

H.R. 468: Mr. MASCARA and Mr. DOYLE.
 H.R. 1791: Mr. HUTCHINSON and Mr. REED.
 H.R. 1884: Mr. FLAKE.
 H.R. 1993: Mrs. KELLY.
 H.R. 2310: Mr. BOEHLERT, Mr. BONILLA, Mr. CLAY, Mr. CONDIT, Mr. DELLUMS, Mr. ENGEL, Mr. HINCHEY, Mr. KING, Mr. MCDADE, Mr. MILLER of California, Mr. MOORHEAD, Mr. PASTOR, Mr. RICHARDSON, Mr. TORRES, Mr. TRAFICANT, and Mr. MATSUL.
 H.R. 2311: Mr. FRAZER, Mr. JEFFERSON, Mr. JOHNSTON of Florida, Mr. MFUME, Mr. RANGEL, Mr. SABO, Mr. TOWNS, and Ms. WOOLSEY.
 H.R. 2508: Mr. SMITH of Texas and Mr. HUTCHINSON.
 H.R. 2510: Mr. ABERCROMBIE.
 H.R. 2599: Mr. CRAMER.
 H.J. Res. 124: Mr. DAVIS.
 H. Con. Res. 63: Mr. KLECZKA and Mr. ORTIZ.

MONDAY, NOVEMBER 20, 1995 (151)

¶151.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m., by the SPEAKER pro tempore, Mr. EWING, who laid before the House the following communication:

WASHINGTON, DC,
 November 20, 1995.

I hereby designate the Honorable THOMAS W. EWING to act as Speaker pro tempore on this day.

NEWT GINGRICH,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Friday, May 12, 1995, Members were recognized for "morning hour" debates.

¶151.2 RECESS—1:41 P.M.

The SPEAKER pro tempore, Mr. EWING, pursuant to clause 12 of rule I, declared the House in recess at 1 o'clock and 41 minutes p.m., until 2 o'clock p.m.

¶151.3 AFTER RECESS—2:00 P.M.

The SPEAKER pro tempore, Mr. CUNNINGHAM, called the House to order.

¶151.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CUNNINGHAM, announced he had examined and approved the Journal of the proceedings of the legislative day of Saturday, November 18, 1995.

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

¶151.5 COMMUNICATIONS

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

1695. A letter from the Director, the Office of Management and Budget, transmitting the cumulative report on rescissions and deferrals of budget authority as of November 1, 1995, pursuant to 2 U.S.C. 685(e) (H. Doc. No. 104-136); to the Committee on Appropriations and ordered to be printed.

1696. A letter from the Chairman, Nuclear Regulatory Commission, transmitting a report on abnormal occurrences at licensed nuclear facilities for the second quarter of calendar year 1995, pursuant to 42 U.S.C. 5848; to the Committee on Commerce.

1697. A letter from the Secretary of Transportation, transmitting the Department's fiscal year 1995 annual report to Congress on

progress in conducting environmental remedial action at federal owned or operated facilities, pursuant to Public Law 99-499, section 120(e)(5) (100 Stat. 1669); to the Committee on Commerce.

1698. A letter from the Acting Director, Defense Security Assistance Agency, transmitting notification concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance [LOA] to Israel for defense articles and services (Transmittal No. 96-14), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

1699. A letter of the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed issuance of export license agreement for the transfer of defense articles or defense services sold commercially to Canada (Transmittal No. DTC-2-96), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

1700. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed issuance of export license agreement for the transfer of defense articles or defense services sold commercially to Singapore (Transmittal No. DTC-4-96), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

1701. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed issuance of export license agreement for the transfer of defense articles or defense services sold commercially to the United Kingdom (Transmittal No. DTC-9-96), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

1702. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed issuance of export license agreement for the transfer of defense articles or defense services sold commercially to the United Kingdom (Transmittal No. DTC-11-96), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

1703. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed issuance of export license agreement for the transfer of defense articles or defense services sold commercially to Spain (Transmittal No. DTC-12-96), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

1704. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed issuance of export license agreement for the transfer of defense articles or defense services sold commercially to the International Maritime Satellite Organization [INMARSAT] (Transmittal No. DTC-61-95), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

1705. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed manufacturing license agreement for production of major military equipment with Japan (Transmittal No. DTC-3-96), pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

1706. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed manufacturing license agreement for production of major military equipment with the Republic of Korea (Transmittal No. DTC-7-96), pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

1707. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed issuance of export license Agreement for the transfer of defense articles or defense serv-

ices sold commercially to Japan (Transmittal No. DTC-8-96), pursuant to 22 U.S.C. 2776(c) and (d); to the Committee of International Relations.

1708. A letter from the U.S. Agency for International Development, transmitting the Agency's financial statements on USAID's micro and small enterprise development [MSED] program for fiscal year 1994; to the Committee on International Relations.

1709. A letter from the Director, Office of Management and Budget, transmitting OMB estimate of the amount of change in outlays or receipts, as the case may be, in each fiscal year through fiscal year 2000 resulting from passage of H.R. 402 and H.R. 716, pursuant to Public Law 101-508, section 13101(a) (104 Stat. 1338-582); to the Committee on Government Reform and Oversight.

1710. A letter from the Office of Independent Counsel, transmitting the Counsel's annual report in compliance with the Inspector General Act Amendments of 1988, pursuant to 5 U.S.C. app. (Insp. Gen. Act) Sec. 5(b); to the Committee on Government Reform and Oversight.

1711. A letter from the President and CEO, U.S. Enrichment Corporation, transmitting the Corporation's annual report in compliance with the Inspector General Act Amendments of 1988, pursuant to 5 U.S.C. app. (Insp. Gen. Act) Sec 5(b); to the Committee on Government Reform and Oversight.

1712. A letter from the Executive Director, Office of Compliance, transmitting notice of proposed rulemaking for publication in the CONGRESSIONAL RECORD, pursuant to Public Law 104-1, section 303(b) (109 Stat. 28); to the Committee on House Oversight.

1713. A letter from the Secretary of Transportation, transmitting a report on the national maximum speed limits, travel speeds, enforcement efforts and speed related highway statistics for fiscal year 1993, pursuant to Public Law 102-240, section 1029(e) (105 Stat. 1970); to the Committee on Transportation and Infrastructure.

1714. A letter from the Director, Corporate Financial Audits, General Accounting Office, transmitting a report on the 1995 fiscal year interest rate on rural telephone bank loans, pursuant to 7 U.S.C. 948(b)(3); jointly, to the Committees on Agriculture and Government Reform and Oversight.

1715. A letter from the Secretary of Energy, transmitting the Department's report entitled "Report to Congress: Expressions of Interest in Commercial Clean Technology Projects in Foreign Countries; jointly, to the Committees on Appropriations, Commerce, and Science.

¶151.6 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed concurrent resolutions of the following titles, in which the concurrence of the House is requested:

S. Con. Res. 32. Concurrent resolution providing for a conditional recess or adjournment of the Senate on Monday, November 20, 1995, until Monday, November 27, 1995, and a conditional adjournment of the House on the legislative day of Monday, November 20, 1995, or Tuesday, November 21, 1995, until, Tuesday, November 28, 1995; and

S. Con. Res. 33. Concurrent resolution expressing the thanks and good wishes of the American people to the Honorable George M. White on the occasion of his retirement as the Architect of the Capitol.

¶151.7 ENROLLED JOINT RESOLUTION SIGNED

The SPEAKER pro tempore, Mr. CUNNINGHAM, announced that pursu-

ant to clause 4, rule I, the Speaker signed the following enrolled joint resolution, on the legislative day of Saturday, November 18, 1995:

H.J. Res. 123. An Act making further continuing appropriations for the fiscal year 1996, and for other purposes.

¶151.8 PROVIDING FOR THE
ADJOURNMENT OF THE TWO HOUSES

The SPEAKER pro tempore, Mr. EWING, laid before the House the following privileged concurrent resolution (S. Con. Res. 32):

Resolved by the Senate (the House of Representatives concurring). That when the Senate recesses or adjourns at the close of business on Monday, November 20, 1995, pursuant to a motion made by the Majority Leader or his designee, in accordance with this resolution, it stand recessed or adjourned until a time to be determined by the Majority Leader on Monday, November 27, 1995, or until one hour after the House has voted on H.J. Res. 122, unless the House agrees to the Senate amendment.

SEC. 2. The two Houses shall convene at 12:00 noon on the second day after Members are notified to reassemble pursuant to section 3 of this resolution, whichever occurs first; and that when the House of Representatives adjourns on the legislative day of Monday, November 20, 1995, or the legislative day of Tuesday, November 21, 1995, it stand adjourned until 12:30 p.m. on Tuesday, November 28, 1995, or until 12:00 noon on the second day after Members are notified to reassemble pursuant to section 3 of this resolution, whichever occurs first.

SEC. 3. The Majority Leader of the Senate and the Speaker of the House, acting jointly after consultation with the Minority Leader of the Senate and Minority Leader of the House, shall notify the Members of the Senate and the House respectively, to reassemble whenever, in their opinion, the public interest shall warrant it.

When said concurrent resolution was considered and agreed to.

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

Ordered. That the Clerk notify the Senate thereof.

¶151.9 COMMENCEMENT DATE OF
TEMPORARY FEDERAL JUDGESHIPS

Mr. MOORHEAD moved to suspend the rules and pass the bill (H.R. 2361) to amend the commencement date of certain temporary Federal judgeships.

The SPEAKER pro tempore, Mr. EWING, recognized Mr. MOORHEAD and Mrs. SCHROEDER, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. EWING, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

On motion of Mr. MOORHEAD, by unanimous consent, the bill of the Senate (S. 1328) to amend the commencement date of certain temporary Fed-

eral judgeships; was taken from the Speaker's table.

When said bill was considered, read twice, ordered to be read a third time, was read a third time by title, and passed.

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

Ordered. That the Clerk notify the Senate thereof.

By unanimous consent, H.R. 2361, a similar House bill, was laid on the table.

¶151.10 ORDER OF BUSINESS—
CONSIDERATION OF H.J. RES. 122

On motion of Mr. LIVINGSTON, by unanimous consent,

Ordered. That it may be in order to take from the Speaker's table the joint resolution (H.J. Res. 122) making further continuing appropriations for the fiscal year 1996, and for other purposes, with the Senate amendment thereto, and to consider in the House a motion offered by the chairman of the Committee on Appropriations to dispose of the Senate amendment, that the Senate amendment and motion shall be considered as read, that the motion shall be debatable for one hour equally divided and controlled by the chairman and the ranking minority member of the Committee on Appropriations or their designees, and that the previous question shall be considered as ordered on the motion to final adoption without intervening motion.

¶151.11 ORDER OF BUSINESS—
POSTPONEMENT OF VOTE

On motion of Mr. LIVINGSTON, by unanimous consent,

Ordered. That if a recorded vote is ordered, or the yeas and nays are ordered, or a vote is objected to under clause 4 of rule XV, on the question of agreeing to the motion that the House concur in the Senate amendment to House Joint Resolution 122, then the Speaker may postpone further proceedings on that question until a later time or place in the legislative schedule of the current legislative day, and may resume such proceedings as though postponed pursuant to clause 5(b)(1) of rule I.

¶151.12 FURTHER CONTINUING
APPROPRIATIONS, FY 1996

Mr. LIVINGSTON, pursuant to the order of the House heretofore agreed to, moved to take from the Speaker's table the joint resolution (H.J. Res. 122) making further continuing appropriations for the fiscal year 1996, and for other purposes, with the following amendment of the Senate thereto, and concur in the Senate amendment:

Strike out all after the resolving clause and insert:

That the following sums are hereby appropriated, out of any money in the Treasury not otherwise appropriated, and out of applicable corporate or other revenues, receipts, and funds, for the several departments, agencies, corporations, and other organizational units of Government for the fiscal year 1996, and for other purposes, namely:

TITLE I

CONTINUING APPROPRIATIONS

SEC. 101. (a) Such amounts as may be necessary under the authority and conditions provided in the applicable appropriations Act for the fiscal year 1995 for continuing projects or activities including the costs of direct loans and loan guarantees (not otherwise specifically provided for in this joint resolution) which were conducted in the fiscal year 1995 and for which appropriations, funds, or other authority would be available in the following appropriations Acts:

The Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1996, notwithstanding section 15 of the State Department Basic Authorities Act of 1956, section 701 of the United States Information and Educational Exchange Act of 1948, section 313 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (Public Law 103-236), and section 53 of the Arms Control and Disarmament Act;

Provided, That whenever the amount which would be made available or the authority which would be granted in these Acts is greater than that which would be available or granted under current operations, the pertinent project or activity shall be continued at a rate for operations not exceeding the current rate.

(b) Whenever the amount which would be made available or the authority which would be granted under an Act listed in this section as passed by the House as of the date of enactment of this joint resolution, is different from that which would be available or granted under such Act as passed by the Senate as of the date of enactment of this joint resolution, the pertinent project or activity shall be continued at a rate for operations not exceeding the current rate or the rate permitted by the action of the House or the Senate, whichever is lower, under the authority and conditions provided in the applicable appropriations Act for the fiscal year 1995: *Provided,* That where an item is not included in either version or where an item is included in only one version of the Act as passed by both Houses as of the date of enactment of this joint resolution, the pertinent project or activity shall not be continued except as provided for in section 111 or 112 under the appropriation, fund, or authority granted by the applicable appropriations Act for the fiscal year 1995 and under the authority and conditions provided in the applicable appropriations Act for the fiscal year 1995.

(c) Whenever an Act listed in this section has been passed by only the House or only the Senate as of the date of enactment of this joint resolution, the pertinent project or activity shall be continued under the appropriation, fund, or authority granted by the one House at a rate for operations not exceeding the current rate or the rate permitted by the action of the one House, whichever is lower, and under the authority and conditions provided in the applicable appropriations Act for the fiscal year 1995: *Provided,* That where an item is funded in the applicable appropriations Act for the fiscal year 1995 and not included in the version passed by the one House as of the date of enactment of this joint resolution, the pertinent project or activity shall not be continued except as provided for in section 111 or 112 under the appropriation, fund, or authority granted by the applicable appropriations Act for the fiscal year 1995 and under the authority and conditions provided in the applicable appropriations Act for the fiscal year 1995.

SEC. 102. No appropriation or funds made available or authority granted pursuant to section 101 for the Department of Defense