

McHUGH, Mr. BACCHUS, Mr. ROBERTS, Mr. BURTON of Indiana, Mr. LEVINE of California, Ms. OAKAR, Mr. SYNAR, and Mr. PASTOR.

H.J. Res. 458: Mr. ANTHONY, Mr. BURTON of Indiana, Mr. COUGHLIN, Mr. CARPER, Mr. CHANDLER, Mr. KOLBE, Mr. GOODLING, Mr. LEWIS of California, Mr. LAGOMARSINO, Mr. OWENS of New York, Mr. ROYBAL, Mr. SWIFT, Mr. VANDER JAGT, and Mr. WYLIE.

H.J. Res. 463: Mrs. BENTLEY, Mr. KOPETSKI, Mr. LEACH, Mr. ROWLAND, and Mr. SWIFT.

H.J. Res. 479: Mr. PAYNE of Virginia, Mr. CARR, Mr. RINALDO, Mr. TAUZIN, Mr. ROTH, Mr. DICKINSON, Mr. SABO, Mr. GILCREST, Mr. SLATTERY, Mr. HERTEL, Mr. BATEMAN, Mr. EDWARDS of California, Mr. STAGGERS, Mr. OWENS of New York, and Mr. ROWLAND.

H.J. Res. 495: Mr. PARKER, Mr. UPTON, Mr. ABERCROMBIE, Mr. JENKINS, Mr. HOYER, and Mr. REED.

H.J. Res. 538: Mr. LAROCO, Mr. ALEXANDER, Mr. BOEHLERT, Mr. ATKINS, Mr. BLACKWELL, Mr. BONIOR, Mr. COYNE, Mr. EARLY, Mr. FASCELL, Mr. JONES of Georgia, Mrs. KENNELLY, Mr. KILDEE, Mr. MAVROULES, Mr. MRAZEK, Mr. NEAL of North Carolina, Mr. RUSSO, Ms. SLAUGHTER, Mr. ROSE, Mr. STOKES, Mr. TAUZIN, Mr. OWENS of Utah, Mr. ORTON, Mr. COX of Illinois, Mr. TORRES, Mr. WHEAT, Mr. TRAXLER, Mr. SHARP, Mr. REED, Mr. BERMAN, Mr. TRAFICANT, Ms. KAPTUR, Mr. GLICKMAN, Mr. DORGAN of North Dakota, Mr. KOPETSKI, Mr. GIBBONS, Mr. SYNAR, Mr. WYDEN, Mr. FOGLIETTA, Mr. BREWSTER, Mrs. COLLINS of Michigan, Mr. PARKER, Mr. HOAGLAND, Mr. JOHNSON of South Dakota, Mr. WISE, Mr. KENNEDY, Mr. PRICE, Mr. ABERCROMBIE, Mr. ERDREICH, Mr. BILIRAKIS, Mr. BROOMFIELD, Mr. CAMP, Mr. CLINGER, Mr. EWING, Mr. FISH, Mr. FRANKS of Connecticut, Mr. GILCREST, Mr. GILMAN, Mr. GUNDERSON, Mrs. JOHNSON of Connecticut, Mr. KLUG, Mr. LEWIS of California, Mr. PORTER, Mr. UPTON, Mr. ZIMMER, Mr. LANTOS, Mr. HAYES of Louisiana, Mr. SIKORSKI, Mr. JEFFERSON, Mr. SARPALIUS, Mrs. LOWEY of New York, Mr. SMITH of Florida, Mr. CARDIN, Mr. MOODY, Mr. ORTIZ, Mrs. COLLINS of Illinois, Mr. VIS-CLOSKEY, Mr. ACKERMAN, Mr. LEHMAN of California, Mr. MILLER of California, Mr. POSHARD, Mr. THORNTON, Mr. SOLARZ, Mr. HALL of Ohio, Mr. MINETA, Mr. DREIER of California, Mr. PERKINS, Mr. EDWARDS of California, Ms. SNOWE, Mr. BOUCHER, Mr. BUSTAMANTE, Mr. KASICH, Mr. KOLTER, Mr. PETERSON of Florida, Mr. WOLPE, and Mr. EVANS.

H.J. Res. 540: Mr. SUNDQUIST, Mr. GEREN of Texas, and Mr. HEFNER.

H.J. Res. 547: Mr. RINALDO, Mr. KILDEE, Mr. MORRISON, Mr. PURSELL, Mr. BOEHLERT, Mr. SMITH of New Jersey, Mr. HASTERT, Mr. OXLEY, Mr. HERGER, Mr. RIDGE, Mr. FIELDS, Mrs. LOWEY of New York, Mr. ZIMMER, Mr. ROGERS, Mr. TORRES, Mr. SISISKY, Mr. MAVROULES, Mr. JONES of Georgia, Mr. MARTIN, Mr. GEJDENSON, Mr. KLUG, Mr. FRANKS of Connecticut, Mr. HALL of Texas, and Mr. LEWIS of California.

H.J. Res. 550: Mrs. BYRON, Mr. CARDIN, Mr. DELLUMS, Mr. ENGEL, Mr. GALLO, Mr. GEREN of Texas, Mr. GORDON, Mr. HERTEL, Mr. HOYER, Mr. HUGHES, Mr. IRELAND, Mr. KASICH, Mr. KILDEE, Mr. KLECZKA, Mr. LEHMAN of California, Mr. LEVINE of California, Mr. McMILLEN of Maryland, Mr. MCCLOSKEY, Mr. MARTINEZ, Mr. MATSUI, Mr. MURPHY, Mr. OWENS of Utah, Mr. OBERSTAR, Mr. SABO, Mr. TORRICELLI, Mr. WALSH, Mr. HEFNER, Mr. HOCHBRUECKNER, Mr. MAVROULES, Mr. SPENCE, Mr. STUDDS, Mr. BUSTAMANTE, Mr. CLINGER, Mr. DURBIN, Mr. ROSE, Mr. JONTZ, Mr. OWENS of New York, and Ms. NORTON.

H.J. Res. 551: Mr. BRUCE, Mr. TORRICELLI, Mr. PASTOR, Mr. ABERCROMBIE, Mr. LIGHTFOOT, Mr. ALLEN, Mr. ARMEY, Mr. BALLENGER, Mrs. BENTLEY, Mr. BUNNING, Mr. CARR, Mr. COBLE, Mr. DELAY, Mr. DREIER of California, Mr. GEKAS, Mr. GLICKMAN, Mr.

GREEN of New York, Mr. HASTERT, Mr. HOLLOWAY, Mr. HOPKINS, Mr. HOUGHTON, Mr. HUNTER, Mr. JOHNSON of Texas, Mr. LENT, Mr. MCEWEN, Ms. MOLINARI, Mr. MURPHY, Mr. MYERS of Indiana, Mr. NICHOLS, Mr. OWENS of Utah, Mr. PAXON, Mr. RHODES, Mr. RITTER, Mr. SCHAEFER, Mr. SCHULZE, Mr. SCHUMER, Ms. SNOWE, Mr. STUMP, Mr. SUNDQUIST, Mr. GINGRICH, Mr. COX of California, Mr. DORNAN of California, Mr. MCDADE, Mr. PURSELL, Mr. HAYES of Illinois, Mr. DWYER of New Jersey, Mr. FORD of Michigan, Mr. WAXMAN, Mr. PORTER, Mr. CONYERS, Mr. ECKART, Mr. DE LUGO, Mr. JACOBS, Mr. ANDERSON, Mr. DIXON, Mr. BUSTAMANTE, Mr. MILLER of Ohio, Mr. McHUGH, Mr. RAVENEL, Mr. LEVINE of California, Mr. MCDERMOTT, Mr. MARKEY, Mr. MARTIN, Mrs. MEYERS of Kansas, Mr. LOWERY of California, Mr. COLORADO, Mr. LIVINGSTON, Mr. HEFNER, Mr. MAVROULES, Mr. MILLER of Washington, Mr. SHAYS, Mr. PALLONE, Mr. MCGRATH, Mr. LEHMAN of California, Ms. PELOSI, Mr. OXLEY, Mr. VENTO, Mr. SARPALIUS, Mr. TAYLOR of North Carolina, Mr. TAYLOR of Mississippi, Mr. UPTON, Mr. WELDON, Mr. WOLPE, Mr. WYLIE, Mr. ZELIFF, Mr. ZIMMER, Mr. ROSE, Mr. STOKES, Mr. EARLY, Mr. SMITH of Iowa, Mr. KOLTER, Mr. PICKETT, Mr. DEFAZIO, Mr. LEWIS of Georgia, Mr. SLATTERY, Mr. THOMAS of California, and Ms. WATERS.

H.J. Res. 552: Mr. ROE, Mr. MARTINEZ, Mr. TRAFICANT, and Mr. OWENS of New York.

H. Con. Res. 282: Mr. ROGERS and Mr. SABO.

H. Con. Res. 337: Mr. GEJDENSON.

H. Con. Res. 362: Mr. HASTERT, Mr. MACHTLEY, Mr. RITTER, Mr. PORTER, and Mrs. JOHNSON of Connecticut.

H. Res. 538: Mr. JONTZ and Mr. PAXON.

H. Res. 565: Mr. RHODES.

#### ¶116.77 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 4 of rule XXII, sponsors were deleted from public bills and resolutions as follows:

H.R. 5820: Mr. COLEMAN of Missouri.

### THURSDAY, OCTOBER 1, 1992 (117)

The House was called to order by the SPEAKER.

#### ¶117.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, September 30, 1992.

Pursuant to clause 1, rule I, the Journal was approved.

#### ¶117.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

4342. A letter from the Comptroller of the Department of Defense, transmitting a report pursuant to section 108 of Public Law 102-229; to the Committee on Appropriations.

4343. A letter from the Acting Assistant Secretary for Legislative Affairs, Department of State, transmitting notice that the Government of the Philippines has requested that the United States Government permit the use of foreign military financing for the sale, coassembly, and coproduction of the 78-foot fast patrol craft [PCF], pursuant to 22 U.S.C. 2791(b); to the Committee on Foreign Affairs.

4344. A letter from the Comptroller General, General Accounting Office, transmitting the list of all reports issued or released in August 1992, pursuant to 31 U.S.C. 719(h); to the Committee on Government Operations.

4345. A letter from the Deputy Associate Director for Collection and Disbursement, Department of the Interior, transmitting notice of proposed refunds of excess royalty payments in OCS areas, pursuant to 43 U.S.C. 1339(b); to the Committee on Interior and Insular Affairs.

4346. A letter from the Secretary of Energy; transmitting the sixth in a series of annual reports prepared for the Congress entitled "Summary of Expenditures of Rebates from the Low-Level Radioactive Waste Surcharge Escrow Account for Calendar Year 1991," pursuant to section 5(d)(2)(E) of the Low-Level Radioactive Waste Policy Amendments Act of 1985; jointly, to the Committees on Interior and Insular Affairs and Energy and Commerce.

#### ¶117.3 SUBMISSION OF CONFERENCE REPORT—H.R. 5095

Mr. MCCURDY submitted a conference report (Rept. No. 102-963) on the bill (H.R. 5095) to authorize appropriations for fiscal year 1993 for intelligence and intelligence-related activities of the United States Government and the Central Intelligence Agency Retirement and Disability System, and for other purposes; together with a statement thereon, for printing in the Record under the rule.

#### ¶117.4 WAIVING POINTS OF ORDER AGAINST THE CONFERENCE REPORT ON H.R. 5678

Mr. DERRICK, by direction of the Committee on Rules, called up the following resolution (H. Res. 582):

*Resolved*, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 5678) making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1993, and for other purposes. All points of order against the conference report and against its consideration are waived.

When said resolution was considered. After debate,

On motion of Mr. DERRICK, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶117.5 COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Mr. SMITH of Iowa called up the following conference report (Rept. No. 102-918):

The Committee of Conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 5678) "making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1993, and for other purposes," having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 6, 16, 29, 32, 39, 45, 52, 56, 58, 59, 68, 73, 81, 85, 90, 98, 103, 107, 112, 117, 118, 121, 131, 132, 137, 150, 152, 153, 156, 163, 164, 170, 177, 180, 184, 187, 193, 196, and 197.

That the House recede from its disagreements to the amendments of the Senate

numbered 2, 4, 11, 12, 18, 20, 21, 26, 27, 28, 33, 36, 37, 42, 49, 54, 55, 61, 71, 72, 94, 95, 102, 108, 110, 111, 114, 115, 116, 122, 125, 126, 127, 134, 144, 145, 148, 149, 154, 155, 160, 162, 165, 166, 173, 174, 185, and 189 and agree to the same.

Amendment numbered 1:

That the House recede from its disagreement to the amendment of the Senate numbered 1, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$88,999,000*; and the Senate agree to the same.

Amendment numbered 3:

That the House recede from its disagreement to the amendment of the Senate numbered 3, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$496,000,000*; and the Senate agree to the same.

Amendment numbered 5:

That the House recede from its disagreement to the amendment of the Senate numbered 5, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert: *\$1,000,000 to be derived from unobligated balances appropriated for its purpose in Public Law 102-140*; and the Senate agree to the same.

Amendment numbered 7:

That the House recede from its disagreement to the amendment of the Senate numbered 7, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert: *Provided, That \$16,000,000 of the funds made available under chapter A of subpart 2 of part E of title I of the Omnibus Crime Control and Safe Streets Act of 1968, as amended, shall be available to reimburse any appropriation account, as designated by the Attorney General, for selected costs incurred by State and local law enforcement agencies which enter into cooperative agreements to conduct joint law enforcement operations with Federal agencies; and the Senate agree to the same.*

Amendment numbered 8:

That the House recede from its disagreement to the amendment of the Senate numbered 8, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert: *notwithstanding the provisions of Sec. 516(a) of chapter B of subpart 2 of Part E of title I of the Omnibus Crime Control and Safe Streets Act of 1968, as amended, \$3,000,000 of the funds made available under chapter A of subpart 2 of part E of title I of said Act, shall be available as follows: (a) \$1,500,000 for grants to private nonprofit organizations to carry out the provisions of Sec. 515(a)(2) of chapter B of subpart 2 of Part E of title I of said Act, and (b) \$1,500,000 for grants to public agencies to carry out the provisions of Sec. 515(a)(3) of chapter B of subpart 2 of Part E of title I of said Act: Provided further, That \$6,000,000; and the Senate agree to the same.*

Amendment numbered 9:

That the House recede from its disagreement to the amendment of the Senate numbered 9, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$77,000,000*; and the Senate agree to the same.

Amendment numbered 10:

That the House recede from its disagreement to the amendment of the Senate numbered 10, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert: *\$1,200,000 shall be derived from deobligated funds previously awarded under part B and subparts I and II of part C of title II of said Act, and of which \$4,000,000; and the Senate agree to the same.*

Amendment numbered 13:

That the House recede from its disagreement to the amendment of the Senate numbered 13, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$2,500,000*; and the Senate agree to the same.

Amendment numbered 14:

That the House recede from its disagreement to the amendment of the Senate numbered 14, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$115,929,000*; and the Senate agree to the same.

Amendment numbered 15:

That the House recede from its disagreement to the amendment of the Senate numbered 15, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert: *\$30,622,000*; and the Senate agree to the same.

Amendment numbered 17:

That the House recede from its disagreement to the amendment of the Senate numbered 17, and agree to the same with an amendment, as follows:

In lieu of the sum named in said amendment insert: *\$13,150,000*; and the Senate agree to the same.

Amendment numbered 19:

That the House recede from its disagreement to the amendment of the Senate numbered 19, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$395,500,000*; and the Senate agree to the same.

Amendment numbered 22:

That the House recede from its disagreement to the amendment of the Senate numbered 22, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert: *\$61,526,000: Provided, That notwithstanding any other provision of law, not to exceed \$16,900,000 of offsetting collections derived from fees collected for premerger notification filings under the Hart-Scott-Rodino Antitrust Improvements Act of 1976 (15 U.S.C. 18(a)) shall be retained and used for necessary expenses in this appropriation, and shall remain available until expended: Provided further, That the sum herein appropriated shall be reduced as such offsetting collections are received during fiscal year 1993, so as to result in a final fiscal year 1993 appropriation estimated at not more than \$44,626,000: Provided further, That any fees received in excess of \$16,900,000 in fiscal year 1993 shall remain available until expended, but shall not be available for obligation until fiscal year 1994; and the Senate agree to the same.*

Amendment numbered 23:

That the House recede from its disagreement to the amendment of the Senate numbered 23, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert: *and for intergovernmental agreements including the relocation of the Legal Education program, as provided for in Public Law 102-140 (105 Stat. 786), where legal education training shall be provided to Federal and non-Federal personnel; \$768,300,000; and the Senate agree to the same.*

Amendment numbered 24:

That the House recede from its disagreement to the amendment of the Senate numbered 24, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert: *Provided further, That (1) not to exceed \$22,400,000 of funds made available to this appropriation to carry out the relocation of the Legal Education program provided for in Public Law 102-140 shall remain*

*available until expended, and (2) funds previously appropriated for this purpose shall be available under authorities provided by this Act: Provided further, That the Pilot Debt Collection project authorized in Public Law 99-578 is hereby extended through September 30, 1993; and the Senate agree to the same.*

Amendment numbered 25:

That the House recede from its disagreement to the amendment of the Senate numbered 25, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$333,300,000*; and the Senate agree to the same.

Amendment numbered 30:

That the House recede from its disagreement to the amendment of the Senate numbered 30, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$385,248,000*; and the Senate agree to the same.

Amendment numbered 31:

That the House recede from its disagreement to the amendment of the Senate numbered 31, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$1,975,423,000*; and the Senate agree to the same.

Amendment numbered 34:

That the House recede from its disagreement to the amendment of the Senate numbered 34, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$75,400,000*; and the Senate agree to the same.

Amendment numbered 35:

That the House recede from its disagreement to the amendment of the Senate numbered 35, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert: *\$45,000 shall be available for official reception and representation expenses, to include expenses related to hosting the 1992 conference of Women in Federal Law Enforcement; and the Senate agree to the same.*

Amendment numbered 38:

That the House recede from its disagreement to the amendment of the Senate numbered 38, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$718,684,000*; and the Senate agree to the same.

Amendment numbered 40:

That the House recede from its disagreement to the amendment of the Senate numbered 40, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended to read as follows: *and not to exceed \$2,500,000 for purchase of aircraft and equipment;*; and the Senate agree to the same.

Amendment numbered 41:

That the House recede from its disagreement to the amendment of the Senate numbered 41, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$965,000,000*; and the Senate agree to the same.

Amendment numbered 43:

That the House recede from its disagreement to the amendment of the Senate numbered 43, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

COMMISSION ON IMMIGRATION REFORM  
SALARIES AND EXPENSES

For necessary expenses of the Commission on Immigration Reform pursuant to section 141(f)

of the Immigration Act of 1990, \$300,000, to remain available until expended.

THOMAS JEFFERSON COMMEMORATION  
COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Thomas Jefferson Commemoration Commission as authorized by Public Law 102-343, \$200,000, to remain available until expended.

And the Senate agree to the same.

Amendment numbered 44:

That the House recede from its disagreement to the amendment of the Senate numbered 44, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$1,681,822,000; and the Senate agree to the same.

Amendment numbered 46:

That the House recede from its disagreement to the amendment of the Senate numbered 46, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$10,250,000; and the Senate agree to the same.

Amendment numbered 47:

That the House recede from its disagreement to the amendment of the Senate numbered 47, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$339,225,000; and the Senate agree to the same.

Amendment numbered 48:

That the House recede from its disagreement to the amendment of the Senate numbered 48, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$3,181,000; and the Senate agree to the same.

Amendment numbered 50:

That the House recede from its disagreement to the amendment of the Senate numbered 50, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert:

SEC. 109. (a) Notwithstanding any other provision of law, the Attorney General, in consultation with the Secretary of the Treasury, the Board of Governors of the Federal Reserve System and other appropriate banking regulatory agencies, shall conduct a study of the effect of amending the Financial Right to Privacy Act (12 U.S.C. 3415) to allow nondepository licensed transmitters of duns to be reimbursed to the same extent as financial institutions under that Act, and report the results of such study to the Congress by April 1, 1993.

(b) The Attorney General, acting through the Director of the National Institute of Justice, shall: (1) evaluate existing and proposed anti-stalking legislation in the States, (2) develop model anti-stalking legislation that is constitutional and enforceable, (3) prepare and disseminate to State authorities the findings made as a result of such evaluation, and (4) report to the Congress the findings and the need or appropriateness of further action by the Federal Government by September 30, 1993.

And the Senate agree to the same.

Amendment numbered 51:

That the House recede from its disagreement to the amendment of the Senate numbered 51, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended to read as follows: , but no such appropriation, except as otherwise specifically provided, shall be increased by more than 10 percent by any such transfers; and the Senate agree to the same.

Amendment numbered 53:

That the House recede from its disagreement to the amendment of the Senate numbered 53, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

SEC. 111. Notwithstanding any other provision of law—

(a) Fee to Recover the Cost of Incarceration.— (1) For fiscal year 1993 and thereafter the Attorney General shall establish and collect a fee to cover the costs of confinement from any person convicted in a United States District Court and committed to the Attorney General's custody.

(2) Such fee shall be equivalent to the average cost of one year of incarceration, and the Attorney General shall credit or rebate a prorated portion of the fee with respect to any such person incarcerated for 334 days or fewer in a given fiscal year.

(3) The calculation of the number of days of incarceration in a given fiscal year for the purpose of such fee shall include time served prior to conviction.

(4) The Attorney General shall not collect such fee from any person with respect to whom a fine was imposed or waived by a judge of a United States District Court pursuant to section 5E1.2(f) and (i) of the United States Sentencing Guidelines, or any successor provisions.

(5) In cases in which the Attorney General has authority to collect the fee, the Attorney General shall have discretion to waive the fee or impose a lesser fee if the person under confinement establishes that (1) he or she is not able and, even with the use of a reasonable installment schedule, is not likely to become able to pay all or part of the fee, or (2) imposition of a fine would unduly burden the defendant's dependents.

(6) For fiscal year 1993 only, fees collected in accordance with this section shall be deposited as offsetting receipts to the Treasury.

(7) For fiscal year 1994 and thereafter, fees collected in accordance with this section shall be deposited as offsetting collections to the appropriation Federal Prison System, "Salaries and expenses", and shall be available, inter alia, to enhance alcohol and drug abuse prevention programs.

(b) Diversion Control Fee Account.—There is established in the general fund of the Treasury a separate account which shall be known as the Diversion Control Account. For fiscal year 1993 and thereafter:

(1) There shall be deposited as offsetting receipts into that account all fees collected by the Drug Enforcement Administration, in excess of \$15,000,000, for the operation of its diversion control program.

(2) Such amounts as are deposited into the Diversion Control Fee Account shall remain available until expended and shall be refunded out of that account by the Secretary of the Treasury, at least on a quarterly basis, to reimburse the Drug Enforcement Administration for expenses incurred in the operation of the diversion control program.

(3) Fees charged by the Drug Enforcement Administration under its diversion control program shall be set at a level that ensures the recovery of the full costs of operating the various aspects of that program.

(4) The amount required to be refunded from the Diversion Control Fee Account for fiscal year 1994 and thereafter shall be refunded in accordance with estimates made in the budget request of the Attorney General for those fiscal years. Any proposed changes in the amounts designated in said budget requests shall only be made after notification to the Committee on Appropriations of the House of Representatives and the Senate fifteen days in advance.

(5) The Attorney General shall prepare and submit annually to the Congress, statements of financial condition of the account, including the beginning balance, receipts, refunds to appropriations, transfers to the general fund, and the ending balance.

And the Senate agree to the same.

Amendment numbered 57:

That the House recede from its disagreement to the amendment of the Senate num-

bered 57, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

SEC. 114. (a) Notwithstanding any other provision of law, including subsection (b) below, the first \$50,000,000 of the amounts made available in fiscal year 1993 in accordance with section 524(c)(9)(E) of title 28, United States Code as amended, shall be transferred as follows: (1) the first \$22,400,000 shall be transferred to Legal Activities, "Salaries and expenses, United States Attorneys" for cooperative agreements to carry out the relocation of the Legal Education program as provided for in Public Law 102-140 (105 Stat. 786), and (2) the next \$27,600,000 shall be transferred to Legal Activities, "Support of United States Prisoners".

(b) Subsection 524(c)(9)(E) of title 28, United States Code as amended, is further amended as follows: (1) by deleting "to be transferred to any federal agency", and (2) by striking the period after "related training requirements" and inserting "of federal agencies. Any amounts provided pursuant to this section may be used under authorities available to the organization receiving the funds."

(c) Subsection 524(c) of title 28, United States Code as amended, is further amended in paragraph (1) by amending the first sentence following subsection (1)(H) to read: "Amounts for paying the expenses authorized by subparagraphs (A)(ii), (B), (C), (F), and (G) shall be specified in appropriations Acts and may be used under authorities available to the organization receiving the funds."

And the Senate agree to the same.

Amendment numbered 60:

That the House recede from its disagreement to the amendment of the Senate numbered 60, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment insert:

SEC. 115. The General Accounting Office is hereby directed to report to Congress its explanation for failing to comply with Public Law 100-202, and to complete by the adjournment of Congress sine die of the One Hundred Second Congress, the reports required to be submitted pursuant to Public Law 100-202; and the Senate agree to the same.

Amendment numbered 62:

That the House recede from its disagreement to the amendment of the Senate numbered 62, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$222,000,000; and the Senate agree to the same.

Amendment numbered 63:

That the House recede from its disagreement to the amendment of the Senate numbered 63, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert: \$128,500,000, of which not to exceed \$300,000 shall remain available until September 30, 1994, for research and policy studies: Provided, That none of the funds appropriated by this Act shall be used to repeal, to retroactively apply changes in, or to continue a reexamination of, the policies of the Federal Communications Commission with respect to comparative licensing, distress sales and tax certificates granted under 26 U.S.C. 1071, to expand minority ownership of broadcasting licenses, including those established in the Statement of Policy on Minority Ownership of Broadcasting Facilities, 68 F.C.C. 2d 979 and 69 F.C.C. 2d 1591, as amended 52 R.R. 2d 1313 (1982) and Mid-Florida Television Corp., 69 F.C.C. 2d 607 (Rev. Bd. 1978), which were effective prior to September 12, 1986, other than to close MM Docket No. 86-484 with a reinstatement of prior policy and a lifting of suspension of any sales, licenses, applications, or proceedings, which were suspended pending the conclusion of the inquiry: Provided further, That none of the

funds appropriated to the Federal Communications Commission by this Act may be used to diminish the number of VHF channel assignments reserved for noncommercial educational television stations in the Television Table of Assignments (section 73.606 of title 47, Code of Federal Regulations): Provided further, That none of the funds appropriated by this Act may be used to repeal, to retroactively apply changes in, or to begin or continue a reexamination of the rules and the policies established to administer such rules of the Federal Communications Commission as set forth at section 73.3555(c) of title 47 of the Code of Federal Regulations; and the Senate agree to the same.

Amendment numbered 64:

That the House recede from its disagreement to the amendment of the Senate numbered 64, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$18,300,000; and the Senate agree to the same.

Amendment Numbered 65:

That the House recede from its disagreement to the amendment of the Senate numbered 65, and agree to the same with an amendment, as follows:

*In lieu of the matter stricken and inserted by said amendment insert: \$86,550,000; Provided, That notwithstanding any other provision of law, not to exceed \$16,900,000 of offsetting collections derived from fees collected for premerger notification filings under the Hart-Scott-Rodino Antitrust Improvements Act of 1976 (15 U.S.C. 18(a)) shall be retained and used for necessary expenses in this appropriation, and shall remain available until expended; Provided further, That the sum herein appropriated shall be reduced as such offsetting collections are received during fiscal year 1993, so as to result in a final fiscal year 1993 appropriation estimated at not more than \$69,650,000; Provided further, That any fees received in excess of \$16,900,000 in fiscal year 1993 shall remain available until expended, but shall not be available for obligation until fiscal year 1994; Provided further, That Sec. 605 of title VI of Public Law 101-162 (103 Stat. 1031), as amended, is further amended by striking "\$20,000" and inserting in lieu thereof "\$25,000":* Provided further, That the funds appropriated in this paragraph are subject to the limitations and provisions of sections 10(a) and 10(c) (notwithstanding section 10(e)), 11(b), 18, and 20 of the Federal Trade Commission Improvements Act of 1980 (Public Law 96-252; 94 Stat. 374): Provided further, That none of the funds made available to the Federal Trade Commission shall be available for obligation for expenses authorized by section 151 of the Federal Deposit Insurance Corporation Improvement Act of 1991 (Public Law 102-242, 105 Stat. 2282-2285), unless legislation amending section 151 of the Federal Deposit Insurance Corporation Improvement Act of 1991 is enacted into law during fiscal year 1993, and only upon notification to the Committees on Appropriations of the House and Senate in accordance with Sec. 606 of this Act; and the Senate agree to the same.

Amendment Numbered 66:

That the House recede from its disagreement to the amendment of the Senate numbered 66, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$127,235,000; and the Senate agree to the same.

Amendment Numbered 67:

That the House recede from its disagreement to the amendment of the Senate numbered 67, and agree to the same with an amendment, as follows:

*In lieu of the matter proposed by said amendment, insert: : Provided, That immediately upon enactment of this Act, the rate of fees under section 6(b) of the Securities Act of 1933 (15 U.S.C. 77f(b)) shall increase from one-fiftieth of 1 percentum to one-thirty-second of 1 percentum and such increase shall be deposited as an off-*

*setting collection to this appropriation to recover costs of services of the securities registration process: Provided further, That such fees shall remain available until expended.*

*In addition, upon enactment of legislation amending the Investment Advisers Act of 1940 (15 U.S.C. 80b-1 et seq.), and subject to the schedule of fees contained in such legislation, the Commission may collect not to exceed \$16,000,000 in fees, and such fees shall be deposited as an offsetting collection to this appropriation to recover the costs of registration, supervision, and regulation of investment advisers and their activities: Provided, That such fees shall remain available until expended; and the Senate agree to the same.*

Amendment Numbered 69:

That the House recede from its disagreement to the amendment of the Senate numbered 69, and agree to the same with an amendment, as follows:

*In lieu of the sum proposed by said amendment insert: \$192,940,000; and the Senate agree to the same.*

Amendment numbered 70:

That the House recede from its disagreement to the amendment of the Senate numbered 70, and agree to the same with an amendment, as follows:

*In lieu of the sum named by said amendment insert: \$5,000,000; and the Senate agree to the same.*

Amendment numbered 74:

That the House recede from its disagreement to the amendment of the Senate numbered 74, and agree to the same with an amendment, as follows:

*In lieu of the sum named by said amendment insert: \$105,000,000; and the Senate agree to the same.*

Amendment numbered 75:

That the House recede from its disagreement to the amendment of the Senate numbered 75, and agree to the same with an amendment, as follows:

*In lieu of the matter stricken and inserted by said amendment insert: \$1,521,416,000, to remain available until expended, of which \$37,000,000 is available to initiate the procurement of two additional NOAA Advanced Tiros-N polar-orbiting weather satellites from the current contractor, and of which \$288,000 shall be available only for a contract with the National Research Council to conduct an assessment of the status of Columbia River endangered salmon stocks, and of which \$576,000 shall be available for operational expenses and cooperative agreements at the Fish Farming Experimental Laboratory at Stuttgart, Arkansas; and the Senate agree to the same.*

Amendment numbered 76:

That the House recede from its disagreement to the amendment of the Senate numbered 76, and agree to the same with an amendment, as follows:

*In lieu of the sum proposed by said amendment insert: \$55,000,000; and the Senate agree to the same.*

Amendment numbered 77:

That the House recede from its disagreement to the amendment of the Senate numbered 77, and agree to the same with an amendment, as follows:

*In lieu of the matter proposed by said amendment insert: : Provided further, That in applying the provisions of section 606 of this Act to the programs, projects, and activities of the National Oceanic and Atmospheric Administration, the notification requirements of section 606 shall apply to the proposed reprogramming of funds in excess of \$250,000 or 5 per centum, whichever is less, for each program, project, or activity; and the Senate agree to the same.*

Amendment numbered 78:

That the House recede from its disagreement to the amendment of the Senate numbered 78, and agree to the same with an amendment, as follows:

*In lieu of the matter stricken and inserted by said amendment insert: \$94,500,000, to re-*

*main available until expended, of which \$50,484,000 shall be available for facilities necessary for deployment of the NEXRAD weather radar program, including \$1,000,000 for the Greer, South Carolina, NEXRAD site, and of which \$15,000,000 shall be available only for a grant to the University of New Hampshire for construction and related expenses for a biological sciences facility, and of which \$1,800,000 shall be available only for a grant to the Newport Marine Science Center, Newport, Oregon, for construction and related expenses for an Oregon Coastal Refuges Complex, and of which \$1,000,000 shall be available only for a grant to the Economic Development Industrial Corporation of Boston, Massachusetts, for construction and related expenses for a biotechnology innovation center, and of which \$1,000,000 shall be available only for a grant to the Mystic Seaport, Mystic Connecticut, for construction and related expenses for a maritime education and research center, and of which \$400,000 shall be available for construction and related expenses for a Multi-Species Aquaculture Facility to be located in the State of New Jersey; and the Senate agree to the same.*

Amendment numbered 79:

That the House recede from its disagreement to the amendment of the Senate numbered 79, and agree to the same with an amendment, as follows:

*In lieu of the sum proposed by said amendment insert: \$30,000,000; and the Senate agree to the same.*

Amendment numbered 80:

That the House recede from its disagreement to the amendment of the Senate numbered 80, and agree to the same with an amendment, as follows:

*In lieu of the matter proposed by said amendment insert:*

#### FISHING VESSEL OBLIGATIONS GUARANTEES

*For the cost, as defined in section 502 of the Federal Credit Reform Act of 1990, of guaranteed loans authorized by the Merchant Marine Act of 1936, as amended, \$470,000.*

And the Senate agree to the same.

Amendment numbered 82:

That the House recede from its disagreement to the amendment of the Senate numbered 82, and agree to the same with an amendment, as follows:

*In lieu of the sum proposed by said amendment insert: \$15,805,000; and the Senate agree to the same.*

Amendment numbered 83:

That the House recede from its disagreement to the amendment of the Senate numbered 83, and agree to the same with an amendment, as follows:

*In lieu of the sum proposed by said amendment insert: \$125,955,000; and the Senate agree to the same.*

Amendment numbered 84:

That the House recede from its disagreement to the amendment of the Senate numbered 84, and agree to the same with an amendment, as follows:

*In lieu of the sum proposed by said amendment insert: \$173,300,000; and the Senate agree to the same.*

Amendment numbered 86:

That the House recede from its disagreement to the amendment of the Senate numbered 86, and agree to the same with an amendment, as follows:

*In lieu of the sum proposed by said amendment insert: \$213,851,000; and the Senate agree to the same.*

Amendment numbered 87:

That the House recede from its disagreement to the amendment of the Senate numbered 87, and agree to the same with an amendment, as follows:

*In lieu of the matter proposed by said amendment insert: , of which \$3,149,000 shall be available for a grant to the Tailored Clothing Technology Corporation, and of which*

\$7,448,000 shall be available for a grant to the National Textile Center University Research Consortium, and of which \$2,850,000 shall be available for support costs of a new materials center in Ames, Iowa, and of which \$2,500,000 shall be available to carry out the Market Development Cooperator Program, as authorized by 15 U.S.C. 4723, to promote the exportation of goods and services from the United States; and the Senate agree to the same.

Amendment numbered 88:

That the House recede from its disagreement to the amendment of the Senate numbered 88, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$41,015,000; and the Senate agree to the same.

Amendment numbered 89:

That the House recede from its disagreement to the amendment of the Senate numbered 89, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert: , of which \$1,880,000 shall be available for the Office of Antiboycott Compliance; and the Senate agree to the same.

Amendment numbered 91:

That the House recede from its disagreement to the amendment of the Senate numbered 91, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$24,000,000; and the Senate agree to the same.

Amendment numbered 92:

That the House recede from its disagreement to the amendment of the Senate numbered 92, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$13,889,000; and the Senate agree to the same.

Amendment numbered 93:

That the House recede from its disagreement to the amendment of the Senate numbered 93, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$15,608,000; and the Senate agree to the same.

Amendment numbered 96:

That the House recede from its disagreement to the amendment of the Senate numbered 96, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$4,450,000; and the Senate agree to the same.

Amendment numbered 97:

That the House recede from its disagreement to the amendment of the Senate numbered 97, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$17,900,000; and the Senate agree to the same.

Amendment numbered 99:

That the House recede from its disagreement to the amendment of the Senate numbered 99, and agree to the same with an amendment, as follows:

In lieu of the sum "\$900,000" named in said amendment insert: \$400,000; and the Senate agree to the same.

Amendment numbered 100:

That the House recede from its disagreement to the amendment of the Senate numbered 100, and agree to the same with an amendment, as follows:

In lieu of the sum named by said amendment insert: \$1,000,000; and the Senate agree to the same.

Amendment numbered 101:

That the House recede from its disagreement to the amendment of the Senate numbered 101, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$217,000,000; and the Senate agree to the same.

Amendment numbered 104:

That the House recede from its disagreement to the amendment of the Senate numbered 104, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$26,243,000; and the Senate agree to the same.

Amendment numbered 105:

That the House recede from its disagreement to the amendment of the Senate numbered 105, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$875,000; and the Senate agree to the same.

Amendment numbered 106:

That the House recede from its disagreement to the amendment of the Senate numbered 106, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following:

*SEC. 205. Not to exceed 5 percent of any appropriation made available for the current fiscal year for the Department of Commerce in title II of this Act may be transferred between such appropriations, but no such appropriation, except "Economic and Statistical Analysis, Salaries and expenses", shall be increased by more than 10 percent by any such transfers: Provided, That any transfer pursuant to this section shall be treated as a reprogramming of funds under section 606 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.*

And the Senate agree to the same.

Amendment numbered 109:

That the House recede from its disagreement to the amendment of the Senate numbered 109, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$3,320,000; and the Senate agree to the same.

Amendment numbered 113:

That the House recede from its disagreement to the amendment of the Senate numbered 113, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$1,979,000,000; and the Senate agree to the same.

Amendment numbered 119:

That the House recede from its disagreement to the amendment of the Senate numbered 119, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$45,100,000; and the Senate agree to the same.

Amendment numbered 120:

That the House recede from its disagreement to the amendment of the Senate numbered 120, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$17,500,000; and the Senate agree to the same.

Amendment numbered 123:

That the House recede from its disagreement to the amendment of the Senate numbered 123, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended to read as follows: , but no such appropriation, except as otherwise specifically provided, shall be increased by more than 10 percent by any such transfers; and the Senate agree to the same.

Amendment numbered 124:

That the House recede from its disagreement to the amendment of the Senate numbered 124, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

*SEC. 304. Pursuant to section 140 of Public Law 97-92, Justices and judges of the United*

States are authorized during fiscal year 1993, to receive a salary adjustment in accordance with 28 U.S.C. 461.

And the Senate agree to the same.

Amendment numbered 128:

That the House recede from its disagreement to the amendment of the Senate numbered 128, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following: *For necessary expenses to acquire and maintain a surge shipping capability in the National Defense Reserve Fleet in an advanced state of readiness and for related programs, \$440,500,000, to remain available until expended, of which \$16,000,000 shall be available for the conversion of the U.S.N.S. Harkness, and of which \$4,000,000 shall be made available for the conversion of the U.S.N.S. Chauvenet: Provided, That any funds made available under this heading in this or any other Act for the acquisition of vessels, including tankers, for which the Secretary of Transportation determines that adequate numbers are available from United States sources, shall only be obligated for the acquisition of such vessels from United States sources: Provided further, That the foregoing proviso shall not apply to funds made available under this heading in this or any other Act for the acquisition of roll-on/roll-off vessels: Provided further, That any vessels acquired with funds made available under this heading in this or any other Act shall be repaired and converted in United States shipyards only: Provided further, That reimbursement may be made to the Operations and Training appropriation for expenses related to this program.; and the Senate agree to the same.*

Amendment numbered 129:

That the House recede from its disagreement to the amendment of the Senate numbered 129, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert:

*MILITARY USEFUL VESSEL OBLIGATION GUARANTEES*

*For the costs, as defined in section 502 of the Federal Credit Reform Act of 1990, of guaranteed loans authorized by the Merchant Marine Act of 1936, \$48,000,000: Provided, That the guaranteed loans made by the Secretary of Transportation, at the request of the Secretary of Defense, are only for types and classes of vessels determined by the Secretary of Defense, in consultation with the Secretary of Transportation, to be capable of serving as a naval and military auxiliary in time of war or national emergency.*

*In addition, for administrative expenses to carry out the guaranteed loan program, \$4,000,000, which may be transferred to and merged with the Operations and Training appropriations for the Maritime Administration.*

And the Senate agree to the same.

Amendment numbered 130:

That the House recede from its disagreement to the amendment of the Senate numbered 130, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert: \$200,000, to remain available until December 31, 1993, as authorized by section 11(b) of said Act, as amended by section 8 of Public Law 100-94; and the Senate agree to the same.

Amendment numbered 133:

That the House recede from its disagreement to the amendment of the Senate numbered 133, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$1,260,000; and the Senate agree to the same.

Amendment numbered 135:

That the House recede from its disagreement to the amendment of the Senate num-

bered 135, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following: *\$357,000,000; of which \$305,305,000 is for basic field programs; \$8,005,000 is for Native American programs; \$11,056,000 is for migrant programs; \$1,254,000 is for law school clinics; \$1,139,000 is for supplemental field programs; \$711,000 is for regional training centers; \$8,241,000 is for national support; \$9,448,000 is for State support; \$985,000 is for the Clearinghouse; \$582,000 is for computer assisted legal research regional centers; \$9,774,000 is for Corporation management and administration; \$50,000 is for board initiatives; and of which \$450,000 shall remain available until expended for a grant to supplement the grant for a National Resource and Training Center suitable to accommodate National Trial Advocacy Institutes for Legal Services Corporation personnel under the provisions set forth under the heading "Legal Services Corporation" in Public Law 102-140 and in section 120(c) of Public Law 102-154; and the Senate agree to the same.*

Amendment numbered 136:

That the House recede from its disagreement to the amendment of the Senate numbered 136, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$248,800,000*; and the Senate agree to the same.

Amendment numbered 138:

That the House recede from its disagreement to the amendment of the Senate numbered 138, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended to read as follows: . *Of the remaining \$181,800,000 provided in this paragraph: \$3,090,000 shall be available for the Service Corps of Retired Executives (SCORE); \$3,015,000 shall be available to the Small Business Institute (SBI) program; \$16,000,000 shall be available to implement section 24 of the Small Business Act, as amended; \$500,000 shall be available for a grant to the Washington State University Research Foundation for construction of a business incubator facility; \$400,000 shall be available for a grant to the City of St. Louis, Missouri, for the development of a Biomedical Technopolis; \$1,500,000 shall be available for a grant to the City of Worcester, Massachusetts, for infrastructure, architectural and engineering, and associated costs for the expansion of the Worcester Centrum and Exhibition Hall; \$465,000 shall be available for a grant to the Center for Manufacturing Productivity at the University of Massachusetts at Amherst; \$150,000 shall be available for a grant to the Canisius College Center for Entrepreneurship; \$200,000 shall be available for a grant to the University of Central Arkansas for Small Business Institute Program's National Data Center; \$450,000 shall be available for a grant to the University of Arkansas at Little Rock for a program to provide basic and high technology technical assistance to small and medium sized manufacturers located in rural areas; \$750,000 shall be available for a grant to Hazard Community College in Hazard, Kentucky, to assist in the design and construction of a business and industry technical assistance facility; \$1,000,000 shall be available for a grant to Morgan County, Kentucky, to assist in the restoration and improvement of the Old Morgan County High School building; \$500,000 shall be available for a grant to the State of Ohio Department of Development's International Trade Division for a model export program; \$1,000,000 shall be available for a grant to the Van Emmons Population, Marketing Analysis Center for small business network and data base projects; \$800,000 shall be available for a grant to Saint Francis College in Loretto, Pennsylvania, to establish a joint Center for Global Competitiveness; \$1,000,000 shall be available for a grant to the State of Vermont for the creation of a small business eco-*

*nomie development fund; and \$500,000 shall be available for a grant to the University of Kansas for a small business incubator program; and in addition, the following continuing activities shall be funded at 93 percent of the amounts designated for these activities under this heading in Public Law 102-140: New York City Public Library, Science, Industry and Business Library; University of Kentucky, Lexington, Kentucky, Advanced Science and Technology Commercialization Center; Seton Hill College in Greensburg, Pennsylvania, Center for Entrepreneurial Opportunity; Massachusetts Biotechnology Research Institute; Indiana State University Center for Interdisciplinary Science Research and Education; Michigan Biotechnology Institute; and a demonstration program to assist small businesses in complying with the Clean Air Act. None of the funds appropriated for the Small Business Administration under this Act may be used to impose any new or increased loan guaranty fee or debenture guaranty fee, or any new or increased user fee or management assistance fee, except as otherwise provided in this Act; and the Senate agree to the same.*

Amendment numbered 139:

That the House recede from its disagreement to the amendment of the Senate numbered 139, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$8,300,000*; and the Senate agrees to the same.

Amendment numbered 140:

That the House recede from its disagreement to the amendment of the Senate numbered 140, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$20,479,000*; and the Senate agrees to the same.

Amendment numbered 141:

That the House recede from its disagreement to the amendment of the Senate numbered 141, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$213,920,000*; and the Senate agrees to the same.

Amendment numbered 142:

That the House recede from its disagreement to the amendment of the Senate numbered 142, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$97,101,000*, which and the; Senate agrees to the same.

Amendment numbered 143:

That the House recede from its disagreement to the amendment of the Senate numbered 143, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

#### *SBIC BANKRUPTCY PROVISION*

*None of the funds provided by this Act for the Small Business Administration may be used to guarantee any participating securities authorized by Public Law 102-366 until legislation has been enacted which directly or indirectly prohibits the filing of a petition under the Bankruptcy Code by a small business investment company licensed under subsection (c) or (d) of section 301 of the Small Business Investment Act of 1958.*

And the Senate agreed to the same.

Amendment numbered 146:

That the House recede from its disagreement to the amendment of the Senate numbered 146, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment amended to read as follows: . *Provided further, That none of the funds provided in this or any other Act may be used for the cost of direct loans to any borrower under section 7(b) of the Small Business Act to relocate*

*voluntarily outside the business area in which the disaster has occurred; and the Senate agree to the same.*

Amendment numbered 147:

That the House recede from its disagreement to the amendment of the Senate numbered 147, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert: *\$78,000,000*, which; and the Senate agree to the same.

Amendment numbered 151:

That the House recede from its disagreement to the amendment of the Senate numbered 151, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert: *\$2,134,000,000*, of which *\$31,500,000 shall be available only for the Bureau of Oceans and International Environmental and Scientific Affairs for grants, contracts, and other activities to conduct research and promote international cooperation*; and the Senate agree to the same.

Amendment numbered 157:

That the House recede from its disagreement to the amendment of the Senate numbered 157, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$4,900,000*; and the Senate agree to the same.

Amendment numbered 158:

That the House recede from its disagreement to the amendment of the Senate numbered 158, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$10,814,000*; and the Senate agree to the same.

Amendment numbered 159:

That the House recede from its disagreement to the amendment of the Senate numbered 159, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$570,500,000*; and the Senate agree to the same.

Amendment numbered 161:

That the House recede from its disagreement to the amendment of the Senate numbered 161, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$8,000,000*; and the Senate agree to the same.

Amendment numbered 167:

That the House recede from its disagreement to the amendment of the Senate numbered 167, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$11,330,000*; and the Senate agree to the same.

Amendment numbered 168:

That the House recede from its disagreement to the amendment of the Senate numbered 168, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$14,790,000*; and the Senate agree to the same.

Amendment numbered 169:

That the House recede from its disagreement to the amendment of the Senate numbered 169, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$14,200,000*; and the Senate agree to the same.

Amendment numbered 171:

That the House recede from its disagreement to the amendment of the Senate numbered 171, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$16,693,000*; and the Senate agree to the same.

Amendment numbered 172:

That the House recede from its disagreement to the amendment of the Senate numbered 172, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended to read as follows: , *but no such appropriation, except as otherwise specifically provided, shall be increased by more than 10 percent by any such transfers: Provided, That not to exceed 5 percent of any appropriation made available for the current fiscal year for the United States Information Agency in Title V of this Act may be transferred between such appropriations, but no such appropriation, except as otherwise specifically provided, shall be increased by more than 10 percent by any such transfers;* and the Senate agree to the same.

Amendment numbered 175:

That the House recede from its disagreement to the amendment of the Senate numbered 175, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

*SEC. 505. The authorities of section 24 of the State Department Basic Authorities Act of 1956, as amended (22 U.S.C. 2696), allowing for the transfer of certain funds to the Buying Power Maintenance Account, including from any unobligated balance of any account under "Administration of Foreign Affairs", may be exercised up to \$14,000,000, and such funds shall be available until expended.*

And the Senate agree to the same.

Amendment numbered 176:

That the House recede from its disagreement to the amendment of the Senate numbered 176, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$46,500,000*; and the Senate agree to the same.

Amendment numbered 178:

That the House recede from its disagreement to the amendment of the Senate numbered 178, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$44,852,000, to remain available until expended*; and the Senate agree to the same.

Amendment numbered 179:

That the House recede from its disagreement to the amendment of the Senate numbered 179, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$736,693,000*; and the Senate agree to the same.

Amendment numbered 181:

That the House recede from its disagreement to the amendment of the Senate numbered 181, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$223,447,000*; and the Senate agree to the same.

Amendment numbered 182:

That the House recede from its disagreement to the amendment of the Senate numbered 182, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert: *\$200,000 shall be available for the Claude and Mildred Pepper Scholarship Program of the Washington Workshops Foundation and \$600,000 shall be available for the Institute for Representative Government*; and the Senate agree to the same.

Amendment numbered 183:

That the House recede from its disagreement to the amendment of the Senate numbered 183, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$103,647,000 notwithstanding section 701 of the United States Information and Educational Exchange Act of 1948, as amended*; and the Senate agree to the same.

Amendment numbered 186:

That the House recede from its disagreement to the amendment of the Senate numbered 186, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment insert:

*RUSSIAN FAR EAST TECHNICAL ASSISTANCE CENTER*  
For necessary expenses to provide technical assistance, through an American university in a region which receives nonstop air service to and from the Russian Far East as of the date of enactment of this Act, to facilitate the development of United States business opportunities, free markets, and democratic institutions in the Russian Far East, \$2,000,000, to remain available until expended: Provided, That these funds shall be available only upon enactment into law of authorizing legislation.

And the Senate agree to the same.

Amendment numbered 188:

That the House recede from its disagreement to the amendment of the Senate numbered 188, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$30,000,000*; and the Senate agree to the same.

Amendment numbered 190:

That the House recede from its disagreement to the amendment of the Senate numbered 190, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended as follows:

In lieu of the section number named in said amendment insert: *607*; and the Senate agree to the same.

Amendment numbered 191:

That the House recede from its disagreement to the amendment of the Senate numbered 191, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended as follows:

In lieu of the section number named in said amendment insert: *608*; and the Senate agree to the same.

Amendment numbered 192:

That the House recede from its disagreement to the amendment of the Senate numbered 192, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

*SEC. 609. (a) Section 207(f) of title 18, United States Code, as amended by section 101 of the Ethics Reform Act of 1989 (103 Stat. 1722) is amended—*

*(1) by redesignating paragraph (2) as paragraph (3);*

*(2) by inserting immediately after paragraph (1) the following new paragraph:*

*"(2) SPECIAL RULE FOR TRADE REPRESENTATIVE.—With respect to a person who is the United States Trade Representative, the restrictions described in paragraph (1) shall apply to representing, aiding, or advising foreign entities within 3 years after the termination of that person's service as the United States Trade Representative."*

*(b) This section shall not apply to the person serving as the United States Trade Representative at the date of enactment of this Act.*

And the Senate agree to the same.

Amendment numbered 194:

That the House recede from its disagreement to the amendment of the Senate numbered 194, and agree to the same with an amendment, as follows:

In lieu of the section number "609" named in said amendment insert: *610*; and the Senate agree to the same.

Amendment numbered 195:

That the House recede from its disagreement to the amendment of the Senate numbered 195, and agree to the same with an amendment, as follows:

In lieu of the matter inserted by said amendment, insert the following:

*SEC. 611. (a) Funds appropriated under this Act to the Legal Services Corporation and distributed to each grantee funded in fiscal year 1993 pursuant to the number of poor people determined by the Bureau of the Census to be within its geographical area shall be distributed in the following order:*

*(1) grants from the Legal Services Corporation and contracts entered into with the Legal Services Corporation under section 1006(a)(1) of the Legal Services Corporation Act, as amended, shall be maintained in fiscal year 1993 at not less than the annual level at which each grantee and contractor was funded in fiscal year 1992 pursuant to Public Law 102-140; and*

*(2) any increase in funding above the fiscal year 1992 level for grants and contracts under section 1006(a)(1) shall be awarded to grantees and contractors funded at the lowest levels per-poor-person (calculated for each grantee or contractor by dividing each such grantee's or contractor's fiscal year 1992 annual grant level by the number of poor persons within its geographical area under the 1990 census) so as to fund the largest number of programs possible at an equal per-poor-person amount; or*

*(3) any increase above the fiscal year 1992 level for grants and contracts to migrant programs under section 1006(a)(1) shall be awarded on a per migrant (including dependents) basis (calculated for each grantee or contractor by dividing each such grantee's or contractor's fiscal year 1992 grant level by the number of migrants, including dependents, within that grantee's or contractor's state as determined by the 1992 Report of the Tomas Rivera Center migrant enumeration project) and distributed in the following order:*

*(i) forty percent to migrant grantees and contractors funded at the lowest levels per migrant (including dependents) so as to fund the largest number of programs possible at an equal per migrant and dependent amount;*

*(ii) forty percent to migrant grantees and contractors such that each grantee or contractor funded at a level less than \$19.09 per migrant and dependent shall be increased by an equal percentage of the amount by which such grantee's funding, including the increased under (i) above, falls below \$19.09 per migrant and dependent, within its state; and*

*(iii) twenty percent on an equal migrant and dependent basis to all migrant grantees and contractors funded below \$19.09 per migrant and dependent within its state.*

*(b) None of the funds appropriated under this Act to the Legal Services Corporation shall be expended for any purpose prohibited or limited by or contrary to any of the provisions of—*

*(1) Section 607 of Public Law 101-515, and that, except for the funding formula, all funds appropriated for the Legal Services Corporation shall be subject to the same terms and conditions set forth in section 607 of Public Law 101-515 and all references to "1991" in section 607 of Public Law 101-515 shall be deemed to be "1993" unless paragraph (2) applies;*

*(2) authorizing legislation for fiscal year 1993 for the Legal Services Corporation as enacted into law.*

And the Senate agree to the same.

Managers on the Part of the House.

NEAL SMITH,  
BILL ALEXANDER,  
JOSEPH D. EARLY,  
BOB CARR,  
ALAN B. MOLLOHAN,  
NANCY PELOSI,  
JAMIE L. WHITTEN,  
HAL ROGERS,  
RALPH REGULA,  
JIM KOLBE,  
JOSEPH M. MCDADE,  
FRITZ HOLLINGS,  
DANIEL K. INOUE,  
DALE BUMPERS,

FRANK R. LAUTENBERG,  
JIM SASSER,  
BROOK ADAMS,  
ROBERT C. BYRD,  
WARREN B. RUDMAN,  
TED STEVENS,  
MARK O. HATFIELD,  
ROBERT W. KASTEN, Jr.,  
PHIL GRAMM,

*Managers on the Part of the Senate.*

When said conference report was considered.

After debate,

On motion of Mr. SMITH of Iowa, the previous question was ordered on the conference report to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. MAZZOLI, announced that the yeas had it.

Mr. BURTON demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the

affirmative .....	Yeas .....	302
		Nays .....

¶117.6 [Roll No. 448]  
YEAS—302

Abercrombie	Cramer	Hammerschmidt
Ackerman	Darden	Harris
Alexander	Davis	Hatcher
Anderson	de la Garza	Hayes (IL)
Andrews (ME)	DeFazio	Hayes (LA)
Andrews (NJ)	DeLauro	Hefner
Andrews (TX)	Dellums	Hertel
Annunzio	Derrick	Hoagland
Applegate	Dicks	Hochbrueckner
Aspin	Dingell	Horn
Atkins	Dixon	Horton
AuCoin	Donnelly	Houghton
Bacchus	Dooley	Hoyer
Barrett	Downey	Hughes
Bateman	Durbin	Hutto
Beilenson	Dwyer	Hyde
Bennett	Early	Ireland
Bentley	Eckart	Jefferson
Bereuter	Edwards (CA)	Jenkins
Berman	Edwards (OK)	Johnson (CT)
Bevill	Edwards (TX)	Johnson (SD)
Bilbray	Emerson	Johnston
Blackwell	Engel	Jones
Bliley	Espy	Kanjorski
Boehlert	Evans	Kaptur
Bonior	Ewing	Kennedy
Borski	Fascell	Kennelly
Boucher	Fazio	Kildee
Boxer	Feighan	Kleczka
Brewster	Fish	Kolbe
Brooks	Flake	Kolter
Broomfield	Foglietta	Kopetski
Browder	Ford (MI)	Kostmayer
Brown	Ford (TN)	LaFalce
Bruce	Frank (MA)	Lancaster
Bryant	Franks (CT)	Lantos
Bustamante	Frost	LaRocco
Byron	Gallo	Laughlin
Camp	Gaydos	Lehman (CA)
Cardin	Gejdenson	Lehman (FL)
Carper	Gekas	Lent
Carr	Gephardt	Levin (MI)
Chandler	Geren	Levine (CA)
Chapman	Gibbons	Lewis (CA)
Clay	Gilchrest	Lewis (GA)
Clement	Gillmor	Lightfoot
Clinger	Gilman	Livingston
Coleman (TX)	Gingrich	Lloyd
Collins (IL)	Gonzalez	Long
Collins (MI)	Gordon	Lowery (CA)
Conyers	Grandy	Lowey (NY)
Cooper	Green	Luken
Costello	Gunderson	Machtley
Coughlin	Hall (OH)	Manton
Cox (IL)	Hall (TX)	Markey
Coyne	Hamilton	Martin

Martinez	Payne (NJ)	Smith (IA)
Matsui	Payne (VA)	Smith (NJ)
Mavroules	Pelosi	Solarz
Mazzoli	Perkins	Spence
McCandless	Peterson (FL)	Spratt
McCloskey	Pickett	Stenholm
McCurdy	Pickle	Stokes
McDade	Poshard	Studds
McDermott	Price	Sundquist
McHugh	Pursell	Swett
McMillen (MD)	Quillen	Swift
McNulty	Rahall	Synar
Meyers	Rangel	Tanner
Mfume	Ravenel	Tauzin
Michel	Ray	Taylor (MS)
Miller (WA)	Reed	Thomas (GA)
Mineta	Regula	Thornton
Mink	Richardson	Torres
Moakley	Riggs	Torricelli
Mollohan	Rinaldo	Towns
Montgomery	Ritter	Traficant
Moody	Roe	Traxler
Moran	Rogers	Unsoeld
Morella	Ros-Lehtinen	Upton
Morrison	Rose	Valentine
Mrazek	Rostenkowski	Vander Jagt
Murtha	Rowland	Visclosky
Myers	Roybal	Volkmer
Nagle	Russo	Vucanovich
Natcher	Sabo	Washington
Neal (MA)	Sangmeister	Waters
Nowak	Savage	Waxman
Oakar	Sawyer	Weber
Oberstar	Scheuer	Wheat
Obey	Schiff	Whitten
Olin	Schumer	Williams
Olver	Serrano	Wilson
Ortiz	Shaw	Wise
Owens (NY)	Sisisky	Wolf
Oxley	Skaggs	Wolpe
Panetta	Skeen	Wyden
Parker	Skelton	Wyllie
Pastor	Slattery	Yates
Patterson	Slaughter	Yatron
Paxon	Smith (FL)	

NAYS—117

Allard	Hastert	Petri
Allen	Hefley	Porter
Archer	Henry	Ramstad
Armey	Herger	Rhodes
Baker	Hobson	Ridge
Balleger	Hollaway	Roberts
Barton	Hopkins	Roemer
Bilirakis	Hubbard	Rohrabacher
Boehner	Hunter	Roth
Bunning	Inhofe	Roukema
Burton	Jacobs	Santorum
Callahan	James	Sarpaluis
Campbell (CA)	Johnson (TX)	Schaefer
Campbell (CO)	Jontz	Schroeder
Coble	Kasich	Schulze
Coleman (MO)	Klug	Sensenbrenner
Combest	Kyl	Sharp
Condit	Lagomarsino	Shays
Cox (CA)	Leach	Sikorski
Crane	Lewis (FL)	Smith (OR)
Cunningham	Marlenee	Smith (TX)
Dannemeyer	McCollum	Snowe
DeLay	McEwen	Solomon
Dickinson	McGrath	Stallings
Doolittle	McMillan (NC)	Stark
Dorgan (ND)	Miller (CA)	Stearns
Dornan (CA)	Miller (OH)	Stump
Dreier	Molinaro	Tallon
Duncan	Moorhead	Taylor (NC)
English	Murphy	Thomas (CA)
Erdreich	Neal (NC)	Thomas (WY)
Fawell	Nichols	Vento
Fields	Nussle	Walker
Galleghy	Orton	Walsh
Glickman	Owens (UT)	Weldon
Goss	Packard	Young (AK)
Gradison	Pallone	Young (FL)
Hancock	Penny	Zeliff
Hansen	Peterson (MN)	Zimmer

NOT VOTING—13

Anthony	Huckaby	Saxton
Barnard	Lipinski	Shuster
Dymally	McCrery	Staggers
Goodling	Peace	
Guarini	Sanders	

So the conference report was agreed to.

A motion to reconsider the vote whereby said conference report was

agreed to was, by unanimous consent, laid on the table.

*Ordered.* That the Clerk notify the Senate thereof.

¶117.7 WAIVING POINTS OF ORDER  
AGAINST THE CONFERENCE REPORT ON  
H.R. 5488

Mr. BEILENSEN, by direction of the Committee on Rules, called up the following resolution (H. Res. 583):

*Resolved.* That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 5488) 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, 1993, and for other purposes. All points of order against the conference report and against its consideration are waived. Upon the adoption of the conference report the House shall be considered to have adopted a concurrent resolution consisting of the text printed in section 2.

SEC. 2. *Resolved by the House of Representatives (the Senate concurring).* That in the enrollment of the bill (H.R. 5488) entitled "An Act 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, 1993, and for other purposes", the Clerk of the House shall make the following corrections:

Strike section 629 of title VI, General Provisions, Departments, Agencies, and Corporations, and redesignate the succeeding sections accordingly.

When said resolution was considered.

After debate,

On motion of Mr. BEILENSEN, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶117.8 TREASURY, POSTAL SERVICE  
APPROPRIATIONS

Mr. ROYBAL called up the following conference report (Rept. No. 102-919):

The Committee of Conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 5488) "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, 1993, and for other purposes," having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 19, 34, 43, 47, 48, 49, 51, 52, 57, 64, 69, 73, 75, 82, 83, 97, 101, 110, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 137, 142, 143, 144, 145, 147, 148, 149, 162, 163, 165, 166, and 175.

That the House recede from its disagreement to the amendments of the Senate numbered 4, 9, 11, 12, 16, 17, 18, 21, 22, 24, 25, 26, 27, 28, 29, 32, 33, 35, 36, 38, 39, 40, 41, 42, 45, 50, 54, 56, 58, 62, 65, 66, 67, 71, 72, 76, 84, 85, 89, 90, 94, 98, 99, 113, 114, 115, 130, 146, 152, 155, 160, 164, 168, 170, 171, 172, 178, and 179.

Amendment numbered 1:

That the House recede from its disagreement to the amendment of the Senate numbered 1, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$3,064,000; and the Senate agreed to the same.

Amendment numbered 2:

That the House recede from its disagreement to the amendment of the Senate numbered 2, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following: 48; and the Senate agree to the same.

Amendment numbered 3:

That the House recede from its disagreement to the amendment of the Senate numbered 3, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$1,925,000; and the Senate agree to the same.

Amendment numbered 5:

That the House recede from its disagreement to the amendment of the Senate numbered 5, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$71,202,000; and the Senate agree to the same.

Amendment numbered 6:

That the House recede from its disagreement to the amendment of the Senate numbered 6, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$727,000; and the Senate agree to the same.

Amendment numbered 7:

That the House recede from its disagreement to the amendment of the Senate numbered 7, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$33,408,000; and the Senate agree to the same.

Amendment numbered 8:

That the House recede from its disagreement to the amendment of the Senate numbered 8, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following: \$29,147,000, of which not to exceed \$1,300,000 shall remain available until expended for the Inspectors General Auditor Training Institute; and the Senate agree to the same.

Amendment numbered 10:

That the House recede from its disagreement to the amendment of the Senate numbered 10, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following: : Provided further, That the Federal Law Enforcement Training Center is authorized to provide short term medical services for students undergoing training at the Center; \$47,158,000; and the Senate agree to the same.

Amendment numbered 13:

That the House recede from its disagreement to the amendment of the Senate numbered 13, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$9,748,000; and the Senate agree to the same.

Amendment numbered 14:

That the House recede from its disagreement to the amendment of the Senate numbered 14, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$366,372,000; and the Senate agree to the same.

Amendment numbered 15:

That the House recede from its disagreement to the amendment of the Senate numbered 14, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$22,000,000; and the Senate agree to the same.

Amendment numbered 20:

That the House recede from its disagreement to the amendment of the Senate numbered 20, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$1,315,917,000; and the Senate agree to the same.

Amendment numbered 23:

That the House recede from its disagreement to the amendment of the Senate numbered 23, and agree to the same with an amendment, as follows:

In lieu of the sum named in said amendment, insert the following: \$750,000; and the Senate agree to the same.

Amendment Numbered 30:

That the House recede from its disagreement to the amendment of the Senate numbered 30, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$53,001,000; and the Senate agree to the same.

Amendment Numbered 31:

That the House recede from its disagreement to the amendment of the Senate numbered 31, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$1,860,000; and the Senate agree to the same.

Amendment Numbered 37:

That the House recede from its disagreement to the amendment of the Senate numbered 37, and agree to the same with an amendment, as follows:

Retain the matter proposed, amended as follows: In lieu of the first sum named in said amendment, insert the following: \$3,835,347,000; and the Senate agree to the same.

Amendment Numbered 44:

That the House recede from its disagreement to the amendment of the Senate numbered 44, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$469,155,000; and the Senate agree to the same.

Amendment Numbered 46:

That the House recede from its disagreement to the amendment of the Senate numbered 46, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended to read as follows:

*SEC. 101. Of the funds appropriated by this or any other Act to the Internal Revenue Service, amounts attributable to efficiency savings for fiscal year 1993 shall be identified as such by the Commissioner during that fiscal year: Provided, That in the fiscal year when the savings are realized, the amount of efficiency savings shall be non-recurred from the Internal Revenue Service budget base: Provided further, That in fiscal year, 1993, the Internal Revenue Service shall identify persons found deserving of cash awards and reward such employees as authorized by sections 4501-4505 of title 5, United States Code; Provided further, That on an annual basis, the Internal Revenue Service shall report to the House and Senate Appropriations Committees on the status of the program.*

And the Senate agree to the same.

Amendment numbered 53:

That the House recede from its disagreement to the amendment of the Senate numbered 53, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert the following:

*SEC. 106. Notwithstanding any other provision of law, none of the funds appropriated by this or any other Act shall be used by the Secretary of the Treasury to direct bill a Treasury bureau for penalty mail costs incurred by another Treasury bureau without the advance approval of the House and Senate Committees on Appropriations.*

*SEC. 107. The Secretary of the Treasury is authorized to transfer all obligated and unobligated balances in the construction of Mint facilities and Mint expansion and improvements accounts in prior appropriations acts to the account for the salaries and expenses appropriation in this Act: Provided, That such transferred balances shall be used for expansion and improvements and shall be available until expended.*

*SEC. 108. Notwithstanding any other provision of this Title, the amount available for administrative expenses to pay overtime to any employee of the United States Customs Service is limited to \$25,000 per year.*

And the Senate agree to the same.

Amendment numbered 55:

That the House recede from its disagreement to the amendment of the Senate numbered 55, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$35,385,000; and the Senate agree to the same.

Amendment numbered 59:

That the House recede from its disagreement to the amendment of the Senate numbered 59, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$3,428,000; and the Senate agree to the same.

Amendment numbered 60:

That the House recede from its disagreement to the amendment of the Senate numbered 60, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$3,772,000; and the Senate agree to the same.

Amendment numbered 61:

That the House recede from its disagreement to the amendment of the Senate numbered 61, and agree to the same with an amendment, as follows:

Retain the matter proposed, amended as follows: In lieu of the sum named in said amendment, insert the following: \$235,000; and the Senate agree to the same.

Amendment numbered 63:

That the House recede from its disagreement to the amendment of the Senate numbered 63, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$52,981,000; and the Senate agree to the same.

Amendment numbered 68:

That the House recede from its disagreement to the amendment of the Senate numbered 68, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert the following: : Provided further, That after January 1, 1993, none of the funds appropriated or made available under this Act may be used for the payment of salaries or expenses for any Federal officer in the Office of National Drug Control Policy who is appointed by the President, by and with the advice and consent of the Senate, to make public appearances for political campaigns as defined under section 7324(a) of title 5, United States Code; and the Senate agree to the same.

Amendment numbered 70:

That the House recede from its disagreement to the amendment of the Senate numbered 70, and agree to the same with amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following:

*SPECIAL FORFEITURE FUND*

*(INCLUDING TRANSFER OF FUNDS)*

*For activities authorized by Public Law 100-690, \$75,742,000, to be derived from deposits in the Special Forfeiture Fund; of which \$2,000,000, to remain available until expended, shall be transferred to the Drug Enforcement Adminis-*

tration for an expansion study of the El Paso Intelligence Center; of which \$2,000,000 shall be transferred to the Bureau of Justice Assistance for the activities of the District of Columbia Metropolitan Area Task Force; of which \$7,000,000, to remain available until expended, shall be transferred to the United States Border Patrol for helicopters and replacement vehicles; of which \$2,800,000, to remain available until expended, shall be transferred to the Financial Crimes Enforcement Network for software development; of which \$5,741,000, to remain available until expended, shall be transferred to the United States Customs Service for the procurement of marine assets; of which \$5,000,000, to remain available until expended, shall be transferred to the Federal Law Enforcement Training Center for design and construction of training facilities; of which \$2,500,000 shall be transferred to the United States Marshals Service for expenses and equipment related to the apprehension of fugitives; of which \$15,000,000, to remain available until expended, shall be transferred to the Counter-Drug Technology Assessment Center for counternarcotics research and development projects and shall be available for transfer to other Federal agencies and departments; and of which \$33,701,000 shall be transferred to the Alcohol, Drug Abuse and Mental Health Administration, of which \$8,701,000 shall be made available for Community Partnership grants, of which \$15,300,000 shall be made available to the Office of Treatment Improvement for the drug treatment Capacity Expansion Program, of which \$4,700,000 shall be transferred to the San Francisco Department of Health, and of which \$5,000,000 shall be made available to the Office of Substance Abuse Prevention for the residential treatment program for mothers and children.

And the Senate agree to the same.

Amendment numbered 74:

That the House recede from its disagreement to the amendment of the Senate numbered 74, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$1,820,000; and the Senate agree to the same.

Amendment numbered 77:

That the House recede from its disagreement to the amendment of the Senate numbered 77, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$330,501,000; and the Senate agree to the same.

Amendment numbered 78:

That the House recede from its disagreement to the amendment of the Senate numbered 78, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$4,717,251,000; and the Senate agree to the same.

Amendment numbered 79:

That the House recede from its disagreement to the amendment of the Senate numbered 79, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$626,312,000; and the Senate agree to the same.

Amendment numbered 80:

That the House recede from its disagreement to the amendment of the Senate numbered 80, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following:

*New Construction:*

*Arizona:*

Nogales, U.S. Border Patrol Sector headquarters, \$3,000,000

Sun City West, Post Office, \$5,000,000

Tucson, National Weather Service, U.S. Geological Survey, \$5,500,000

*California:*

San Francisco, U.S. Court of Appeals Annex, \$4,400,000

San Francisco, Federal Office Building, \$10,000,000

Santa Ana, Federal Building and U.S. Courthouse, \$2,500,000

*District of Columbia:*

U.S. Army Corps of Engineers, headquarters, \$50,000,000

Federal Bureau of Investigation, field office, \$53,790,000

U.S. Secret Service, headquarters, \$150,569,000

White House Remote Delivery and Vehicle Maintenance Facilities, \$25,531,000

*Florida:*

Fort Myers, Federal Building and U.S. Courthouse, \$27,600,000

Hollywood, Federal Building, \$1,000,000

Tampa, U.S. Courthouse, \$8,948,000

*Georgia:*

Albany, U.S. Courthouse, \$6,000,000

Atlanta, Centers for Disease Control, site, acquisition and improvements, \$26,000,000

Atlanta, Centers for Disease Control, Laboratory, \$30,000,000

Atlanta, Centers for Disease Control, \$15,000,000

*Hawaii:*

Hilo, Federal Building, \$1,500,000

*Illinois:*

Chicago, Social Security Administration, District Office, \$4,000,000

*Massachusetts:*

Boston, U.S. Courthouse, \$20,000,000

*Missouri:*

Kansas City, Federal Building—U.S. Courthouse, \$5,721,000

*Nevada:*

Reno, Federal Building—U.S. Courthouse, \$35,000,000

*New Hampshire:*

Concord, Federal Building—U.S. Courthouse, \$36,576,000

*New Jersey:*

Newark, Parking Facility, \$9,000,000

*New Mexico:*

Albuquerque, Federal Building—U.S. Courthouse, \$3,118,000

*New York:*

Brooklyn, U.S. Courthouse, \$15,000,000

Long Island, Federal Building—U.S. Courthouse, \$5,200,000

*North Dakota:*

Fargo, Federal Building and U.S. Courthouse, \$23,000,000

*Oregon:*

Portland, Bonneville Power Building, claim, \$3,590,000

*Pennsylvania:*

Scranton, General Mail Facility, \$3,000,000

*South Carolina:*

Columbia, U.S. Courthouse annex, site acquisition, \$4,109,000

*Texas:*

Laredo, Federal Building—U.S. Courthouse, \$3,000,000

*Vermont:*

Highgate Springs, Border Station, \$250,000

*Washington:*

Seattle, U.S. Courthouse, \$12,000,000

*West Virginia:*

Beckley, Federal Building and U.S. Courthouse, \$10,000,000

Nonprospectus construction projects, \$7,500,000; and the Senate agree to the same.

Amendment numbered 81:

That the House recede from its disagreement to the amendment of the Senate numbered 81, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following: *Provided, That of the funds provided for nonprospectus construction projects, \$5,000,000 shall remain available until expended for the acquisition, lease, construction and equipping of a flexiplace work telecommuting center in southern Maryland, the Eastern Shore of Maryland, and northwestern Virginia: Provided further;*

and the Senate agree to the same.

Amendment numbered 86:

That the House recede from its disagreement to the amendment of the Senate numbered 86, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended to read as follows: *Capital Improvements of United States-Mexico Border Facilities, \$7,500,000, as follows:*

*Texas:*

Ysleta, site acquisition and construction, \$7,500,000

: *Provided, That the Administrator of General Services shall make available not to exceed \$1,500,000 for hazardous waste facilities at the El Paso, Texas, Bridge of the Americas border facility; and not to exceed \$1,500,000 for hazardous waste facilities at the Ysleta, Texas, Zaragosa Bridge border facility from funds made available for these two line-item projects under the United States-Mexico Capital Improvements Program in Public Laws 101-136 and 101-509; and the Senate agree to the same.*

Amendment numbered 87:

That the House recede from its disagreement to the amendment of the Senate numbered 87, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$273,300,000; and the Senate agree to the same.

Amendment numbered 88:

That the House recede from its disagreement to the amendment of the Senate numbered 88, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$1,130,871,000; and the Senate agree to the same.

Amendment numbered 91:

That the House recede from its disagreement to the amendment of the Senate numbered 91, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$4,717,251,000; and the Senate agree to the same.

Amendment numbered 92:

That the House recede from its disagreement to the amendment of the Senate numbered 92, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$56,144,000; and the Senate agree to the same.

Amendment numbered 93:

That the House recede from its disagreement to the amendment of the Senate numbered 93, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$34,000,000; and the Senate agree to the same.

Amendment numbered 95:

That the House recede from its disagreement to the amendment of the Senate numbered 95, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$46,419,000; and the Senate agree to the same.

Amendment numbered 96:

That the House recede from its disagreement to the amendment of the Senate numbered 96, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: \$2,192,000; and the Senate agree to the same.

Amendment numbered 100:

That the House recede from its disagreement to the amendment of the Senate numbered 100, and agree to the same with an amendment, as follows:

Restore the matter stricken, amended as follows: In lieu of "15,000,000" named in said amendment, insert the following: \$10,000,000; and the Senate agree to the same.

Amendment numbered 102:

That the House recede from its disagreement to the amendment of the Senate num-

bered 102, and agree to the same with an amendment, as follows:

Retain the matter proposed, amended as follows: In lieu of "SEC. 9." named in said amendment, insert the following: *SEC. 11.*; and the Senate agree to the same.

Amendment numbered 103:

That the House recede from its disagreement to the amendment of the Senate numbered 103, and agree to the same with an amendment, as follows:

Retain the matter proposed, amended as follows: In lieu of "SEC. 10." named in said amendment, insert the following: *SEC. 12.*; and the Senate agree to the same.

Amendment numbered 104:

That the House recede from its disagreement to the amendment of the Senate numbered 104, and agree to the same with an amendment, as follows:

Retain the matter proposed, amended as follows: In lieu of "SEC. 11." named in said amendment, insert the following: *SEC. 13.*; and the Senate agree to the same.

Amendment numbered 105:

That the House recede from its disagreement to the amendment of the Senate numbered 105, and agree to the same with an amendment, as follows:

Retain the matter proposed, amended as follows: In lieu of "SEC. 12." named in said amendment, insert the following: *SEC. 14.*; and the Senate agree to the same.

Amendment numbered 106:

That the House recede from its disagreement to the amendment of the Senate numbered 106, and agree to the same with an amendment, as follows:

Retain the matter proposed, amended as follows: In lieu of "SEC. 13." named in said amendment, insert the following: *SEC. 15.*

and before the last period included in said amendment, insert the following: *: Provided, That this section shall not take effect without the advance approval of the House Committee on Public Works and Transportation and the Senate Committee on Environment and Public Works;* and the Senate agree to the same.

Amendment numbered 107:

That the House recede from its disagreement to the amendment of the Senate numbered 107, and agree to the same with an amendment, as follows:

Retain the matter proposed, amended as follows: In lieu of "SEC. 14." named in said amendment, insert the following: *SEC. 16.*

and after the last period included in said amendment, insert as follows:

*SEC. 17. Notwithstanding any other provisions of law, the Administrator of General Services is authorized to proceed with the design and construction of a 500,000 occupiable square foot Courthouse in Boston, Massachusetts, to accommodate the long-term space requirements of the U.S. Courts, subject to the availability of funds.*

*SEC. 18. Notwithstanding any other provision of law, the Administrator of General Services is authorized to enter into an interagency agreement with the United States Postal Service for the occupancy of a Federal office building of up to 1,000,000 occupiable square feet of space, to be constructed on a site owned by the United States Postal Service at 30th and Walnut Streets in the City of Philadelphia, Pennsylvania; the building shall be deemed United States Postal Service property and the cost of constructing such building is to be financed by the United States Postal Service using Postal Service funds or using funds borrowed by the Postal Service through the Federal Financing Bank; the term of the interagency agreement shall not exceed twenty years. The interagency agreement between the General Services Administration and the United States Postal Service shall not be sold or assigned to private parties or constitute a guarantee by the General Services Administration of any third party financing: Provided, That this section shall not take effect without the advance approval of the House Committee*

*on Public Works and Transportation and the Senate Committee on Environment and Public Works.*

*SEC. 19. The Laboratory to be located at the Centers for Disease Control, 1600 Clifton Road, Atlanta, Georgia, is hereby designated as the "Edward R. Roybal Laboratory". Any reference to such build in a law, map, regulation, document, record, or other paper of the United States shall be considered to be a reference to the "Edward R. Roybal Laboratory".*

*SEC. 20. The Campus to be located at the Centers for Disease Control, 1600 Clifton Road, Atlanta, Georgia, is hereby designated as the "Edward R. Roybal Campus". Any reference to such campus in a law, map, regulation, document, record, or other paper of the United States shall be considered to be a reference to the "Edward R. Roybal Campus".*

*SEC. 21. (a) The Federal building located at 501 West Ocean Boulevard in Long Beach, California, shall be known and designated as the "Glenn M. Anderson Federal Building".*

*(b) Any reference in a law, map, regulation, document, paper, or other record of the United States to the Federal building referred to in subsection (a) shall be deemed to be a reference to the "Glenn M. Anderson Federal Building".*

*SEC. 22. (a) The United States Court of Appeals Building located at 125 South Grand Avenue in Pasadena, California, shall be known and designated as the "Richard H. Chambers United States Court of Appeals Building".*

*(b) Any reference in a law, map, regulation, document, paper, or other record of the United States to the courthouse referred to in subsection (a) shall be deemed to be a reference to the "Richard H. Chambers United States Court of Appeals Building".*

And the Senate agree to the same.

Amendment numbered 108:

That the House recede from its disagreement to the amendment of the Senate numbered 108, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: *\$165,045,000*; and the Senate agree to the same.

Amendment numbered 109:

That the House recede from its disagreement to the amendment of the Senate numbered 109, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: *\$5,000,000*; and the Senate agree to the same.

Amendment numbered 111:

That the House recede from its disagreement to the amendment of the Senate numbered 111, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following: *\$119,000,000, of which not to exceed \$1,000,000 shall be made available for the establishment of health promotion and disease prevention programs for Federal employees;* and the Senate agree to the same.

Amendment numbered 112:

That the House recede from its disagreement to the amendment of the Senate numbered 112, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: *\$86,032,000*; and the Senate agree to the same.

Amendment numbered 116:

That the House recede from its disagreement to the amendment of the Senate numbered 116, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: *\$6,500,000*; and the Senate agree to the same.

Amendment numbered 117:

That the House recede from its disagreement to the amendment of the Senate numbered 117, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: *\$24,450,000*; and the Senate agree to the same.

Amendment numbered 118:

That the House recede from its disagreement to the amendment of the Senate numbered 118, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: *\$7,952,000*; and the Senate agree to the same.

Amendment numbered 119:

That the House recede from its disagreement to the amendment of the Senate numbered 119, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert the following: *\$21,647,000*; and the Senate agree to the same.

Amendment numbered 131:

That the House recede from its disagreement to the amendment of the Senate numbered 131, and agree to the same with an amendment, as follows:

In lieu of "514" named in said amendment, insert the following: *515*; and the Senate agree to the same.

Amendment numbered 132:

That the House recede from its disagreement to the amendment of the Senate numbered 132, and agree to the same with an amendment, as follows:

In lieu of "515" named in said amendment, insert the following: *516*; and the Senate agree to the same.

Amendment numbered 133:

That the House recede from its disagreement to the amendment of the Senate numbered 133, and agree to the same with an amendment, as follows:

In lieu of "516" named in said amendment, insert the following: *517*; and the Senate agree to the same.

Amendment numbered 134:

That the House recede from its disagreement to the amendment of the Senate numbered 134, and agree to the same with an amendment, as follows:

In lieu of "517" named in said amendment, insert the following: *518*; and the Senate agree to the same.

Amendment numbered 135:

That the House recede from its disagreement to the amendment of the Senate numbered 135, and agree to the same with an amendment, as follows:

In lieu of "518" named in said amendment, insert the following: *519*; and the Senate agree to the same.

Amendment numbered 136:

That the House recede from its disagreement to the amendment of the Senate numbered 136, and agree to the same with an amendment, as follows:

Restore the matter stricken, amended as follows: In lieu of the section number named in said amendment, insert the following: *520*; and the Senate agree to the same.

Amendment numbered 138:

That the House recede from its disagreement to the amendment of the Senate numbered 138, and agree to the same with an amendment, as follows:

In lieu of "520" named in said amendment, insert the following: *521*; and the Senate agree to the same.

Amendment numbered 139:

That the House recede from its disagreement to the amendment of the Senate numbered 139, and agree to the same with an amendment, as follows:

In lieu of "521" named in said amendment, insert the following: *522*; and the Senate agree to the same.

Amendment numbered 140:

That the House recede from its disagreement to the amendment of the Senate numbered 140, and agree to the same with an amendment, as follows:

In lieu of " 522" named in said amendment, insert the following: 523; and the Senate agree to the same.

Amendment numbered 141:

That the House recede from its disagreement to the amendment of the Senate numbered 141, and agree to the same with an amendment, as follows:

Retain the matter proposed, amended as follows: In lieu of " section number named in said amendment, insert the following: 524; and the Senate agree to the same.

Amendment numbered 150:

That the House recede from its disagreement to the amendment of the Senate numbered 150, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert the following:

SEC. 532. Notwithstanding any other provision of law, beginning October 1, 1992, and thereafter, no funds made available to the Office of Personnel Management may be used to prepare, promulgate, or implement any rules or regulations relating to the Combined Federal Campaign unless such rules or regulations include a Combined Federal Campaign brochure list and general designation option solely for international agencies, which list (listed by Federation in the case of affiliated agencies) and option shall include only those international agencies that elect in their annual application to be included under such list and option rather than under the national agencies list and option: Provided, That such limitation on the use of funds shall not apply to any activities related to the 1992 Combined Federal Campaign.

And the Senate agree to the same.

Amendment numbered 151:

That the House recede from its disagreement to the amendment of the Senate numbered 151, and agree to the same with an amendment, as follows:

In lieu of "531" named in said amendment, insert the following: 533; and the Senate agree to the same.

Amendment numbered 153:

That the House recede from its disagreement to the amendment of the Senate numbered 153, and agree to the same with an amendment, as follows:

Restore the matter stricken, amended as follows: In lieu of "SEC. 533." named in said amendment, insert the following: "SEC. 534."; and the Senate agree to the same.

Amendment numbered 154:

That the House recede from its disagreement to the amendment of the Senate numbered 154, and agree to the same with an amendment, as follows:

Restore the matter stricken, amended as follows: In lieu of "SEC. 534" named in said amendment, insert the following: "SEC. 535."; and the Senate agree to the same.

Amendment numbered 156:

That the House recede from its disagreement to the amendment of the Senate numbered 156, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert the following:

SEC. 536. By no later than April 15, 1993, the Director of the Secret Service shall contact each former President and the spouses of deceased former Presidents to advise such individuals of the costs incurred by the Secret Service for their protection, and identify and discuss potential threats and cost-effectiveness protection alternatives: Provided, That by no later than June 1, 1993, the Director of the Secret Service shall provide a confidential briefing to the members of the House and Senate Committees on Appropriations on the results of such meetings.

And the Senate agree to the same.

Amendment numbered 157:

That the House recede from its disagreement to the amendment of the Senate num-

bered 157, and agree to the same with an amendment, as follows:

Retain the matter proposed, amended to read as follows: In lieu of the first section number named in said amendment, insert the following: 537; and the Senate agree to the same.

Amendment numbered 158:

That the House recede from its disagreement to the amendment of the Senate numbered 158, and agree to the same with an amendment, as follows:

Retain the matter proposed, amended to read as follows: In lieu of the first section number named in said amendment, insert the following: 538; and the Senate agree to the same.

Amendment numbered 159:

That the House recede from its disagreement to the amendment of the Senate numbered 159, and agree to the same with an amendment, as follows:

Delete the matter proposed by said amendment, and on page 19, line 20 of the House engrossed bill, H.R. 5488, delete "\$200,000,000" and insert in lieu thereof the following: \$121,912,000; and the Senate agree to the same.

Amendment numbered 161:

That the House recede from its disagreement to the amendment of the Senate numbered 161, and agree to the same with an amendment, as follows:

Restore the matter stricken, amendment as follows: Before the last period in said amendment, insert the following: and the President should issue an Executive Order mandating the procurement and use of FTS 2000; and the Senate agree to the same.

Amendment numbered 167:

That the House recede from its disagreement to the amendment of the Senate numbered 167, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following:

SEC. 627. Sense of the Congress.—It is the Sense of the Congress that—; and the Senate agree to the same.

Amendment numbered 169:

That the House recede from its disagreement to the amendment of the Senate numbered 169, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following: , the; and the Senate agree to the same.

Amendment numbered 173:

That the House recede from its disagreement to the amendment of the Senate numbered 173, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert the following:

SEC. 628. Section 16 of the Trading with the Enemy Act, 40 Stat. 425 (50 U.S.C. App. 16), as amended, is amended to read as follows:

"(a) Whoever shall willfully violate any of the provisions of this Act or of any license, rule, or regulation issued thereunder, and whoever shall willfully violate, neglect, or refuse to comply with any order of the President issued in compliance with the provisions of the Act shall, upon conviction, be fined not more than \$1,000,000 or if a natural person, be fined not more than \$100,000, or imprisoned for not more than ten years or both; and the officer, director, or agent of any corporation who knowingly participates in such violation shall, upon conviction, be fined not more than \$100,000 or imprisoned for not more than ten years or both.

"(b)(1) A civil penalty of not to exceed \$50,000 may be imposed by the Secretary of the Treasury on any person who violates any license, order, rule, or regulation issued in compliance with the provisions of this Act.

"(2) The penalties provided under this subsection may not be imposed for—

"(A) news gathering, research, or the export or import of, or transmission of, information or informational materials; or

"(B) clearly defined educational or religious activities, or activities of recognized human rights organizations, that are reasonably limited in frequency, duration, and number of participants.

"(c) Upon conviction, any property, funds, securities, papers, or other articles or documents, or any vessel, together with tackle, apparel, furniture, and equipment, concerned in any violation of subsection (a) may be forfeited to the United States."

And the Senate agree to the same.

Amendment numbered 174:

That the House recede from its disagreement to the amendment of the Senate numbered 174, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert the following:

SEC. 629. Section 206(a) of the International Emergency Economic Powers Act (50 U.S.C. 1705(a)) is amended by striking out "\$10,000" and inserting in lieu thereof, "\$50,000".

And the Senate agree to the same.

Amendment numbered 176:

That the House recede from its disagreement to the amendment of the Senate numbered 176, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert the following:

SEC. 630. Title 42 U.S.C is amended by adding a new section as follows:

"§6962j. Preference for recycled toner cartridges

"(a) Notwithstanding any other provision of law, a Federal agency in conducting a procurement for toner cartridges for use in laser printers, photocopiers or microphotographic printers shall purchase recycled cartridges, unless the contracting or purchasing officer determines in writing that—

"(1) adequate market research establishes that recycled cartridges for the type of equipment used by the agency do not exist, or;

"(2) the price or life cycle cost offered for the recycled cartridge is higher than the original equipment manufacturer's new cartridge, or;

"(3) recycled cartridges are not available in quantities needed within the timeframes required.

"(b) Nothing in this section shall prohibit the purchase of one newly manufactured cartridge (or a number equal to those normally supplied at the time of initial purchase) as part of an initial printer or copier acquisition.

"(c) For purposes of this section, 'recycled cartridge' means a laser printer, photocopier, or microphotographic toner cartridge which has been remanufactured in the United States by a small-business concern which has been certified by an independent laboratory to meet generally accepted industry standards. In the absence of an independent laboratory certification, a contracting officer may in his discretion rely on the agency's past experience with the offered recycled cartridge as evidence that the offered product meets generally accepted industry standards.

"(d) For purposes of this section, 'small-business concern' has the meaning given such term in the Small Business Act (15 U.S.C. §632(a)).

"(e) For purposes of this section, 'independent laboratory' means an independently owned engineering and product testing firm, whose primary business activity is not limited to the testing and certification of recycled cartridges."

And the Senate agree to the same.

Amendment numbered 177:

That the House recede from its disagreement to the amendment of the Senate numbered 177, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert the following:

SEC. 631. ALIEN SPECIES PREVENTION AND ENFORCEMENT.

(a) PESTS IN THE MAILS.—

(1) *IN GENERAL.*—Subject to paragraph (2), the Secretary of Agriculture shall hereafter operate a program, under terms and conditions acceptable to the Postal Service, to protect Hawaii from the introduction of prohibited plants, plant pests, and injurious animals that may be contained in mail received in Hawaii, except that this subsection shall not apply to mail that originates and is intended for delivery outside the United States.

(2) *MEMORANDUM OF UNDERSTANDING.*—For the purpose of carrying out the program operated under paragraph (1), the Secretary of Agriculture shall enter into a memorandum of understanding or other agreement with the Secretary of the Interior relating to prohibited plants, plant pests, or injurious animals under the jurisdiction of the Department of the Interior.

(3) *REMEDIAL ACTION.*—If, pursuant to the program, mail is found to contain a prohibited plant, plant pest, or injurious animal, the Secretary shall—

(A) make a record of the prohibited plant, plant pest, or injurious animal found in the mail;

(B) take appropriate action to prevent the introduction of the prohibited material into Hawaii; and

(C) determine whether the facts and circumstances warrant seeking prosecution under a law prohibiting the conveyance of a plant, plant pest, or injurious animal.

(4) *DEFINITIONS.*—As used in this subsection:

(A) *INJURIOUS ANIMAL.*—The term “injurious animal” means an animal the importation or interstate shipment of which is prohibited by section 42 of title 18, United States Code.

(B) *PLANT.*—The term “plant” means a plant from any class of plants, or any other article or matter, the importation or interstate shipment of which is prohibited under the Act of August 20, 1912 (37 Stat. 315, chapter 308; 7 U.S.C. 151 et seq.) (commonly known as the “Plant Quarantine Act”).

(C) *PLANT PEST.*—The term “plant pest” means any organism or substance the importation or interstate shipment of which is prohibited under the Federal Plant Pest Act (7 U.S.C. 150aa et seq.).

(b) *COOPERATIVE AGREEMENTS WITH HAWAII TO ENFORCE CERTAIN AGRICULTURAL QUARANTINE LAWS.*—

(1) *AGREEMENT BETWEEN SECRETARY OF AGRICULTURE AND HAWAII.*—

(A) *IN GENERAL.*—Not later than 90 days after the date of enactment of this Act, the Secretary of Agriculture shall offer to enter into a cooperative agreement with the State of Hawaii for a 2-year period to enforce in the State—

(i) the Act of August 20, 1912 (37 Stat. 315, chapter 308; 7 U.S.C. 151 et seq.) (commonly known as the “Plant Quarantine Act”);

(ii) the Federal Plant Pest Act (7 U.S.C. 150aa et seq.); and

(iii) the matter under the heading “ENFORCEMENT OF THE PLANT-QUARANTINE ACT:” of the Act of March 4, 1915 (38 Stat. 1113; 7 U.S.C. 166) (commonly known as the “Terminal Inspection Act”).

(B) *INSPECTION OF PLANTS AND PLANT PRODUCTS.*—The cooperative agreement shall establish a specific procedure for the submission and approval of the names of plants and plant products that the State of Hawaii elects to inspect under the provision of law referred to in subparagraph (A)(iii).

(C) *AUTHORITY.*—The Secretary shall carry out this paragraph under the authority provided by—

(i) section 102 of the Department of Agriculture Organic Act of 1944 (7 U.S.C. 147a);

(ii) section 3 of the Act of May 29, 1884 (23 Stat. 32, chapter 60; 21 U.S.C. 114); and

(iii) section 11 of the Department of Agriculture Organic Act of 1956 (7 U.S.C. 114a).

(2) *AGREEMENT BETWEEN SECRETARY OF INTERIOR AND HAWAII.*—

(A) *IN GENERAL.*—Not later than 90 days after the date of enactment of this Act, the Secretary

of the Interior shall offer to enter into a cooperative agreement with the State of Hawaii for a 2-year period to enforce in the State the Lacey Act Amendments of 1981 (16 U.S.C. 3371 et seq.).

(B) *AUTHORITY.*—The Secretary shall use to carry out this paragraph the authority provided under section 3 of the Fish and Wildlife Improvement Act of 1978 (16 U.S.C. 742).

(3) *AGREEMENT BETWEEN POSTAL SERVICE AND HAWAII.*—

(A) *IN GENERAL.*—Not later than 90 days after the date of enactment of this Act, the Postal Service shall offer to enter into a cooperative agreement with the State of Hawaii for a 2-year period to enforce in the State, under terms and conditions acceptable to the Postal Service and in compliance with postal regulations, Public Law 100-574 and the amendments made by such Public Law.

(B) *AUTHORITY.*—The Postal Service shall use to carry out this paragraph the authority provided under section 3014 of title 39, United States Code.

(4) *COOPERATIVE PROGRAMS.*—Any program conducted jointly by the State of Hawaii and any Federal agency under this subsection that in any way affects the mail or the postal system of the United States shall comply with postal regulations and shall be conducted under terms and conditions acceptable to the Postal Service.

(5) *EXTENSION OF AGREEMENTS.*—A cooperative agreement entered into under this subsection may be extended by mutual consent of the parties to the agreement.

(c) *PUBLIC INFORMATION PROGRAM ON PROHIBITIONS AGAINST SHIPMENT OR TRANSPORTATION OF PLANT PESTS AND INJURIOUS ANIMALS.*—

(1) *IN GENERAL.*—The Postal Service, the Secretary of the Interior, and the Secretary of Agriculture shall jointly establish a public information program to inform the public on—

(A) the prohibitions against the shipment or transportation of plants, plant pests, and injurious animals; and

(B) the consequences of violating Federal laws designed to prevent the introduction of alien species into the State of Hawaii and other areas of the United States.

(2) *METHODS.*—In carrying out paragraph (1), the Postal Service and Secretaries may—

(A) use public service announcements, mail and other forms of distributing information, dial-up information services, and such other methods as will effectively communicate the information described in paragraph (1); and

(B) cooperate with State and private organizations to carry out the program established under this subsection.

(3) *STUDY.*—Not later than 1 year after the program established under subsection (a) commences, the Secretary of Agriculture, in cooperation with the Secretary of the Interior, the Postal Service, and the State of Hawaii, shall—

(A) conduct a study to determine the proportion of plant pests and injurious animals that are introduced into Hawaii by various modes of commerce; and

(B) report the results of the study to Congress.

(d) *NONMAILABLE PLANT PESTS AND INJURIOUS ANIMALS.*—

(1) *IN GENERAL.*—Chapter 30 of title 39, United States Code, is amended by adding at the end of the following new section:

“§3015. **Nonmailable plant pests and injurious animals**

“(a) *INJURIOUS ANIMALS.*—Any injurious animal, the importation or interstate shipment of which is prohibited pursuant to section 42 of title 18, constitutes nonmailable matter.

“(b) *PLANT PESTS.*—Any plant pest, the movement of which is prohibited pursuant to section 103 or 104 of the Federal Plant Pest Act (7 U.S.C. 150bb or 150cc), constitutes nonmailable matter.

“(c) *PLANTS.*—Any plant, article, or matter, the importation or interstate shipment of which is prohibited pursuant to the Act of August 20, 1912 (37 Stat. 315, chapter 308; 7 U.S.C. 151 et

seq.) (commonly known as the “Plant Quarantine Act”), constitutes nonmailable matter.

“(d) *ILLEGALLY TAKEN FISH, WILDLIFE, OR PLANTS.*—Any fish, wildlife, or plant, the conveyance of which is prohibited pursuant to section 3 of the Lacey Act Amendments of 1981 (16 U.S.C. 3372), constitutes nonmailable matter.”.

(2) *CONFORMING AMENDMENT.*—The table of sections for chapter 30 of title 39 is amended by adding at the end the following new item:

“3015. Nonmailable plant pests and injurious animals.”.

(e) *SHORT TITLE.*—This section may be cited as the “Alien Species Prevention and Enforcement Act of 1992”.

And the Senate agree to the same.

Amendment numbered 180:

That the House recede from its disagreement to the amendment of the Senate numbered 180, and agree to the same with an amendment, as follows:

Retain the matter proposed by said amendment, amended as follows: Before the last period, insert the following: : *Provided further, That this section shall not take effect without the advance approval of the House Committee on Public Works and Transportation and the Senate Committee on Environment and Public Works; and the Senate agree to the same.*

Amendment numbered 181:

That the House recede from its disagreement to the amendment of the Senate numbered 181, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert the following:

**SEC. 635. COMMISSION ON THE SOCIAL SECURITY “NOTCH” ISSUE.**

(a) *ESTABLISHMENT.*—There is established a Commission on the Social Security “Notch” Issue (in this section referred to as the “Commission”).

(b) *MEMBERSHIP.*—The Commission shall be composed of 12 members as follows:

(1) 4 members appointed by the President from among officers or employees of the Executive Branch, private citizens of the United States, or both. Not more than 2 of the members appointed by the President shall be members of the same political party.

(2) 2 members appointed by the Majority Leader of the United States Senate, in consultation with the Chairman of the Committee on Finance of the United States Senate, from among members of the Senate, private citizens of the United States, or both.

(3) 2 members appointed by the Minority Leader of the United States Senate, in consultation with the Ranking Member of the Committee on Finance of the United States Senate, from among members of the Senate, private citizens of the United States, or both.

(4) 2 members appointed by the Speaker of the House of Representatives, in consultation with the Chairman of the Committee on Ways and Means of the House of Representatives, from among members of the House of Representatives, private citizens of the United States, or both.

(5) 2 members appointed by the Minority Leader of the House of Representatives, in consultation with the Ranking Member of the Committee on Ways and Means of the House of Representatives, from among members of the House of Representatives, private citizens of the United States, or both.

(c) *FUNCTIONS OF THE COMMISSION.*—

(1) *STUDY.*—The Commission shall conduct a comprehensive study of what has come to be known as the “notch” issue. The study shall examine the causes of the controversy, whether there are inequities in the treatment of social security beneficiaries born in different years, whether legislative action shall be taken, and the effect on social security trust funds of such legislative action.

(2) *FINDINGS AND CONCLUSIONS.*—The Commission shall transmit a report to the Congress not later than December 31, 1993. The report shall

contain a detailed statement of the findings and conclusions of the Commission, together with any recommendations the Commission considers appropriate. Any recommendations which would increase social security expenditures would have to be accompanied by cost estimates and options for financing such recommendations.

(d) CHAIRPERSON; MEETINGS.—The President shall designate a Chairperson from among the membership. The Commission shall meet at the call of the Chairperson or a majority of its members.

(e) PAY.—Members of the Commission shall serve without compensation, except that members of the Commission who are private citizens of the United States shall be reimbursed for travel, subsistence, and other necessary expenses incurred in the performance of their duties as members of the Commission.

(f) STAFF.—

(1) STAFF.—Subject to rules prescribed by the Commission, the Chairperson may appoint and fix the pay of such personnel as the Chairperson considers appropriate.

(2) STAFF OF DEPARTMENT OF HEALTH AND HUMAN SERVICES.—Upon request of the Commission, the Secretary of Health and Human Services may detail, on a reimbursable basis, any of the personnel of the Department of Health and Human Services to the Commission to assist it in carrying out its duties under this section.

(g) OBTAINING OFFICIAL DATA.—The Commission may secure directly from any department or agency of the United States such information as is necessary and appropriate to enable it to carry out this section. Upon request of the Chairperson of the Commission, the head of that department or agency shall, to the extent permitted by law, furnish that information to the Commission.

(h) TERMINATION.—The Commission shall terminate 30 days after transmittal of its report to the Congress.

(i) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$2,000,000 for purposes of this section, to remain available until expended, but in no event beyond the date of termination provided in subsection (h).

SEC. 636. Notwithstanding any other provision of law, the Secretary of Agriculture may enter into an agreement with the Washington Metropolitan Area Transit Authority to provide a total of 30 acres of land on which the Beltsville Agricultural Research Center is located at Beltsville, Maryland, and permit the Washington Metropolitan Area Transit Authority to utilize said land to design and construct wetland mitigation projects to replace wetlands eliminated by authorized construction by the Washington Metropolitan Area Transit Authority as required by the terms and conditions of any permit issued to the Washington Metropolitan Area Transit Authority by the United States Army, Corps of Engineers, pursuant to Section 404 of the Federal Water Pollution Control Act, 33 U.S.C. 1344; Provided, That title to such land shall remain vested in the United States of America; Provided further, That the Secretary shall dedicate a perpetual conservation easement with respect to such land prohibiting any filling, flooding, excavation, clear cutting, construction, removal of vegetation, or alteration of trees in areas delineated as created wetlands, except when authorized under Federal and State law; Provided further, That such land may be used in a manner not inconsistent with the perpetual conservation easement to further research, extension, or teaching programs in the food and agricultural science of the Department of Agriculture.

SEC. 637. Notwithstanding any other provision of law, the United States Customs Service pilot pre-clearance program authorized to be established in Aruba shall be extended through 1994.

SEC. 638. (a) This section may be cited as the "Treasury Forfeiture Fund Act of 1992".

(b)(1) Chapter 97 of title 31, United States Code, is amended by inserting after section 9702 the following new section:

**"9703. Department of the Treasury Forfeiture Fund**

"(a) IN GENERAL.—There is established in the Treasury of the United States a fund to be known as the 'Department of the Treasury Forfeiture Fund' (referred to in this section as the 'Fund'). The Fund shall be available to the Secretary, without fiscal year limitation, with respect to seizures and forfeitures made pursuant to any law (other than section 7301 and 7302 of the Internal Revenue Code of 1986) enforced or administered by the Department of Treasury or the United States Coast Guard for the following law enforcement purposes:

"(1)(A) Payment of all proper expenses of seizure (including investigative costs incurred by a Department of the Treasury law enforcement organization leading to seizure) or the proceedings of forfeiture and sale, including the expenses of detention, inventory, security, maintenance, advertisement, or disposal of the property, and if condemned by a court and a bond for such costs was not given, the costs as taxed by the court.

"(B) Payment for—

"(i) contract services;

"(ii) the employment of outside contractors to operate and manage properties or to provide other specialized services necessary to dispose of such properties in an effort to maximize the return from such properties; and

"(iii) reimbursing any Federal, State, or local agency for any expenditures made to perform the functions described in this subparagraph.

"(C) Awards of compensation to informers under section 619 of the Tariff Act of 1930 (19 U.S.C. 1619).

"(D) Satisfaction of—

"(i) liens for freight, charges, and contributions in general average, notice of which has been filed with the appropriate Customs officer according to law; and

"(ii) subject to the discretion of the Secretary, other valid liens and mortgages against property that has been forfeited pursuant to any law enforced or administered by a Department of the Treasury law enforcement organization. To determine the validity of any such lien or mortgage, the amount of payment to be made, and to carry out the functions described in this subparagraph, the Secretary may employ and compensate attorneys and other personnel skilled in State real estate law.

"(E) Payment of amounts authorized by law with respect to remission and mitigation.

"(F) Payment of claims of parties in interest to property disposed of under section 612(b) of the Tariff Act of 1930 (19 U.S.C. 1612(b)), in the amounts applicable to such claims at the time of seizure.

"(G) Equitable sharing payments made to other Federal agencies, State and local law enforcement agencies, and foreign countries pursuant to section 616(c) of the Tariff Act of 1930 (19 U.S.C. 1616a(c)), section 981 of title 18, or subsection (h) of this section, and all costs related thereto.

"(H) Payment for services of experts and consultants needed by a Department of the Treasury law enforcement organization to carry out the organization's duties relating to seizure and forfeiture.

"(2) At the discretion of the Secretary—

"(A) payment of awards for information or assistance leading to a civil or criminal forfeiture involving any Department of the Treasury law enforcement organization participating in the Fund;

"(B) purchases of evidence or information by—

"(i) a Department of the Treasury law enforcement organization with respect to—

"(1) a violation of section 1956 or 1957 of title 18 (relating to money laundering); or

"(2) a law, the violation of which may subject property to forfeiture under section 981 or 982 of title 18;

"(ii) the United States Customs Service with respect to drug smuggling or a violation of section 542 or 545 of title 18 (relating to fraudulent customs invoices or smuggling);

"(iii) the United States Secret Service with respect to a violation of—

"(I) section 1028, 1029, or 1030 of title 18;

"(II) any law of the United States relating to coins, obligations, or securities of the United States or of a foreign government; or

"(III) any law of the United States which the United States Secret Service is authorized to enforce relating to fraud or other criminal or unlawful activity in or against any Federally insured financial institution, the Resolution Trust Corporation, or the Federal Deposit Insurance Corporation;

"(iv) the United States Customs Service or the Internal Revenue Service with respect to a violation of chapter 53 of this title (relating to the Bank Secrecy Act); and

"(v) the Bureau of Alcohol, Tobacco and Firearms with respect to a violation of—

"(I) section 842(h) of title 18;

"(II) section 844 (d), (e), (f), (g), (h), or (i) of title 18; or

"(III) section 924(c) of title 18;

"(C) Payment of costs for publicizing awards available under section 619 of the Tariff Act of 1930 (19 U.S.C. 1619);

"(D) payment for equipment for any vessel, vehicle, or aircraft available for official use by a Department of the Treasury law enforcement organization to enable the vessel, vehicle, or aircraft to assist in law enforcement functions, and for other equipment directly related to seizure or forfeiture, including laboratory equipment, protective equipment, communications equipment, and the operation and maintenance costs of such equipment;

"(E) payment for equipment for any vessel, vehicle, or aircraft available for official use by a State or local law enforcement agency to enable the vessel, vehicle, or aircraft to assist in law enforcement functions if the vessel, vehicle, or aircraft will be used in joint law enforcement operations with a Department of the Treasury law enforcement organization;

"(F) payment of overtime salaries, travel, fuel, training, equipment, and other similar costs of State or local law enforcement officers that are incurred in joint law enforcement operations with a Department of the Treasury law enforcement organization;

"(G) reimbursement of private persons for expenses incurred by such persons in cooperating with a Department of the Treasury law enforcement organization in investigations and undercover law enforcement operations;

"(H) payment for training foreign law enforcement personnel with respect to seizure or forfeiture activities of the Department of the Treasury; and

"(I) payment made pursuant to guidelines promulgated by the Secretary, if such payment is necessary and directly related to seizure and forfeiture program expenses for—

"(i) the purchase or lease of automatic data processing system (not less than a majority of which use will be related to such program);

"(ii) training;

"(iii) printing; and

"(iv) contracting for services directly related to—

"(1) the identification of forfeitable assets;

"(2) the processing of and accounting for forfeitures; and

"(3) the storage, maintenance, protection, and destruction of controlled substances.

"(b) LIMITATIONS.—

"(1) Any payment made under subparagraph (D) or (E) of subsection (a)(1) with respect to a seizure or a forfeiture of property shall not exceed the value of the property at the time of the seizure.

"(2) Any payment made under subsection (a)(1)(G) with respect to a seizure or forfeiture of property shall not exceed the value of the property at the time of disposition.

"(3) The Secretary may exempt the procurement of contract services under the Fund from section 3709 of the Revised Statutes of the United States (41 U.S.C. 5), title III of the Federal

Property and Administrative Service Act of 1949 (41 U.S.C. 251 et seq.), and other provisions of law as may be necessary to maintain the security and confidentiality of related criminal investigations.

“(4) The Secretary shall assure that any equitable sharing payment made to a State or local law enforcement agency pursuant to subsection (a)(1)(G) and any property transferred to a State of local law enforcement agency pursuant to subsection (h)—

“(A) has a value that bears a reasonable relationship to the degree of participation of the State or local agency in the law enforcement effort resulting in the forfeiture, taking into account the total value of all property forfeited and the total law enforcement effort with respect to the violation of law on which the forfeiture is based; and

“(B) will serve to encourage further cooperation between the recipient State or local agency and Federal law enforcement agencies.

“(5) Amounts transferred by the Attorney General pursuant to section 524(c)(1) of title 28, or by the Postmaster General pursuant to section 2003 of title 39, and deposited into the Fund pursuant to subsection (d), shall be available for Federal law enforcement related purposes of the Department of the Treasury law enforcement organizations.

“(c) FUNDS AVAILABLE TO UNITED STATES COAST GUARD.—

“(1) The Secretary shall make available to the United States Coast Guard, from funds appropriated under subsection (g)(2) in excess of \$10,000,000 for a fiscal year, an amount equal to the net proceeds in the Fund derived from seizures by the Coast Guard.

“(2) Funds made available under this subsection may be used to—

“(A) pay for equipment for any vessel, vehicle, or aircraft available for official use by the United States Coast Guard to enable the vessel, vehicle, or aircraft to assist in law enforcement functions;

“(B) pay for equipment for any vessel, vehicle, equipment, or aircraft available for official use by a State or local law enforcement agency to enable the vessel, vehicle, or aircraft to assist in law enforcement functions if the vessel, vehicle, or aircraft will be used in joint law enforcement operations with the United States Coast Guard;

“(C) pay for overtime salaries, travel, fuel, training, equipment, and other similar costs of State and local law enforcement officers that are incurred in joint law enforcement operations with the United States Coast Guard;

“(D) pay for expenses incurred in bringing vessels into compliance with applicable environmental laws prior to disposal by sinking.

“(d) DEPOSITS AND CREDITS.—

“(1) With respect to fiscal year 1993, there shall be deposited into or credited to the Fund—

“(a) all currency forfeited during fiscal year 1993, and all proceeds from forfeiture during fiscal year 1993, under any law enforced or administered by the United States Customs Service or the United States Coast Guard;

“(B) all income from investments made under subsection (e); and

“(C) all amounts representing the equitable share of the United States Customs Service or the United States Coast Guard from the forfeiture of property under any Federal, State, local, or foreign law.

“(2) With respect to fiscal years beginning after fiscal year 1993, there shall be deposited into or credited to the Fund—

“(A) all currency forfeited after fiscal year 1993, and all proceeds from forfeiture after fiscal year 1993, under any law (other than sections 7301 and 7302 of the Internal Revenue Code of 1986) enforced or administered by a Department of the Treasury law enforcement organization or the United States Coast Guard;

“(B) all income from investments made under subsection (e); and

“(C) all amounts representing the equitable share of a Department of the Treasury law en-

forcement organization or the United States Coast Guard from the forfeiture of property under any Federal, State, local, or foreign law.

“(e) INVESTMENTS.—Amounts in the Fund, and in any holding accounts associated with the Fund, which are not currently needed for the purposes of this section shall be kept on deposit or invested in obligations of, or guaranteed by, the United States and all earnings on such investments shall be deposited in the Fund.

“(f) REPORTS TO CONGRESS.—The Secretary shall transmit to the Congress, not later than February 1 of each year—

“(1) a report on—

“(A) the estimated total value of property forfeited with respect to which funds were not deposited in the Fund during the preceding fiscal year—

“(i) under any law enforced or administered by the United States Customs Service or the United States Coast Guard, in the case of fiscal year 1993; and

“(ii) under any law enforced or administered by the Department of the Treasury law enforcement organizations or the United States Coast Guard, in the case of fiscal years beginning after 1993; and

“(B) the estimated total value of all such property transferred to any State or local law enforcement agency; and

“(2) a report on—

“(A) the balance of the Fund at the beginning of the preceding fiscal year;

“(B) liens and mortgages paid and the amount of money shared with Federal, State, local, and foreign law enforcement agencies during the preceding fiscal year;

“(C) the net amount realized from the operations of the Fund during the preceding fiscal year, the amount of seized cash being held as evidence, and the amount of money that has been carried over into the current fiscal year;

“(D) any defendant's property, not forfeited at the end of the preceding fiscal year, if the equity in such property is valued at \$1,000,000 or more;

“(E) the total dollar value of uncontested seizures of monetary instruments having a value of over \$100,000 which, or the proceeds of which, have not been deposited into the Fund pursuant to subsection (d) within 120 days after seizure, as of the end of the preceding fiscal year;

“(F) the balance of the Fund at the end of the preceding fiscal year;

“(G) the net amount, if any, of the excess unobligated amounts remaining in the Fund at the end of the preceding fiscal year and available to the Secretary for Federal law enforcement related purposes;

“(H) a complete set of audited financial statements (including a balance sheet, income statement, and cash flow analysis) prepared in a manner consistent with the requirements of the Chief Financial Officers Act of 1990 (Public Law 101-576); and

“(I) an analysis of income and expenses showing the revenue received or lost—

“(i) by property category (such as general property, vehicles, vessel, aircraft, cash, and real property); and

“(ii) by type of disposition (such as sale, remission, cancellation, placement into official use, sharing with State and local agencies, and destruction).

“The Fund shall be subject to annual financial audits as authorized in the Chief Financial Officers Act of 1990 (Public Law 101-576).

“(g) APPROPRIATIONS.—

“(1) There are hereby appropriated from the Fund such sums as may be necessary to carry out the purposes described in subsection (a)(1).

“(2) There are authorized to be appropriated from the Fund to carry out the purposes set forth in subsections (a)(2) and (c) not to exceed—

“(A) \$25,000,000 for fiscal year 1993; and

“(B) \$50,000,000 for each fiscal year after fiscal year 1993.

“(3) (A) Subject to subparagraphs (B) and (C), in each of fiscal years 1994 and 1995, the Sec-

retary shall transfer from the Fund not more than \$10,000,000 to the Special Forfeiture Fund, established by section 6073 of the Anti-Drug Abuse Act of 1988 (21 U.S.C. 1509), for activities authorized under the Drug-Free Schools and Communities Act of 1986 (20 U.S.C. 3171 et seq.).

“(B) Transfers pursuant to subparagraph (A) shall be made only from excess unobligated amounts and only to the extent that, as determined by the Secretary, such transfers will not impair the future availability of amounts for the purposes described in subsection (a).

“(C) The Secretary of the Treasury shall reserve an amount not to exceed \$30,000,000 from the unobligated balances remaining in the Customs Forfeiture Fund on September 30, 1992, and such amount shall be transferred to the Fund on October 1, 1992, or, if later, the date that is 15 days after the date of the enactment of this section. Such amount shall be available for any expenses or activities authorized under this section. At the end of fiscal year 1993, and at the end of each fiscal year thereafter, the Secretary shall reserve in the Fund an amount not to exceed \$50,000,000 of the unobligated balances in the Fund, or, if the Secretary determines that a greater amount is necessary for asset specific expenses, an amount equal to not more than 10 percent of the total obligations from the Fund in the preceding fiscal year.

“(4) (A) (i) After reserving any amount authorized by paragraph (3)(C), any unobligated balances remaining in the Fund on September 30, 1993, shall be deposited into the general fund of the Treasury of the United States.

“(ii) Beginning in fiscal year 1994, and each fiscal year thereafter, the Secretary shall transfer to the Attorney General an amount agreed upon by the Secretary and the Attorney General (taking into account any amount transferred by the Secretary pursuant to paragraph (3)(A)). The amount transferred under this clause shall reflect the Department of the Treasury's pro rata share of the amount required to be transferred by the Attorney General pursuant to section 524(c)(9)(B) of title 28.

“(B) After reserving any amount authorized by paragraph (3)(C) and after transferring any amount authorized by paragraph (3)(A), any unobligated balances remaining in the Fund on September 30, 1994, and on September 30, of each fiscal year thereafter, shall, subject to subparagraph (C), be available to the Secretary, without fiscal year limitation, for transfers pursuant to subparagraph (A)(ii) and for obligation or expenditure in connection with the law enforcement activities of any Federal agency or of a Department of the Treasury law enforcement organization.

“(C) Any obligation or expenditure in excess of \$500,000 with respect to an unobligated balance described in subparagraph (B) may not be made by the Secretary unless the Appropriations Committees of both Houses of Congress are notified at least 15 days in advance of such obligation or expenditure.

“(h) RETENTION OR TRANSFER OF PROPERTY.—

“(1) The Secretary may, with respect to any property forfeited under any law (other than section 7301 or 7302 of the Internal Revenue Code of 1986) enforced or administered by the Department of the Treasury—

“(A) retain any of the property for official use; or

“(B) transfer any of the property to—

“(i) any other Federal agency; or

“(ii) any State or local law enforcement agency that participated directly or indirectly in the seizure or forfeiture of the property.

“(2) The Secretary may transfer any forfeited personal property or the proceeds of the sale of any forfeited personal or real property to any foreign country which participated directly or indirectly in the seizure or forfeiture of the property, if such a transfer—

“(A) is one with which the Secretary of State has agreed;

“(B) is authorized in an international agreement between the United States and the foreign country; and

“(C) is made to a country which, if applicable, has been certified under section 481(h) of the Foreign Assistance Act of 1961 (22 U.S.C. 2291(h)).

“(3) Nothing in this section shall affect the authority of the Secretary under section 981 of title 18 or section 616 of the Tariff Act of 1930 (19 U.S.C. 1616a).

“(i) REGULATIONS.—The Secretary may prescribe such rules and regulations as may be necessary to carry out this section.

“(j) CUSTOMS FORFEITURE FUND.—Notwithstanding any other provision of law—

“(1) during any period when forfeited currency and proceeds from forfeitures under any law (other than section 7301 or 7302 of the Internal Revenue Code of 1986) enforced or administered by the Department of the Treasury or the United States Coast Guard, are required to be deposited in the Fund pursuant to this section—

“(A) all moneys required to be deposited in the Customs Forfeiture Fund pursuant to section 613A of the Tariff Act of 1930 (19 U.S.C. 1613b) shall instead be deposited in the Fund; and

“(B) no deposits or withdrawals may be made to or from the Customs Forfeiture Fund pursuant to section 613A of the Tariff Act of 1930 (19 U.S.C. 1613b); and

“(2) any funds in the Customs Forfeiture Fund and any obligations of the Customs Forfeiture fund on the effective date of the Treasury Forfeiture Act of 1992, shall be transferred to the Fund and all administrative costs of such transfer shall be paid for out of the Fund.

“(k) LIMITATION OF LIABILITY.—The United States shall not be liable in any action relating to property transferred under this section or under section 616 of the Tariff Act of 1930 (19 U.S.C. 1616a) if such action is based on an act or omission occurring after the transfer.

“(l) AUTHORITY TO WARRANT TITLE.—Following the completion of procedures for the forfeiture of property pursuant to any law enforced or administered by the Department of the Treasury, the Secretary is authorized, at the Secretary's discretion, to warrant clear title to any subsequent purchaser or transferee of such forfeited property.

“(m) FORFEITED PROPERTY.—For purposes of this section and notwithstanding section 524(c)(11) of title 28 or any other law—

“(1) during fiscal year 1993, property and currency shall be deemed to be forfeited pursuant to a law enforced or administered by the United States Customs Service if it is forfeited pursuant to—

“(A) a judicial forfeiture proceeding when the underlying seizure was made by an officer of the United States Customs Service or the property was maintained by the United States Customs Service; or

“(B) A civil administrative forfeiture proceeding conducted by the United States Customs Service; and

“(2) after fiscal year 1993, property and currency shall be deemed to be forfeited pursuant to a law enforced or administered by a Department of the Treasury law enforcement organization if it is forfeited pursuant to—

“(A) a judicial forfeiture proceeding when the underlying seizure was made by an officer of a Department of the Treasury law enforcement organization or the property was maintained by a Department of the Treasury law enforcement organization; or

“(B) a civil administrative forfeiture proceeding conducted by a Department of the Treasury law enforcement organization.

“(n) TRANSFERS TO ATTORNEY GENERAL AND POSTMASTER GENERAL.—

“(1) The Secretary shall transfer from the Fund to the Attorney General for deposit in the Department of Justice Assets Forfeiture Fund amounts appropriate to reflect the degree of participation of participating Federal agencies in the law enforcement effort resulting in the forfeiture pursuant to laws enforced or administered by a Department of the Treasury law en-

forcement organization. For purposes of the preceding sentence, a ‘participating Federal agency’ is an agency that participates in the Department of Justice Assets Forfeiture Fund.

“(2) The Secretary shall transfer from the Fund to the Postmaster General for deposit in the Postal Service Fund amounts appropriate to reflect the degree of participation of the United States Postal Service in the law enforcement effort resulting in the forfeiture pursuant to laws enforced or administered by a Department of the Treasury law enforcement organization.

“(o) BUREAU OF ALCOHOL, TOBACCO AND FIREARMS.—

“(1) Except as provided in paragraph (2) and section 5872(b) of the Internal Revenue Code of 1986, the provisions of law relating to—

“(A) the seizure, summary and judicial forfeiture, and condemnation of property for violation of Customs laws,

“(B) the remission or mitigation of such forfeiture, and

“(C) the compromise of claims, shall apply to seizures and forfeitures incurred, or alleged to have been incurred, under any applicable law enforced or administered by the Bureau of Alcohol, Tobacco and Firearms.

“(2) For purposes of paragraph (1), duties that are imposed upon a Customs officer or any other person with respect to the seizure and forfeiture of property under the Customs laws of the United States shall be performed with respect to seizures and forfeitures of property under this section by such officers, agents, or any other person as may be authorized or designated for that purpose by the Secretary.

“(p) DEFINITIONS.—For purposes of this section—

“(1) DEPARTMENT OF THE TREASURY LAW ENFORCEMENT ORGANIZATION.—The term ‘Department of the Treasury law enforcement organization’ means the United States Customs Service, the United States Secret Service, the Bureau of Alcohol, Tobacco and Firearms, the Internal Revenue Service, the Federal Law Enforcement Training Center, the Financial Crimes Enforcement Network, and any other law enforcement component of the Department of the Treasury so designated by the Secretary.

“(2) SECRETARY.—The term ‘Secretary’ means the Secretary of the Treasury.”

(2) The table of sections for chapter 97 of title 31, United States Code, is amended by inserting after the item relating to section 9702 the following new item:

“9703. Department of the Treasury Forfeiture Fund.”

(c) Section 6073(b) of the Anti-Drug Abuse Act of 1988 (21 U.S.C. 1509(b)) is amended to read as follows:

“(b) DEPOSITS.—There may be transferred to and deposited into the Special Forfeiture Fund, amounts from—

“(1) the Department of Justice Assets Forfeiture Fund pursuant to section 524(c)(9) of title 28, United States Code; and

“(2) the Department of the Treasury Forfeiture Fund pursuant to section 9703(g)(3)(A) of title 31, United States Code.”

(d) Section 981(a)(1)(C) of title 18, United States Code, is amended—

(1) by inserting “471, 472, 473, 474, 476, 477, 478, 479, 480, 481, 485, 486, 487, 488, 501, 502, 510, 542, 545,” after “section 215.”;

(2) by inserting “842, 844,” after “656, 657.”;

(3) by inserting “1028, 1029, 1030,” after “1007, 1014.”

(e) Section 982(a)(2) of title 18, United States Code, is amended to read as follows:

“(2) The court, in imposing sentence on a person convicted of a violation of, or a conspiracy to violate—

“(A) section 215, 656, 657, 1005, 1006, 1007, 1014, 1341, 1343, or 1344 of this title, affecting a financial institution, or

“(B) section 471, 472, 473, 474, 476, 477, 478, 479, 480, 481, 485, 486, 487, 488, 501, 502, 510, 542, 545, 842, 844, 1028, 1029, or 1030 of this title,

shall order that the person forfeit to the United States any property constituting, or derived from, proceeds the person obtained directly or indirectly, as the result of such violation.”

(f) Section 524(c) of title 28, United States Code, is amended—

(1) in paragraph (1)—

(A) by amending subparagraph (A) to read as follows:

“(A) the payment, at the discretion of the Attorney General, or any expenses necessary to seize, detain, inventory, safeguard, maintain, advertise, sell, or dispose of property under seizure, detention, or forfeited pursuant to any law enforced or administered by the Department of Justice, or of any other necessary expense incident to the seizure, detention, forfeiture, or disposal of such property including—

“(i) payments for—

“(I) contract services;

“(II) the employment of outside contractors to operate and manage properties or provide other specialized services necessary to dispose of such properties in an effort to maximize the return from such properties; and

“(III) reimbursement of any Federal, State, or local agency for any expenditures made to perform the functions described in this clause;

“(ii) payments to reimburse any Federal agency participating in the Fund for investigative costs leading to seizures;

“(iii) payments for contracting for the services of experts and consultants needed by the Department of Justice to assist in carrying out duties related to asset seizure and forfeiture; and

“(iv) payments made pursuant to guidelines promulgated by the Attorney General if such payments are necessary and directly related to seizure and forfeiture program expenses for—

“(I) the purchase or lease of automatic data processing systems (not less than a majority of which use will be related to such program);

“(II) training;

“(III) printing;

“(IV) the storage, protection, and destruction of controlled substances; and

“(V) contracting for services directly related to the identification of forfeiture assets, and the processing of an accounting for forfeitures.”;

(B) by amending subparagraph (F) to read as follows:

“(F)(i) for equipping for law enforcement functions of any Government-owned or leased vessel, vehicle, or aircraft available for official use by any Federal agency participating in the Fund;

“(ii) for equipping any vessel, vehicle, or aircraft available for official use by a State or local law enforcement agency to enable the vessel, vehicle, or aircraft to assist in law enforcement functions if the vessel, vehicle, or aircraft will be used in a joint law enforcement operation with a Federal agency participating in the Fund; and

“(iii) payments for other equipment directly related to seizure or forfeiture, including laboratory equipment, protective equipment, communications equipment, and the operation and maintenance costs of such equipment.”;

“(C) by striking “and” at the end of subparagraph (G);

“(D) by redesignating subparagraph (H) as subparagraph (I);

“(E) by inserting after subparagraph (G) the following new subparagraph:

“(H) payment of overtime salaries, travel, fuel, training, equipment, and other similar costs of State or local law enforcement officers that are incurred in a joint law enforcement operation with a Federal law enforcement agency participating in the Fund.”; and

“(F) in the first sentence of the flush paragraph following subparagraph (I) (as redesignated by subparagraph (D))—

“(i) by striking “(A)(ii)” and inserting “(A)(iv)”;

“(ii) by striking “and (G)” and inserting “(G), and (H)”;

(2) in paragraph (4)—

(A) by inserting "Federal," in subparagraph (B) before "State";

(B) by striking the period at the end of subparagraph (B) and inserting "; and"; and

(C) by adding at the end thereof the following new subparagraph:

"(C) all amounts transferred by the Secretary of the Treasury pursuant to section 9703(g)(4)(A)(ii) of title 31.;"

(3) by amending paragraph (6)(B)(v) to read as follows:

"(v) any defendant's property, not forfeited at the end of the preceding fiscal year, if the equity in such property is valued at \$1,000,000 or more; and";

(4) in paragraph (9)(A)—

(A) by striking "(A)(ii)" and inserting "(A)(iv)"; and

(B) by striking "and (G)" and inserting "(G), and (H)";

(5) in paragraph (9)(E), by striking "to procure vehicles, equipment, and other capital investment items"; and

(6) by striking paragraph (11) and inserting the following new paragraphs:

"(11) The Attorney General shall transfer from the Fund to the Secretary of the Treasury for deposit in the Department of the Treasury Forfeiture Fund amounts appropriate to reflect the degree of participation of the Department of the Treasury law enforcement organizations (described in section 9703(p) of title 31) in the law enforcement effort resulting in the forfeiture pursuant to laws enforced or administered by the Department of Justice.

"(12) For purposes of this subsection and notwithstanding section 9703 of title 31 or any other law, property is forfeited pursuant to a law enforced or administered by the Department of Justice if it is forfeited pursuant to—

"(A) a judicial forfeiture proceeding when the underlying seizure was made by an officer of a Federal law enforcement agency participating in the Department of Justice Assets Forfeiture Fund or the property was maintained by the United States Marshals Service; or

"(B) a civil administrative forfeiture proceeding conducted by a Department of Justice law enforcement component.;"

(g) Section 2003 of title 39, United States Code, is amended—

(1) in subsection (b)—

(A) by striking "and" at the end of paragraph (6);

(B) by striking the period at the end of paragraph (7) and inserting "; and"; and

(C) by adding at the end thereof the following new paragraph:

"(8) any transfers from the Secretary of the Treasury from the Department of the Treasury Forfeiture Fund which shall be available to the Postmaster General only for Federal law enforcement related purposes.;" and

(2) in subsection (e)(1), by inserting after the first sentence the following new sentence: "The Postmaster General shall transfer from the Fund to the Secretary of the Treasury for deposit in the Department of the Treasury Forfeiture Fund amounts appropriate to reflect the degree of participation of Department of the Treasury law enforcement organizations (described in section 9703(p) of title 31) in the law enforcement effort resulting in the forfeiture pursuant to laws enforced or administered by the Postal Service.;"

And the Senate agree to the same.

- EDWARD R. ROYBAL,
STENY H. HOYER,
NANCY PELOSI,
RONALD D. COLEMAN,
DAVID E. SKAGGS,
PETER J. VISCLOSKEY,
JAMIE L. WHITTEN,
FRANK R. WOLF

(with the exception of Statement of Managers accompanying amendments 155 and 156),
JIM LIGHTFOOT

(with the exception of Statement of Managers accompanying amendments 155 and 156),

HAL ROGERS

(with the exception of Statement of Managers accompanying amendments 155 and 156),

JOSEPH M. MCDADE

(with the exception of Statement of Managers accompanying amendments 155 and 156),

Managers on the Part of the House.

- DENNIS DECONCINI,
BARBARA A. MIKULSKI,
J.R. KERREY,
ROBERT C. BYRD,
PETE V. DOMENICI,
ALFONSE M. D'AMATO,
MARK O. HATFIELD,

Managers on the Part of the Senate.

When said conference report was considered.

After debate,

On motion of Mr. ROYBAL, the previous question was ordered on the conference report to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said conference report?

Mr. BURTON objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas ..... 291
Nays ..... 126

117.9

[Roll No. 449]

YEAS—291

- Abercrombie
Ackerman
Alexander
Andrews (ME)
Andrews (NJ)
Andrews (TX)
Annunzio
Anthony
Applegate
Aspin
AuCoin
Bacchus
Barrett
Bateman
Beilenson
Bennett
Bentley
Bereuter
Berman
Bevill
Bilbray
Blackwell
Billey
Bligh
Boehlert
Bonior
Borski
Boucher
Boxer
Brooks
Broomfield
Browder
Brown
Bruce
Bryant
Bustamante
Byron
Cardin
Carper
Carr
Chandler
Chapman
Clay
Clement
Clinger
Coleman (TX)
Collins (IL)
Collins (MI)
Condit
Conyers
Cooper
Costello
Coughlin
Cox (IL)
Coyne
Cramer
Darden
Davis
de la Garza
DeFazio
DeLauro
Dellums
Derrick
Dicks
Dingell
Dixon
Donnelly
Dooley
Downey
Durbin
Dwyer
Early
Eckart
Edwards (CA)
Edwards (OK)
Edwards (TX)
Emerson
Engel
English
Espy
Evans
Fascell
Fazio
Flake
Foglietta
Ford (MI)
Ford (TN)
Frank (MA)
Franks (CT)
Frost
Gallo
Gaydos
Gejdenson
Gephardt
Geren
Gibbons
Gilchrest
Gilman
Glickman
Gonzalez
Gordon
Grandy
Green
Guarini
Gundersen
Hall (TX)
Hamilton
Hammerschmidt
Harris
Hastert
Hatcher
Hayes (IL)
Hayes (LA)
Hefner
Hertel
Hoagland
Hochbrueckner
Horn
Horton
Houghton
Hoyer
Hutto
Inhofe
Jefferson

- Jenkins
Johnson (CT)
Johnson (SD)
Johnston
Jones
Kanjorski
Kaptur
Kennedy
Kennelly
Kildee
Klecicka
Kolter
Kopetski
Kostmayer
LaFalce
Lancaster
Lantos
LaRocco
Laughlin
Lehman (CA)
Lehman (FL)
Lent
Levin (MI)
Levine (CA)
Lewis (CA)
Lewis (GA)
Lightfoot
Livingston
Lloyd
Long
Lowery (CA)
Lowey (NY)
Machtley
Manton
Markey
Martin
Martinez
Matsui
Mavroules
Mazzoli
McCloskey
McDade
McDermott
McGrath
McHugh
McMillen (MD)
McNulty
Mfume
Michel
Miller (CA)
Mineta
Mink
Moakley
Mollohan
Montgomery
Moody

- Moran
Morella
Morrison
Mrazek
Murphy
Murtha
Myers
Nagle
Natcher
Neal (MA)
Nowak
Oakar
Oberstar
Obey
Olin
Olver
Ortiz
Owens (NY)
Owens (UT)
Panetta
Parker
Pastor
Payne (NJ)
Payne (VA)
Pease
Pelosi
Penny
Perkins
Peterson (FL)
Pickett
Pickle
Poshard
Price
Pursell
Quillen
Rahall
Rangel
Ravenel
Ray
Reed
Richardson
Rinaldo
Roe
Rogers
Ros-Lehtinen
Rose
Rostenkowski
Roukema
Rowland
Roybal
Sabo
Sangmeister
Savage
Sawyer
Scheuer
Schiff

- Schulze
Schumer
Serrano
Sharp
Shaw
Sikorski
Sisisky
Skaggs
Skeen
Skelton
Slaughter
Smith (FL)
Smith (IA)
Smith (NJ)
Solarz
Solomon
Spratt
Stallings
Stenholm
Stokes
Studds
Sundquist
Sweet
Swift
Synar
Tanner
Tauzin
Taylor (MS)
Taylor (NC)
Thomas (GA)
Thornton
Torres
Torricelli
Towns
Traficant
Traxler
Unsoeld
Valentine
Vander Jagt
Visclosky
Volkmer
Vucanovich
Walsh
Washington
Waters
Waxman
Wheat
Whitten
Wilson
Wise
Wolf
Wolpe
Wyden
Yates
Yatron
Young (AK)

NAYS—126

- Hansen
Hefley
Henry
Herger
Hobson
Holloway
Hopkins
Hubbard
Hughes
Hunter
Ireland
Jacobs
James
Johnson (TX)
Jontz
Kasich
Klug
Kolbe
Combust
Crane
Cunningham
Dannemeyer
DeLay
Dickinson
Marlenee
McCandless
McCollum
McEwen
McMillan (NC)
Meyers
Miller (OH)
Miller (WA)
Molinaro
Moorhead
Neal (NC)
Nichols
Gekas
Orton
Oxley
Packard
Pallone
Patterson
Paxon
Peterson (MN)
Petri
Porter
Ramstad
Regula
Rhodes
Ridge
Riggs
Ritter
Roberts
Roemer
Rohrabacher
Roth
Santorum
Sarpaluis
Saxton
Schaefer
Schroeder
Sensenbrenner
Shays
Shuster
Slattery
Smith (OR)
Smith (TX)
Snowe
Spence
Stark
Stearns
Stump
Tallon
Thomas (CA)
Thomas (WY)
Upton
Vento
Walker
Weber
Weldon
Williams
Wylie
Young (FL)
Zeliff
Zimmer

## NOT VOTING—15

Anderson	Feighan	McCrery
Atkins	Goodling	McCurdy
Barnard	Huckaby	Russo
Cox (CA)	Hyde	Sanders
Dymally	Lipinski	Staggers

So the conference report was agreed to.

A motion to reconsider the vote whereby said conference report was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

Pursuant to House Resolution 583, the following concurrent resolution (H. Con. Res. 368) was considered adopted:

*Resolved by the House of Representatives (the Senate concurring)*, That in the enrollment of the bill (H.R. 5488) entitled "An Act 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, 1993, and for other purposes", the Clerk of the House shall make the following corrections:

Strike section 629 of title VI, General Provisions, Departments, Agencies, and Corporations, and redesignate the succeeding sections accordingly.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶117.10 SUBMISSION OF CONFERENCE REPORT—S. 2532

Mr. FASCELL submitted a conference report (Rept. No. 102-964) on the bill of the Senate (S. 2532) entitled "Freedom For Russia and Emerging Eurasian Democracies and Open Markets Support Act"; together with a statement thereon, for printing in the Record under the rule.

¶117.11 TRANSPORTATION APPROPRIATIONS

Mr. LEHMAN of Florida called up the following conference report (Rept. No. 102-924):

The Committee of Conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 5518) "making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1993, and for other purposes," having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered, 1, 6, 7, 10, 16, 17, 19, 21, 32, 37, 38, 39, 40, 55, 56, 59, 77, 79, 81, 83, 91, 96, 97, 98, 101, 108, 109, 110, 111, 112, 113, 114, 115, 119, 120, 123, 125, 138, 152, 169, 170, 175, 176, 177, 187, 188, 189, 203, 211, 213, and 219.

That the House recede from its disagreement to the amendments of the Senate numbered 2, 3, 5, 8, 9, 11, 13, 14, 15, 18, 24, 35, 46, 50, 51, 52, 60, 61, 76, 84, 87, 103, 104, 105, 106, 116, 118, 126, 127, 128, 132, 142, 147, 155, 163, 168, 171, 179, 180, 181, 184, 192, and 193, and agree to the same.

Amendment numbered 4:

That the House recede from its disagreement to the amendment of the Senate numbered 4, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$2,825,000; and the Senate agree to the same.

Amendment numbered 22:

That the House recede from its disagreement to the amendment of the Senate num-

bered 22, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$32,250,000; and the Senate agree to the same.

Amendment numbered 23:

That the House recede from its disagreement to the amendment of the Senate numbered 23, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$340,000,000; and the Senate agree to the same.

Amendment numbered 25:

That the House recede from its disagreement to the amendment of the Senate numbered 25, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$92,450,000; and the Senate agree to the same.

Amendment numbered 26:

That the House recede from its disagreement to the amendment of the Senate numbered 26, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$31,300,000; and the Senate agree to the same.

Amendment numbered 29:

That the House recede from its disagreement to the amendment of the Senate numbered 29, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$36,000,000; and the Senate agree to the same.

Amendment numbered 30:

That the House recede from its disagreement to the amendment of the Senate numbered 30, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$22,000,000; and the Senate agree to the same.

Amendment numbered 31:

That the House recede from its disagreement to the amendment of the Senate numbered 31, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$12,600,000; and the Senate agree to the same.

Amendment numbered 36:

That the House recede from its disagreement to the amendment of the Senate numbered 36, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$32,250,000; and the Senate agree to the same.

Amendment numbered 47:

That the House recede from its disagreement to the amendment of the Senate numbered 47, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert the following: 65; and the Senate agree to the same.

Amendment numbered 49:

That the House recede from its disagreement to the amendment of the Senate numbered 49, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$230,000,000; and the Senate agree to the same.

Amendment numbered 54:

That the House recede from its disagreement to the amendment of the Senate numbered 54, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: \$398,000,000; and the Senate agree to the same.

Amendment numbered 57:

That the House recede from its disagreement to the amendment of the Senate numbered 57, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended to read as follows:

RAILROAD-HIGHWAY CROSSINGS DEMONSTRATION PROJECTS

*For necessary expenses of certain railroad-highway crossings demonstration projects as authorized by section 163 of the Federal-Aid Highway Act of 1973, as amended, to remain available until expended \$3,664,000, of which \$2,442,667 shall be derived from the Highway Trust Fund.*

And the Senate agree to the same.

Amendment numbered 63:

That the House recede from its disagreement to the amendment of the Senate numbered 63, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended as follows:

In lieu of the sum stricken by said amendment insert: \$3,200,000; and the Senate agree to the same.

Amendment numbered 64:

That the House recede from its disagreement to the amendment of the Senate numbered 64, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended as follows:

In lieu of the sum stricken by said amendment insert: \$6,400,000; and the Senate agree to the same.

Amendment numbered 65:

That the House recede from its disagreement to the amendment of the Senate numbered 65, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended as follows:

In lieu of the sum stricken by said amendment insert: \$6,000,000; and the Senate agree to the same.

Amendment numbered 66:

That the House recede from its disagreement to the amendment of the Senate numbered 66, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended as follows:

In lieu of the sum stricken by said amendment insert: \$640,000; and the Senate agree to the same.

Amendment numbered 67:

That the House recede from its disagreement to the amendment of the Senate numbered 67, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended as follows:

In lieu of the sum stricken by said amendment insert: \$1,344,000; and the Senate agree to the same.

Amendment numbered 68:

That the House recede from its disagreement to the amendment of the Senate numbered 68, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended as follows:

In lieu of the sum stricken by said amendment insert: \$3,840,000; and the Senate agree to the same.

Amendment numbered 69:

That the House recede from its disagreement to the amendment of the Senate numbered 69, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended as follows:

In lieu of the sum stricken by said amendment insert: \$3,200,000; and the Senate agree to the same.

Amendment numbered 70:

That the House recede from its disagreement to the amendment of the Senate numbered 70, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended as follows:



Restore the matter stricken by said amendment, amended to read as follows: *not less than \$4,675,000 for the Florida Tri-County Commuter Rail Project*; and the Senate agree to the same.

Amendment numbered 153:

That the House recede from its disagreement to the amendment of the Senate numbered 153, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$170,000,000*; and the Senate agree to the same.

Amendment numbered 154:

That the House recede from its disagreement to the amendment of the Senate numbered 154, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$10,825,000*; and the Senate agree to the same.

Amendment numbered 161:

That the House recede from its disagreement to the amendment of the Senate numbered 161, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$15,050,000*; and the Senate agree to the same.

Amendment numbered 164:

That the House recede from its disagreement to the amendment of the Senate numbered 164, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$550,000*; and the Senate agree to the same.

Amendment numbered 166:

That the House recede from its disagreement to the amendment of the Senate numbered 166, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *\$3,300,000*; and the Senate agree to the same.

Amendment numbered 178:

That the House recede from its disagreement to the amendment of the Senate numbered 178, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended to read as follows: *and ten*, and the Senate agree to the same.

Amendment numbered 182:

That the House recede from its disagreement to the amendment of the Senate numbered 182, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended as follows:

In lieu of SEC. 329., insert SEC. 328.; and the Senate agree to the same.

Amendment numbered 183:

That the House recede from its disagreement to the amendment of the Senate numbered 183, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended as follows:

In lieu of SEC. 330., insert: SEC. 329.; and the Senate agree to the same.

Amendment numbered 190:

That the House recede from its disagreement to the amendment of the Senate numbered 190, and agree to the same with an amendment, as follows:

Delete the matter stricken by said amendment and delete the matter inserted by said amendment; and the Senate agree to the same.

Amendment numbered 191:

That the House recede from its disagreement to the amendment of the Senate numbered 191, and agree to the same with an amendment, as follows:

Delete the matter stricken by said amendment and delete the matter inserted by said amendment; and the Senate agree to the same.

The committee of conference report in disagreement amendments numbered 12, 20, 27, 28, 33, 34, 41, 42, 43, 44, 45, 48, 53, 58, 62, 80, 90, 92, 94, 99, 100, 102, 107, 121, 149, 150, 151, 156, 157, 158, 159, 160, 162, 165, 167, 172, 173, 174, 185, 186, 194, 195, 196, 197, 198, 199, 200, 201, 202, 204, 205, 206, 207, 208, 209, 210, 212, 214, 215, 216, 217, 218, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, and 233.

WILLIAM LEHMAN,  
BOB CARR,  
RICHARD J. DURBIN,  
MARTIN OLAV SABO,  
DAVID E. PRICE,  
RONALD D. COLEMAN,  
JAMIE L. WHITTEN,  
LAWRENCE COUGHLIN,  
FRANK R. WOLF,  
TOM DELAY,  
JOSEPH M. MCDADE,

*Managers on the Part of the House.*

FRANK R. LAUTENBERG,  
ROBERT C. BYRD,  
TOM HARKIN,  
JIM SASSER,  
BARBARA A. MIKULSKI,  
ALFONSE M. D'AMATO,  
ROBERT W. KASTEN, Jr.,  
PETE V. DOMENICI,  
MARK O. HATFIELD,

*Managers on the Part of the Senate.*

When said conference report was considered.

After debate,

On motion of Mr. LEHMAN, the previous question was ordered on the conference report to its adoption or rejection and, under the operation thereof, the conference report was agreed to.

A motion to reconsider the vote whereby said conference report was agreed to was, by unanimous consent, laid on the table.

117.12 AMENDMENTS IN DISAGREEMENT

The House then proceeded to the consideration of the following amendments of the Senate reported in disagreement numbered 12, 20, 27, 28, 33, 34, 41, 42, 43, 44, 45, 48, 53, 58, 62, 80, 90, 92, 94, 99, 100, 102, 107, 121, 149, 150, 151, 156, 157, 158, 159, 160, 162, 165, 167, 172, 173, 174, 185, 186, 194, 195, 196, 197, 198, 199, 200, 201, 202, 204, 205, 206, 207, 208, 209, 210, 212, 214, 215, 216, 217, 218, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, and 233.

On motion of Mr. LEHMAN of Florida, by unanimous consent, the following amendments of the Senate numbered 12, 41, 42, 43, 48, 53, 94, 102, 107, 121, 150, 159, 173, 229, 231, and 232 were considered en bloc.

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendments of the Senate numbered 12, 41, 42, 43, 48, 53, 94, 102, 107, 121, 150, 159, 173, 229, 231, and 232 and concurred therein.

On motion of Mr. LEHMAN of Florida, by unanimous consent, the following amendments of the Senate numbered 195, 197, 199, 200, 201, 202, 204, 207, 208, 209, 214, 217, 218, 220, 221, 224, and 225 were considered en bloc.

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendments of the Senate numbered 195, 197, 199, 200, 201, 202, 204, 207, 208, 209, 214, 217, 218, 220, 221, 224, and 225 and concurred therein with amendments, as follows:

Amendment numbered 195: In lieu of the section number "333", insert: "338".

Amendment numbered 197: In lieu of the section number "335", insert: "340".

Amendment numbered 199: In lieu of the section number "337", insert: "342".

Amendment numbered 200: In lieu of the section number "338", insert: "343".

Amendment numbered 201: In lieu of the section number "339", insert: "344".

Amendment numbered 202: In lieu of the section number "340", insert: "345".

Amendment numbered 204: In lieu of the section number "342", insert: "346".

Amendment numbered 207: In lieu of the section number "345", insert: "349".

Amendment numbered 208: In lieu of the section number "346", insert: "350".

Amendment numbered 209: In lieu of the section number "347", insert: "351".

Amendment numbered 214: In lieu of the section number "352", insert: "354".

Amendment numbered 217: In lieu of the section number "355", insert: "357".

Amendment numbered 218: In lieu of the section number "356", insert: "358".

Amendment numbered 220: In lieu of the section number "358", insert: "359".

Amendment numbered 221: In lieu of the section number "359", insert: "360".

Amendment numbered 224: In lieu of the section number "362", insert: "363".

Amendment numbered 225: In lieu of the section number "363", insert: "364".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 20 and concurred therein with the following amendment:

In lieu of the matter stricken and inserted by said amendment, insert: "\$2,558,000,000, of which \$253,000,000 shall be available only to the extent transferred from the Department of Defense."

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 27 and concurred therein with the following amendment:

In lieu of the sum proposed by said amendment, insert: "\$56,565,000".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 28 and concurred therein with the following amendment:

In lieu of the sum proposed by said amendment, insert: "\$123,685,000".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 33 and concurred therein with the following amendment:

In lieu of the matter stricken and inserted by said amendment, insert: "\$73,000,000, of which \$50,000,000 shall be available only to the extent transferred from the Department of Defense".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 34 and concurred therein with the following amendment:

In lieu of the sum proposed by said amendment, insert: "\$27,815,000".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 44 and concurred therein with the following amendment:

In lieu of the sum proposed by said amendment, insert: "\$2,350,000,000".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 45 and concurred therein with the following amendment:

In lieu of the sum proposed by said amendment, insert: "\$2,159,000,000".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 58 and concurred therein with the following amendment:

In lieu of the sum proposed by said amendment, insert: "\$15,326,750,000".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 62 and concurred therein with the following amendment:

Restore the matter stricken by said amendment, amended to read as follows:

"BALTIMORE-WASHINGTON PARKWAY

"For necessary expenses, not otherwise provided, to carry out the provisions of the Federal-Aid Highway Act of 1970 and section 1069 of Public Law 102-240 for the Baltimore-Washington Parkway, to remain available until expended, \$15,000,000."

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 80 and concurred therein with the following amendment:

Restore the matter stricken by said amendment, amended to read as follows:

"OPERATIONS AND RESEARCH

"For expenses necessary to discharge the functions of the Secretary with respect to traffic and highway safety under the Motor Vehicle Information and Cost Savings Act (Public Law 92-513, as amended) and the National Traffic and Motor Vehicle Safety Act, \$82,080,000, to remain available until September 30, 1995: *Provided*, That the Secretary of Transportation shall not permit transfer of title of the national advanced driving simulator from the Government of the United States: *Provided further*, That no provision under this head shall be interpreted in a manner which would affect the site selection for the national advanced driving simulator."

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 90 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert: "*Provided further*, That the unexpended balances available for drunk driving prevention programs under 23 U.S.C. 410 shall be available for alcohol-impaired driving countermeasures programs under 23 U.S.C. 410, as amended by Public Law 102-240 and this Act, except for amounts necessary for the State of New Mexico to continue its drunk driving prevention program under 23 U.S.C. 410 as in effect before the date of enactment of Public Law 102-240".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 92 and concurred therein with the following amendment:

In lieu of the sum proposed by said amendment, insert: "\$17,152,000".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 99 and concurred therein with the following amendment:

In lieu of the sum proposed by said amendment, insert: "\$25,205,000".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 100 and concurred therein with the following amendment:

Restore the matter stricken by said amendment, amended as follows: In lieu of the sum stricken by said amendment, insert: "\$650,000".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 149 and concurred therein with the following amendment:

In lieu of the sum named in said amendment, insert: "\$4,500,000".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 151 and concurred therein with the following amendment:

In lieu of the sum named in said amendment, insert "\$25,500,000".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 156 and concurred therein with the following amendment:

In lieu of the sum named in said amendment, insert: "\$12,650,000".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 157 and concurred therein with the following amendment:

Delete the words: "on a monthly basis".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 158 and concurred therein with the following amendment:

In lieu of the first sum named in said amendment, insert: "\$880,000".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 160 and concurred therein with the following amendment:

In lieu of the first sum named in said amendment, insert: "\$5,886,000".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 162 and concurred therein with the following amendment:

In lieu of the second sum named in said amendment, insert: "\$10,300,000".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 165 and concurred therein with the following amendment:

In lieu of the matter stricken and inserted by said amendment insert: "\$38,000,000: *Provided*, That not more than \$1,000,000 of the funds made available under this head shall be available for implementation of Public Law 101-567".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 167 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert the following: "*Provided*

*further*, That notwithstanding any other provision of law, the Secretary of State shall communicate to the Government of Panama, within three months of the enactment of this section, the dissatisfaction of the Government of the United States concerning inadequate compliance by Panama with the enforcement provisions of Annex V of the International Convention for the Prevention of Pollution from Ships (MARPOL 73/78), and the Secretary of State and the Secretary of Transportation, in consultation with the Commandant of the Coast Guard, shall further provide no later than March 15, 1993, a written report to the Congress describing and assessing (1) the actions taken by the Government of Panama since August 1, 1992, to investigate and, where appropriate, penalize Panamanian flag ships which have been reported by other nations to have violated the provisions of Annex v of MARPOL 73/78, (2) any efforts taken by the Government of Panama to ensure improved compliance with the provisions of Annex V of MARPOL 73/78 on the part of Panamanian flag ships, and (3) the actions by the Government of the United States in the implementation of its new enforcement policy for Annex V of MARPOL 73/78, including penalty actions taken against foreign flag vessels by the Coast Guard for violations by those vessels occurring within the exclusive economic zone of the United States".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 172 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert the following: ", not more than \$2,400,000 for section 6015 of Public Law 102-240, and not more than \$750,000 for section 5002 of Public Law 102-240".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 174 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert the following: ", and notwithstanding any other provision of law, not distribute \$7,500,000 of the obligation limitation established by this Act for Federal-aid highways and highway safety construction: *Provided*, That such undistributed obligation limitation shall be available for administrative costs and allocation to States under section 1302(d) of the Symms National Recreational Trails Act of 1991: *Provided further*, That amounts for section 1081 of Public Law 102-240, section 5002 of Public Law 102-240, section 6015 of Public Law 102-240, and section 1302(d) of the Symms National Recreational Trails Act of 1991 shall be deemed necessary for administration under section 104(a) of title 23, United States Code".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 185 and concurred therein with the following amendment:

In lieu of the matter stricken and inserted by said amendment, insert the following:

SEC. 330. None of the funds in this Act shall be available for the planning or implementation of any change in the current Federal status of the Federal Aviation Administration's flight service stations at Red Bluff Airport in Red Bluff, California, Tri-City Airport in Bristol, Tennessee, and Bert Mooney Airport in Butte, Montana.

SEC. 331. Notwithstanding any other provision of law, the Federal Aviation Administration has the authority to enter into grants with the City of Kissimmee, Florida;

the Douglas County Port Authority and the Chelan County Port Authority, Washington; and the Jackson-Madison County Airport Authority, Tennessee, to assist in the construction of non-Federal air traffic control towers: Provided, That funds for such towers shall be derived from the unobligated balances of the "Facilities and Equipment" account of the Federal Aviation Administration.

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 186 and concurred therein with the following amendment:

In lieu of the matter stricken and inserted by said amendment, insert the following:

SEC. 332. Section 1064(e) of Public law 102-240 is amended by adding: "For further purposes of this section, the access road from Interstate Business Route 75 to the Sugar Island Ferry Service in Chippewa County, Michigan, and the access road from United States Route 31 to the Beaver Island Ferry Service in Charlevoix County, Michigan, shall be treated as principal arterials."

SEC. 333. Notwithstanding any other provision of law, funds provided in this or subsequent Acts for necessary expenses to carry out the provisions of section 1069 of Public law 102-240 are to remain available until expended.

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 194 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert the following:

SEC. 337. None of the funds provided in this Act or prior Appropriations Acts for Coast Guard Acquisition, Construction, and Improvements shall be available after the fifteenth day of any quarter of any fiscal year beginning after December 31, 1992, unless the Commandant of the Coast Guard first submits a quarterly report to the House and Senate Appropriations Committees on all major Coast Guard acquisition projects including projects executed for the Coast Guard by the United States Navy and vessel traffic service projects: *Provided*, That such reports shall include an acquisition schedule, estimated current and future year funding requirements, and a schedule of anticipated obligations and outlays for each major acquisition project: *Provided further*, That such reports shall rate on a relative scale the cost risk, schedule risk, and technical risk associated with each acquisition project and include a table detailing unobligated balances to date and anticipated unobligated balances at the close of the fiscal year and the close of the following fiscal year should the Administration's pending budget request for the acquisition, construction, and improvements account be fully funded: *Provided further*, That such reports shall also provide abbreviated information on the status of shore facility construction and renovation projects: *Provided further*, That all information submitted in such reports shall be current as of the last day of the preceding quarter.

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 196 and concurred therein with the following amendments:

In lieu of the section number "334", insert: "339" and in lieu of the sum \$12,000,000", insert: "\$9,600,000".

On motion of Mr. LEHMAN of Florida, the House receded from its dis-

agreement to the amendment of the Senate numbered 198 and concurred therein with the following amendments:

In lieu of the section number "336", insert: "341" and in lieu of the words "National Highway" in both instances, insert: "Dwight D. Eisenhower".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 205 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert:

SEC. 347. Notwithstanding any other provision of law, any unspent balance of funds previously earmarked for the Long Island Expressway Fourth Lane project shall be applied instead to the Robert Moses Causeway rehabilitation project and to the Loop Parkway Bridge rehabilitation project.

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 206 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert:

SEC. 348. (a) DENIAL AND REVOCATION.—Chapter 121 of title 46, United States Code, is amended by adding at the end the following new section:

**"§12123. Denial and revocation of endorsements**

"The Secretary of Transportation is authorized to deny the issuance or renewal of a trade or recreational endorsement on a certificate of documentation issued under this chapter and to revoke such endorsement if that vessel's owner has not paid an assessment of a civil penalty after final agency action for a violation of law for which an assessment has been made by the Secretary."

(b) LIMITATIONS ON VESSEL OPERATIONS.—Section 12110(c) of title 46, United States Code, is amended by striking all of the first sentence through the first comma and inserting in lieu thereof the following: "When a vessel is operated after the Secretary has denied issuance or renewal of an endorsement or revoked the endorsement under section 12123 of this title and before the endorsement is reinstated, or is employed in a trade for which an endorsement is required, without a certificate of documentation with an appropriate endorsement for that trade."

(c) TECHNICAL AMENDMENTS.—(1) Section 12103(a) of title 46, United States Code, is amended by striking "On" and inserting in lieu thereof "Except as provided in section 12123 of this title, on".

(2) The analysis for chapter 121 of title 46, United States Code, is amended by adding at the end the following new item:

"12123. Denial and revocation of endorsements."

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 210 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert:

"SEC. 352. Notwithstanding any other provision of law, none of the funds in this Act or previous Acts shall be used for the widening of U.S. Highway 93 between Somers and Whitefish, Montana, until the Federal Highway Administration has completed a feasibility study of design alternatives: *Provided*, That such study shall be completed by September 30, 1993, and shall be conducted in

consultation with the Montana Department of Transportation and local authorities in Flathead County, Montana: *Provided further*, That such study shall address the cost, safety, aesthetics, and land use planning impacts of each design alternative: *Provided further*, That the federal share of funding for such study shall be 100 percent of the cost of such study.

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 212 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert:

SEC. 353. Section 345 of the Department of Transportation and Related Agencies Appropriations Act, 1992, is amended by adding at the end thereof the following:

"(d)(1) In addition to its functions under subsection (b), the Metropolitan New York Aircraft Noise Mitigation Committee shall review aircraft noise complaints within the airspace over the States of New York and Connecticut lying within a 110-nautical-mile radius of La Guardia Airport, and advise the Administrator with regard to aircraft noise mitigation within such radius, and the locations and boundaries of noise impact areas defined by such complaints. The Committee shall obtain the participation of citizens, community associations, and other public organizations concerned with aircraft noise in carrying out the functions of the Committee under this section.

"(2) The Administrator, from time to time, shall consult with the Committee regarding aircraft noise mitigation and such aircraft noise complaints. The Committee shall make recommendations to the Administrator regarding such aircraft noise mitigation and complaints.

"(3) Any vacancy in a position on the Committee shall be filled in the same manner as the original appointment to that position.

"(4) The Chairman of the Committee may procure temporary and intermittent services under section 3109(b) of title 5, United States Code, at rate for individuals which do not exceed the daily equivalent of the annual rate of basic pay prescribed for level V of the Executive Schedule under section 5316 of such title.

"(5) Costs and other expenses not to exceed \$100,000 incurred by the Committee in carrying out its functions under this section shall be paid from appropriations to the Department of Transportation for administrative expenses.

"(6) The Metropolitan New York Aircraft Noise Mitigation Committee shall be permanent."

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 215 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert the following:

SEC. 355. The Motor Vehicle Information and Cost Savings Act is amended by adding at the end of title II thereof the following:

"SEC. 210. Labeling Requirements for Automobiles

"(a) SHORT TITLE.—This section may be cited as the "American Automobile Labeling Act"

"(b) LABEL REQUIREMENT.—(1) Each manufacturer of a new passenger motor vehicle distributed in commerce for sale in the United States shall annually establish for each model year and cause to be affixed, and each dealer shall cause to be maintained, on each such vehicle manufactured on or after October 1, 1994, in a prominent place, one or more labels—

“(A) indicating the percentage (by value) of passenger motor vehicle equipment installed on such vehicle within a carline which originated in the United States and Canada to be identified with the words “U.S./Canadian content”;

“(B) indicating the final assembly point by city, State (where appropriate), and country of such automobile;

“(C) in the case of any country (other than the United States and Canada) in which 15 percent or more (by value) of equipment installed on passenger motor vehicles within a carline originated, indicating the names of at least the 2 countries in which the greatest amount (by value) of such equipment originated and the percentage (by value) of the equipment originating in each such country;

“(D) indicating the country of origin of the engine for each passenger motor vehicle; and

“(E) indicating the country of origin of the transmission for each passenger motor vehicle;

“(2) The percentages required to be indicated by this section may be rounded to the nearest 5 percent by the manufacturers. Such percentage shall be established at the beginning of each model year for such carline and shall be applicable to that carline for the entire model year.

“(3) The disclosure requirement of subparagraph (1)(B) of this section supersedes the disclosure requirement of section 3(b) of the Automobile Information Disclosure Act (15 U.S.C. 1232(b)). A manufacturer who indicates the final assembly point as required by this section shall be deemed to have satisfied the disclosure requirement imposed by section 3(b) of the Automobile Information Disclosure Act.

“(c) FORM AND CONTENT OF LABEL.—The form and content of the label required under subsection (b), and the manner and location in which such label shall be affixed, shall be prescribed by the Secretary by rule. The Secretary shall permit a manufacturer to comply with this section by allowing such manufacturer to disclose the information required under this section on the label required by section 3 of the Automobile Information Disclosure Act (15 U.S.C. 1232), on the label required by section 506 of the Motor Vehicle Information and Cost Savings Act (15 U.S.C. 2006), or on a readily visible separate label.

“(d) REGULATIONS.—The Secretary, in consultation with the Secretary of Commerce and the Secretary of the Treasury, shall promulgate such regulations as may be necessary to carry out this section, including regulations to establish a procedure to verify the labeling information required by this section. Such regulations shall provide to the ultimate purchaser of a new passenger motor vehicle the best and most understandable information possible about the foreign and U.S./Canada origin of the equipment of such vehicles without imposing costly and unnecessary burdens on the manufacturers. The regulations shall be promulgated promptly after the enactment of this section in order to provide adequate lead time for all manufacturers to comply with this section. The regulations shall include provisions applicable to outside and allied suppliers to require such suppliers to certify whether a component provided by such suppliers is U.S./Canada or foreign and to provide such other information as may be necessary, as determined by the Secretary, to enable the manufacturer to reasonably comply with the provisions of this section and to reply on such certification and information. The regulations applicable to all suppliers shall be enforceable as a regulation of the Secretary under the appropriate provisions of this Act.

“(e) VIOLATIONS AND PENALTIES.—Any manufacturer of automobiles distributed in commerce for sale in the United States who willfully fails to affix to any new automobile

so manufactured or imported by him for sale in the United States the label required by this section, or any dealer who fails to maintain such label as required by this section, shall be fined not more than \$1,000. Such failure with respect to each automobile shall constitute a separate offense.

“(f) DEFINITIONS.—For purposes of this section—

“(1) The term “manufacturer” means any person engaged in the manufacturing or assembling of new automobiles, including any person importing new automobiles, including any person importing new automobiles for resale and any person who acts for and is under the control of such manufacturer, assembler, or importer in connection with the distribution of new automobiles.

“(2) The term “person” means an individual, partnership, corporation, business trust, or any organized group of persons.

“(3) The term “passenger motor vehicle” has the meaning provided in section 2(1) of this Act, except that it shall include any multipurpose vehicle and light duty truck that is rated at 8,500 pounds gross vehicle weight or less.

“(4) The term “passenger motor vehicle equipment” means any system, subassembly, or component received at the final vehicle assembly point for installation on, or attachment to, such vehicle at the time of its initial shipment by the manufacturer to a dealer for sale to an ultimate purchaser. The term “component” shall not include minor parts, such as attachment hardware (nuts, bolts, clips, screws, pins, braces, etc.) and such other similar items as the Secretary, in consultation with manufactures and labor, may prescribe by rule.

“(5) The terms “originated in the United States and Canada”, “U.S./Canadian”, and “of U.S./Canadian origin”, in referring to automobile equipment, mean:

“(A) for outside suppliers, the purchase price of automobile equipment which contains at least 70 percent value added in the United States and Canada; and

“(B) for allied suppliers, the manufacturer shall determine the foreign content of any passenger motor vehicle equipment supplied by the allied supplier by adding up the purchase price of all foreign material purchased from outside suppliers that comprise the individual passenger motor vehicle equipment and subtracting such purchase price from the total purchase price of such equipment. Determination of foreign or U.S./Canadian origin from outside suppliers will be consistent with subparagraph (A).

“(6) The term “new passenger motor vehicle” means a passenger motor vehicle the equitable or legal title to which has never been transferred by a manufacturer, distributor, or dealer to an ultimate purchaser.

“(7) The term “dealer” means any person or resident located in the United States, including any territory of the United States, or the District of Columbia, engaged in the sale or the distribution of new automobiles to the ultimate purchaser.

“(8) The term “Secretary” means the Secretary of Transportation.

“(9) The term “State” includes each of the several States, the District of Columbia, the Commonwealth of Puerto Rico, Guam, the Virgin Islands, the Canal Zone, and American Samoa.

“(10) (A) The term “value added in the United States and Canada” means a percentage derived as follows: “Value Added equals the total purchase price, minus total purchase price of foreign content, divided by the total purchase price.

“Costs incurred or profits made at the final vehicle assembly point and beyond (i.e., advertising, assembly, labor, interest payments, profits, etc.) shall not be included in such calculation.

“(B) In determining the origin and value added of engines and transmissions, the following groupings will be used:

(1) Engines of same displacement produced at the same plant.

(2) Transmissions of the same type produced at the same plant.

“(11) The term “carline” means a name denoting a group of vehicles which has a degree of commonality in construction (e.g., body, chassis). Carline does not consider any level of decor of opulence and is not generally distinguished by such characteristics as roof line, number of doors, seats, or windows, except for light duty trucks. Light duty trucks are considered to be different carlines than passenger cars.

“(12) The term “country of origin”, in referring to the origin of an engine or transmission, means the country in which 50 percent or more of the dollar value added of an engine or transmission originated. If no country accounts for 50 percent or more of the dollar value, then the country of origin is the country from which the largest share of the value added originated. The estimate of the percentage of the dollar value shall be based upon the purchase price of direct materials as received at individual engine or transmission plants of engines of the same displacement and transmissions of the same transmission type. For the purpose of determining the country of origin for engines and transmissions, the United States and Canada shall be treated separately.

“(13) When used in reference to passenger motor vehicle equipment which is of U.S./Canadian origin, the term “percentage (by value)” means the resulting percentage when the percentage (by value) of such equipment not of U.S./Canadian origin that will be installed or included on such vehicles produced within a carline is subtracted from 100 percent. Value shall be expressed in terms of purchase price. For both outside suppliers and allied suppliers the value used shall be the purchase price of the passenger motor vehicle equipment as paid at the final assembly point.

“(14) The term “final assembly” point shall mean the plant, factory, or other place at which a new passenger motor vehicle is produced or assembled by a manufacturer and from which such vehicle is delivered to a dealer or importer in such a condition that all component parts necessary to the mechanical operation of such automobile are included with such vehicle whether or not such component parts are permanently installed in or on such vehicle.

“(15) The term “allied supplier” means a supplier of passenger motor vehicle equipment that is wholly owned by the manufacturer, or in the case of a joint venture vehicle assembly arrangement, any supplier that is wholly owned by one member of the joint venture arrangement.

“(16) The terms “foreign” or “foreign content” means passenger motor vehicle equipment not determined to be U.S./Canadian origin.

“(17) The term “outside supplier” means a supplier of passenger motor vehicle equipment to a manufacturer’s allied supplier or anyone other than an allied supplier who ships directly to the manufacturer’s final assembly point.

“(g) EFFECT ON STATE LAW.—(1) Whenever a content labeling requirement established under this section is in effect, no state or political subdivision of a State shall have the authority to adopt or enforce any law or regulation relating to the content of vehicles covered by such Federal requirement.

“(2) Nothing in this section shall be construed to prevent any State or political subdivision thereof from establishing requirements with respect to content of automobiles procured for its own use.”

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 216 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert the following:

SEC. 356. Notwithstanding the provisions of any other law, rule, or regulation, the Secretary of Transportation is authorized to allow the issuer of any preferred stock heretofore sold to the Department to redeem or repurchase such stock upon the payment to the Department of an amount determined by the Secretary.

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 222 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert:

SEC. 361. Notwithstanding any other provision of law, the Secretary of Transportation shall waive the State matching share for the construction of any portion of an international road project located outside of the borders of any State of the United States for which funds are earmarked in the Intermodal Surface Transportation Efficiency Act of 1991 or in the Department of Transportation and Related Agencies Appropriations Act, 1992.

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 223 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert the following:

**SEC. 362. COLLEGIATE TRAINING INITIATIVE.**

(a) The Administrator of the Federal Aviation Administration may hereafter continue the Collegiate Training Initiative program, by entering into new agreements, and by maintaining existing agreements, with post-secondary educational institutions, as defined by the Administrator, whereby such institutions prepare students for the position of air traffic controller with the Department of Transportation, as defined in section 2109 of title 5, United States Code.

(b) The Administrator may establish standards for the entry of institutions into such program and for their continued participation in it.

(c) The Administrator may appoint persons who have successfully completed a course of training in such program to the position of air traffic controller noncompetitively in the excepted service, as defined in section 2103, of title 5, United States Code. Persons so appointed shall serve at the pleasure of the Administrator, subject to section 7511, of title 5, United States Code (pertaining to adverse actions). However, an appointment under this subsection may be converted from one in the excepted service to a career conditional or career appointment in the competitive civil service, as defined in section 2102, of title 5, United States Code, when the incumbent achieves full performance level air traffic controller status, as determined by the Administrator. The authority conferred by this subsection to make new appointments in the excepted service shall expire at the end of five years from the date of enactment of this Act, except that the Administrator may determine to extend such authority for one or more successive one-year periods thereafter.

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 226 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert:

SEC. 365. Notwithstanding any other provision of law, the Coast Guard shall utilize \$2,000,000 in funds provided for "Research, development, test, and evaluation" in this Act or in previous appropriations Acts to enter into a grant agreement with the International Oceanographic Foundation, Inc. for the purpose of establishing the South Florida oil spill research center.

SEC. 366. Notwithstanding any other provision of law, the Federal Aviation Administration is required to remedy any existing contamination problems related to asbestos and PCBs at its Sayville facility and to remove the facility prior to the transfer of associated lands to the U.S. Fish and Wildlife Service.

SEC. 367. Notwithstanding any other provision of law, the Secretary of Transportation shall make available \$4,100,000 in fiscal year 1993 from section 1105(f)(16) of Public Law 102-240 to section 1108(b)(25) of Public Law 102-240.

SEC. 368. Notwithstanding any other provision of law, section 1105(e)(2) of Public Law 102-240 is amended by adding at the end the following new sentence: "A study may be conducted under this subsection to determine the feasibility of constructing a more direct limited access highway between Peoria and Chicago, Illinois."

SEC. 369. Notwithstanding any other provision of law, section 1108(b)(17) of Public Law 102-240 is amended by striking the current project description and inserting, "Conduct environmental studies, preliminary engineering, and construction for the Las Vegas beltway, including those portions linking McCarran International Airport and I-15."

SEC. 370. Notwithstanding any other provision of law, in selecting projects to be carried out with funds apportioned to it under section 104 of title 23, United States Code, the State of Illinois shall give priority consideration to reconstruction of Meridian and Glen Crossing Roads in Madison County, Illinois.

SEC. 371. Notwithstanding any other provision of law, section 1105(g) of Public Law 102-240 is amended by adding a new paragraph (9) to read as follows: "(9) The States of South Dakota and Nebraska may, at their discretion, utilize funds allocated to them for the project described in section 1105(f)(17) of this Act to support the Nebraska/South Dakota feasibility study described in section 1105(f)(7) and may also utilize funds allocated for that study for the project described in section 1105(f)(17)."

SEC. 372. Notwithstanding any other provision of law, the Federal Railroad Administration, in its oversight of railroad employees' duty hours, shall presume to be lawful the Long Island Railroad's current practice of considering as commuting time the travel time of an employee to any reporting point, regardless of whether the employee has more than one reporting point.

SEC. 373. Notwithstanding any other provision of law, section 1069(t) of Public Law 102-240 is amended by striking the period in the last line, inserting a comma, and adding: "and funds provided pursuant to this provision shall not be subject to any limitation on obligations for federal-aid highways and highway safety construction programs."

SEC. 374. Notwithstanding any other provision of law, and except for fixed guideway modernization projects, funds made available by this Act under "Federal Transit Administration, Discretionary Grants" for projects specified in this Act or identified in reports accompanying this Act not obligated by September 30, 1995, shall be made available for other projects under section 3 of the Federal Transit Act, as amended.

SEC. 375. Notwithstanding any other provision of law, the Secretary is directed to

wave the non-federal share for NASA Road 1 near Houston, Texas.

SEC. 376. Notwithstanding any other provision of law or regulation, before July 1, 1993, no lanes on any highway located on federally owned land, whether subject to easement or otherwise, may be restricted to high occupancy vehicles if those lanes have been constructed or maintained through the use of toll receipts.

SEC. 377. TREATMENT OF CERTAIN BUS REVENUE MILEAGE.—For purposes of the apportionment of funds under section 9 of the Federal Transit Act for fiscal year 1993, the total bus revenue vehicle miles provided by the Duke Power Company in the year ending June 30, 1990, shall be treated as having been provided by the City of Durham, North Carolina.

SEC. 378. Notwithstanding any other provision of law, section 1104(b)(17) of Public Law 102-240 is amended by striking the project description and inserting: "Study and construction of a bicycle system to serve as an alternative form of commuter transportation, to reduce air pollution, and to enhance recreation".

SEC. 379. Notwithstanding any other provision of law, section 1106(a)(2)(69) of Public Law 102-240 is amended by adding to the project description the following: "plan, design, and construct related, adjacent, or interlocking facilities, preserve any related historical remnants, and acquire the necessary lands or interests in lands for such facilities".

SEC. 380. CONGESTION MITIGATION AND AIR QUALITY IMPROVEMENT PROGRAM.—Section 149(b) of title 23, United States Code, is amended by adding at the end the following new sentence: "In areas of a State which are nonattainment for ozone or carbon monoxide, or both, and for PM-10 resulting from transportation activities, the State may obligate such funds for any project or program under paragraph (1) or (2) without regard to any limitation of the Department of Transportation relating to the type of ambient air quality standard such project or program addresses."

SEC. 381. BALTIMORE-WASHINGTON TRANSPORTATION IMPROVEMENTS PROGRAM.—Section 3035(nn)(2) of Public Law 102-240 is amended—(1) by striking "Waldorf" and inserting "mass transportation improvements to the Waldorf area"; and (2) by adding after the first sentence the following new sentence: "The transit improvements in the corridor from the Waldorf area to the Washington, D.C. area shall be based on the locally preferred alternatives that result from the Southern Maryland Mass Transportation Alternatives Study of the Tri-County Council for Southern Maryland and shall include any additional work needed on that study, detailed planning and engineering to be carried out by the Maryland Department of Transportation in conjunction with the Tri-County Council, advanced land acquisition in the transit corridor, and implementation of interim and long-range transit improvements in the transit corridor."

SEC. 382. Section 3035(ccc) of Public Law 102-240 is amended by striking "the municipality of metropolitan Seattle, Washington" and inserting: "a qualified local sponsor".

On page 66, line 4 of the House engrossed bill, H.R. 5518, delete "Sec.";

On page 66, beginning on line 4, of the House engrossed bill, H.R. 5518, delete ". (a) Title VI of the Federal Aviation Act of 1958 (49 U.S.C. App. 1421-1433) is amended by adding at the end the following new section:"

On motion of Mr. LEHMAN of Florida, the House receded from its dis-

agreement to the amendment of the Senate numbered 227 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert:

TITLE IV—HIGHWAY TECHNICAL CORRECTIONS

SEC. 401. Section 1107(b) of Public Law 102-240 is amended by striking—

(a) in subsection (167) the project description and inserting in lieu thereof: "Grading and surfacing from U.S. Highway 2 at Michigan southerly to ND Highway 15 at McVillage and on FAS 3220 from ND 1 easterly to the county line.".

(b) in subsection (168) the project description and inserting in lieu thereof: "Widening and surfacing from I-94 north and east through Spiritwood, then north to ND Highway 9, FAS 4718 from ND 20 east to FAS 4745, and FAS 4712 from ND 20 to ND 9."

(c) in subsection (174) the project description and inserting in lieu thereof: "Grading and surfacing of FAS 2750 from U.S. 85 west."

(d) in subsection (178) the project description and inserting in lieu thereof: "Grading and surfacing, starting 3 miles west of ND 28 on FAS 3828, thence one mile west and four miles north and then west to FAS 3809."

(e) in subsection (179) the project description and inserting in lieu thereof: "Grading and surfacing of FAS 3025 and FAS 3020 from ND 49 southeasterly to FAS 3033."

(f) in subsection (183) the project description and inserting in lieu thereof: "For a bypass around the west side of Fort Lincoln State Park from Mandan South."

(g) in subsection (184) the project description and inserting in lieu thereof "Grading and surfacing from U.S. 281 around the access loop roads and parking facilities in the International Peace Garden."

(h) in subsection (185) the project description and inserting in lieu thereof: "Grading and surfacing of FAS 3331 from ND 200A at Hensler southerly to ND 25 and FAS 3304 from FAS 3331 east to FAS 3339 and FAS 3339."

SEC. 402. The Intermodal Surface Transportation Efficiency Act of 1991 is amended by inserting at the end of section 1107 a new subsection to read as follows:

"(i) The State of North Dakota may elect to utilize the total amount of funds authorized for such State under section 1107(b) in any given year for any project or projects in the State of North Dakota as authorized under section 1107."

SEC. 403. The Intermodal Surface Transportation Efficiency Act of 1991 is amended by inserting at the end of section 1107 a new subsection to read as follows:

"(j) Any balance of funds authorized by this section that remains after construction is completed on any project authorized by subsection (b) in North Dakota may be transferred and used to pay the costs of any projects authorized by subsection (b) in North Dakota."

SEC. 404. Delete the first sentence of section 6058(d) of the Intermodal Surface Transportation Efficiency Act of 1991 (Public Law 102-240) and substitute: "The Federal share payable on account of activities carried out under section 6065, as well as operational test activities carried out under this part (other than section 6056) shall not exceed 80 percent of the cost of such activities."

SEC. 405. Section 1106(a)(2) of the Intermodal Surface Transportation Efficiency Act of 1991 is amended in the item numbered 56 by striking "I-55" and inserting "I-59".

SEC. 406. The Secretary of Transportation shall revise the Manual of Uniform Traffic Control Devices to include—

(a) a standard for a minimum level of retroreflectivity that must be maintained

for pavement markings and signs, which shall apply to all roads open to public travel, and

(b) a standard to define the roads that must have a center line or edge lines or both, provided that in setting such standard the Secretary shall consider the functional classification of road, traffic volumes, and the number and width of lanes.

SEC. 407. (a) TECHNICAL CHANGE.—Section 1014(c)(2) of the Intermodal Surface Transportation Efficiency Act of 1991 is amended—

(1) in the heading, by striking "91" and inserting "81"; and

(2) by striking "United States Route 91 from Belleville, Kansas" and inserting "United States Route 81 from Concordia, Kansas."

(b) INNOVATIVE PROJECTS.—The table in subsection (b) of section 1107 of the Intermodal Surface Transportation Efficiency Act of 1991 is amended in the item numbered 154, by striking "7-15 miles Belleville to Concordia" and inserting "from Concordia to the Nebraska border".

(c) EXPENDITURE OF FUNDS.—Section 1014(c) of the Intermodal Surface Transportation Efficiency Act of 1991 is amended by adding at the end the following new paragraphs:

"(4)(A) Except as provided in subparagraph (B), notwithstanding any other provision of law, the amounts made available for the construction of the Hutchinson Bypass between United States Route 50 and Kansas Route 96 in the vicinity of Hutchinson, Kansas, under section 1107(b) shall be expended prior to the expenditure of the amount obligated for such purpose pursuant to paragraph (1) of this subsection.

"(B) If the appropriate official of the State of Kansas determines that in order to carry out to completion the construction project described in paragraph (A), the expenditure of an amount obligated pursuant to paragraph (1) of this subsection is necessary, the State may expend such amount.

(5) Notwithstanding any other provision of law, the amounts allocated to the State of Kansas for fiscal years 1996 through 1997 pursuant to section 160 of title 23, United States Code, and not obligated under this subsection or any other provision of this Act, shall remain available to the State of Kansas to carry and activities eligible for funding under title 23, United States Code."

SEC. 408. HIGHWAY TIMBER BRIDGE RESEARCH AND DEMONSTRATION PROJECT.—Subsection (c)(1) of section 1039 of the Intermodal Surface Transportation Efficiency Act of 1991 (23 U.S.C. 144 note) is amended by striking "on rural Federal-aid highways" and inserting "on public roads".

SEC. 409. PERIOD OF AVAILABILITY.—Section 118(b)(1) of title 23, United States Code, is amended—

(1) in the first sentence by inserting "(other than Massachusetts)" after "in a State"; and

(2) in the last sentence by striking "before" and inserting "after".

SEC. 410. CONSTRUCTION OF FERRY BOATS AND FERRY TERMINAL FACILITIES.—Section 129 of title 23, United States Code, is amended as follows—

(1) in subsection (b) by striking "approved under section 103(b) or (b) of this title as a part of one of the Federal-aid systems" and inserting in lieu thereof "classified as a public road"; and

(2) by amending subsection (c)(2) to read as follows—"(2) The operation of the ferry shall be on a route classified as a public road within the State and which has not been designated as a route on the Interstate System. Projects under this subsection may be eligible for both ferry boats carrying cars and passengers and ferry boats carrying passengers only."

SEC. 411. Section 1069(y) of the Intermodal Surface Transportation Efficiency Act of

1991, is amended by adding at the end of the last sentence: "Funds provided to carry out the provisions of this section are to remain available until expended."

SEC. 412. NONDISCRIMINATION.—Section 140(b) of title 23, United States Code, is amended in the last sentence by striking "1/4 of 1 percent" and inserting "1/2 of 1 percent".

SEC. 413. HELL GATE BRIDGE.—Notwithstanding any other provision of law, the Hell Gate Viaduct shall be considered a federally-owned bridge solely for the purposes of determining the Federal share under section 1021(d) of Public Law 102-240 as regards the project to upgrade, repair and paint the Hell Gate Viaduct authorized by section 1107 of Public Law 102-240.

SEC. 414. Notwithstanding any other provision of law, the funds provided for projects in Idaho by sections 1104 and 1107 of the Intermodal Surface Transportation Efficiency Act of 1991, Public Law 102-240, may be obligated for any such periods.

SEC. 415. Notwithstanding any other provisions of law, the State of Nevada may elect to utilize the total amount of funds authorized for such State under sections 1104(b), 1105(f), 1107(b), and 1108(b) of the Intermodal Surface Transportation Efficiency Act of 1991, Public Law 102-240 within any given fiscal year for any project or projects in the State of Nevada as authorized under said sections.

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 228 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert:

SEC. 416. Notwithstanding any other provision of law, the funds provided for projects in Minnesota by sections 1103, 1105, 1106, 1107, and 1108 of Public Law 102-240 may be obligated for any such projects: *Provided*, That the total amount of any project shall not be reduced.

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 230 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert:

TITLE V  
TRANSIT TECHNICAL CORRECTIONS

SEC. 501. Section 3012 of Public Law 102-240 is amended by adding at the end of section 8(h)(4) the following sentence: "Any transit project that has an approved draft Environmental Impact Statement would be exempt from complying with highway National Environmental Policy Act requirements."

SEC. 502. MATCHING SHARE FOR TRANSFERRED FUNDS.—(a) Section 8(k) of the Federal Transit Act is amended by adding at the end: "The provisions of title 23, United States Code, regarding the non-Federal share shall apply to title 23 funds used for transit projects and the provisions of the Federal Transit Act regarding non-Federal share shall apply to Federal Transit Act funds used for highway projects."

(b) Section 134(k) of title 23, United States Code is amended by adding at the end: "The provisions of title 23, United States Code, regarding the non-Federal share shall apply to title 23 funds used for transit projects and the provisions of the Federal Transit Act regarding non-Federal share shall apply to Federal Transit Act funds used for highway projects."

(c) Section 3(h) of the Federal Transit Act is amended by adding a new subparagraph as follows:

"(7) Sums apportioned under this subsection shall be available for obligation for a

period of three years following the close of the fiscal year for which such sums are apportioned. Any amounts so apportioned remaining unobligated at the end of such period shall be reapportioned among urbanized areas eligible under paragraphs (1), (2) and (3) in accordance with the apportionment formula contained in section 3(h) for the succeeding fiscal year."

(d) Section 3 of the Federal Transit Act is amended by adding at the end the following new subsection:

"(n) Funds made available under this section which are deobligated may be used for any purpose under this section."

(e) Section 8(h)(5) of the Federal Transit Act is amended by striking in the first sentence "under this title" and inserting instead: "under title 23, United States Code".

(f) Section 8(i)(4) of the Federal Transit Act is amended by striking "pursuant to this title" and inserting instead: "pursuant to title 23, United States Code".

(g) Section 8(m)(1) of the Federal Transit Act is amended by striking in the first sentence "under this title" and inserting instead "under title 23, United States Code".

(h) Section 8(p) of the Federal Transit Act is amended by adding at the end the following: "Sums apportioned under this subsection shall be available for obligation for a period of three years following the close of the fiscal year for which such sums are apportioned. Any amounts so apportioned remaining unobligated at the end of such period shall be reapportioned among the states for the succeeding fiscal year."

(i) Section 8 of the Federal Transit Act is amended by adding the following new subsection (q):

"(q) The statewide planning and programming requirements of section 135, title 23, United States Code, shall apply to grants made under sections 3, 9, 9B, 16 and 18 of this Act."

(j) Section 12(l)(1)(B) of the Federal Transit Act is amended by striking "regulations" and inserting instead "guidelines".

(k) Section 16(c)(4) of the Federal Transit Act is amended by striking "regulations" and inserting instead "guidelines".

(l) Section 18(c) of the Federal Transit Act is amended by adding at the end the following: "All funds made available under this section may be used for operating assistance, whether derived from the Mass Transit Account of the Highway Trust Fund under section 21(a)(1) or from general fund appropriations authorized under section 21(a)(2)."

(m) Section 21(a)(1) of the Federal Transit Act is amended by inserting after "sections", "8".

(n) Section 21(a)(2) of the Federal Transit Act is amended by inserting after "sections", "8".

(o) Section 21(c) of the Federal Transit Act is amended by striking "subsection 8(p)" and inserting instead "subsection (a)".

(p) Section 21(c)(1) of the Federal Transit Act is amended by striking "8(f)" and inserting instead "8(n)".

(q) Section 21(d)(3) of the Federal Transit Act is amended by striking "1996" and inserting instead "1997".

(r) Section 21(a)(2)(A) of the Federal Transit Act is amended by adding at the end: "Sums apportioned under this subsection shall be available for obligation for a period of three years following the close of the fiscal year for which such sums are apportioned. Any amounts so apportioned remaining unobligated at the end of such period shall be reapportioned among the States for the succeeding fiscal year."

Sec. 503. SPECIAL RULE FOR TRANSPORTATION MANAGEMENT AREAS THAT DO NOT CONTAIN AN URBANIZED AREA OVER 200,000 POPULATION.—(1) Funds attributed to a transportation management area, estab-

lished under section 134 of title 23, United States Code, and not containing an urbanized area over 200,000, under 23 U.S.C. 133(d)(3)(A)(ii), shall be obligated in that transportation management area.

(2) Section 9(m)(1) of the Federal Transit Act (49 U.S.C. App. 1607(a)(m)(1)) is amended by striking in the first sentence "organized areas of 200,000 or more population" and inserting the following: "transportation management areas established under section 8(i)".

On motion of Mr. LEHMAN of Florida, the House receded from its disagreement to the amendment of the Senate numbered 233 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert:

#### TITLE VI—ALCOHOL TRAFFIC SAFETY GRANTS

##### SEC. 601. MAXIMUM PERIOD OF ELIGIBILITY; FEDERAL SHARE FOR GRANTS

Section 410 of title 23, United States Code, is amended—

(1) by striking subsection (g);

(2) by redesignating subsections (c) through (f) as (d) through (g), respectively; and

(3) by inserting immediately after subsection (b) the following new subsection:

"(c) MAXIMUM PERIOD OF ELIGIBILITY; FEDERAL SHARE FOR GRANTS.—No State may receive grants under this section in more than 5 fiscal years beginning after September 30, 1992. The Federal share payable for any grant under this section shall not exceed—

"(1) in the first fiscal year the State receives a grant under this section, 75 percent of the cost of implementing and enforcing in such fiscal year a program adopted by the State pursuant to subsection (a);

"(2) in the second fiscal year the State receives a grant under this section, 50 percent of the cost of implementing and enforcing in such fiscal year such program; and

"(3) in the third, fourth, and fifth fiscal years the State receives a grant under this section, 25 percent of the cost of implementing and enforcing in such fiscal year such program."

##### SEC. 602. BASIC GRANT ELIGIBILITY.

Section 410(d) of title 23, United States Code, as so redesignated by section 601 of this title, is amended—

(1) by striking "4 or more of the following;" and inserting in lieu thereof "5 more of the following;"; and

(2) in subsection (1)(C), by striking "within the time period specified in subparagraph (F)"; and

(3) by adding at the end the following new paragraph:

"(6) Establishment of a mandatory sentence, which shall not be subject to suspension or probation, of (A) imprisonment for not less than 48 consecutive hours, or (B) not less than 10 days of community service, of any person convicted of driving while intoxicated more than once in any 5-year period."

##### SEC. 603. AMOUNT OF GRANTS.

Section 410(e) of title 23, United States Code, as redesignated by section 601 of this title, is amended to read as follows:

"(e) AMOUNT OF BASIC GRANT.—Subject to subsection (c), the amount of a basic grant made under this section for any fiscal year to any State which is eligible for such a grant under subsection (d) shall equal 30 percent of the amount apportioned to such State for fiscal year 1992 under section 402 of this title."

##### SEC. 604. SUPPLEMENTAL GRANTS.

Section 410(f) of title 23, United States Code, as so redesignated by section 601 of this title, is amended by striking "A State

shall be eligible to receive a supplemental grant in a fiscal year of 5 percent of the amount apportioned to the State in the fiscal year under this section" each place it appears and inserting in lieu thereof "Subject to subsection (c), a State shall be eligible to receive a supplemental grant in a fiscal year of 5 percent of the amount apportioned to the State in fiscal year 1992 under section 402 of this title".

##### SEC. 605. ADMINISTRATIVE EXPENSES.

Section 410(g) of title 23, United States Code, as so redesignated by section 601 of this title, is amended by striking ", and the remainder shall be apportioned among the several States".

##### SEC. 606. AUTHORIZATION OF APPROPRIATIONS.

Section 410(j) of title 23, United States Code, is amended to read as follows:

"(j) AUTHORIZATION OF APPROPRIATIONS.—For purposes of carrying out this section, there is authorized to be appropriated out of the Highway Trust Fund (other than the Mass Transit Account) \$25,000,000 for each of fiscal years 1994 through 1997. Amounts made available to carry out this section are authorized to remain available until expended."

##### SEC. 607. EFFECTIVE DATE OF AMENDMENTS; TRANSITION RULES.

(A) EFFECTIVE DATE.—The amendments made by sections 601 through 606 shall take effect October 1, 1992.

(b) STATES ELIGIBLE FOR BASIC GRANTS UNDER SECTION 410 BEFORE DATE OF ENACTMENT.—A State that received a basic grant in fiscal year 1992 under section 410 of title 23, United States Code, as in effect on September 30, 1992, and that continues to meet the criteria for a basic grant, as in effect on September 30, 1992, shall be eligible for a basic grant under such section 410, as amended by this title.

A motion to reconsider the votes whereby the foregoing conference report and motions were agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

#### ¶117.13 PROVIDING FOR THE CONSIDERATION OF H.R. 5192

Mr. MOAKLEY, by direction of the Committee on Rules, called up the following resolution (H. Res. 578):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, 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 the bill (H.R. 5192) to amend title 38, United States Code, to make improvements to veterans health programs. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with clause 8 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 Veterans' Affairs. After general debate the bill shall be considered for amendment under the five-minute rule. In lieu of the amendments recommended by the Committee on Veterans' Affairs now printed in the bill, 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 printed in part 1 of the report of the Committee on Rules accompanying this resolution. The amendment in the nature of a substitute shall be considered as read. Points of order against the amendment in the nature of a substitute for failure to comply

with clause 5(a) of rule XXI are waived. No amendment to the amendment in the nature of a substitute shall be in order except those printed in part 2 of the report of the Committee on Rules. Each amendment may be offered only in the order printed, may be offered only by the named proponent or a designee, shall be considered as read, shall not be subject to amendment except as specified in the report, and shall not be subject to demand for division of the question in the House or in the Committee of the Whole. Any time specified in the report for debate on an amendment shall be equally divided and controlled by the proponent and an opponent. 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 amendment in the nature of a substitute made in order as original text. 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.

When said resolution was considered.

After debate,

On motion of Mr. MOAKLEY, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶117.14 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had passed without amendment bills of the House of the following titles:

H.R. 4178. An Act to amend the Public Health Service Act to provide for a program to carry out research on the drug known as diethylstilbestrol, to educate health professionals and the public on the drug and to provide for certain longitudinal studies regarding individuals who have been exposed to the drug.

H.R. 5673. An Act to amend the Public Health Service Act to revise and extend the programs of the Agency for Health Care Policy and Research.

The message also announced that the Senate had passed with amendments in which the concurrence of the House is requested, bills of the House of the following titles:

H.R. 4996. An Act to extend the authorities of the Overseas Private Investment Corporation, and for other purposes.

H.R. 5013. An Act to promote the conservation of wild exotic birds, to provide for the Great Lakes Fish and Wildlife Tissue Bank, to reauthorize the Fish and Wildlife Conservation Act of 1980, to reauthorize the African Elephant Conservation Act, and for other purposes.

H.R. 5258. An Act to provide for the withdrawal of most favored nation status from the Federal Republic of Yugoslavia and to provide for the restoration of such status if certain conditions are fulfilled.

H.R. 5368. An Act making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1993, and for other purposes.

The message also announced that the Senate insisted upon its amendments

to the bill (H.R. 4996) "An Act to extend the authorities of the Overseas Private Investment Corporation, and for other purposes," requested a conference with the House on the disagreeing votes of the two Houses thereon, and appointed Mr. PELL, Mr. BIDEN, Mr. SARBANES, Mr. HELMS, and Mr. MCCONNELL, to be the conferees on the part of the Senate.

The message also announced that the Senate insisted upon its amendments to the bill (H.R. 5368) "An Act making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1993, and for other purposes," requested a conference with the House on the disagreeing votes of the two Houses thereon, and appointed Mr. LEAHY, Mr. INOUE, Mr. JOHNSTON, Mr. DECONCINI, Mr. HARKIN, Ms. MIKULSKI, Mr. BYRD, Mr. KASTEN, Mr. HATFIELD, Mr. D'AMATO, Mr. RUDMAN, Mr. SPECTER, Mr. NICKLES, and Mr. STEVENS to be the conferees on the part of the Senate.

The message also announced that pursuant to the provisions in House Concurrent Resolution 192, 102d Congress, second session, the chair, on behalf of the Republican Leader, announced the appointment of Mr. DOMENICI, vice chairman; Mrs. KASSEBAUM; Mr. LOTT; Mr. STEVENS; Mr. COHEN; and Mr. LUGAR; to the Joint Committee on the Organization of Congress.

The message also announced that the Senate had passed bills of the following titles, in which the concurrence of the House is requested:

S. 1675. An Act to amend title 49, United States Code, regarding the collection of certain payments for shipments via motor common carriers of property and nonhousehold goods freight forwarders, and for other purposes.

S. 2679. An Act to promote the recovery of Hawaii tropical forests, and for other purposes.

#### ¶117.15 PERMISSION TO FILE CONFERENCE REPORT

On motion of Mr. MONTGOMERY, by unanimous consent, the managers on the part of the House were granted permission until midnight tonight to file a conference report (Rept. No. 102-968) on the bill (H.R. 5006) to authorize appropriations for fiscal year 1993 for military functions of the Department of Defense, to prescribe military personnel levels for fiscal year 1993, and for other purposes; together with a statement thereon, for printing in the Record under the rule.

#### ¶117.16 VETERANS HEALTH CARE AMENDMENTS

The SPEAKER pro tempore, Mr. MAZZOLI, pursuant to House Resolution 578 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 5192) to amend title 38, United States Code, to make improvements to veterans health programs.

The SPEAKER pro tempore, Mr. MAZZOLI, by unanimous consent, des-

ignated Mr. DIXON as Chairman of the Committee of the Whole; and after some time spent therein,

The Committee rose informally to receive a message from the President.

The SPEAKER pro tempore, Mr. TRAFICANT, assumed the Chair.

#### ¶117.17 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. McCathran, one of his secretaries.

The Committee resumed its sitting; and after some further time spent therein,

#### ¶117.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following substitute amendment submitted by Mr. WISE for the amendment submitted by Mr. PENNY:

Amendment submitted by Mr. PENNY:

Amend section 7 to read

#### SEC. 7. USE OF TOBACCO PRODUCTS IN DEPARTMENT FACILITIES.

(a) POLICY.—The smoking policies implemented by the Secretary of Veterans Affairs for Department of Veterans Affairs health-care facilities shall be based on current scientific evidence and public health practices recognizing the risks of smoking to smokers and nonsmokers alike.

(b) IMPLEMENTATION OF POLICY.—The Secretary of Veterans Affairs, in implementing a policy to prohibit or restrict smoking in the health-care facilities of the Department of Veterans Affairs, shall seek to ensure (consistent with accepted health goals) that patients in such facilities who wish to use tobacco products are accommodated to the degree practicable in areas that are convenient to the facility, taking into account climatic conditions, patient comfort, protection of nonsmokers, and allowing reasonable access for the patient.

Substitute amendment submitted by Mr. WISE:

In lieu of the matter proposed by the amendment offered by Representative PENNY or Representative DURBIN, amend section 7 to read as follows:

#### SEC. 7. USE OF TOBACCO PRODUCTS IN DEPARTMENT FACILITIES.

(a) IN GENERAL.—Each veteran who is a patient or resident in a facility of the Department of Veterans Affairs shall have the right (consistent with medical requirements and limitations) to use tobacco products.

(b) IMPLEMENTATION.—In order to implement this section, the Secretary of Veterans Affairs shall ensure that (consistent with medical requirements and limitations) each facility of the Department shall maintain a suitable indoor patient smoking area and provide access to that area for patients or residents who desire to use tobacco products.

(c) APPLICABILITY.—This section applies with respect to the Department of Veterans Affairs medical centers, nursing homes, and domiciliaries.

(d) REPORT TO CONGRESS.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Veterans Affairs shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report on the implementation of this section, including a description of the steps taken at each facility of the Department to achieve compliance.

It was decided in the affirmative { Yeas ..... 338  
Nays ..... 71

1117.19 [Roll No. 450]  
AYES—338

Ackerman	Fields	McCollum
Allard	Fish	McDade
Allen	Flake	McEwen
Anderson	Foglietta	McGrath
Andrews (ME)	Ford (MI)	McHugh
Andrews (NJ)	Ford (TN)	McMillan (NC)
Anunzio	Frank (MA)	McMillen (MD)
Anthony	Franks (CT)	McNulty
Archer	Frost	Meyers
Armey	Gallegly	Mfume
Aspin	Gallo	Michel
AuCoin	Gaydos	Miller (OH)
Bacchus	Gejdenson	Miller (WA)
Baker	Gekas	Mineta
Ballenger	Gephardt	Mink
Barrett	Gerard	Moakley
Barton	Gilchrest	Molinari
Bateman	Gillmor	Mollohan
Bennett	Gilman	Montgomery
Bentley	Gingrich	Moody
Bereuter	Gonzalez	Moorhead
Berman	Goodling	Moran
Bevill	Gordon	Morrison
Bilbray	Goss	Murphy
Bilirakis	Green	Myers
Blackwell	Guarini	Nagle
Bliley	Gunderson	Natcher
Boehlert	Hall (OH)	Neal (MA)
Boehner	Hall (TX)	Neal (NC)
Bonior	Hamilton	Nichols
Borski	Hammerschmidt	Nowak
Boucher	Hancock	Nussle
Brewster	Harris	Oakar
Brooks	Hastert	Oberstar
Browder	Hatcher	Obey
Bruce	Hayes (IL)	Olin
Bryant	Hayes (LA)	Ortiz
Bunning	Hefley	Owens (NY)
Burton	Hefner	Oxley
Bustamante	Herger	Pallone
Byron	Hertel	Panetta
Callahan	Hoagland	Parker
Camp	Hobson	Pastor
Campbell (CO)	Hochbrueckner	Patterson
Carr	Holloway	Paxon
Chapman	Hopkins	Payne (NJ)
Clay	Horn	Payne (VA)
Clement	Horton	Pease
Clinger	Hoyer	Perkins
Coble	Hubbard	Peterson (FL)
Coleman (MO)	Hughes	Peterson (MN)
Coleman (TX)	Hunter	Petri
Collins (IL)	Hutto	Pickett
Collins (MI)	Inhofe	Pickle
Combest	James	Poshard
Condit	Jefferson	Price
Conyers	Jenkins	Quillen
Cooper	Johnson (SD)	Rahall
Costello	Johnson (TX)	Ramstad
Coughlin	Jones	Rangel
Cox (CA)	Jontz	Ravenel
Coyne	Kanjorski	Ray
Cramer	Kaptur	Regula
Crane	Kildee	Rhodes
Cunningham	Klecзка	Richardson
Dannemeyer	Klug	Ridge
Darden	Kolter	Ritter
Davis	Kopetski	Roberts
de la Garza	Kostmayer	Roe
DeFazio	Kyl	Roemer
DeLauro	Lagomarsino	Rogers
DeLay	Lancaster	Ros-Lehtinen
Derrick	Lantos	Rose
Dickinson	LaRocco	Rostenkowski
Dicks	Laughlin	Roth
Dingell	Leach	Roukema
Dixon	Lehman (CA)	Rowland
Donnelly	Lent	Russo
Dooley	Levin (MI)	Sabo
Dorgan (ND)	Lewis (CA)	Sanders
Dornan (CA)	Lewis (FL)	Sangmeister
Dreier	Lightfoot	Santorum
Duncan	Livingston	Sarpalius
Early	Lloyd	Sawyer
Edwards (TX)	Long	Saxton
Emerson	Lowery (CA)	Schaefer
Engel	Lowey (NY)	Schiff
English	Manton	Schulze
Erdreich	Markey	Schumer
Espy	Marlenee	Sharp
Ewing	Martin	Shaw
Fascell	Martinez	Shuster
Fazio	McCandless	Sikorski
Feighan	McCloskey	Sisisky

Skaggs	Stump	Vander Jagt
Skeen	Sundquist	Volkmer
Skelton	Swett	Vucanovich
Slattery	Swift	Walker
Slaughter	Tallon	Walsh
Smith (FL)	Tanner	Waters
Smith (IA)	Tauzin	Weldon
Smith (OR)	Taylor (MS)	Wheat
Smith (TX)	Taylor (NC)	Whitten
Snowe	Thomas (CA)	Williams
Solarz	Thomas (GA)	Wilson
Solomon	Thomas (WY)	Wise
Spence	Thornton	Wolf
Spratt	Torres	Yatron
Stallings	Towns	Young (AK)
Stearns	Traficant	Young (FL)
Stenholm	Traxler	Zeliff
Stokes	Unsoeld	Zimmer
Studds	Valentine	

NOES—71

Abercrombie	Jacobs	Reed
Andrews (TX)	Johnson (CT)	Riggs
Atkins	Johnston	Rohrabacher
Beilenson	Kasich	Roybal
Brownfield	Kennedy	Savage
Brown	Kennelly	Scheuer
Campbell (CA)	Kolbe	Schroeder
Cardin	LaFalce	Sensenbrenner
Carper	Levine (CA)	Serrano
Chandler	Lewis (GA)	Shays
Cox (IL)	Luken	Smith (NJ)
Doolittle	Machtley	Stark
Downey	Mazzoli	Synar
Durbin	McCurdy	Upton
Eckart	McDermott	Vento
Edwards (CA)	Morella	Visclosky
Evans	Mrzek	Washington
Fawell	Olver	Waxman
Gibbons	Orton	Weber
Glickman	Packard	Wolpe
Gradison	Pelosi	Wyden
Grandy	Penny	Wylie
Hansen	Porter	Yates
Henry	Pursell	

NOT VOTING—23

Alexander	Houghton	McCrery
Applegate	Huckaby	Miller (CA)
Barnard	Hyde	Murtha
Boxer	Ireland	Owens (UT)
Dellums	Lehman (FL)	Rinaldo
Dwyer	Lipinski	Staggers
Dymally	Matsui	Torricelli
Edwards (OK)	Mavroules	

So the substitute amendment for the amendment was agreed to.

After some further time,

The SPEAKER pro tempore, Mr. DE LA GARZA, assumed the Chair.

When Mr. DIXON, Chairman, pursuant to House Resolution 583, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE; REFERENCES TO TITLE 38, UNITED STATES CODE.**

(a) SHORT TITLE.—This Act may be cited as the "Veterans Health-Care Amendments of 1992".

(b) REFERENCES TO TITLE 38, UNITED STATES CODE.—Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of a section or other provision, the reference shall be considered to be made to a section or other provision of title 38, United States Code.

**SEC. 2. EXTENSION OF CERTAIN EXPIRING AUTHORITIES.**

(a) PERMANENT AUTHORITY FOR RESPITE CARE PROGRAM.—Section 1720B is amended by striking out subsection (c).

(b) FOUR YEAR EXTENSION OF STATE HOME CONSTRUCTION AUTHORITY.—Section 8133(a) is

amended by striking out "September 30, 1992" and inserting in lieu thereof "September 30, 1996".

(c) TWO YEAR EXTENSION OF HEALTH SCHOLARSHIP PROGRAM.—Section 7618 is amended by striking out "September 30, 1992" and inserting in lieu thereof "September 30, 1994".

**SEC. 3. TREATMENT OF EARNINGS OF VETERANS UNDER CERTAIN REHABILITATIVE SERVICES PROGRAMS.**

Effective on October 1, 1992, subsection (f) of section 1718 of title 38, United States Code, is amended to read as follows:

"(f)(1) The Secretary may not consider any of the matters stated in paragraph (2) as a basis for the denial or discontinuance of a rating of total disability for purposes of compensation or pension based on the veteran's inability to secure or follow a substantially gainful occupation as a result of disability.

"(2) Paragraph (1) applies to the following:

"(A) A veteran's participation in an activity carried out under this section.

"(B) A veteran's receipt of a distribution as a result of participation in an activity carried out under this section.

"(C) A veteran's participation in a program of rehabilitative services that (i) is provided as part of the veteran's care furnished by a State home and (ii) is approved by the Secretary as conforming appropriately to standards for activities carried out under this section.

"(D) A veteran's receipt of payment as a result of participation in a program described in subparagraph (C).

"(3) A distribution of funds made under this section and a payment made to a veteran under a program of rehabilitative services described in paragraph (2)(C) shall be considered for the purposes of chapter 15 of this title to be a donation from a public or private relief or welfare organization."

**SEC. 4. MEDICAL CARE COST RECOVERY.**

(a) RECOVERY OF CARE FURNISHED CHAMPVA BENEFICIARIES.—(1) Section 1729 is amended—

(A) by striking out "veteran" and "veteran's" each place they appear and inserting in lieu thereof "VA beneficiary" and "VA beneficiary's", respectively;

(B) by striking out "veterans" in subsection (h)(1)(B) and inserting in lieu thereof "VA beneficiary"; and

(C) by adding at the end of subsection (i) the following new paragraph:

"(4) The term 'VA beneficiary' means a veteran or a person eligible for care under section 1713 of this title."

(2) The amendments made by paragraph (1) shall apply with respect to care and services furnished under section 1713 of title 38, United States Code, after the date of the enactment of this Act.

(b) RECOVERY OF MEDICARE SUPPLEMENTAL INSURANCE.—(1) Subsection (i)(1)(A) of section 1729 is amended by inserting "including a medicare supplemental insurance policy," after "arrangement".

(2) The Secretary of Veterans Affairs shall compile a list of the names of each person that issues (or has issued) a medicare supplemental insurance policy and from which the Secretary has recovered the cost of care or services under section 1729 of title 38, United States Code, before June 1, 1992, by reason of the treatment of such medicare supplemental insurance policy as a health-plan contract under such section. The Secretary shall submit the list to the Committees on Veterans' Affairs of the Senate and House of Representatives as expeditiously as possible after the date of the enactment of this Act.

(3) The amendment made by paragraph (1) shall apply as if included in the enactment of section 19013 of Public Law 99-272 (100 Stat. 382).

(4) No recovery or collection under section 1729 of title 38, United States Code, of the

cost of furnishing any care or service under chapter 17 of such title that is furnished after September 30, 1993, may be made with respect to a medicare supplemental insurance policy from a person that is not named on the list submitted pursuant to paragraph (2).

(c) USE OF FUNDS RECOVERED FROM THIRD PARTIES.—(1) Section 1729(g) is amended by adding at the end of paragraph (3) the following new subparagraph:

“(C) Payments for (i) the purchase of needed medical equipment, and (ii) such other purposes as may be specifically authorized by law, except that no payments may be made under this subparagraph after September 30, 1993, other than for a purchase for which a contract is entered into on or before such date.”.

(2) Such section is further amended by adding at the end the following new paragraph:

“(5) The Secretary shall prescribe regulations for the allocation to the medical centers of the Department of funds for the purposes of paragraph (3)(C). Those regulations shall be designed to provide incentives to directors of medical centers to increase the recoveries and collections under this section by requiring that 20 percent of those funds be made available directly to the medical centers at which such recoveries and collections have been at above average levels. The remaining 80 percent of those funds shall be allocated as the Secretary considers appropriate.”.

(3)(A) The total amount spent under paragraph (3)(C) of section 1729(g) of title 38, United States Code, as added by paragraph (1), during fiscal year 1993 and the first quarter of fiscal year 1994 may not exceed the amount determined under subparagraph (B). Any of such amount spent during the first quarter of fiscal year 1994 shall be attributed to collections and recoveries under section 1729 of such title during fiscal year 1993 (rather than fiscal year 1994) and shall not be considered for purposes of section 1729(g)(4) of such title to have been in the fund on September 30, 1993.

(B) The amount referred to in the first sentence of subparagraph (A) is the sum of—

(i) the amount (if any) by which—

(I) the amount in the Department of Veterans Affairs Medical-Care Cost Recovery Fund attributable to the recovery or collection during fiscal year 1993 of the reasonable cost of care and services by reason of the operation of section 1729 of title 38, United States Code (other than any amount recovered or collected under medicare supplemental insurance policies from issuers of those policies who are not named on the list submitted pursuant to subsection (b)(2)), is in excess of

(II) the 1992 CBO baseline; and

(ii) the amount in that Fund attributable to the recovery during fiscal year 1993 of the reasonable cost of care and services under medicare supplemental insurance policies from issuers of those policies who are not named on the list submitted pursuant to subsection (b)(2).

(C) For purposes of subparagraph (B)(i), the term “1992 CBO baseline” means the amount that was estimated by the Congressional Budget Office in February 1992 to be the total amount that would be recovered or collected during fiscal year 1993 by reason of the operation of section 1729 of title 38, United States Code.

(4) Except as provided in paragraph (3), no amount may be spent under paragraph (3)(C) of section 1729(g) of title 38, United States Code, as added by paragraph (1), during fiscal years 1994 and 1995.

#### SEC. 5. GERIATRIC RESEARCH, EDUCATION, AND CLINICAL CENTERS.

Section 7314 is amended—

(1) in subsection (c), by inserting “has considered the recommendations of the peer review panel established under subsection (d) and” after “unless the Secretary”;

(2) by redesignating subsections (d), (e), and (f) as subsections (e), (f), and (g), respectively; and

(3) by inserting after subsection (c) the following new subsection (d):

“(d)(1) In order to provide advice to assist the Chief Medical Director and the Secretary to carry out their responsibilities under this section, the Assistant Chief Medical Director described in section 7306(b) of this title shall establish a panel to assess the scientific and clinical merit of proposals that are submitted to the Secretary for the establishment of new centers under this section.

“(2) The membership of the panel shall consist of experts in the fields of geriatric and gerontological research, education, and clinical care. Members of the panel shall serve as consultants to the Department for a period of no longer than six months.

“(3) The panel shall review each proposal submitted to the panel by the Assistant Chief Medical Director and shall submit its views on the relative scientific and clinical merit of each such proposal to the Assistant Chief Medical Director.

“(4) The panel shall not be subject to the provisions of the Federal Advisory Committee Act.”.

#### SEC. 6. NURSE PAY.

(a) NEW ASSISTANT DIRECTOR GRADE IN NURSE SCHEDULE.—(1) Section 7404(b) is amended by inserting “Assistant Director grade” in the table in paragraph (1) under the heading “NURSE SCHEDULE” below the item relating to “Director grade”.

(2) Section 7451(b) is amended by striking out “four”.

(b) MINIMUM PAY DIFFERENTIAL FOR CHIEF OF NURSING SERVICE AT A FACILITY.—Section 7452(a)(2) is amended by adding at the end the following new sentence: “Notwithstanding any other provision of law (other than section 7451(c)(2) of this title), the Secretary may adjust the rate of basic pay payable to a nurse serving in the chief nurse position at a facility so as to be a rate of basic pay greater than the rate otherwise applicable to such nurse, but not greater than the rate that is six percent greater than the rate of basic pay applicable to any subordinate nurse at the facility.”.

(c) SAVE-PAY AUTHORITY FOR NURSES TRANSFERRING TO ANOTHER FACILITY.—Section 7452(e) is amended by striking out the period at the end and inserting in lieu thereof “, except that in the case of an employee whose transfer to another health-care facility is at the request of the Secretary, the Secretary may provide that for at least the first year following such transfer the employee shall be paid at a rate of basic pay up to the rate applicable to such employee before the transfer, if the Secretary determines that such rate of pay is necessary to fill the position.”.

(d) REVISION OF NURSING PERSONNEL QUALIFICATION STANDARDS.—(1) The Secretary of Veterans Affairs shall conduct a review of the qualification standards used for nursing personnel at Department health-care facilities and the relationship between those standards and the compression of nursing personnel in the intermediate grade and senior grade. Based upon such review, the Secretary shall revise those qualification standards—

(A) to reflect the five grade levels for nursing personnel under the Nurse Schedule, as amended by subsection (a); and

(B) to reduce the compression of nursing personnel in the intermediate grade and senior grade.

(2) The Secretary shall prescribe revised qualification standards for nursing personnel

pursuant to paragraph (1) not later than April 1, 1993, or six months after the date of the enactment of this Act, whichever is later.

(3) The Secretary shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report on the Secretary's findings and actions under this section. The report shall be submitted not later than six months after the date on which revised qualification standards for nursing personnel are prescribed pursuant to paragraph (2).

(e) REPORT ON PAY FOR CHIEF NURSE POSITION.—(1) The Secretary shall conduct a review of the process for determining the rate of basic pay applicable to the Chief Nurse position at Department facilities. The review shall include an assessment of the adequacy of that process in determining an equitable pay rate for that position, including an assessment of the accuracy of data collected in the survey process and the difficulties in obtaining accurate data.

(2) The Secretary shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report on the review and assessment conducted under paragraph (1). To the extent that the review discloses difficulties in obtaining accurate data in the survey process with respect to the Chief Nurse position at Department facilities, the Secretary shall include in the report recommendations for corrective action. The report shall be submitted not later than six months after the date of the enactment of this Act.

(f) REPORT ON PAY COMPRESSION.—Section 7451(g) is amended by adding at the end the following:

“(9) The number of nurses, shown by facility and by covered position, who are on pay retention or in the top step of any grade and, with respect to such employees, comprehensive information, by facility, as to whether an extension of the pay grades was sought for these positions, and with respect to each such request for extension, whether such request was granted or denied.”.

(g) EFFECTIVE DATE.—The amendments made by subsections (a), (b), and (c) shall take effect with respect to the first pay period beginning on or after April 1, 1993, or six months after the date of the enactment of this Act, whichever is later.

#### SEC. 7. USE OF TOBACCO PRODUCTS IN DEPARTMENT FACILITIES.

(a) IN GENERAL.—Each veteran who is a patient or resident in a facility of the Department of Veterans Affairs shall have the right (consistent with medical requirements and limitations) to use tobacco products.

(b) IMPLEMENTATION.—In order to implement this section, the Secretary of Veterans Affairs shall ensure that (consistent with medical requirements and limitations) each facility of the Department shall maintain a suitable indoor patient smoking area and provide access to that area for patients or residents who desire to use tobacco products.

(c) APPLICABILITY.—This section applies with respect to the Department of Veterans Affairs medical centers, nursing homes, and domiciliaries.

(d) REPORT TO CONGRESS.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Veterans Affairs shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report on the implementation of this section, including a description of the steps taken at each facility of the Department to achieve compliance.

#### SEC. 8. BUY AMERICAN REQUIREMENTS.

(a) COMPLIANCE WITH BUY AMERICAN ACT.—(1) Except as provided in paragraph (2), the Secretary of Veterans Affairs shall ensure that procurements authorized under this Act

are conducted in compliance with sections 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a through 10c, popularly known as the "Buy American Act").

(2) This subsection shall apply only to procurements made for which—

(A) amounts are authorized by this Act to be made available; and

(B) solicitations for bids are issued after the date of the enactment of this Act.

(3) The Secretary, before January 1, 1994, shall report to Congress on procurements covered under this subsection of products that are not domestic products.

(b) PROHIBITION AGAINST FRAUDULENT USE OF "MADE IN AMERICA" LABELS.—(1) A person shall not intentionally affix a label bearing the inscription of "Made in America", or any inscription with that meaning, to any product sold in or shipped to the United States, if that product is not a domestic product.

(2) A person who violates paragraph (1) shall not be eligible for any contract for a procurement carried out with amounts authorized under this Act, including any sub-contract under such a contract pursuant to the debarment, suspension, and ineligibility procedures in subpart 9.4 of chapter 1 of title 48, Code of Federal Regulations, or any successor procedures thereto.

(c) PURCHASE OF AMERICAN MADE EQUIPMENT AND PRODUCTS.—

(1) SENSE OF CONGRESS.—It is the sense of Congress that any recipient of a grant under this Act should purchase only American made equipment and products, when expending grant monies.

(2) NOTICE TO RECIPIENTS OF ASSISTANCE.—In allocating grants under this Act, the Secretary shall provide to each recipient a notice describing the statement made in paragraph (1) by the Congress.

(d) DEFINITIONS.—For the purposes of this section, the term "domestic product" means a product—

(1) that is manufactured or produced in the United States; and

(2) at least 50 percent of the cost of the articles, materials, or supplies of which are mined, produced, or manufactured in the United States.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, *viva voce*,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. DE LA GARZA, announced that the yeas had it.

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶117.20 PERMISSION TO FILE REPORTS

On motion of Mr. WISE, by unanimous consent, the Committee on Government Operations was granted permission until 6 p.m., Friday, December 4, 1992, to file sundry reports.

#### ¶117.21 FOREIGN OPERATIONS APPROPRIATIONS

On motion of Mr. OBEY, by unanimous consent, the bill (H.R. 5368) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1993, and for other purposes; together with the amendments of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. OBEY, it was, *Resolved*, That the House disagree to the amendments of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

Thereupon, the SPEAKER pro tempore, Mr. DE LA GARZA, by unanimous consent, announced the appointment of Messrs. OBEY, YATES, MCHUGH, LEHMAN of Florida, WILSON, SMITH of Florida, VISCLOSKY, ALEXANDER, WHITTEN, EDWARDS of Oklahoma, PORTER, GREEN, LIVINGSTON, and MCDADE, as managers on the part of the House at said conference.

By unanimous consent, the Speaker reserved the authority to make additional appointments of conferees and to change designations.

*Ordered*, That the Clerk notify the Senate thereof.

#### ¶117.22 PROVIDING FOR THE CONSIDERATION OF H.R. 1637

Mr. MOAKLEY, by direction of the Committee on Rules, called up the following resolution (H. Res. 584):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, 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 the bill (H.R. 1637) to make improvements in the Black Lung Benefits Act. The first reading of the bill shall be dispensed with. Points of Order against consideration of the bill for failure to comply with clause 8 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 Education and Labor. After general debate the bill shall be considered for amendment under the five-minute rule. 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 Education and Labor now printed in the bill. The committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each amendment may be offered only in the order printed, may be offered only by the named proponent or a designee, 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 division of the question in the House or in the Committee of the Whole. 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. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

When said resolution was considered. After debate,

On motion of Mr. MOAKLEY, the previous question was ordered on the

resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶117.23 BLACK LUNG BENEFITS

The SPEAKER pro tempore, Mr. DE LA GARZA, pursuant to House Resolution 584 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1637) to make improvements in the Black Lung Benefits Act.

The SPEAKER pro tempore, Mr. DE LA GARZA, by unanimous consent, designated Mr. HUGHES as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. MCCLOSKEY, assumed the Chair.

When Mr. BRUCE, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

#### ¶117.24 WAIVING POINTS OF ORDER AGAINST CONFERENCE REPORT ON H.R. 5095

Mr. MOAKLEY, by direction of the Committee on Rules, reported (Rept. No. 102-967) the resolution (H. Res. 587) waiving points of order against the conference report to accompany the bill (H.R. 5095) to authorize appropriations for fiscal year 1993 for intelligence and intelligence-related activities of the United States Government and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

#### ¶117.25 WAIVING POINTS OF ORDER AGAINST CONFERENCE REPORT ON H.R. 5006

Mr. MOAKLEY, by direction of the Committee on Rules, reported (Rept. No. 102-968) the resolution (H. Res. 588) waiving points of order against the conference report to accompany the bill (H.R. 5006) to authorize appropriations for fiscal year 1993 for military functions of the Department of Defense, to prescribe military personnel levels for fiscal year 1993, and for other purposes, and against the consideration of such conference report.

When said resolution and report were referred to the House Calendar and ordered printed.

#### ¶117.26 PROVIDING FOR THE CONSIDERATION OF S. 3144

Mr. MOAKLEY, by direction of the Committee on Rules, reported (Rept. No. 102-969) the resolution (H. Res. 589) providing for consideration of the bill (S. 3144) to amend title 10, United States Code, to improve the health care system provided for members and former members of the Armed Forces and their dependents, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶117.27 PROVIDING FOR THE  
CONSIDERATION OF S. 1696

Mr. MOAKLEY, by direction of the Committee on Rules, reported (Rept. No. 102-970) the resolution (H. Res. 590) providing for consideration of the bill (S. 1696) to designate certain National Forest lands in the State of Montana as wilderness, to release other National Forest lands in the State of Montana for multiple use management, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶117.28 WAIVING CERTAIN RULES,  
MAKING IN ORDER SUSPENSION OF THE  
RULES AND RECESSES FOR  
REMAINDER OF 2D SESSION, 102D  
CONGRESS

Mr. MOAKLEY, by direction of the Committee on Rules, reported (Rept. No. 102-971) the resolution (H. Res. 591) waiving the requirement of clause 4(b), rule XI, against consideration of certain resolutions reported from the Committee on Rules, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶117.29 PERMISSION TO FILE  
CONFERENCE REPORT

On motion of Mr. NATCHER, by unanimous consent, the managers on the part of the House were granted permission until midnight tonight to file a conference report (Rept. No. 102-974) on the bill (H.R. 5677) making appropriations for the Department of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1993, and for other purposes; together with a statement thereon, for printing in the Record under the rule.

¶117.30 HOUR OF MEETING

On motion of Mr. MOAKLEY, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet at 9:30 a.m., on Thursday, October 2, 1992.

¶117.31 BLACK LUNG BENEFITS

The SPEAKER pro tempore, Mr. MCCLOSKEY, pursuant to House Resolution 584 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 1637) to make improvements in the Black Lung Benefits Act.

Mr. BRUCE, Acting Chairman, assumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. BORSKI, assumed the Chair.

When Mr. BRUCE, Acting Chairman, pursuant to House Resolution 584, reported the bill back to the House with an amendment adopted by the Commit-

tee. The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE; REFERENCE**

(a) SHORT TITLE.—This Act may be cited as the “Black Lung Benefits Restoration Act of 1992”.

(b) REFERENCE.—Whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Black Lung Benefits Act.

**SEC. 2. BENEFIT OVERPAYMENT.**

Part C is amended by adding at the end the following:

“SEC. 436. (a) In the administration of the benefits payable under this part, if a claimant received benefits under this part before final adjudication of the claim for benefits is made and if the final adjudication is that the claimant is ineligible for benefits through no fraud or deception of the claimant, the payment of such benefits to the claimant shall not be considered an overpayment of benefits and the claimant shall not be legally responsible for the return of such benefits.

“(b) If a claimant received benefits under this part before final adjudication of the claim for benefits was made and was required under regulations of the Secretary to repay the benefits as an overpayment of benefits because the claimant was adjudicated as not being eligible for benefits, the fund shall refund to the claimant the amount repaid by the claimant.

“(c) If the benefits paid as described in subsection (a) to a claimant who was adjudicated as not being eligible for benefits were paid by an operator, the fund shall reimburse the operator for the benefits paid.”.

**SEC. 3. EVIDENCE.**

Section 422 (30 U.S.C. 932) is amended by adding at the end the following:

“(m)(1) To controvert medical evidence presented by a claimant on the basis of a medical examination in a proceeding on the claim of the claimant, the operator designated as responsible for the payment of benefits under such claim or the trust fund, as the case may be, may only require one medical examination.

“(2)(A) Except as provided in subparagraph (B), any party in a proceeding for benefits under this part may not offer more than 3 similar items of medical evidence which present information derived from the same medical procedure, including readings of chest roentgenograms, evaluations of blood gas and pulmonary function studies, or reviews of the same medical evidence.

“(B) If a party in a proceeding for benefits under this part offers one or more items of medical evidence which present information from a medical procedure, the opposing party in such proceeding may only offer the same number of items of medical evidence which present information from the same medical procedure.

“(3) Any claimant in a proceeding for benefits under this part may not offer more than 3 medical examinations, except that an administrative law judge may require the claimant in a proceeding to submit to an additional medical examination if the administrative law judge determines there is good cause for requiring such examination.”.

**SEC. 4. SURVIVOR BENEFITS.**

(a) DEATH.—Section 422 (30 U.S.C. 932), as amended by section 3, is amended by adding at the end the following:

“(n) If a widow or widower of a miner files a claim for benefits under this part and if the

miner was receiving benefits for pneumoconiosis or was disabled by pneumoconiosis at the time of the miner's death, the miner's death shall be considered to have occurred as a result of the pneumoconiosis.”.

(b) RULES FOR WIDOWS AND WIDOWERS.—Section 422 (30 U.S.C. 932), as amended by subsection (a), is amended by adding at the end the following:

“(o)(1) The widow or widower of a miner who was married to the miner for at least 9 months preceding the miner's death or who had children as a result of such marriage is qualified to receive survivor benefits under this part.

“(2) The widow or widower of a miner is not disqualified to receive survivor benefits under this part if the widow or widower remarries after attaining the age of 50. Such a widow or widower may not receive an augmentation in survivor benefits on any basis arising out of the remarriage of the widow or widower.”.

**SEC. 5. RESPONSIBLE OPERATOR.**

Section 422(h) (30 U.S.C. 932(h)) is amended by inserting “(1)” after “(h)”, by striking out the last sentence, and by adding at the end the following:

“(2)(A) The first person, designated by the Secretary, who adjudicates a claim for benefits under this part shall designate as the operator who shall be liable for the payment of benefits under such claim the operator who was the last employer of the miner with respect to whom the claim is made and who employed such miner for at least a year. The period of a miner's employment by an operator shall be determined on the basis of cumulative periods of employment by such operator.

“(B) If the person required to designate an operator under subparagraph (A) determines that the evidence is not clear as to which operator is described by subparagraph (A), such person shall, to the extent possible, designate a responsible operator.

“(C)(i) An operator designated under subparagraph (A) or (B) shall be given by the designator notice of the designation together with the basis for the designation. Such an operator may, within 30 days of the operator receiving notice of such designation, request a hearing before the Secretary on such designation. The Secretary, acting through the Office of Administrative Law Judges, shall within 5 days of such request set a date for a hearing on the record which shall be not later than 60 days after the date of such request. After the hearing, a decision shall be made not later than 120 days of such request. The decision shall not be appealable.

“(ii) If the Secretary determines that an operator who requested a hearing under clause (i) did not have reasonable grounds to contest the operator's designation, the Secretary may assess the operator for the costs (not to exceed \$750) of the proceeding undertaken upon such request.”.

**SEC. 6. ATTORNEY FEES.**

Section 422 (30 U.S.C. 932), as amended by section 4(b), is amended by adding at the end the following:

“(p)(1) If in any administrative proceeding a determination which may be appealed is made, or in a court proceeding a determination is made that the claimant is entitled to such benefits—

“(A) the Secretary acting through the person who made the determination in the administrative proceeding, or

“(B) the court,

shall determine the amount of all costs and expenses (including expert witness and attorney's fees) incurred by the claimant which are reasonable and shall assess the operator responsible to the claimant for such reasonable costs and expenses or if there is not an

operator responsible to the claimant, shall assess the fund for such reasonable costs and expenses. Such determination shall be made within 60 days of the date the claimant submits a petition for the payment of such costs and expenses. The Secretary or court shall take such action as may be necessary to assure that such costs and expenses are paid within 45 days of the date of such determination.

“(2) If an operator pays costs and expenses assessed under paragraph (1) and if the claimant for whom such costs and expenses were paid is determined in a later proceeding not to be eligible for benefits under this part, the fund shall pay the operator the amount paid for such costs and expenses.”

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply only with respect to claims which are filed for the first time after the date of the enactment of this Act and shall not apply with respect to any claim which is filed before such date and which is refiled under section 8 of this Act after such date.

#### SEC. 7. ADMINISTRATION.

(a) APPEALS TO THE BENEFITS REVIEW BOARD.—No appeal of an order in a proceeding under the Black Lung Benefits Act may be made by a claimant or respondent to the Benefits Review Board unless such order has been made by an administrative law judge.

(b) ACQUIESCENCE.—The Secretary of Labor may not delegate the authority to acquiesce in a decision of a Federal court.

#### SEC. 8. REFILEING.

Any claim filed under the Black Lung Benefits Act after January 1, 1982, but before the date of the enactment of this Act may be refiled under such Act after the date of the enactment of this Act for a de novo review on the merits.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, *viva voce*,  
Will the House pass said bill?

The SPEAKER pro tempore, Mr. BORSKI, announced that the yeas had it.

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

#### ¶117.32 PERMISSION TO FILE CONFERENCE REPORT

On motion of Mr. MURPHY, by unanimous consent, the managers on the part of the House were granted permission until midnight tonight to file a conference report (Rept. No. 102-973) on the bill (H.R. 5482) to revise and extend the programs of the Rehabilitation Act of 1973, and for other purposes; together with a statement thereon, for printing in the Record under the rule.

#### ¶117.33 ORDER OF BUSINESS— CONSIDERATION OF CONFERENCE REPORT ON H.R. 707

On motion of Mr. DE LA GARZA, by unanimous consent,

Ordered, That it may be in order to consider the conference report on the bill (H.R. 707) to improve the regulation of futures trading, authorize appropriations for the Commodity Futures Trading Commission, and for other purposes, on Friday, October 2, 1992, or any day thereafter; that all

points of order against the conference report and against its consideration be waived; and that the conference report be considered as having been read when it is called up for consideration; *Provided, however*, that consideration of the conference report shall not be in order unless it shall have been available for not less than two hours.

#### ¶117.34 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had passed with amendments in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 5427. An Act making appropriations for the Legislative Branch for the fiscal year ending September 30, 1993, and for other purposes.

The message also announced that the Senate insisted upon its amendments to the bill (H.R. 5427) “An Act making appropriations for the Legislative Branch for the fiscal year ending September 30, 1993, and for other purposes” and requested a conference with the House on the disagreeing votes of the two Houses thereon, and appointed Mr. REID, Ms. MIKULSKI, Mr. ADAMS, Mr. BYRD, Mr. GORTON, Mr. BOND, and Mr. HATFIELD, to be the conferees on the part of the Senate.

The message also announced that the Senate agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 5678) “An Act making appropriations for the Departments of Commerce, Justice, and State, the judiciary, and related agencies for the fiscal year ending September 30, 1993, and for other purposes.”

#### ¶117.35 MESSAGE FROM THE PRESIDENT—IMPOUNDMENT CONTROL

The SPEAKER pro tempore, Mr. BORSKI, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

In accordance with the Congressional Budget and Impoundment Control Act of 1974, I herewith report seven deferrals of budget authority, totaling \$930.9 million.

These deferrals affect International Security Assistance programs as well as programs of the Agency for International Development and the Departments of Agriculture, Defense, Health and Human Services, and State. The details of these deferrals are contained in the attached report.

GEORGE BUSH.

THE WHITE HOUSE, *October 1, 1992.*

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed (H. Doc. 102-403).

#### ¶117.36 SENATE BILLS REFERRED

Bills of the Senate of the following titles were taken from the Speaker's

table and, under the rule, referred as follows:

S. 2044. An Act to assist Native Americans in assuring the survival and continuing vitality of their languages; to the Committee on Education and Labor.

S. 2679. An Act to promote the recovery of Hawaii tropical forests, and for other purposes; to the Committee on Agriculture.

#### ¶117.37 BILLS AND JOINT RESOLUTION PRESENTED TO THE PRESIDENT

Mr. ROSE, from the Committee on House Administration, reported that that committee did on the following dates present to the President, for his approval, bills and a joint resolution of the House of the following titles:

On September 25, 1992:

H.R. 2194. An Act to amend the Solid Waste Disposal Act to clarify provisions concerning the application of certain requirements and sanctions to Federal facilities;

H.R. 2850. An Act to make technical and conforming changes in title 5, United States Code, and the Federal Employees Pay Comparability Act of 1990, and for other purposes;

H.R. 3654. An Act to provide for the minting of commemorative coins to support the 1996 Atlanta Centennial Olympic Games and the programs of the United States Olympic Committee, to reauthorize and reform the United States Mint, and for other purposes; and

H.R. 5126. An Act to direct the Secretary of the Treasury to mint coins in commemoration of the 100th anniversary of the beginning of the protection of Civil War battlefields, and for other purposes.

H.R. 5373. An Act making appropriations for energy and water development for the fiscal year ending September 30, 1993, and for other purposes;

H.R. 5517. An Act 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, 1993, and for other purposes;

On September 30, 1992:

H.R. 1435. An Act to direct the Secretary of the Army to transfer jurisdiction over the Rocky Mountain Arsenal, Colorado, to the Secretary of the Interior;

H.R. 2967. An Act to amend the Older Americans Act of 1965 to authorize appropriations for fiscal years 1992 through 1995; to authorize a 1993 National Conference on Aging; to amend the Native Americans Programs Act of 1974 to authorize appropriations for fiscal years 1992 through 1995; and for other purposes;

H.R. 5058. An Act to authorize appropriations for the American Folklife Center for fiscal year 1993; and

H.R. 5399. An Act to amend the United States Commission on Civil Rights Act of 1983 to provide an authorization of appropriations.

H.R. 5428. An Act making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1993, and for other purposes;

H.R. 5630. An Act to amend the Head Start Act to expand services provided by Head Start Programs; to expand the authority of the Secretary of Health and Human Services to reduce the amount of matching funds required to be provided by particular Head Start agencies; to authorize the purchase of Head Start facilities; and for other purposes;

H.J. Res. 553. Joint resolution making continuing appropriations for the fiscal year 1993, and for other purposes;

On October 1, 1992:

H.R. 5503. An Act making appropriations for the Department of Interior and related

agencies for the fiscal year ending September 30, 1993, and for other purposes;

H.R. 5679. An Act making appropriations for the Department of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1993, and for other purposes; and

H.R. 6056. An Act 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, 1993, and for other purposes.

#### ¶117.38 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. LIPINSKI, for today and balance of the week.

And then,

#### ¶117.39 ADJOURNMENT

On motion of Mr. HUNTER, pursuant to the special order heretofore agreed to, at 11 o'clock and 55 minutes p.m., the House adjourned until 9:30 a.m. on Friday, October 2, 1992.

#### ¶117.40 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. MCCURDY: Committee of Conference. Conference report on H.R. 5095 (Rept. No. 102-963). Ordered to be printed.

Mr. FASCELL: Committee of Conference. Conference report on S. 2532 (Rept. No. 102-964). Ordered to be printed.

Mr. CONYERS: Committee on Government Operations. H.R. 5702. A bill to amend section 552b of title 5, United States Code, popularly known as the Government in the Sunshine Act, to ensure that all oral and written communications concerning a regulatory action are publicly disclosed and to authorize appropriations for the Office of Information and Regulatory Affairs of the Office of Management and Budget; with an amendment (Rept. No. 102-965). Referred to the Committee of the Whole House on the State of the Union.

Mr. ASPIN: Committee of Conference. Conference Report on H.R. 5006 (Rept. No. 102-966). Ordered to be printed.

Mr. BEILENSON: Committee on Rules. House Resolution 587. Resolution waiving points of order against the conference report to accompany the bill (H.R. 5095) to authorize appropriations for fiscal year 1993 for intelligence and intelligence-related activities of the U.S. Government and the Central Intelligence Agency Retirement and Disability System, and for other purposes. (Rept. No. 102-967). Referred to the House Calendar.

Mr. FROST: Committee on Rules. House Resolution 588. Resolution waiving points of order against the conference report to accompany the bill (H.R. 5006) to authorize appropriations for fiscal year 1993 for military functions of the Department of Defense, to prescribe military personnel levels for fiscal year 1993, and for other purposes, and against the consideration of such conference report. (Rept. No. 102-968). Referred to the House Calendar.

Ms. SLAUGHTER of New York: Committee on Rules. House Resolution 589. Resolution providing for consideration of the bill (S. 3144) to amend title 10, United States Code, to improve the health care system provided for members and former members of the Armed Forces and their dependents, and for other purposes (Rept. No. 102-969). Referred to the House Calendar.

Mr. GORDON: Committee on Rules. House Resolution 590. Resolution providing for consideration of the bill (S. 1696) to designate certain National Forest lands in the State of Montana as wilderness, to release other National Forest lands in the State of Montana for multiple use management, and for other purposes (Rept. No. 102-970). Referred to the House Calendar.

Mr. MOAKLEY: Committee on Rules. H. Res. 591. Resolution waiving the requirement of clause 4(b), rule XI, against consideration of certain resolutions reported from the Committee on Rules, and for other purposes (Rept. No. 102-971). Referred to the House Calendar.

Mr. BROOKS: Committee on the Judiciary. H.R. 1604. A bill to amend the National Cooperative Research Act of 1984 to reduce the liability for joint ventures entered into for the purpose of producing a product, process, or service (Rept. No. 102-972). Referred to the Committee of the Whole House on the State of the Union.

Mr. FORD of Michigan: Committee of Conference. Conference report on H.R. 5482 (Rept. No. 102-973). Ordered to be printed.

Mr. NATCHER: Committee of Conference. Conference report on H.R. 5677 (Rept. No. 102-974). Ordered to be printed.

#### ¶117.41 SUBSEQUENT ACTION ON A REPORTED BILL SEQUENTIALLY REFERRED

Under clause 5 of Rule X the following action was taken by the Speaker:

S. 1696. The Committee on Merchant Marine and Fisheries discharged from further consideration of S. 1696. S. 1696 referred to the Committee of the Whole House on the State of the Union. Ordered to be printed.

#### ¶117.42 PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. WAXMAN (for himself and Mr. GEPHARDT):

H.R. 6076. A bill to amend the Social Security Act to assure universal access to long-term care in the United States, and for other purposes; jointly, to the Committees on Ways and Means and Energy and Commerce.

By Mr. MILLER of Washington (for himself, Mr. WYDEN, Mr. MCDERMOTT, Mr. MORRISON, Mr. DICKS, Mr. SWIFT, Mrs. UNSOELD, and Mr. CHANDLER):

H.R. 6077. A bill concerning U.S. participation in a Cascadia Corridor commission; to the Committee on Foreign Affairs.

By Mr. FOGLIETTA:

H.R. 6078. A bill to require any private shipyard competing for a contract with the Department of Defense for repair, alteration, overhaul, or conversion of a naval vessel to undergo a cost realism analysis of its bid to ensure that the work can be accomplished at the estimated cost in the bid; to the Committee on Armed Services.

By Mr. JENKINS (for himself and Mr. EDWARDS of California):

H.R. 6079. A bill to amend title 18, United States Code, and other provisions of law, to make them consistent with the Sentencing Reform Act of 1984; to the Committee on the Judiciary.

By Mr. DONNELLY (for himself and Mr. BERMAN):

H.R. 6080. A bill to amend the Internal Revenue Code of 1986 to establish an additional safe harbor under the leased employee rules, to provide for the registration of leasing organizations, and for other purposes; to the Committee on Ways and Means.

By Mr. MCDERMOTT:

H.R. 6081. A bill to amend the Public Health Service Act to provide for demonstra-

tion projects for the identification by health care providers of victims of domestic violence and sexual assault, to provide for the education of the public on the consequences to the public health of such violence and assault, and to provide for epidemiological research on such violence and assault; to the Committee on Energy and Commerce.

By Mr. PAYNE of Virginia:

H.R. 6082. A bill to amend general note 3(a)(iv) of the Harmonized Tariff Schedule of the United States to deny special tariff treatment to goods of the Commonwealth of the Northern Mariana Islands unless certain conditions are met, to require the Secretary of Labor to assign a full-time resident compliance officer to the Commonwealth of the Northern Mariana Islands, and for other purposes; jointly, to the Committees on Ways and Means and Education and Labor.

By Mr. SHAW (for himself, Mrs. JOHNSON of Connecticut, and Mr. GRANDY):

H.R. 6083. A bill to authorize States to conduct demonstration projects to test the effectiveness of policies designed to help people leave welfare and increase their financial security, and for other purposes; jointly, to the Committees on Ways and Means; Energy and Commerce; Education and Labor; Agriculture; Banking, Finance and Urban Affairs; and the Judiciary.

By Mr. JACOBS:

By Mr. ARMEY:

H.R. 6084. A bill to amend certain program authorities of the Department of Housing and Urban Development for the purpose of promoting economic self-sufficiency for families residing in public housing and other families, and for other purposes; to the Committee on Banking, Finance and Urban Affairs.

By Mr. AUCOIN:

H.R. 6085. A bill to direct the Secretary of Education to provide grants to establish training programs for teachers, to provide school to work transition services for elementary and secondary students, to establish job training programs for business and industry, and to establish job training courses at community colleges; to the Committee on Education and Labor.

By Mr. BRYANT:

H.R. 6086. A bill to establish civil and criminal penalties for the obstruction of lawful hunts conducted on Federal lands under the jurisdiction of the Secretary of Agriculture or Secretary of the Interior; jointly, to the Committees on the Judiciary, Interior and Insular Affairs, and Agriculture.

By Mr. HOAGLAND:

H.R. 6087. A bill to permit national banks, State member banks, and bank holding companies to establish subsidiaries which underwrite shares of and sponsor investment companies, and for other purposes; to the Committee on Banking, Finance and Urban Affairs.

By Mr. MYERS of Indiana:

H.R. 6088. A bill entitled the "Senior Citizen Capital Gain Rate Reduction Act of 1992"; to the Committee on Ways and Means.

By Mr. ORTON (for himself, Mr. COX of Illinois, Mr. BACCHUS, Mr. OWENS of Utah, Mr. RIGGS, and Mr. SWETT):

H.R. 6089. A bill to restructure the Federal budget process; jointly, to the Committees on Government Operations, Rules, Ways and Means, and Public Works and Transportation.

By Mr. PEASE:

H.R. 6090. A bill to prohibit the importation of goods produced abroad with child labor and for other purposes; to the Committee on Ways and Means.

By Mrs. ROUKEMA:

H.R. 6091. A bill to improve the interstate enforcement of child support and parentage court orders, and for other purposes; jointly, to the Committees on Ways and Means; the

Judiciary; Banking, Finance and Urban Affairs; Armed Services; and Education and Labor.

H.J. Res. 557. Joint resolution proposing an amendment to the Constitution of the United States providing for direct popular elections of the President and the Vice President, establishing a day for elections for the offices of the President, the Vice President, Senator, and Representative, and providing for primaries to nominate candidates for the offices 1 month before the elections; to the Committee on the Judiciary.

H. Con. Res. 368. Concurrent resolution providing for corrections in the enrollment of the bill (H.R. 5488); considered adopted pursuant to House Resolution 583.

By Mr. TORRES:

H. Con. Res. 369. Concurrent resolution expressing the sense of the Congress that the President should develop a strategy to bring the United States back into active and full membership in the U.N. Educational, Scientific, and Cultural Organization not later than July 1, 1993; to the Committee on Foreign Affairs.

#### 1117.43 MEMORIALS

Under clause 4 of rule XXII, memorials were presented and referred as follows:

517. By the SPEAKER: Memorial of the Senate of the State of California, relative to the 143d Evacuation Hospital; to the Committee on Armed Services.

518. Also, memorial of the Senate of the State of California, relative to the credit crunch; to the Committee on Banking, Finance and Urban Affairs.

519. Also, memorial of the Senate of the State of California, relative to Women, Infants, and Children Program; to the Committee on Education and Labor.

520. Also, memorial of the Senate of the State of California, relative to occupational safety and health; to the Committee on Education and Labor.

521. Also, memorial of the Senate of the State of California, relative to Federal job training programs; to the Committee on Education and Labor.

522. Also, memorial of the Senate of the State of California, relative to the Public Employment Program; to the Committee on Education and Labor.

523. Also, memorial of the Senate of the State of California, relative to breast cancer; to the Committee on Energy and Commerce.

524. Also, memorial of the Senate of the State of California, relative to authorization of multilateral action in Bosnia-Herzegovina under article 42 of the United Nations Charter; to the Committee on Foreign Affairs.

525. Also, memorial of the Senate of the State of California, relative to the Federal Gun Control Act of 1968; to the Committee on the Judiciary.

526. Also, memorial of the Senate of the State of California, relative to the compensation of Members of Congress; to the Committee on the Judiciary.

527. Also, memorial of the Senate of the State of California, relative to helicopter safety; to the Committee on Public Works and Transportation.

528. Also, memorial of the Senate of the State of California, relative to public transit; to the Committee on Public Works and Transportation.

529. Also, memorial of the Senate of the State of California, relative to a tourist-oriented directional sign system for California highways; to the Committee on Public Works and Transportation.

530. Also, memorial of the Senate of the State of California, relative to a University of California manufacturing extension program; to the Committee on Science, Space, and Technology.

531. Also, memorial of the Senate of the State of California, relative to the establishment of a national testing center in California; to the Committee on Science, Space, and Technology.

532. Also, memorial of the Senate of the State of California, relative to the Martinez Veterans' Hospital; to the Committee on Veterans' Affairs.

533. Also, memorial of the Senate of the State of California relative to Federal Supplemental Security Income Program benefits; to the Committee on Ways and Means.

534. Also, memorial of the Senate of the State of California, relative to a forest health management plan; jointly, to the Committees on Interior and Insular Affairs and Agriculture.

535. Also, memorial of the Senate of the State of California, relative to funding for the development of a high-speed train system in California; jointly, to the Committees on Public Works and Transportation and Energy and Commerce.

536. Also, memorial of the Senate of the State of California, relative to drift nets; jointly, to the Committees on Ways and Means and Merchant Marine and Fisheries.

#### 1117.44 ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

H.R. 78: Mr. ERDREICH.  
 H.R. 722: Mr. KOSTMAYER.  
 H.R. 723: Mr. KOSTMAYER.  
 H.R. 771: Mr. CAMPBELL of California.  
 H.R. 943: Mr. CAMPBELL of California.  
 H.R. 1245: Mr. CAMPBELL of California.  
 H.R. 1522: Mr. ANDREWS of Maine.  
 H.R. 2223: Mr. PALLONE, Ms. PELOSI, Mr. BROWN, and Mr. KOSTMAYER.  
 H.R. 2419: Mr. CARR.  
 H.R. 3137: Mr. ALLEN and Mr. CAMPBELL of California.  
 H.R. 3145: Mr. CAMPBELL of California.  
 H.R. 3217: Mr. COX of California.  
 H.R. 3253: Mr. FISH and Mr. SCHIFF.  
 H.R. 3429: Mr. MURPHY and Mr. SHAYS.  
 H.R. 3526: Mr. KILDEE, Mr. SOLARZ, and Mr. TORRICELLI.  
 H.R. 3602: Mr. PAYNE of Virginia.  
 H.R. 3982: Mr. OLVER.  
 H.R. 4304: Mr. SLATTERY.  
 H.R. 4490: Mr. ANDREWS of Maine.  
 H.R. 4501: Mr. CAMPBELL of California.  
 H.R. 4585: Mr. DARDEN, Mr. RAY, and Mr. KILDEE.  
 H.R. 4591: Mr. KOSTMAYER.  
 H.R. 4600: Mr. CAMPBELL of California.  
 H.R. 4601: Mr. CAMPBELL of California.  
 H.R. 4602: Mr. CAMPBELL of California.  
 H.R. 4604: Mr. CAMPBELL of California.  
 H.R. 4606: Mr. CAMPBELL of California.  
 H.R. 4836: Mr. CAMPBELL of California.  
 H.R. 5004: Mr. CHAPMAN.  
 H.R. 5020: Mr. DUNCAN, Mr. MARTIN, and Mr. SLATTERY.  
 H.R. 5153: Mr. ZELIFF.  
 H.R. 5196: Ms. OAKAR and Mr. SLATTERY.  
 H.R. 5264: Mr. HAYES of Illinois and Mr. WAXMAN.  
 H.R. 5282: Mr. ALLEN and Mr. CAMPBELL of California.  
 H.R. 5331: Mr. BOEHLERT and Mr. HAMILTON.  
 H.R. 5443: Mr. LEWIS of Florida and Mr. COX of California.  
 H.R. 5476: Mr. BEREUTER, Mrs. BYRON, Mr. DIXON, Mr. LIPINSKI, Mr. MARTINEZ, Mr. MILLER of Washington, Mr. SMITH of New Jersey, and Mr. SPENCE.  
 H.R. 5501: Mr. UPTON.  
 H.R. 5513: Mr. WELDON, Mr. GOSS, Mr. BATEMAN, and Mr. ALLEN.  
 H.R. 5550: Mr. ALLEN and Mr. CAMPBELL of California.  
 H.R. 5551: Mr. CAMPBELL of California.  
 H.R. 5553: Mr. ALLEN and Mr. CAMPBELL of California.  
 H.R. 5567: Mr. SKEEN, Mr. KLUG, Mr. WELDON, Mr. HANCOCK, Mr. ROE, and Mrs. MEYERS of Kansas.  
 H.R. 5663: Mr. ANDERSON, Mr. RAVENEL, and Ms. SNOWE.  
 H.R. 5690: Mr. PORTER, Mr. WALSH, and Mr. WELDON.  
 H.R. 5711: Mr. PICKETT.  
 H.R. 5729: Mr. SCHAEFER.  
 H.R. 5740: Mr. LUKE and Mr. KENNEDY.  
 H.R. 5746: Mr. DEFAZIO, Mr. HASTERT, Mrs. VUCANOVICH, Mr. BOEHLERT, Ms. PELOSI, Mr. ROTH, Mr. LAFALCE, Mr. UPTON, Mr. RITTER, and Mr. NEAL of North Carolina.  
 H.R. 5786: Mrs. JOHNSON of Connecticut.  
 H.R. 5792: Mrs. MORELLA.  
 H.R. 5828: Mr. HASTERT, Mr. GINGRICH, Mr. NEAL of North Carolina, and Mr. ROWLAND.  
 H.R. 5842: Mr. ATKINS, Mr. ACKERMAN, Mr. ALEXANDER, Mr. APPLIGATE, Mr. AU COIN, Mr. BARNARD, Mr. BERMAN, Mr. BILIRAKIS, Mr. BORSKI, Mr. BOUCHER, Mrs. BOXER, Mr. BROOKS, Mr. BROWN, Mr. BRYANT, Mrs. BYRON, Mr. BUSTAMANTE, Mr. CAMPBELL of California, Mr. CLINGER, Mr. COOPER, Mr. COX of Illinois, Mr. DANNEMEYER, Mr. DAVIS, Mr. DEFAZIO, Mr. DE LA GARZA, Mr. DICKS, Mr. DICKINSON, Mr. DOOLITTLE, Mr. DOWNEY, Mr. DUNCAN, Mr. EDWARDS of California, Mr. DONNELLY, Mr. ENGEL, Mr. FAZIO, Mr. FEIGHAN, Mr. FISH, Mr. FLAKE, Mr. FOGLIETTA, Mr. FORD of Michigan, Mr. FRANK of Massachusetts, Mr. FROST, Mr. GEKAS, Mr. GEREN of Texas, Mr. GLICKMAN, Mr. GONZALEZ, Mr. GREEN of New York, Mr. HAMILTON, Mr. HANSEN, Mr. HASTERT, Mr. HATCHER, Mr. HAYES of Louisiana, Mr. HERTEL, Mr. HOAGLAND, Mr. HOBSON, Mr. HOCHBRUECKNER, Mr. HOPKINS, Mr. HOYER, Mr. HUTTO, Mr. HYDE, Mr. JENKINS, Mr. JONES of Georgia, Mr. JONTZ, Mr. KANJORSKI, Mr. KASICH, Mrs. KENNELLY, Mr. KOLTER, Mr. KOPETSKI, Mr. KOSTMAYER, Mr. LANTOS, Mr. LEHMAN of Florida, Mr. LENT, Mr. LEVIN of Michigan, Mr. LEVINE of California, Mr. LOWERY of California, Mrs. LOWEY of New York, Mr. LUKE, Ms. KAPTUR, Mr. MCCLOSKEY, Mr. MCCOLLUM, Mr. MCDERMOTT, Mrs. MINK, Mr. MAZZOLI, Mr. MCEWEN, Mr. MILLER of California, Mr. MOORHEAD, Mr. MORAN, Mr. MRAZEK, Mr. MURPHY, Mr. MURTHA, Mr. NATCHER, Mr. NEAL of Massachusetts, Mr. NEAL of North Carolina, Mr. NOWAK, Mr. OBEY, Mr. ORTIZ, Mr. OWENS of Utah, Mr. OXLEY, Mr. PARKER, Mr. PASTOR, Mr. PEASE, Mr. PERKINS, Mr. PETERSON of Minnesota, Mr. PRICE, Mr. RINALDO, Mr. ROE, Mr. RUSSO, Mr. SANDERS, Mr. STARK, Mr. SKEEN, Mr. SCHIFF, Mrs. SCHROEDER, Mr. SCHUMER, Mr. SENSENBRENNER, Mr. SHAYS, Mr. SMITH of Florida, Mr. SMITH of New Jersey, Ms. SNOWE, Mr. SOLARZ, Mr. STAGGERS, Mr. STUDDS, Mr. SYNAR, Mr. TAUZIN, Mr. THOMAS of Georgia, Mr. THOMAS of California, Mr. THORNTON, Mr. TRAFICANT, Mr. TRAXLER, Mrs. UNSOELD, Mr. UPTON, Mr. VOLKMER, Mr. WALSH, Mr. WAXMAN, Mr. WISE, Mr. WOLPE, Mr. WYDEN, Mr. YATES, Mr. YATRON, Mr. YOUNG of Florida, Mrs. MORELLA, and Mr. RIGGS.  
 H.R. 5862: Ms. SLAUGHTER and Mr. ACKERMAN.  
 H.R. 5872: Mr. LAGOMARSINO, Mr. FROST, Mrs. MINK, Ms. DELAURO, Mr. MORAN, Mrs. BENTLEY, Mr. HORTON, Mr. HAMMERSCHMIDT, Mr. ANDREWS of Maine, Mr. BEVILL, Mr. APPLIGATE, Mr. RICHARDSON, Mr. ARCHER, Mr. BENNETT, Mr. CLEMENT, Mr. COLEMAN of Texas, Ms. HORN, Mr. ESPY, Mr. MONTGOMERY, Mr. BUSTAMANTE, Mr. SCHULZE, Mrs. UNSOELD, Mr. LEVINE of California, Mr. HERTEL, Mr. DYMALLY, Mr. MINETA, Mr. HYDE, Mr. JONTZ, Mr. BONIOR, Mr. BOUCHER, Mr. DONNELLY, Mr. DIXON, Mr. SKEEN, Mr. NATCHER, Mr. CONYERS, Mr. BROWN, and Mr. GUARINI.  
 H.R. 5946: Mr. HOBSON and Mr. PORTER.  
 H.R. 5947: Mr. BEREUTER and Mr. SENSENBRENNER.  
 H.R. 5997: Mr. DUNCAN.

H.R. 6003: Mrs. VUCANOVICH, Mr. GALLO, Mr. LIGHTFOOT, Mr. CRANE, and Mr. GALLEGLY.

H.R. 6039: Mr. FASCELL and Mr. ACKERMAN. H.J. Res. 399: Mr. MONTGOMERY, Mr. SAVAGE, Mr. ANNUNZIO, Mr. PETERSON of Florida, Mr. COX of California, Mr. HANSEN, Mr. BLAZ, Mr. VANDER JAGT, Mr. RHODES, Mr. MOODY, Mr. HUNTER, Mr. HYDE, Mr. SOLARZ, Mr. CONYERS, Mr. STEARNS, Mr. ROE, Mr. TALLON, Mr. DONNELLY, Mr. KENNEDY, Mr. LENT, Mr. PURSELL, Mr. FALEOMAVAEGA, Mr. WOLF, Mr. HUTTO, Mr. PERKINS, Mr. RAVENEL, Mr. ACKERMAN, Mr. ECKART, Mr. MURPHY, Ms. MOLINARI, Mr. MARTIN, Mr. DAVIS, Mr. SISISKY, Mr. FASCELL, and Mr. DWYER of New Jersey.

H.J. Res. 450: Mrs. UNSOELD.

H.J. Res. 458: Mr. BRUCE, Mr. CHAPMAN, Mr. COYNE, Mr. DICKS, Mr. ECKART, Mr. HOAGLAND, Mr. KENNEDY, Mr. PALLONE, Ms. OAKAR, Mr. SISISKY, Mr. VISCSLOSKY, Mr. FRANKS of Connecticut, Mr. HOUGHTON, and Mr. REGULA.

H.J. Res. 461: Mr. KENNEDY.

H.J. Res. 471: Mr. VALENTINE, Mr. WEISS, Mr. FAZIO, Ms. OAKAR, Ms. SLAUGHTER, Mr. HARRIS, Mr. McCLOSKEY, Mr. ARCHER, Mr. JACOBS, Mr. BROWDER, Mr. McDERMOTT, Mr. DORGAN of North Dakota, Mr. PASTOR, Mr. STALLINGS, Mr. McNULTY, Mr. ROBERTS, Mr. MCEWEN, Mr. HALL of Ohio, Mr. LEACH, Mr. YATES, Mr. WALSH, Mr. CARPER, Mrs. MINK, Mr. HENRY, Mr. SLATTERY, Mrs. MEYERS of Kansas, Mr. HUBBARD, Mr. RANGEL, Mr. DEFazio, Mr. MARTIN, Mr. ACKERMAN, Mr. FEIGHAN, Mr. MOODY, Mr. RICHARDSON, Mr. CARDIN, Mr. TANNER, Mr. UPTON, Mr. FRANK of Massachusetts, Mr. GILMAN, Mr. PETERSON of Florida, Mr. PARKER, Mr. ROTH, and Mr. WISE.

H.J. Res. 474: Mr. LOWERY of California, Mr. MICHEL, Mr. MILLER of Ohio, Mr. VOLKMER, Mr. HOPKINS, Mr. STUMP, Mr. DELAY, Mr. LIVINGSTON, Mr. LIGHTFOOT, Mrs. MORELLA, Mr. PERKINS, Mr. GONZALEZ, Mr. BROWN, Mr. SLATTERY, Mr. GLICKMAN, Mr. SKEEN, Mr. THOMAS of California, Mr. HANSEN, Mr. YOUNG of Alaska, Mr. RIDGE, Mr. DORNAN of California, Mr. SAXTON, Mr. DOOLEY, Mr. BREWSTER, Mr. LEHMAN of California, Mr. LAROCO, Mr. WOLF, Mr. IRELAND, Mr. BARRETT, Mr. BALLENGER, Mr. HOBSON, Mr. McGRATH, Mr. SCHAEFER, Mr. SCHULZE, Mr. LENT, Mr. GILLMOR, Mr. MORRISON, Mr. MCEWEN, Mr. PURSELL, Mrs. JOHNSON of Connecticut, Mr. GALLO, Mr. MOORHEAD, Mr. LEWIS of California, Mr. ENGLISH, Mr. BATEMAN, Mr. CLINGER, Mr. BOEHLERT, Mr. ROGERS, Mr. RITTER, Mr. WYLIE, Mr. BILIRAKIS, and Mr. LEWIS of Florida.

H.J. Res. 479: Mrs. ROUKEMA, Mr. NATCHER, Mr. ZIMMER, Mr. BAKER, Mr. GALLO, Mr. BROOMFIELD, Mr. STENHOLM, Mr. REGULA, Mr. HUTTO, Mr. BLACKWELL, Mr. COLEMAN of Missouri, Mr. GEKAS, Mr. MANTON, Mr. BURTON of Indiana, Ms. HORN, Mr. MCCOLLUM, Mr. PACKARD, Mr. SUNDQUIST, and Mr. NICHOLS.

H.J. Res. 489: Mr. RITTER, Mr. ZIMMER, Mr. ANDREWS of New Jersey, Mr. SWETT, Mr. SKEEN, Mr. SAXTON, Mr. DELAY, Mr. LIGHTFOOT, Mr. MOODY, Mr. WHITTEN, Mr. LEHMAN of Florida, Mr. BRYANT, Mr. ALEXANDER, Mr. TORRICELLI, Mr. EDWARDS of California, Mr. BRUCE, Mr. STENHOLM, Mr. RAVENEL, Mr. DUNCAN, Mr. JEFFERSON, Mr. ENGEL, Mr. ROE, Mr. BREWSTER, Mr. RAY, Mr. ATKINS, Mr. FASCELL, Mrs. KENNELLY, Mr. LEVIN of Michigan, Mr. ANTHONY, Mr. VISCSLOSKY, Mr. COBLE, Mr. SHARP, Mr. NEAL of North Carolina, Mr. MONTGOMERY, Mr. ANDREWS of Texas, Mr. CAMPBELL of Colorado, Mrs. BYRON, Mr. FLAKE, Mr. McNULTY, Mr. NOWAK, Mr. GORDON, Mr. TOWNS, Mr. LAUGHLIN, Mr. ZELIFF, Mr. JOHNSON of Texas, Mr. PACKARD, Mr. OXLEY, Mr. DAVIS, and Mr. SKELTON.

H.J. Res. 495: Mr. HALL of Texas, Mr. SUNDQUIST, and Mr. SMITH of New Jersey.

H.J. Res. 530: Mr. RINALDO, Mr. ECKART, Mr. ESPY, Ms. OAKAR, Mr. BURTON of Indiana, Mr. JONTZ, Mr. McDERMOTT, Mr. TRAFICANT, Mr. SWETT, Mr. RAHALL, Mr. HASTERT, Mr. ANDREWS of New Jersey, Mr. BROWDER, Mr. DE LUGO, Mr. DOOLITTLE, Mr. FORD of Tennessee, Mr. HUNTER, Mr. HYDE, Mr. MINETA, Mr. BILBRAY, Mr. SISISKY, Mr. LEWIS of Florida, Mr. JACOBS, Mr. BACCHUS, Mr. BATEMAN, Mr. SANDERS, Mr. WHEAT, Mr. SOLOMON, Mr. REED, Mr. RAVENEL, Mr. PERKINS, Mr. PAXON, Mr. LEVINE of California, Mr. MANTON, Mr. BUSTAMANTE, Mr. McDADE, Mr. McGRATH, Mrs. MEYERS of Kansas, Ms. LONG, Mr. ANDERSON, Mr. ERDREICH, Mr. BRYANT, Mr. MAVROULES, Mr. MONTGOMERY, Mr. SCHEUER, Mr. SMITH of New Jersey, Mr. SPENCE, Mr. STALLINGS, Mr. TALLON, Mr. TANNER, Mr. WAXMAN, Mr. WYLIE, Mr. YATRON, Mr. SLATTERY, Mr. LOWERY of California, Mr. KASICH, Mr. COYNE, Mr. DORNAN of California, Mr. SOLARZ, Mr. SAWYER, Mr. WELDON, and Mr. OWENS of New York.

H.J. Res. 531: Mr. MOAKLEY, Mr. RHODES, Mr. MINETA, Mr. ORTIZ, Mr. PORTER, Ms. SNOWE, Mr. UPTON, Mr. JOHNSON of South Dakota, Mr. McNULTY, Mr. SKEEN, and Mr. LEVINE of California.

H.J. Res. 532: Ms. DELAURO.

H.J. Res. 538: Mr. GINGRICH, Mr. McDADE, Mr. COUGHLIN, Mr. BRUCE, Mr. ROWLAND, Mr. BRYANT, Mr. HYDE, Mr. RIDGE, Mr. REGULA, Mr. BURTON of Indiana, and Mr. ANTHONY.

H.J. Res. 540: Mr. HAMMERSCHMIDT and Mr. QUILLEN.

H.J. Res. 550: Mr. ASPIN, Mr. BLACKWELL, Mrs. BOXER, Mr. BROWDER, Mr. BROWN, Mr. BRUCE, Mr. CARPER, Mr. COLORADO, Mr. COYNE, Mr. DYMALLY, Mr. FAZIO, Mr. FROST, Mr. GEJDENSON, Mr. GEKAS, Mr. HALL of Texas, Mr. HAMILTON, Mr. HANSEN, Ms. HORN, Mr. HUTTO, Mrs. JOHNSON of Connecticut, Mr. JONES of Georgia, Ms. KAPTUR, Mr. LEWIS of Georgia, Mr. McGRATH, Mr. MARKEY, Mrs. MEYERS of Kansas, Mr. NAGLE, Mr. NATCHER, Mr. PAYNE of New Jersey, Mr. PETERSON of Minnesota, Mr. PRICE, Mr. QUILLEN, Mr. RANGEL, Mr. SANDERS, Mr. SCHEUER, Mr. SIKORSKI, Mr. SKEEN, Mr. SPRATT, Mr. STOKES, and Mr. YATRON.

H.J. Res. 552: Mr. DIXON, Mr. QUILLEN, Mr. McMILLEN of Maryland, Mr. BACCHUS, Mr. HAYES of Illinois, Mr. BLACKWELL, Mr. RANGEL, Mr. FROST, Mr. ABERCROMBIE, and Mr. SKEEN.

H. Con. Res. 211: Mr. TOWNS.

H. Con. Res. 235: Mr. VISCSLOSKY.

H. Con. Res. 344: Mr. JONTZ.

H. Res. 437: Mr. CAMPBELL of California.

H. Res. 470: Mr. McNULTY.

#### ¶117.45 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 4 of rule XXII, sponsors were deleted from public bills and resolutions as follows:

H.R. 1354: Mr. CHANDLER.

### FRIDAY, OCTOBER 2, 1992 (118)

The House was called to order by the SPEAKER.

#### ¶118.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Thursday, October 1, 1992.

Pursuant to clause 1, rule I, the Journal was approved.

#### ¶118.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

4347. A letter from the Acting Chairman, Federal Deposit Insurance Corporation, transmitting a feasibility study on authorizing insured and uninsured deposit accounts through a so-called "two-window" system, pursuant to Public Law 102-242, section 321(c) (105 Stat. 2370); to the Committee on Banking, Finance and Urban Affairs.

4348. A letter from the Secretary of Education, transmitting a copy of Final Regulations—Assistance to States for the Education of Children with Disabilities Program and Preschool Grants Program, pursuant to 20 U.S.C. 1232(d)(1); to the Committee on Education and Labor.

4349. A letter from the Acting Assistant Secretary of State (Legislative Affairs), transmitting a memorandum of Justification for Presidential determination regarding the drawdown of defense articles and services for disaster relief to Pakistan, pursuant to Public Law 101-513, section 574(b) (104 Stat. 2042); to the Committee on Foreign Affairs.

4350. A letter from the Deputy Associate Director for Collection and Disbursement, Department of the Interior, transmitting notification of proposed excess royalty payments in OCS areas, pursuant to 43 U.S.C. 1339(b); to the Committee on Interior and Insular Affairs.

#### ¶118.3 ORDER OF BUSINESS— CONSIDERATION OF CONFERENCE REPORT AND AMENDMENTS IN DISAGREEMENT TO H.R. 5677

On motion of Mr. NATCHER, by unanimous consent,

*Ordered*, That, notwithstanding the provisions of clause 2 of rule XXVIII, it may be in order on Saturday, October 3, 1992, or any day thereafter, for the House to consider the conference report, amendments in disagreement, and motions to dispose of amendments in disagreement on the bill (H.R. 5677) making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1993, and for other purposes; *Provided, further*, That, the conference report, amendments in disagreement, and motions printed in the joint explanatory statement of the committee of conference to dispose of amendments in disagreement be considered as read when called up for consideration.

#### ¶118.4 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. McCathran, one of his secretaries.

#### ¶118.5 WAIVING POINTS OF ORDER AGAINST THE CONFERENCE REPORT ON H.R. 5095

Mr. BEILENSON, by direction of the Committee on Rules, called up the following resolution (H. Res. 587):

*Resolved*, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 5095) to authorize appropriations for fiscal year 1993 for intelligence and intelligence-related activities of the United States Government and the Central Intelligence Agency Retirement and Disability System, and for other purposes. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.