other purposes.	H.R. 2626	Oct. 7 1997	TI		Oct. 31 1997	.....	372	.....	H 25823	S 26437	Nov. 9 1997	Nov. 13 1997	Dec. 5, 1997	142
To provide for the division, use, and distribution of judgment funds of the Ottawa and Chippewa Indians of Michigan pursuant to dockets numbered 18-E, 58, 364, and 18-R before the Indian Claims Commission.	H.R. 1604	May 14 1997	Res		Oct. 28 1997	.....	352	.....	H 24428	S 25707	Nov. 4 1997	Nov. 9 1997	Dec. 15, 1997	143
To authorize acquisition of certain real property for the Library of Congress, and for other purposes.	H.R. 2979	Nov. 9 1997	HO			.....	.....	.....	H 26081	S 26426	Nov. 12 1997	Nov. 13 1997	Dec. 15, 1997	144
Granting the consent of Congress to the Chickasaw Trail Economic Development Compact.	H.J. Res. 95	Oct. 6 1997	Jud		Nov. 7 1997	.....	389	.....	H 26108	S 26414	Nov. 12 1997	Nov. 13 1997	Dec. 15, 1997	145
To reauthorize and amend the Atlantic Striped Bass Conservation Act and related laws.	H.R. 1658	May 16 1997	Res	CST EPW	July 8 1997	Nov. 8 1997 Nov. 8 1997	169	148	H 13591	S 25980	July 8 1997	Nov. 10 1997	Dec. 16, 1997	146
To amend the provisions of titles 17 and 18, United States Code, to provide greater copyright protection by amending criminal copyright infringement provisions, and for other purposes.	H.R. 2265	July 25 1997	Jud	Jud	Oct. 23 1997		339	.....	H 24426	S 26420	Nov. 4 1997	Nov. 13 1997	Dec. 16, 1997	147
To amend title 49, United States Code, to require the National Transportation Safety Board and individual foreign air carriers to address the needs of families of passengers involved in aircraft accidents involving foreign air carriers.	H.R. 2476	Sept. 15 1997	TI		Oct. 31 1997	.....	371	.....	H 25824	S 26436	Nov. 9 1997	Nov. 13 1997	Dec. 16, 1997	148
To amend the Federal charter for Group Hospitalization and Medical Services, Inc., and for other purposes.	H.R. 3025	Nov. 12 1997	GRO			.....	.....	.....	H 26710	S 26423	Nov. 13 1997	Nov. 13 1997	Dec. 16, 1997	149
To amend section 13031 of the Consolidated Omnibus Budget Reconciliation Act of 1985, relating to customs user fees, to allow the use of such fees to provide for customs inspectional personnel in connection with the arrival of passengers in Florida, and for other purposes.	H.R. 3034	Nov. 12 1997	WM			.....	.....	.....	H 26710	S 26443	Nov. 13 1997	Nov. 13 1997	Dec. 16, 1997	150
Granting the consent and approval of Congress for the State of Maryland, the Commonwealth of Virginia, and the District of Columbia to amend the Washington Metropolitan Area Transit Regulation Compact.	H.J. Res. 96	Oct. 9 1997	Jud		Nov. 8 1997	.....	396	.....	H 26110	S 26414	Nov. 12 1997	Nov. 13 1997	Dec. 16, 1997	151

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			House	Senate	House	Senate	House 104–	Senate 104–	House	Senate	House	Senate	Date approved	No. 104–
To authorize the reimbursement of members of the Army deployed to Europe in support of operations in Bosnia for certain out-of-pocket expenses incurred by the members during the period beginning on October 1, 1996, and ending on May 31, 1997.	H.R. 2796	Nov. 4 1997	NS			.....	.....	.....	H 26710	S 26442	Nov. 13 1997	Nov. 13 1997	Dec. 17, 1997	152
To amend the Federal Advisory Committee Act to clarify public disclosure requirements that are applicable to the National Academy of Sciences and the National Academy of Public Administration.	H.R. 2977	Nov. 9 1997	GRO			.....	.....	.....	H 25842	S 26242	Nov. 10 1997	Nov. 13 1997	Dec. 17, 1997	153

TABLE OF COMMITTEE ABBREVIATIONS

Agr .....Agriculture
ANF .....Agriculture, Nutrition, and Forestry
App .....Appropriations
AS .....Armed Services
BFS .....Banking and Financial Services
BHUA ....Banking, Housing, and Urban Affairs
Bud .....Budget
Com .....Commerce
CST .....Commerce, Science, and Transportation
EEO .....Economic and Educational Opportunities
ENR .....Energy and Natural Resources
EPW .....Environment and Public Works
Fin .....Finance
FR .....Foreign Relations
GA .....Governmental Affairs
HO .....House Oversight
GRO .....Government Reform and Oversight
IA .....Indian Affairs
Int .....Intelligence
IR .....International Relations
Jud .....Judiciary
LHR .....Labor and Human Resources
NS .....National Security
R .....Rules
RAdm ....Rules and Administration
Res .....Resources
Sci .....Science
SB .....Small Business
TI .....Transportation and Infrastructure
VA .....Veterans' Affairs
WM .....Ways and Means

NOTE. –The bill in parentheses is a companion measure.