

*Resolved*, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 889) making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, 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.

When said resolution was considered. After debate,

On motion of Mr. DREIER, 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.

157.7 DEFENSE SUPPLEMENTAL APPROPRIATIONS

Mr. LIVINGSTON, pursuant to House Resolution 129, called up the following conference report (Rept. No. 104-101):

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 889) "making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, 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 4,6,7,8,10, 20, 22, and 25.

That the House recede from its disagreement to the amendments of the Senate numbered 16 and 23, 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 matter stricken and inserted by said amendment, insert:

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to provide emergency supplemental appropriations for the Department of Defense to preserve and enhance military readiness for the fiscal year ending September 30, 1995, and for other purposes, namely:

TITLE I  
CHAPTER I

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

DEPARTMENT OF DEFENSE—MILITARY MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

For an additional amount for "Military Personnel, Army," \$260,700,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

MILITARY PERSONNEL, NAVY

For an additional amount for "Military Personnel, Navy," \$183,100,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

MILITARY PERSONNEL, MARINE CORPS

For an additional amount for "Military Personnel, Marine Corps," \$25,200,000: Provided,

That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

MILITARY PERSONNEL, AIR FORCE

For an additional amount for "Military Personnel, Air Force," \$207,100,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

RESERVE PERSONNEL, ARMY

For an additional amount for "Reserve Personnel, Army," \$6,500,000: That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

RESERVE PERSONNEL, NAVY

For an additional amount for "Reserve Personnel, Navy," \$9,600,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

RESERVE PERSONNEL, MARINE CORPS

For an additional amount for "Reserve Personnel, Marine Corps," \$1,300,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

RESERVE PERSONNEL, AIR FORCE

For an additional amount for "Reserve Personnel, Air Force," \$2,800,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

NATIONAL GUARD PERSONNEL, ARMY

For an additional amount for "National Guard Personnel, Army," \$11,000,000: That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

NATIONAL GUARD PERSONNEL, AIR FORCE

For an additional amount for "National Guard Personnel, Air Force," \$5,000,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY

For an additional amount for "Operation and Maintenance, Army," \$936,600,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, NAVY

For an additional amount for "Operation and Maintenance, Navy," \$423,700,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 215(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, MARINE CORPS

For an additional amount for "Operation and Maintenance, Marine Corps," \$33,500,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget

and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, AIR FORCE

For an additional amount for "Operation and Maintenance, Air Force," \$852,500,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, DEFENSE-WIDE

For an additional amount for "Operation and Maintenance, Defense-Wide," \$46,200,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, NAVY RESERVE

For an additional amount for "Operation and Maintenance, Navy Reserve," \$15,400,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

PROCUREMENT

OTHER PROCUREMENT, ARMY

For an additional amount for "Other Procurement, Army," \$8,300,000, to remain available until September 30, 1997: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OTHER DEPARTMENT OF DEFENSE PROGRAMS

DEFENSE HEALTH PROGRAM

For an additional amount for "Defense Health Program," \$13,200,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

CHAPTER II

RESCINDING CERTAIN BUDGET AUTHORITY

DEPARTMENT OF DEFENSE—MILITARY

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, NAVY

(RESCISSION)

Of the funds made available under this heading in Public Law 103-335, \$2,000,000 are rescinded.

OPERATION AND MAINTENANCE, AIR FORCE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-335, \$2,000,000 are rescinded.

OPERATION AND MAINTENANCE, DEFENSE-WIDE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-335, \$68,800,000 are rescinded.

OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD

(RESCISSION)

Of the funds made available under this heading in Public Law 103-335, \$15,400,000 are rescinded.

OPERATION AND MAINTENANCE, ARMY RESERVE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-335, \$6,200,000 are rescinded.

ENVIRONMENTAL RESTORATION, DEFENSE  
(RESCISSION)

Of the funds made available under this heading in Public Law 103-335, \$300,000,000 are rescinded.

FORMER SOVIET UNION THREAT REDUCTION  
(RESCISSION)

Of the funds made available under this heading in Public Law 103-335, \$20,000,000 are rescinded.

PROCUREMENT

AIRCRAFT PROCUREMENT, ARMY  
(RESCISSION)

Of the funds made available under this heading in Public Law 103-335, \$34,411,000 are rescinded.

PROCUREMENT OF AMMUNITION, ARMY  
(RESCISSIONS)

Of the funds made available under this heading in Public Law 102-396, \$85,000,000 are rescinded.

Of the funds made available under this heading in Public Law 103-335, \$55,900,000 are rescinded.

OTHER PROCUREMENT, ARMY  
(RESCISSION)

Of the funds made available under this heading in Public Law 103-335, \$32,100,000 are rescinded.

AIRCRAFT PROCUREMENT, AIR FORCE  
(RESCISSIONS AND TRANSFER)

Of the funds made available under this heading in Public Law 102-396, \$100,000,000 are rescinded.

Of the funds made available under this heading in Public Law 103-335, \$27,500,000 are rescinded.

Of the funds made available under this heading in Public Law 103-335, \$23,500,000 are hereby transferred and made available for obligation to Operation and Maintenance, Air Force.

MISSILE PROCUREMENT, AIR FORCE  
(RESCISSIONS)

Of the funds made available under this heading in Public Law 102-396, \$33,000,000 are rescinded.

Of the funds made available under this heading in Public Law 103-139, \$99,000,000 are rescinded.

Of the funds made available under this heading in Public Law 103-335, \$89,500,000 are rescinded.

OTHER PROCUREMENT, AIR FORCE  
(RESCISSION)

Of the funds made available under this heading in Public Law 103-335, \$6,100,000 are rescinded.

PROCUREMENT, DEFENSE-WIDE  
(RESCISSION)

Of the funds made available under this heading in Public Law 103-335, \$32,000,000 are rescinded.

NATIONAL GUARD AND RESERVE EQUIPMENT  
(RESCISSION)

Of the funds made available under this heading in Public Law 103-335, \$30,000,000 are rescinded.

DEFENSE PRODUCTION ACT PURCHASES  
(RESCISSION)

Of the funds made available under this heading in Public Law 103-139, \$100,000,000 are rescinded.

RESEARCH, DEVELOPMENT, TEST AND  
EVALUATION

RESEARCH, DEVELOPMENT, TEST AND  
EVALUATION, ARMY  
(RESCISSIONS)

Of the funds made available under this heading in Public Law 103-139, \$5,000,000 are rescinded.

Of the funds made available under this heading in Public Law 103-335, \$43,000,000 are rescinded.

RESEARCH, DEVELOPMENT, TEST AND  
EVALUATION, NAVY  
(RESCISSION)

Of the funds made available under this heading in Public Law 103-335, \$68,800,000 are rescinded.

RESEARCH, DEVELOPMENT, TEST AND  
EVALUATION, AIR FORCE  
(RESCISSIONS)

Of the funds made available under this heading in Public Law 103-139, \$49,600,000 are rescinded.

Of the funds made available under this heading in Public Law 103-335, \$191,200,000 are rescinded.

RESEARCH, DEVELOPMENT, TEST AND  
EVALUATION, DEFENSE-WIDE  
(RESCISSIONS)

Of the funds made available under this heading in Public Law 103-139, \$77,000,000 are rescinded.

Of the funds made available under this heading in Public Law 103-335, \$436,445,000 are rescinded.

RELATED AGENCIES

NATIONAL SECURITY EDUCATION TRUST FUND  
(RESCISSION)

Of the funds made available under this heading in Public Law 102-172, \$75,000,000 are rescinded.

CHAPTER III  
GENERAL PROVISIONS

SEC. 101. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 102. Notwithstanding sections 607 and 630 of the Foreign Assistance Act of 1961 (22 U.S.C. 2357, 2390) and sections 2608 and 2350j of title 10, United States Code, all funds received by the United States as reimbursement for expenses for which funds are provided in this Act shall be deposited in the Treasury as miscellaneous receipts.

SEC. 103. During the current fiscal year, appropriations available to the Department of Defense for the pay of civilian personnel may be used, without regard to the time limitations specified in section 5523(a) of title 5, United States Code, for payments under the provisions of section 5523 of title 5, United States Code, in the case of employees, or an employee's dependents or immediate family, evacuated from Guantanamo Bay, Cuba, pursuant to the August 26, 1994 order of the Secretary of Defense. This section shall take effect as of March 5, 1995, and shall apply with respect to any payment made on or after that date.

(INCLUDING TRANSFER OF FUNDS)

SEC. 104. In addition to amounts appropriated or otherwise made available by this Act, \$28,297,000 is hereby appropriated to the Department of Defense and shall be available only for transfer to the United States Coast Guard to cover the incremental operating costs associated with Operations Able Manner, Able Vigil, Restore Democracy, and Support Democracy: Provided, that such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

SEC. 105. (a) Section 8106A of the Department of Defense Appropriations Act, 1995 (Public Law 103-335), is amended by striking out the last proviso and inserting in lieu thereof the following: "Provided further, That if, after September 30, 1994, a member of the Armed Forces (other than the Coast Guard) is approved for release from active duty or full-time National Guard duty and that person subsequently becomes employed in a position of civilian employment in the Department of Defense within 180 days after the release from active duty or full-time National Guard duty, than that person is prohibited from

receiving payments under a Special Separation Benefits program (under section 1174a of title 10, United States Code) or a Voluntary Separation Incentive program (under section 1175 of title 10, United States Code) by reason of the release from active duty or full-time National Guard duty, and the person shall reimburse the United States the total amount, if any, paid such person under the program before the employment begins".

(b) Appropriations available to the Department of Defense for fiscal year 1995 may be obligated for making payments under sections 1174a and 1175 of title 10, United States Code.

(c) The amendment made by subsection (a) shall be effective as of September 30, 1994.

SEC. 106. (a) Subsection 8054(g) of the Department of Defense Appropriations Act, 1995 (Public Law 103-335), is amended to read as follows: "Notwithstanding any other provision of law, of the amounts available to the Department of Defense during fiscal year 1995, not more than \$1,252,650,000 may be obligated for financing activities of defense FFRDCs: Provided, That, in addition to any other reductions required by this section, the total amounts appropriated in titles II, III, and IV of this Act are hereby reduced by \$250,000,000 to reflect the funding ceiling contained in this subsection and to reflect further reductions in amounts available to the Department of Defense to finance activities carried out by defense FFRDCs and other entities providing consulting services, studies and analyses, systems engineering and technical assistance, and technical, engineering and management support."

(b) Subsection 8054(h) of the Department of Defense Appropriations Act, 1995 (Public Law 103-335), is amended to read as follows: "The total amounts appropriated to or for the use of the Department of Defense in titles II, III, and IV of this Act are reduced by an additional \$251,534,000 to reflect savings from the decreased use of non-FFRDC consulting services by the Department of Defense."

(c) Not later than 60 days after enactment of this Act, the Under Secretary of Defense (Comptroller) shall report to the Committees on Appropriations of the Senate and the House of Representatives as to the total, separate amounts of appropriations provided, by title and by appropriations account, in titles II, III, and IV of the Department of Defense Appropriations Act, 1995 (Public Law 103-335), as amended.

SEC. 107. Within sixty days of the enactment of this Act, the President shall submit to Congress a report which shall include the following:

(a) A detailed description of the estimated cumulative incremental cost of all United States activities subsequent to September 30, 1993, in and around Haiti, including but not limited to—

(1) the cost of all deployments of United States Armed Forces and Coast Guard personnel, training, exercises, mobilization, and preparation activities, including the preparation of police and military units of the other nations of the multinational force involved in enforcement of sanctions, limits on migration, establishment and maintenance of migrant facilities at Guantanamo Bay and elsewhere, and all other activities relating to operations in and around Haiti; and

(2) the costs of all other activities relating to United States policy toward Haiti, including humanitarian and development assistance, reconstruction, balance of payments and economic support, assistance provided to reduce or eliminate all arrearages owed to International Financial Institutions, all rescheduling or forgiveness of United States bilateral and multilateral debt, aid and other financial assistance, all in-kind contributions, and all other costs to the United States Government.

(b) A detailed accounting of the source of funds obligated or expended to meet the costs described in paragraph (a), including—

(1) in the case of funds expended from the Department of Defense budget, a breakdown by military service or defense agency, line item and program; and

(2) in the case of funds expended from the budgets of departments and agencies other than the Department of Defense, by department or agency and program.

SEC. 108. None of the funds appropriated to the Department of Defense for the Technology Reinvestment Program under Public Law 130-335 shall be obligated for any new projects for which a selection has not been made until the Under Secretary of Defense for Acquisition and Technology certifies to the Congress that military officers and civilian employees of the military departments constitute a majority of the membership on each review panel at every proposal evaluation step for the Technology Reinvestment Program: Provided, That the Under Secretary of Defense for Acquisition and Technology shall submit to the Congress a report describing each new Technology Reinvestment Program project or award and the military needs which the project addresses.

SEC. 109. None of the funds appropriated or otherwise made available by this Act may be obligated or expended for assistance to or programs in the Democratic People's Republic of Korea, or for implementation of the October 21, 1994, Agreed Framework between the United States and the Democratic People's Republic of Korea, unless specifically appropriated for that purpose.

And the Senate agree 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 inserted by said amendment, insert:

SEC. 110. During the current fiscal year, none of the funds available to the Department of Defense for emergency and extraordinary expenses may be obligated or expended in an amount of \$1,000,000 or more for any single transaction without prior notification to the Committees on Appropriations of the Senate and House of Representatives, the Senate Armed Services Committee, and the House National Security Committee.

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 "Sec. 112" named in said amendment, insert: Sec. 111; 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 inserted by said amendment, insert:

**DEPARTMENT OF DEFENSE—MILITARY CONSTRUCTION**

SEC. 112. None of the funds made available to the Department of Defense for any fiscal year for military construction or family housing may be obligated to initiate construction projects upon enactment of this Act for any project on an installation that—

(1) was included in the closure and realignment recommendations submitted by the Secretary of Defense to the Base Closure and Realignment Commission on February 28, 1995, unless removed by the Base Closure and Realignment Commission, or

(2) is included in the closure and realignment recommendation as submitted to Congress in 1995 in accordance with the Defense Base Closure and Realignment Act of 1990, as amended (P.L. 101-510):

Provided, That the prohibition on obligation of funds for projects located on an installation cited for realignment are only to be in effect if the function or activity with which the project is associated will be transferred from the instal-

lation as a result of the realignment: Provided further, That this provision will remain in effect unless the Congress enacts a Joint Resolution of Disapproval in accordance with the Defense Base Closure and Realignment Act of 1990, as amended (P.L. 101-510).

**(RESCISSIONS)**

SEC. 113. Of the funds appropriated under Public Law 103-307, the following funds are hereby rescinded from the following accounts in the specified amounts:

Military Construction, Army, \$3,500,000;  
Military Construction, Navy, \$3,500,000;  
Military Construction, Air Force, \$3,500,000;  
North Atlantic Treaty Organization Infrastructure, \$33,000,000;  
Base Realignment and Closure Account, Part III, \$32,000,000.

Of the funds appropriated under Public Law 102-136, the following funds are hereby rescinded from the following account in the specified amount:

Military Construction, Naval Reserve, \$25,100,000.

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 matter inserted by said amendment, insert:

SEC. 114. The Secretary of Defense shall not allocate a rescission to any military installation that the Secretary recommends for closure or realignment in 1995 under section 2903(c) of the Defense Base Closure and Realignment Act of 1990 (subtitle A of title XXIX of Public Law 101-510; 10 U.S.C. 2687 note) in an amount in excess of the proportionate share for each installation for the current fiscal year of the funds rescinded from "Environmental Restoration, Defense" by this Act.

SEC. 115. Funds in the amount of \$76,900,000 received during fiscal years 1994 and 1995 by the Department of the Air Force pursuant to the "Memorandum of Agreement between the National Aeronautics and Space Administration and the United States Air Force on Titan IV/Centaur Launch Support for the Cassini Mission," signed September 8, 1994, and September 23, 1994, and Attachments A, B, and C to that Memorandum, shall be merged with appropriations available for research, development, test and evaluation and procurement for fiscal years 1994 and 1995, and shall be available for the same time period as the appropriation with which merged, and shall be available for obligation only for those Titan IV vehicles and Titan IV-related activities under contract as of the date of enactment of this Act.

SEC. 116. Section 8025 of the Department of Defense Appropriations Act, 1995 (Public Law 103-335), is amended by striking out the amount "\$203,736,000" and inserting in lieu thereof "\$170,036,000".

SEC. 117. In addition to the rescissions made elsewhere in this Act, on September 15, 1995, \$100,000,000 shall be rescinded from appropriations under title III of the Department of Defense Appropriations Act, 1993 (Public Law 102-396).

And the Senate agree to the same.

Amendment numbered 11:

That the House recede from its disagreement to the amendment of the Senate numbered 11, and agree to the same with an amendment, as follows:

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

**CHAPTER IV  
DEPARTMENT OF TRANSPORTATION AND RELATED AGENCIES  
DEPARTMENT OF TRANSPORTATION  
FEDERAL RAILROAD ADMINISTRATION  
GRANTS TO THE NATIONAL RAILROAD PASSENGER CORPORATION**

For an additional amount to enable the Secretary of Transportation to make a grant to the

National Railroad Passenger Corporation, \$21,500,000 is hereby appropriated which shall be available until expended for capital improvements associated with safety-related emergency repairs at the existing Pennsylvania Station in New York City: Provided, That none of the funds herein appropriated shall be used for the redevelopment of the James A. Farley Post Office Building in New York city as a train station and commercial center: Provided further, That the \$21,500,000 shall be considered part of the Federal cost share for the redevelopment of the James A. Farley Post Office Building, if authorized.

**TITLE II**

And the Senate agree to the same.

Amendment numbered 12:

That the House recede from its disagreement to the amendment of the Senate numbered 12, and agree to the same with an amendment, as follows:

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

**DEPARTMENT OF JUSTICE**

**IMMIGRATION AND NATURALIZATION SERVICE**

**IMMIGRATION EMERGENCY FUND**

**(RESCISSION)**

Of the amounts made available under this heading in Public Law 103-317, \$45,000,000 are rescinded.

**DEPARTMENT OF COMMERCE**

**NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY**

**INDUSTRIAL TECHNOLOGY SERVICES**

**(RESCISSION)**

Of the amounts made available under this heading in public Law 103-317 for the Advanced Technology Program, \$90,000,000 are rescinded.

**NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION**

**INFORMATION INFRASTRUCTURE GRANTS**

**(RESCISSION)**

Of the amounts made available under this heading in Public Law 103-317, \$15,000,000 are rescinded.

**RELATED AGENCIES**

**SMALL BUSINESS ADMINISTRATION**

**SALARIES AND EXPENSES**

**(RESCISSION)**

Of the funds made available under this heading in Public Law 103-317 for tree-planting grants pursuant to section 24 of the Small Business Act, as amended, \$15,000,000 are rescinded.

**LEGAL SERVICES CORPORATION**

**PAYMENT TO THE LEGAL SERVICES CORPORATION**

**(RESCISSION)**

Of the funds made available under this heading in Public Law 103-317 for payment to the Legal Services Corporation to carry out the purposes of the Legal Services Corporation Act of 1974, as amended, \$15,000,000 are rescinded.

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:

Retain the matter inserted by said amendment, amended as follows:

Insert the following heading at the beginning of said amendment:

**DEPARTMENT OF DEFENSE—CIVIL**

**DEPARTMENT OF THE ARMY**

**CORPS OF ENGINEERS—CIVIL**

**FLOOD CONTROL, MISSISSIPPI RIVER AND TRIBUTARIES, ARKANSAS, ILLINOIS, KENTUCKY, LOUISIANA, MISSISSIPPI, MISSOURI, AND TENNESSEE**

And on line 17, page 17 of the House of Representatives engrossed bill, H.R. 889, delete "\$100,000,000" and insert in lieu thereof "\$200,000,000; 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 named in said amendment insert: *\$60,000,000*; 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:

*DEVELOPMENT ASSISTANCE FUND*

(RESCISSION)

*Of the funds made available under this heading in Public Law 103-306 and prior appropriations Acts, \$12,500,000 are rescinded.*

*ASSISTANCE FOR THE NEW INDEPENDENT STATES OF THE FORMER SOVIET UNION*

(RESCISSION)

*Of the funds made available under this heading in Public Law 103-87 and Public Law 103-306, \$7,500,000 are rescinded.*

*Of the funds made available under this heading in Public Law 103-87 for support of an officer resettlement program in Russia as described in section 560(a)(5), \$15,000,000 shall be allocated to other economic assistance and for related programs for the New Independent States of the Former Soviet Union notwithstanding the allocations provided in section 560 of said Act: Provided, That such funds shall not be available for assistance to Russia.*

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 matter stricken and inserted by said amendment, insert:

*SCHOOL IMPROVEMENT PROGRAMS*

(RESCISSION)

*Of the funds made available under this heading in Public Law 103-333 for new education infrastructure improvement grants, \$65,000,000 are rescinded.*

*STUDENT FINANCIAL ASSISTANCE*

(RESCISSION)

*Of the funds made available under this heading in Public Law 103-112, \$35,000,000 made available for title IV, part A, subpart 1 of the Higher Education Act are rescinded.*

And the Senate agree to the same.

Amendment numbered 18:

That the House recede from its disagreement to the amendment of the Senate numbered 18, and agree to the same with an amendment, as follows:

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

*FEDERAL AVIATION ADMINISTRATION*

*FACILITIES AND EQUIPMENT*

*(AIRPORT AND AIRWAY TRUST FUND)*

(RESCISSION)

*Of the available balances under this heading that remain unobligated for the "advanced automation system", \$35,000,000 are rescinded.*

*FEDERAL HIGHWAY ADMINISTRATION*

*MISCELLANEOUS HIGHWAY DEMONSTRATION*

*PROJECTS*

*(HIGHWAY TRUST FUND)*

(RESCISSION)

*Of the available appropriated balances provided in Public Law 93-87; Public Law 98-8; Public Law 98-473; and Public Law 100-71, \$12,004,450 are rescinded.*

And the Senate agree to the same.

Amendment numbered 19:

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

bered 19, 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 named in said amendment insert: *\$6,563,000*; and the Senate agree to the same.

Amendment numbered 21:

That the House recede from its disagreement to the amendment of the Senate numbered 21, and agree to the same with an amendment, as follows:

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

*INDEPENDENT AGENCIES*

*ENVIRONMENTAL PROTECTION AGENCY*

*ADMINISTRATIVE PROVISION*

*The Congress finds that the 1990 amendments to the Clean Air Act (Public Law 101-549) superseded prior requirements of the Clean Air Act regarding the demonstration of attainment of national ambient air quality standards for the South Coast, Ventura, and Sacramento areas of California and thus eliminated the obligation of the Administrator of the Environmental Protection Agency to promulgate a Federal implementation plan under section 110(e) of the Clean Air Act for those areas. Upon the enactment of this Act, any Federal implementation plan that has been promulgated by the Administrator of the Environmental Protection Agency under the Clean Air Act for the South Coast, Ventura, or Sacramento areas of California pursuant to a court order or settlement shall be rescinded and shall have no further force and effect.*

*NATIONAL AERONAUTICS AND SPACE*

*ADMINISTRATION*

*NATIONAL AERONAUTICAL FACILITIES*

*Public Law 103-327 is amended in the paragraph under this heading by striking "March 31, 1997" and all that follows, and inserting in lieu thereof, "September 30, 1997: Provided, That not to exceed \$35,000,000 shall be available for obligation prior to October 1, 1996."*

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 proposed by said amendment insert:

*TITLE IV—MEXICAN DEBT DISCLOSURE ACT OF 1995*

**SEC. 401. SHORT TITLE.**

*This title may be cited as the "Mexican Debt Disclosure Act of 1995".*

**SEC. 402. FINDINGS.**

*The Congress finds that—*

*(1) Mexico is an important neighbor and trading partner of the United States;*

*(2) on January 31, 1995, the President approved a program of assistance to Mexico, in the form of swap facilities and securities guarantees in the amount of \$20,000,000,000, using the exchange stabilization fund;*

*(3) the program of assistance involves the participation of the Board of Governors of the Federal Reserve System, the International Monetary Fund, the Bank for International Settlements, the International Bank for Reconstruction and Development, the Inter-American Development Bank, the Bank of Canada, and several Latin American countries;*

*(4) the involvement of the exchange stabilization fund and the Board of Governors of the Federal Reserve System means that United States taxpayer funds will be used in the assistance effort to Mexico;*

*(5) assistance provided by the International Monetary Fund, the International Bank for Reconstruction and Development, and the Inter-American Development Bank may require additional United States contributions of taxpayer funds to those entities;*

*(6) the immediate use of taxpayer funds and the potential requirement for additional future*

*United States contributions of taxpayer funds necessitates congressional oversight of the disbursement of funds; and*

*(7) the efficacy of the assistance to Mexico is contingent on the pursuit of sound economic policy by the Government of Mexico.*

**SEC. 403. PRESIDENTIAL REPORTS.**

*(a) REPORTING REQUIREMENT.—Not later than June 30, 1995, and every 6 months thereafter, the President shall transmit to the appropriate congressional committees a report concerning all guarantees issued to, and short-term and long-term currency swaps with, the Government of Mexico by the United States Government, including the Board of Governors of the Federal Reserve System.*

*(b) CONTENTS OF REPORTS.—Each report described in subsection (a) shall contain a description of the following actions taken, or economic situations existing, during the preceding 6-month period or, in the case of the initial report, during the period beginning on the date of enactment of this Act:*

*(1) Changes in wage, price, and credit controls in the Mexican economy.*

*(2) Changes in taxation policy of the Government of Mexico.*

*(3) Specific actions taken by the Government of Mexico to further privatize the economy of Mexico.*

*(4) Actions taken by the Government of Mexico in the development of regulatory policy that significantly affected the performance of the Mexican economy.*

*(5) Consultations concerning the program approved by the President, including advice on economic, monetary, and fiscal policy, held between the Government of Mexico and the Secretary of the Treasury (including any designee of the Secretary) and the conclusions resulting from any periodic reviews undertaken by the International Monetary Fund pursuant to the Fund's loan agreements with Mexico.*

*(6) All outstanding loans, credits, and guarantees provided to the Government of Mexico, by the United States Government, including the Board of Governors of the Federal Reserve System, set forth by category of financing.*

*(7) The progress the Government of Mexico has made in stabilizing the peso and establishing an independent central bank or currency board.*

*(c) SUMMARY OF TREASURY DEPARTMENT REPORTS.—In addition to the information required to be included under subsection (b), each report required under this section shall contain a summary of the information contained in all reports submitted under section 404 during the period covered by the report required under this section.*

**SEC. 404. REPORTS BY THE SECRETARY OF THE TREASURY.**

*(a) REPORTING REQUIREMENT.—Beginning on the last day of the first month which begins after the date of enactment of this Act, and on the last day of every month thereafter, the Secretary of the Treasury shall submit to the appropriate congressional committees a report concerning all guarantees issued to, and short-term and long-term currency swaps with, the Government of Mexico by the United States Government, including the Board of Governors of the Federal Reserve System.*

*(b) CONTENTS OF REPORTS.—Each report described in subsection (a) shall include a description of the following actions taken, or economic situations existing, during the month in which the report is required to be submitted:*

*(1) The current condition of the Mexican economy.*

*(2) The reserve positions of the central bank of Mexico and data relating to the functioning of Mexico monetary policy.*

*(3) The amount of any funds disbursed from the exchange stabilization fund pursuant to the program of assistance to the Government of Mexico approved by the President on January 31, 1995.*

(4) The amount of any funds disbursed by the Board of Governors of the Federal Reserve System pursuant to the program of assistance referred to in paragraph (3).

(5) Financial transactions, both inside and outside of Mexico, made during the reporting period involving funds disbursed to Mexico from the exchange stabilization fund or proceeds of Mexican Government securities guaranteed by the exchange stabilization fund.

(6) All outstanding guarantees issued to, and short-term and medium-term currency swaps with, the Government of Mexico by the Secretary of the Treasury, set forth by category of financing.

(7) All outstanding currency swaps with the central bank of Mexico by the Board of Governors of the Federal Reserve System and the rationale for, and any expected costs of, such transactions.

(8) The amount of payments made by customers of Mexican petroleum companies that have been deposited in the account at the Federal Reserve Bank of New York established to ensure repayment of any payment by the United States Government, including the Board of Governors of the Federal Reserve System, in connection with any guarantee issued to, or any swap with, the Government of Mexico.

(9) Any setoff by the Federal Reserve Bank of New York against funds in the account described in paragraph (8).

(10) To the extent such information is available, once there has been a setoff by the Federal Reserve Bank of New York, any interruption in deliveries of petroleum products to existing customers whose payments were setoff.

(11) The interest rates and fees charged to compensate the Secretary of the Treasury for the risk of providing financing.

**SEC. 405. TERMINATION OF REPORTING REQUIREMENTS.**

The requirements of sections 403 and 404 shall terminate on the date that the Government of Mexico has paid all obligations with respect to swap facilities and guarantees of securities made available under the program approved by the President on January 31, 1995.

**SEC. 406. PRESIDENTIAL CERTIFICATION REGARDING SWAP OF CURRENCIES TO MEXICO THROUGH EXCHANGE STABILIZATION FUND OR FEDERAL RESERVE.**

(a) IN GENERAL.—Notwithstanding any other provision of law, no loan, credit, guarantee, or arrangement for a swap of currencies to Mexico through the exchange stabilization fund or by the Board of Governors of the Federal Reserve System may be extended or (if already extended) further utilized, unless and until the President submits to the appropriate congressional committees a certification that—

(1) there is no projected cost (as defined in the Credit Reform Act of 1990) to the United States from the proposed loan, credit, guarantee, or currency swap;

(2) all loans, credits, guarantees, and currency swaps are adequately backed to ensure that all United States funds are repaid;

(3) the Government of Mexico is making progress in ensuring an independent central bank or an independent currency control mechanism;

(4) Mexico has in effect a significant economic reform effort; and

(5) the President has provided the documents described in paragraphs (1) through (28) of House Resolution 80, adopted March 1, 1995.

(b) TREATMENT OF CLASSIFIED OR PRIVILEGED MATERIAL.—For purposes of the certification required by subsection (a)(5), the President shall specify, in the case of any document that is classified or subject to applicable privileges, that, while such document may not have been produced to the House of Representatives, in lieu thereof it has been produced to specified Members of Congress or their designees by natural agreement among the President, the Speaker of the House, and the chairmen and ranking

members of the Committee on Banking and Financial Services, the Committee on International Relations, and the Permanent Select Committee on Intelligence of the House.

**SEC. 407. DEFINITIONS.**

For purposes of this title, the following definitions shall apply:

(1) APPROPRIATE CONGRESSIONAL COMMITTEE.—The term “appropriate congressional committees” means the Committees on International Relations and Banking and Financial Services of the House of Representatives, the Committees on Foreign Relations and Banking, Housing and Urban Affairs of the Senate, and the Committees on Appropriations of the House of Representatives and the Senate.

(2) EXCHANGE STABILIZATION FUND.—The term “exchange stabilization fund” means the stabilization fund referred to in section 5302(a)(1) of title 31, United States Code.

That the Senate recede from its amendment to the title of the bill.

For consideration of Senate amendments numbered 3, 5, 6, 7, and 10 thru 25, and the Senate amendment to the title of the bill:

- BOB LIVINGSTON,
- JOHN MYERS,
- BILL YOUNG,
- RALPH REGULA,
- JERRY LEWIS,
- JOHN EDWARD PORTER,
- HAROLD ROGERS,
- FRANK R. WOLF,
- BARBARA F. VUCANOVICH,
- SONNY CALLAHAN,
- CHARLES WILSON,
- ALAN MOLLOHAN,

For consideration of Senate amendments numbered 1, 2, 4, 8, and 9:

- BILL YOUNG,
- JOE MCDADE,
- BOB LIVINGSTON,
- JERRY LEWIS,
- JOE SKEEN,
- DAVE HOBSON,
- HENRY BONILLA,
- GEORGE R. NETHERCUTT,
- Jr.,
- MARK NEUMANN,
- JOHN P. MURTHA,
- NORMAN DICKS,
- CHARLES WILSON,
- W.G. BILL HEFNER,

Except Ament. No. 1 re: ELF;  
MARTIN OLAV SABO,  
Managers on the Part of the House.

- MARK O. HATFIELD,
- TED STEVENS,
- THAD COCHRAN,
- ARLEN SPECTER,
- PETER V. DOMENICI,
- PHIL GRAMM,
- KIT BOND,
- SLADE GORTON,
- MITCH MCCONNELL,
- CONRAD BURNS,
- ROBERT BYRD,
- DANIEL K. INOUE,
- ERNEST F. HOLLINGS,
- J. BENNETT JOHNSTON,
- PATRICK J. LEAHY,
- FRANK R. LAUTENBERG,
- BARBARA A. MIKULSKI,
- HARRY REID,

Managers on the Part of the Senate.

When said conference report was considered.

After debate,  
By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection.

The question being put,  
Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. HASTINGS of Washington, announced

that pursuant to clause 7 of rule XV the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the Yeas ..... 343  
affirmative ..... Nays ..... 80

§57.8 [Roll No. 296]  
YEAS—343

- |              |                |               |
|--------------|----------------|---------------|
| Abercrombie  | Dreier         | LaFalce       |
| Ackerman     | Dunn           | LaHood        |
| Allard       | Durbin         | Lantos        |
| Andrews      | Edwards        | Largent       |
| Archer       | Ehrlich        | Latham        |
| Army         | Emerson        | LaTourette    |
| Bachus       | Engel          | Laughlin      |
| Baessler     | English        | Lazio         |
| Baker (CA)   | Ensign         | Leach         |
| Baker (LA)   | Eshoo          | Levin         |
| Baldacci     | Everett        | Lewis (CA)    |
| Ballenger    | Ewing          | Lewis (KY)    |
| Barcia       | Farr           | Lightfoot     |
| Barr         | Fawell         | Linder        |
| Barrett (NE) | Fazio          | Livingston    |
| Bartlett     | Fields (TX)    | LoBiondo      |
| Barton       | Flake          | Longley       |
| Bass         | Flanagan       | Lowe          |
| Bateman      | Foley          | Lucas         |
| Beilenson    | Forbes         | Maloney       |
| Bentsen      | Ford           | Manton        |
| Bereuter     | Fowler         | Manzullo      |
| Berman       | Fox            | Markey        |
| Bevill       | Franks (CT)    | Martinez      |
| Bilbray      | Frelinghuysen  | Martini       |
| Bilirakis    | Frisa          | Mascara       |
| Bishop       | Funderburk     | Matsui        |
| Bliley       | Galleghy       | McCarthy      |
| Blute        | Ganske         | McCollum      |
| Boehlert     | Gejdenson      | McCreery      |
| Boehner      | Gekas          | McDade        |
| Bonilla      | Gephardt       | McHale        |
| Bonior       | Geren          | McHugh        |
| Bono         | Gibbons        | McInnis       |
| Borski       | Gilchrest      | McKeon        |
| Boucher      | Gillmor        | McNulty       |
| Brewster     | Gilman         | Meehan        |
| Browder      | Gonzalez       | Meek          |
| Brown (CA)   | Goodlatte      | Menendez      |
| Brown (FL)   | Goodling       | Metcalf       |
| Brown (OH)   | Gordon         | Meyers        |
| Brownback    | Goss           | Mfume         |
| Bryant (TN)  | Greenwood      | Mica          |
| Bryant (TX)  | Gunderson      | Miller (CA)   |
| Bunn         | Hall (OH)      | Miller (FL)   |
| Bunning      | Hall (TX)      | Molinari      |
| Burr         | Hamilton       | Mollohan      |
| Buyer        | Hancock        | Montgomery    |
| Callahan     | Hansen         | Moorhead      |
| Calvert      | Harman         | Morella       |
| Camp         | Hastert        | Murtha        |
| Canady       | Hastings (WA)  | Myers         |
| Cardin       | Hayes          | Myrick        |
| Castle       | Hayworth       | Neal          |
| Chabot       | Hefley         | Nethercutt    |
| Chambliss    | Hefner         | Neumann       |
| Chenoweth    | Heineman       | Ney           |
| Christensen  | Herger         | Norwood       |
| Chrysler     | Hillery        | Nussle        |
| Clement      | Hobson         | Oberstar      |
| Clinger      | Hoke           | Obey          |
| Coble        | Horn           | Olver         |
| Coleman      | Hostettler     | Ortiz         |
| Collins (GA) | Houghton       | Orton         |
| Combest      | Hoyer          | Oxley         |
| Condit       | Hunter         | Packard       |
| Cooley       | Hutchinson     | Parker        |
| Costello     | Hyde           | Paxon         |
| Cox          | Inglis         | Payne (VA)    |
| Cramer       | Istook         | Peterson (FL) |
| Crane        | Jackson-Lee    | Petri         |
| Crapo        | Jacobs         | Pickett       |
| Creameans    | Jefferson      | Pombo         |
| Cubin        | Johnson (CT)   | Pomeroy       |
| Cunningham   | Johnson, E. B. | Porter        |
| Danner       | Jones          | Portman       |
| Davis        | Kanjorski      | Poshard       |
| de la Garza  | Kaptur         | Pryce         |
| Deal         | Kelly          | Quillen       |
| DeLauro      | Kennedy (MA)   | Quinn         |
| DeLay        | Kennedy (RI)   | Radanovich    |
| Deutsch      | Kennelly       | Reed          |
| Diaz-Balart  | Kildee         | Regula        |
| Dicks        | Kim            | Richardson    |
| Dingell      | King           | Riggs         |
| Doggett      | Kingston       | Rivers        |
| Dooley       | Kleczka        | Roberts       |
| Doolittle    | Klink          | Roemer        |
| Dornan       | Knollenberg    | Rogers        |
| Doyle        | Kolbe          | Rohrabacher   |