

## FRIDAY, JANUARY 5, 1996 (3)

## ¶3.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. BUNNING, who laid before the House the following communication:

WASHINGTON, DC,  
January 5, 1996.

I hereby designate the Honorable JIM BUNNING to act as Speaker pro tempore on this day.

NEWT GINGRICH,  
Speaker of the House of Representatives.

## ¶3.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. BUNNING, announced he had examined and approved the Journal of the proceedings of Thursday, December 4, 1996.

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

## ¶3.3 COMMUNICATIONS

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

1918. A letter from the Director, Defense Security Assistance Agency, transmitting notification concerning cooperation with France, Germany, and Italy in the project definitions and validation phase of development of MEADS, a mobile surface-to-air missile system, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

1919. A letter from the Executive Director, Japan-United States Friendship Commission, transmitting the Commission's annual report for fiscal year 1995, pursuant to 22 U.S.C. 2904(b); to the Committee on International Relations.

1920. 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. 1878 and H.R. 2539, pursuant to Public Law 101-508, section 13101(a) (104 Stat. 1388-582); to the Committee on Government Reform and Oversight.

1921. A letter from the Secretary, American Battle Monuments Commission, transmitting the annual report under the Federal Managers' Financial Integrity Act for 1995, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

1922. A letter from the Archivist of the United States, National Archives, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1995, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

1923. A letter from the Chairman, Nuclear Waste Technical Review Board, transmitting the semiannual report on activities of the inspector general for the period April 1, 1995, through September 30, 1995, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform and Oversight.

1924. A letter from the Chairman, Nuclear Waste Technical Review Board, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1995, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

1925. A letter from the Director, Office of Personnel Management, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1995, pursuant to 31 U.S.C. 3512(c)(3); to the Com-

mittee on Government Reform and Oversight.

1926. A letter from the Chairman, Railroad Retirement Board, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1995, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

1927. A letter from the Chairman, Securities and Exchange Commission, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1995, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

1928. A letter from the Assistant Attorney General, Department of Justice, transmitting a copy of the Bureau of Justice Assistance report entitled "Fiscal Year 1994 Annual Report to Congress," pursuant to 42 U.S.C. 3711 et seq.; to the Committee on the Judiciary.

1929. A letter from the Clerk, U.S. Court of Federal Claims, transmitting the court's report for the year ended September 30, 1995, pursuant to 28 U.S.C. 791(c); to the Committee on the Judiciary.

1930. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of Presidential Determination No. 96-7: Presidential Certification to Suspend Sanctions Imposed on the Federal Republic of Yugoslavia (Serbia and Montenegro); jointly, to the Committees on National Security, International Relations, Banking and Financial Services, and Transportation and Infrastructure.

## ¶3.4 RECESS—10:02 A.M.

The SPEAKER pro tempore, Mr. BUNNING, pursuant to clause 12 of rule I, declared the House in recess at 10 o'clock and 2 minutes a.m., subject to the call of the Chair.

## ¶3.5 AFTER RECESS—11:00 A.M.

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

## ¶3.6 COMMITTEE HEARINGS, 1ST SESSION, 104TH CONGRESS

On motion of Mr. DREIER, by unanimous consent,

*Ordered*, That the resolution (H. Res. 310) expediting the commencement of committee hearings during the remainder of the First Session of the One Hundred Fourth Congress, be laid on the table.

## ¶3.7 PROVIDING FOR DISPOSITON OF THE SENATE AMENDMENT TO H.R. 1643

Mr. DREIER, by direction of the Committee on Rules, called up the following resolution (H. Res. 334):

*Resolved*, That upon adoption of this resolution it shall be in order to take from the Speaker's table the bill (H.R. 1643) to authorize the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of Bulgaria, with the Senate amendment thereto, and to consider in the House the motion printed in the report of the Committee on Rules accompanying this resolution. The Senate amendment and the motion shall be considered as read. All points of order against the motion are waived. The motion shall be debatable for one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The previous question shall be considered as ordered on the motion to final adoption without intervening motion or demand for division of the question.

When said resolution was considered. After debate,

Mr. DREIER moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*, Will the House now order the previous question?

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

Mr. MOAKLEY 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 ..... 228  
Nays ..... 187

¶3.8 [Roll No. 6]  
YEAS—228

|              |               |               |
|--------------|---------------|---------------|
| Allard       | Foley         | McDade        |
| Archer       | Forbes        | McHugh        |
| Armey        | Fowler        | McInnis       |
| Bachus       | Fox           | McIntosh      |
| Baker (CA)   | Franks (CT)   | McKeon        |
| Baker (LA)   | Franks (NJ)   | Metcalf       |
| Ballenger    | Frelinghuysen | Meyers        |
| Barr         | Frisa         | Mica          |
| Barrett (NE) | Funderburk    | Miller (FL)   |
| Bartlett     | Galleghy      | Molinari      |
| Barton       | Ganske        | Moorhead      |
| Bass         | Gekas         | Morella       |
| Bateman      | Gilchrest     | Myrick        |
| Bereuter     | Gillmor       | Neuherrcutt   |
| Bilbray      | Gilman        | Neumann       |
| Bilirakis    | Goodlatte     | Ney           |
| Bliley       | Goodling      | Nussle        |
| Blute        | Goss          | Oxley         |
| Boehlert     | Graham        | Packard       |
| Boehner      | Gunderson     | Parker        |
| Bonilla      | Gutknecht     | Paxon         |
| Bono         | Hall (TX)     | Petri         |
| Brownback    | Hancock       | Pombo         |
| Bryant (TN)  | Hansen        | Porter        |
| Bunn         | Hastert       | Portman       |
| Bunning      | Hastings (WA) | Pryce         |
| Burr         | Hayworth      | Quinn         |
| Burton       | Hefley        | Radanovich    |
| Buyer        | Heineman      | Ramstad       |
| Callahan     | Herger        | Regula        |
| Calvert      | Hilleary      | Riggs         |
| Camp         | Hobson        | Roberts       |
| Campbell     | Hoekstra      | Rogers        |
| Canady       | Hoke          | Rohrbacher    |
| Castle       | Horn          | Ros-Lehtinen  |
| Chabot       | Hostettler    | Roth          |
| Chambliss    | Houghton      | Roukema       |
| Chenoweth    | Hunter        | Royce         |
| Christensen  | Hutchinson    | Salmon        |
| Chrysler     | Hyde          | Sanford       |
| Clinger      | Inglis        | Saxton        |
| Coble        | Istook        | Scarborough   |
| Coburn       | Johnson (CT)  | Schaefer      |
| Collins (GA) | Johnson, Sam  | Schiff        |
| Combest      | Jones         | Seastrand     |
| Cooley       | Kasich        | Sensenbrenner |
| Cox          | Kelly         | Shadegg       |
| Crane        | Kim           | Shaw          |
| Crapo        | King          | Shays         |
| Cremeans     | Kingston      | Shuster       |
| Cubin        | Klug          | Skeen         |
| Cunningham   | Knollenberg   | Smith (MI)    |
| Davis        | Kolbe         | Smith (NJ)    |
| Deal         | LaHood        | Smith (TX)    |
| DeLay        | Largent       | Smith (WA)    |
| Diaz-Balart  | Latham        | Solomon       |
| Dickey       | LaTourette    | Souder        |
| Doolittle    | Laughlin      | Spence        |
| Dornan       | Lazio         | Stearns       |
| Dreier       | Leach         | Stump         |
| Duncan       | Lewis (CA)    | Talent        |
| Dunn         | Lewis (KY)    | Tate          |
| Ehlers       | Linder        | Tauzin        |
| Ehrlich      | Livingston    | Taylor (NC)   |
| Emerson      | LoBiondo      | Thomas        |
| English      | Longley       | Thornberry    |
| Ensign       | Lucas         | Tiahrt        |
| Everett      | Manzullo      | Torkildsen    |
| Ewing        | Martini       | Upton         |
| Fawell       | McCollum      | Vucanovich    |
| Flanagan     | McCreary      | Waldholtz     |

|             |             |            |
|-------------|-------------|------------|
| Walker      | Weldon (PA) | Wolf       |
| Walsh       | Weller      | Young (AK) |
| Wamp        | White       | Young (FL) |
| Watts (OK)  | Whitfield   | Zeliff     |
| Weldon (FL) | Wicker      | Zimmer     |

NAYS—187

|              |                |               |
|--------------|----------------|---------------|
| Abercrombie  | Gibbons        | Neal          |
| Ackerman     | Gonzalez       | Oberstar      |
| Andrews      | Gordon         | Obey          |
| Baessler     | Green          | Olver         |
| Baldacci     | Gutierrez      | Ortiz         |
| Barcia       | Hall (OH)      | Orton         |
| Barrett (WI) | Hamilton       | Owens         |
| Becerra      | Harman         | Pallone       |
| Beilenson    | Hastings (FL)  | Pastor        |
| Bentsen      | Hefner         | Payne (NJ)    |
| Berman       | Hilliard       | Payne (VA)    |
| Bevill       | Hinchey        | Pelosi        |
| Bishop       | Holden         | Peterson (FL) |
| Bonior       | Hoyer          | Peterson (MN) |
| Borski       | Jackson (IL)   | Pickett       |
| Boucher      | Jackson-Lee    | Pomeroy       |
| Brewster     | (TX)           | Poshard       |
| Browder      | Jacobs         | Rahall        |
| Brown (CA)   | Jefferson      | Rangel        |
| Brown (FL)   | Johnson (SD)   | Reed          |
| Brown (OH)   | Johnson, E. B. | Richardson    |
| Cardin       | Johnston       | Rivers        |
| Clay         | Kanjorski      | Roemer        |
| Clayton      | Kaptur         | Roybal-Allard |
| Clement      | Kennedy (MA)   | Rush          |
| Clyburn      | Kennedy (RI)   | Sabo          |
| Coleman      | Kennelly       | Sanders       |
| Collins (IL) | Kildee         | Sawyer        |
| Collins (MI) | Klecicka       | Schroeder     |
| Condit       | Klink          | Schumer       |
| Conyers      | LaFalce        | Scott         |
| Costello     | Lantos         | Serrano       |
| Coyne        | Levin          | Sisisky       |
| Cramer       | Lewis (GA)     | Skaggs        |
| Danner       | Lincoln        | Skelton       |
| de la Garza  | Lipinski       | Slaughter     |
| DeFazio      | Lofgren        | Spratt        |
| DeLauro      | Lowe           | Stenholm      |
| Dellums      | Luther         | Stokes        |
| Deutsch      | Maloney        | Stupak        |
| Dicks        | Manton         | Tanner        |
| Dingell      | Markey         | Taylor (MS)   |
| Dixon        | Martinez       | Tejeda        |
| Doggett      | Mascara        | Thompson      |
| Dooley       | Matsui         | Thornton      |
| Doyle        | McCarthy       | Thurman       |
| Durbin       | McDermott      | Torres        |
| Edwards      | McHale         | Towns         |
| Engel        | McKinney       | Traficant     |
| Eshoo        | McNulty        | Velazquez     |
| Evans        | Meehan         | Vento         |
| Farr         | Meek           | Visclosky     |
| Fattah       | Menendez       | Volkmer       |
| Fields (LA)  | Mfume          | Ward          |
| Filner       | Miller (CA)    | Waters        |
| Foglietta    | Minge          | Watt (NC)     |
| Ford         | Mink           | Waxman        |
| Frank (MA)   | Moakley        | Williams      |
| Frost        | Mollohan       | Wise          |
| Furse        | Montgomery     | Woolsey       |
| Gejdenson    | Moran          | Wynn          |
| Gephardt     | Murtha         | Yates         |
| Geren        | Nadler         |               |

NOT VOTING—18

|             |           |            |
|-------------|-----------|------------|
| Bryant (TX) | Hayes     | Stark      |
| Chapman     | Lightfoot | Stockman   |
| Fazio       | Myers     | Studds     |
| Fields (TX) | Norwood   | Torricelli |
| Flake       | Quillen   | Wilson     |
| Greenwood   | Rose      | Wyden      |

So the previous question on the resolution was ordered.

The question being put, *viva voce*, Will the House agree to said resolution?

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

So 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.

13.9 TARGETED CONTINUING APPROPRIATIONS

Mr. LIVINGSTON, pursuant to House Resolution 334, called up from the

Speaker's table the bill (H.R. 1643) to authorize the extension of nondiscriminatory treatment (most-favored-nation) to the products of Bulgaria, with the following Senate amendment:

Strike out all after the enacting clause and insert:

SECTION 1. TEMPORARY EXTENSION OF THE CONTINUING RESOLUTION.

(a) IN GENERAL.—Section 106(c) of Public Law 104-56 is amended by striking "December 15, 1995" and inserting "January 12, 1996".

(b) EFFECTIVE PERIOD.—The amendment made by subsection (a) shall be considered to have taken effect on December 16, 1995.

SEC. 2. ELIGIBILITY FOR UNEMPLOYMENT COMPENSATION.

Beginning on January 2, 1996, any Federal employee who is excepted from furlough and is not being paid due to a lapse in appropriations shall be eligible for unemployment compensation benefits with no waiting period for such eligibility to accrue. With respect to any person who is eligible for such benefits by reason of the preceding sentence, any such benefits received shall be subject to repayment in the same manner and to the same extent when eligibility by reason of the preceding sentence ceases as if such cessation were an end to the period of unemployment.

Mr. LIVINGSTON, pursuant to House Resolution 334, moved that the House concur in the amendment of the Senate with the following amendment:

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

TITLE I

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:

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 the following projects or activities including the costs of direct loans and loan guarantees (not otherwise specifically provided for in this Act) which were conducted in the fiscal year 1995:

All nutrition services for the elderly under the account heading "Aging services programs" under the Administration on Aging in the Department of Health and Human Services;

All grants to States for child welfare services, authorized by title IV, part B, subpart 1, of the Social Security Act, under the account heading "Children and families services programs" under the Administration for Children and Families in the Department of Health and Human Services;

All Federal Parent Locator Service activities, as authorized by section 453 of the Social Security Act, under the account heading "Children and families services programs" under the Administration for Children and Families in the Department of Health and Human Services;

All State unemployment insurance administration activities under the account heading "State unemployment insurance and employment service operations" under the Employment and Training Administration in the Department of Labor;

All general welfare assistance payments and foster care payments, as authorized by law, funded under the account heading "Operation of Indian programs" under the Bureau of Indian Affairs in the Department of the Interior;

All projects and activities funded under the account heading "Family support payments to States" under the Administration For Children and Families in the Department of Health and Human Services;

All projects and activities funded under the account heading "Payments to States for foster care and adoption assistance" under the Administration For Children and Families in the Department of Health and Human Services;

All administrative activities necessary to carry out the projects and activities in the preceding two paragraphs;

All projects and activities funded under the account headings "Dual benefits payments account", "Limitation on administration" and "Limitation on railroad unemployment insurance administration fund" under the Railroad Retirement Board;

All projects and activities necessary to accommodate visitors and to provide for visitor services in the National Park System, the National Wildlife Refuges, the National Forests, the facilities operated by the Smithsonian Institution, the National Gallery of Art, the John F. Kennedy Center for the Performing Arts, and the United States Holocaust Memorial; and

All projects and activities necessary to process VISAS and passports and to provide for American citizen services, notwithstanding section 15 of the State Department Basic Authorities Act of 1956: *Provided*, That whenever the amount which would be made available or the authority which would be granted under an Act which included funding for fiscal year 1996 for the projects and activities listed in this section 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 the Act which included funding for fiscal year 1996 for the projects and activities listed in this section as passed by the House as of the date of enactment of this Act, 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 Act, 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.

(c) Whenever an Act which included funding for fiscal year 1996 for the projects and activities listed in this section has been passed by only the House or only the Senate as of the date of enactment of this Act, 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.

SEC. 102. Appropriations made by section 101 shall be available to the extent and in the manner which would be provided by the pertinent appropriations Act.

SEC. 103. No appropriation or funds made available or authority granted pursuant to section 101 shall be used to initiate or resume any project or activity for which appropriations, funds, or other authority were not available during the fiscal year 1995.

SEC. 104. No provision which is included in the appropriations Act enumerated in section 101 but which was not included in the applicable appropriations Act for fiscal year

1995 and which by its terms is applicable to more than one appropriation, fund, or authority shall be applicable to any appropriation, fund, or authority provided in this Act.

SEC. 105. Appropriations made and authority granted pursuant to this title of this Act shall cover all obligations or expenditures incurred for any program, project, or activity during the period for which funds or authority for such project or activity are available under this Act.

SEC. 106. Unless otherwise provided for in this title of this Act or in the applicable appropriations Act, appropriations and funds made available and authority granted pursuant to this title of this Act shall be available until (a) enactment into law of an appropriation for any project or activity provided for in this title of this Act, or (b) the enactment into law of the applicable appropriations Act by both Houses without any provision for such project or activity, or (c) September 30, 1996, except for the projects and activities under the headings "Family support payments to States" and "Payments to States for foster care and adoption assistance", for which date shall be March 15, 1996, whichever first occurs.

SEC. 107. Expenditures made pursuant to this title of this Act shall be charged to the applicable appropriation, fund, or authorization whenever a bill in which such applicable appropriation, fund, or authorization is contained is enacted into law.

SEC. 108. No provision in the appropriations Act for the fiscal year 1996 referred to in section 101 of this Act that makes the availability of any appropriation provided therein dependent upon the enactment of additional authorizing or other legislation shall be effective before the date set forth in section 106(c) of this Act.

SEC. 109. Appropriations and funds made available by or authority granted pursuant to this title of this Act may be used without regard to the time limitations for submission and approval of apportionments set forth in section 1513 of title 31, United States Code, but nothing herein shall be construed to waive any other provision of law governing the apportionment of funds.

SEC. 110. For the purposes of this title of this Act, the time covered by this title of this Act shall be considered to have begun on December 16, 1995.

SEC. 111. Notwithstanding any other provision of this Act, except section 106, funds appropriated under section 101 for the payment of vested dual benefits under the Railroad Retirement Act shall be made available so as to fully fund the payments made on January 1, 1996, and the payments to be made within the period covered by this Act including those payments to be made on the first day of each month within the period covered by this Act. In addition to the funds appropriated under section 101 of this Act, \$12,800,000 is appropriated to restore full funding for payments made for the period prior to January 1, 1996.

SEC. 112. Notwithstanding any other provision of this Act, except section 106, the authorities provided under subsection (a) of section 140 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (Public Law 103-236) shall remain in effect during the period of this Act, notwithstanding paragraph (3) of said subsection.

## TITLE II

### VETERANS AFFAIRS

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:

SEC. 201. ENSURED PAYMENT DURING FISCAL YEAR 1996 OF VETERANS' BENEFITS IN EVENT OF LACK OF APPROPRIATIONS.—

(a) PAYMENTS REQUIRED.—In any case during fiscal year 1996 in which appropriations are not otherwise available for programs, projects, and activities of the Department of Veterans Affairs, the Secretary of Veterans Affairs shall nevertheless ensure that—

(1) payments of existing veterans benefits are made in accordance with regular procedures and schedules and in accordance with eligibility requirements for such benefits; and

(2) payments to contractors of the Veterans Health Administration of the Department of Veterans Affairs are made when due in the case of services provided that directly relate to patient health and safety.

(b) FUNDING.—There is hereby appropriated such sums as may be necessary for the payments pursuant to subsection (a), including such amounts as may be necessary for the costs of administration of such payments.

(c) CHARGING OF ACCOUNTS WHEN APPROPRIATIONS MADE.—In any case in which the Secretary uses the authority of subsection (a) to make payments, applicable accounts shall be charged for amounts so paid, and for the costs of administration of such payments, when regular appropriations become available for those purposes.

(d) EXISTING BENEFITS SPECIFIED.—For purposes of this section, existing veterans benefits are benefits under laws administered by the Secretary of Veterans Affairs that have been adjudicated and authorized for payments as of—

(1) December 15, 1995; or

(2) if appropriations for such benefits are available (other than pursuant to subsection (b)) after December 15, 1995, the last day on which appropriations for payment of such benefits are available (other than pursuant to subsection (b)).

SEC. 202. Section 201 shall cease to be effective on September 30, 1996.

SEC. 203. For the purposes of this title of this Act, the time covered by this title of this Act shall be considered to have begun on January 4, 1996.

## TITLE III

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:

SEC. 301. Such amounts as may be necessary under the authority and conditions provided in applicable appropriations Acts for the fiscal year 1995 for paying salaries of Federal employees excepted from the provisions of the Antideficiency Act (31 U.S.C. 1341 et seq) who are continuing projects and activities conducted in fiscal year 1995 who work during periods when there is otherwise no funding authority for their salaries.

SEC. 302. Appropriations made by section 301 shall be available to the extent and in the manner which would be provided by the pertinent appropriations Act.

SEC. 303. No appropriation or funds made available or authority granted pursuant to section 301 shall be used to initiate or resume any project or activity for which appropriations, funds, or other authority were not available during the fiscal year 1995.

SEC. 304. No provision which is included in the appropriations Act enumerated in section 301 but which was not included in the applicable appropriations Act for fiscal year 1995 and which by its terms is applicable to more than one appropriation, fund, or authority shall be applicable to any appropriation, fund, or authority provided in this Act.

SEC. 305. Appropriations made and authority granted pursuant to this title of this Act shall cover all obligations or expenditures incurred for any program, project, or activity during the period for which funds or authority for such project or activity are available under this Act.

SEC. 306. Unless otherwise provided for in this title of this Act or in the applicable appropriations Act, appropriations and funds made available and authority granted pursuant to this title of the Act shall be available until (a) enactment into law of an appropriation for any project or activity provided for in this title of this Act, or (b) the enactment into law of the applicable appropriations Act by both Houses without any provision for such project or activity, or (c) January 26, 1996, whichever first occurs.

SEC. 307. Expenditures made pursuant to this title of this Act shall be charged to the applicable appropriation, fund, or authorization whenever a bill in which such applicable appropriation, fund, or authorization is contained is enacted into law.

SEC. 308. No provision in the appropriations Act for the fiscal year 1996 referred to in section 301 of this Act that makes the availability of any appropriation provided therein dependent upon the enactment of additional authorizing or other legislation shall be effective before the date set forth in section 306(c) of this Act.

SEC. 309. Appropriations and funds made available by or authority granted pursuant to this title of this Act may be used without regard to the time limitations for submission and approval of apportionments set forth in section 1513 of title 31, United States Code, but nothing herein shall be construed to waive any other provision of law governing the apportionment of funds.

SEC. 310. ALL FEDERAL EMPLOYEES DEEMED TO BE EXCEPTED EMPLOYEES.—

(a) IN GENERAL.—Section 1342 of title 31, United States Code, is amended for the period December 15, 1995 through January 26, 1996—

(1) by inserting after the first sentence "All officers and employees of the United States Government or the District of Columbia government shall be deemed to be performing services relating to emergencies involving the safety of human life or the protection of property."; and

(2) by striking out the last sentence.

SEC. 311. EXCEPTED EMPLOYEES UNDER NORMAL LEAVE POLICY.—Federal employees considered excepted from furlough during any period in which there is a lapse in appropriations with respect to the agency activity in which the employee is engaged shall not be considered to be furloughed when on leave and shall be subject to the same leave regulations as if no lapse in appropriations had occurred.

SEC. 312. ELIGIBILITY FOR UNEMPLOYMENT COMPENSATION.—Notwithstanding any other provisions of law, beginning on January 2, 1996, any federal employee who is excepted from furlough and is not being paid due to a lapse in appropriations shall be deemed to be totally separated from Federal service and eligible for unemployment compensation benefits under subchapter I of chapter 85 of title 5 of the United States Code with no waiting period for such eligibility to accrue.

SEC. 313. For the purposes of this title, Federal employees returning to work under the provisions of section 310 shall be deemed to have returned to work at the first regularly scheduled opportunity after December 15, 1995.

SEC. 314. Appropriations made pursuant to section 301 are made 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), section 53 of the Arms Control and Disarmament Act, and section 10 of Public Law 91-672.

#### TITLE IV

That the following sums are hereby appropriated, out of the general fund and enterprise funds of the District of Columbia for the District of Columbia for the fiscal year 1996, and for other purposes, namely:

SEC. 401. (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 title of this Act) which were conducted in the fiscal year 1995 and for which appropriations, funds, or other authority would be available in the following appropriations Act:

The District of Columbia Appropriations Act, 1996:

*Provided*, That whenever the amount which would be made available or the authority which would be granted in this Act 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 the Act listed in this section as passed by the House as of the date of enactment of this Act, 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 Act, 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 Act, the pertinent project or activity shall not be continued except as provided for in section 411 or 412 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. 402. Appropriations made by section 401 shall be available to the extent and in the manner which would be provided by the pertinent appropriations Act.

SEC. 403. No appropriation or funds made available or authority granted pursuant to section 401 shall be used to initiate or resume any project or activity for which appropriations, funds, or other authority were not available during the fiscal year 1995.

SEC. 404. No provision which is included in the appropriations Act enumerated in section 401 but which was not included in the applicable appropriations Act for fiscal year 1995 and which by its terms is applicable to more than one appropriation, fund, or authority shall be applicable to any appropriation, fund, or authority provided in this title of this Act.

SEC. 405. Appropriations made and authority granted pursuant to this title of this Act shall cover all obligations or expenditures incurred for any program, project, or activity during the period for which funds or authority for such project or activity are available under this title of this Act.

SEC. 406. Unless otherwise provide for in this title of this Act or in the applicable appropriations Act, appropriations and funds made available and authority granted pursuant to this title of this Act shall be available

until (a) enactment into law of an appropriation for any project or activity provided for in this title of this Act, or (b) the enactment into law of the applicable appropriations Act by both Houses without any provision for such project or activity, or (c) September 30, 1996, whichever first occurs.

SEC. 407. Notwithstanding any other provision of this title of this Act, except section 406, none of the funds appropriated under this title of this Act shall be expended for any abortion except where the life of the mother would be endangered if the fetus were carried to term or where the pregnancy is the result of an act of rape or incest.

SEC. 408. Expenditures made pursuant to this title of this Act shall be charged to the applicable appropriation, fund, or authorization whenever a bill in which such applicable appropriation, fund, or authorization is contained is enacted into law.

SEC. 409. No provision in the appropriations Act for the fiscal year 1996 referred to in section 401 of this title of this Act that makes the availability of any appropriation provided therein dependent upon the enactment of additional authorizing or other legislation shall be effective before the date set forth in section 406(c) of this Act.

SEC. 410. Appropriations and funds made available by or authority granted pursuant to this title of this Act may be used without regard to the time limitations for submission and approval of apportionments set forth in section 1513 of title 31, United States Code, but nothing herein shall be construed to waive any other provision of law governing the apportionment of funds.

SEC. 411. Notwithstanding any other provision of this title of this Act, except section 406, whenever the Act listed in section 401 as passed by both the House and Senate as of the date of enactment of this Act does not include funding for an ongoing project or activity for which there is a budget request, or whenever the rate for operations for an ongoing project or activity provided by section 401 for which there is a budget request would result in the project or activity being significantly reduced, the pertinent project or activity may be continued under the authority and conditions provided in the applicable appropriations Act for the fiscal year 1995 by increasing the rate for operations provided by section 401 to a rate for operations not to exceed one that provides the minimal level that would enable existing activities to continue. No new contracts or grants shall be awarded in excess of an amount that bears the same ratio to the rate for operations provided by this section as the number of days covered by this Act bears to 366. For the purposes of this title of this Act the minimal level means a rate for operations that is reduced from the current rate by 25 percent.

SEC. 412. Notwithstanding any other provision of this title of this Act, except section 406, whenever the rate for operations for any continuing project or activity provided by section 401 or section 411 for which there is a budget request would result in a furlough of Government employees, that rate for operations may be increased to the minimum level that would enable the furlough to be avoided. No new contracts or grants shall be awarded in excess of an amount that bears the same ratio to the rate for operations provided by this section as the number of days covered by this Act bears to 366.

SEC. 413. Notwithstanding any other provision of this title of this Act, except sections 406, 411, and 412, for those programs that had high initial rates of operation or complete distribution of funding at the beginning of the fiscal year in fiscal year 1995 because of distributions of funding to States, foreign countries, grantees, or others, similar distributions of funds for fiscal year 1996 shall not be made and no grants shall be awarded

for such programs funded by this title of this Act that would impinge on final funding prerogatives.

SEC. 414. This title of this Act shall be implemented so that only the most limited funding action of that permitted in this title of this Act shall be taken in order to provide for continuation of projects and activities.

SEC. 415. The provisions of section 132 of the District of Columbia Appropriations Act, 1988, Public Law 100-202, shall not apply for this title of this Act.

SEC. 416. Notwithstanding any other provision of this title of this Act, except section 406, none of the funds appropriated under this title of this Act shall be used to implement or enforce any system or registration of unmarried, cohabiting couples whether they are homosexual, lesbian, heterosexual, including but not limited to registration for the purpose of extending employment, health, or governmental benefits to such couples on the same basis that such benefits are extended to legally married couples; nor shall any funds made available pursuant to any provision of this title of this Act otherwise be used to implement or enforce D.C. Act 9-188, signed by the Mayor of the District of Columbia on April 15, 1992.

#### TITLE V

##### CLARIFICATION OF CERTAIN REIMBURSEMENTS

SEC. 501. CLARIFICATION OF REIMBURSEMENT TO STATES FOR FEDERALLY FUNDED EMPLOYEES.—

(a) If a State used State funds to continue carrying out a Federal program or furloughed State employees whose compensation is advanced or reimbursed in whole or in part by the Federal Government—

(1) such furloughed employees shall be compensated at their standard rate of compensation for such period;

(2) the State shall be reimbursed for expenses that would have been paid by the Federal Government during such period had appropriations been available, including the cost of compensating such furloughed employees, together with interest thereon due under section 6503(d) of title 31, United States Code; and

(3) the State may use funds available to the State under such Federal program to reimburse such State, together with interest thereon due under section 6503(d) of title 31, United States Code.

(b) For purposes of this subsection, the term "State" shall have the meaning as such term is defined under the applicable Federal program under subsection (a).

(c) The authority under this section applies with respect to any period in fiscal year 1996 (not limited to periods beginning or ending after the date of the enactment of this Act) during which there occurs a lapse in appropriations with respect to any department or agency of the Federal Government which, but for such lapse in appropriations, would have paid, or made reimbursement relating to, any of the expenses referred to in subsection (a) with respect to the program involved. Payments and reimbursements under this authority shall be made only to the extent and in amounts provided in advance in appropriations Acts.

(2) Amend the title so as to read: "Making appropriations for certain activities for the fiscal year 1996, and for other purposes."

After debate,

Pursuant to House Resolution 334, the previous question was considered as ordered on the motion to adoption or rejection.

The question being put, viva voce,

Will the House agree to said motion?

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

Mr. OBEY 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 ..... 401  
Nays ..... 17

¶3.10 [Roll No. 7]  
YEAS—401

|              |               |                |
|--------------|---------------|----------------|
| Abercrombie  | Deal          | Hoke           |
| Ackerman     | DeFazio       | Holden         |
| Allard       | DeLauro       | Horn           |
| Andrews      | DeLay         | Houghton       |
| Archer       | Dellums       | Hoyer          |
| Armey        | Deutsch       | Hunter         |
| Bachus       | Diaz-Balart   | Hutchinson     |
| Baesler      | Dicks         | Hyde           |
| Baker (CA)   | Dingell       | Inglis         |
| Baker (LA)   | Dixon         | Istook         |
| Baldacci     | Doggett       | Jackson (IL)   |
| Ballenger    | Dooley        | Jackson-Lee    |
| Barcia       | Doolittle     | (TX)           |
| Barrett (NE) | Dornan        | Jacobs         |
| Barrett (WI) | Doyle         | Jefferson      |
| Bartlett     | Dreier        | Johnson (CT)   |
| Bass         | Duncan        | Johnson (SD)   |
| Bateman      | Dunn          | Johnson, E. B. |
| Becerra      | Durbin        | Johnson, Sam   |
| Beilenson    | Edwards       | Johnston       |
| Bentsen      | Ehlers        | Jones          |
| Bereuter     | Ehrlich       | Kanjorski      |
| Berman       | Emerson       | Kaptur         |
| Bevill       | Engel         | Kasich         |
| Bilbray      | English       | Kelly          |
| Bilirakis    | Ensign        | Kennedy (MA)   |
| Bishop       | Eshoo         | Kennedy (RI)   |
| Bliley       | Evans         | Kennelly       |
| Blute        | Everett       | Kildee         |
| Boehlert     | Ewing         | Kim            |
| Boehner      | Farr          | King           |
| Bonilla      | Fattah        | Kingston       |
| Bonior       | Fawell        | Klecza         |
| Bono         | Fields (LA)   | Klink          |
| Borski       | Filner        | Klug           |
| Boucher      | Flanagan      | Knollenberg    |
| Brewster     | Foglietta     | Kolbe          |
| Browder      | Foley         | LaFalce        |
| Brown (CA)   | Forbes        | LaHood         |
| Brown (FL)   | Ford          | Lantos         |
| Brown (OH)   | Fowler        | Latham         |
| Brownback    | Fox           | LaTourette     |
| Bryant (TN)  | Frank (MA)    | Laughlin       |
| Bunn         | Franks (CT)   | Lazio          |
| Bunning      | Franks (NJ)   | Leach          |
| Burr         | Frelinghuysen | Levin          |
| Burton       | Frisa         | Lewis (CA)     |
| Buyer        | Frost         | Lewis (GA)     |
| Callahan     | Funderburk    | Lewis (KY)     |
| Calvert      | Furse         | Lincoln        |
| Camp         | Gallegly      | Linder         |
| Campbell     | Gejdenson     | Lipinski       |
| Canady       | Gekas         | Livingston     |
| Cardin       | Gephardt      | LoBiondo       |
| Castle       | Geren         | Lofgren        |
| Chambliss    | Gilchrest     | Longley        |
| Christensen  | Gillmor       | Lowey          |
| Chrysler     | Gilman        | Lucas          |
| Clay         | Gonzalez      | Luther         |
| Clayton      | Goodlatte     | Maloney        |
| Clement      | Goodling      | Manton         |
| Clinger      | Gordon        | Manzullo       |
| Clyburn      | Goss          | Markey         |
| Coble        | Green         | Martinez       |
| Coburn       | Greenwood     | Martini        |
| Coleman      | Gunderson     | Mascara        |
| Collins (GA) | Gutierrez     | Matsui         |
| Collins (IL) | Gutknecht     | McCarthy       |
| Collins (MI) | Hall (OH)     | McCollum       |
| Combest      | Hall (TX)     | McCrary        |
| Condit       | Hamilton      | McDade         |
| Conyers      | Hancock       | McDermott      |
| Cooley       | Hansen        | McHale         |
| Costello     | Harman        | McHugh         |
| Cox          | Hastert       | McInnis        |
| Coyne        | Hastings (WA) | McIntosh       |
| Cramer       | Hayworth      | McKeon         |
| Crane        | Hefley        | McKinney       |
| Crapo        | Hefner        | McNulty        |
| Creameans    | Heineman      | Meehan         |
| Cubin        | Herger        | Meek           |
| Cunningham   | Hilleary      | Menendez       |
| Danner       | Hilliard      | Metcalf        |
| Davis        | Hinchee       | Meyers         |
| de la Garza  | Hobson        | Mfume          |

|               |               |             |
|---------------|---------------|-------------|
| Mica          | Ramstad       | Stupak      |
| Miller (CA)   | Rangel        | Talent      |
| Miller (FL)   | Reed          | Tanner      |
| Minge         | Regula        | Tate        |
| Mink          | Richardson    | Tauzin      |
| Moakley       | Riggs         | Taylor (MS) |
| Molinaro      | Rivers        | Taylor (NC) |
| Mollohan      | Roberts       | Tejeda      |
| Montgomery    | Roemer        | Thomas      |
| Moorhead      | Rogers        | Thompson    |
| Moran         | Rohrabacher   | Thornberry  |
| Morella       | Ros-Lehtinen  | Thornton    |
| Murtha        | Roth          | Thurman     |
| Myrick        | Roukema       | Torkildsen  |
| Nadler        | Roybal-Allard | Torres      |
| Neal          | Royce         | Torrice     |
| Nethercutt    | Rush          | Towns       |
| Neumann       | Sabo          | Traficant   |
| Ney           | Salmon        | Upton       |
| Norwood       | Sanders       | Velazquez   |
| Nussle        | Sawyer        | Vento       |
| Oberstar      | Saxton        | Visclosky   |
| Obey          | Scarborough   | Volkmer     |
| Olver         | Schaefer      | Vucanovich  |
| Ortiz         | Schiff        | Waldholtz   |
| Orton         | Schroeder     | Walker      |
| Owens         | Schumer       | Walsh       |
| Oxley         | Scott         | Wamp        |
| Packard       | Seastrand     | Ward        |
| Pallone       | Sensenbrenner | Waters      |
| Parker        | Serrano       | Watt (NC)   |
| Pastor        | Shaw          | Watts (OK)  |
| Paxon         | Shays         | Waxman      |
| Payne (NJ)    | Shuster       | Weldon (FL) |
| Payne (VA)    | Siskisky      | Weldon (PA) |
| Pelosi        | Skaggs        | Weller      |
| Peterson (FL) | Skeen         | White       |
| Peterson (MN) | Skelton       | Whitfield   |
| Petri         | Slaughter     | Wicker      |
| Pickett       | Smith (MI)    | Williams    |
| Pombo         | Smith (NJ)    | Wise        |
| Pomeroy       | Smith (TX)    | Wolf        |
| Porter        | Spence        | Woolsey     |
| Portman       | Sperr         | Wynn        |
| Poshard       | Stearns       | Yates       |
| Pryce         | Stenholm      | Young (AK)  |
| Quinn         | Stokes        | Young (FL)  |
| Radanovich    | Stump         | Zeliff      |
| Rahall        |               | Zimmer      |

NAYS—17

|           |               |            |
|-----------|---------------|------------|
| Barr      | Gibbons       | Sanford    |
| Barton    | Graham        | Shadegg    |
| Chabot    | Hastings (FL) | Smith (WA) |
| Chenoweth | Hoekstra      | Souder     |
| Dickey    | Hostettler    | Tiahrt     |
| Ganske    | Largent       |            |

NOT VOTING—15

|             |           |          |
|-------------|-----------|----------|
| Bryant (TX) | Hayes     | Stark    |
| Chapman     | Lightfoot | Stockman |
| Fazio       | Myers     | Studds   |
| Fields (TX) | Quillen   | Wilson   |
| Flake       | Rose      | Wyden    |

So the motion was agreed to.

A motion to reconsider the vote, whereby said motion was agreed to, was laid on the table.

Pursuant to House Resolution 334 the title of H.R. 1643 was amended to read as follows: "Making appropriations for certain activities for the fiscal year 1996, and for other purposes."

Ordered, That the Clerk request the concurrence of the Senate in said amendments.

¶3.11 PROVIDING FOR THE DISPOSITION OF THE SENATE AMENDMENT TO H.J. RES. 134

Ms. PRYCE, by direction of the Committee on Rules, reported (Rept. No. 104-448) the privileged resolution (H. Res. 336) providing for the disposition of the Senate amendment to the joint resolution (H.J. Res. 134) making further continuing appropriations for fiscal year, 1996, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶3.12 RECESS AUTHORITY FOR SPEAKER AND WAIVER OF RULES REQUIREMENT

Ms. PRYCE, by direction of the Committee on Rules, called up the following resolution (H. Res. 330):

Resolved, That (a) the Speaker may declare recesses subject to the call of the Chair on the calendar days of Friday, January 5, 1996, through Tuesday, January 9, 1996. A recess declared pursuant to this subsection may not extend beyond the calendar day of Tuesday, January 9, 1996.

(b) The Speaker may declare recesses subject to the call of the Chair on the calendar days of Tuesday, January 9, 1996, through Friday, January 12, 1996. A recess declared pursuant to this subsection may not extend beyond the calendar day of Friday, January 12, 1996.

(c) The Speaker may declare recesses subject to the call of the Chair on the calendar days of Friday, January 12, 1996, through Tuesday, January 16, 1996. A recess declared pursuant to this subsection may not extend beyond the calendar day of Tuesday, January 16, 1996.

(d) The Speaker may declare recesses subject to the call of the Chair on the calendar days of Tuesday, January 16, 1996, through Friday, January 19, 1996. A recess declared pursuant to this subsection may not extend beyond the calendar day of Friday, January 19, 1996.

(e) The Speaker may declare recesses subject to the call of the Chair on the calendar days of Friday, January 19, 1996, through Tuesday, January 23, 1996. A recess declared pursuant to this subsection may not extend beyond the calendar day of Tuesday, January 23, 1996.

SEC. 2. The requirement of clause 4(b) of rule XI for a two-thirds vote to consider a report from Committee on Rules on the same day it is presented to the House is waived with respect to any resolution reported from that committee before the calendar day of Wednesday, January 24, 1996, and providing for consideration or disposition of any of the following measures:

(1) A bill making general appropriations for the fiscal year ending September 30, 1996, any amendment thereto, any conference report thereon, or any amendment reported in disagreement from a conference thereon.

(2) A bill or joint resolution that includes provisions making further continuing appropriations for the fiscal year 1996, any amendment thereto, any conference report thereon, or any amendment reported in disagreement from a conference thereon.

(3) A bill or joint resolution that includes provisions increasing or waiving (for a temporary period or otherwise) the public debt limit under section 3101(b) of title 31, United States Code, any amendment thereto, any conference report thereon, or any amendment reported in disagreement from a conference thereon.

(4) A bill to provide for a balanced budget by 2002, any amendment thereto, any conference report thereon, or any amendment reported in disagreement from a conference thereon.

When said resolution was considered. After debate,

On motion of Ms. PRYCE, the previous question was ordered on the resolution to its adoption or rejection

The question being put, viva voce,

Will the House agree to said resolution?

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

Mr. MOAKLEY 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 ..... 224  
                                  Nays ..... 190

3.13 [Roll No. 8]  
YEAS—224

- |               |               |               |
|---------------|---------------|---------------|
| Allard        | Frisa         | Nethercutt    |
| Archer        | Funderburk    | Neumann       |
| Arney         | Gallegly      | Ney           |
| Bachus        | Gekas         | Norwood       |
| Baker (CA)    | Gilchrest     | Nussle        |
| Baker (LA)    | Gillmor       | Oxley         |
| Ballenger     | Gilman        | Packard       |
| Barr          | Goodlatte     | Parker        |
| Barrett (NE)  | Goodling      | Paxon         |
| Bartlett      | Goss          | Petri         |
| Barton        | Graham        | Pombo         |
| Bass          | Greenwood     | Porter        |
| Bateman       | Gunderson     | Portman       |
| Bereuter      | Gutknecht     | Pryce         |
| Bilbray       | Hancock       | Quinn         |
| Bilirakis     | Hansen        | Radanovich    |
| Bliley        | Hastert       | Ramstad       |
| Blute         | Hastings (WA) | Regula        |
| Boehert       | Hayworth      | Riggs         |
| Boehner       | Hefley        | Roberts       |
| Bonilla       | Heineman      | Rogers        |
| Bono          | Herger        | Rohrabacher   |
| Brownback     | Hilleary      | Ros-Lehtinen  |
| Bryant (TN)   | Hobson        | Roth          |
| Bunn          | Hoekstra      | Roukema       |
| Bunning       | Hoke          | Royce         |
| Burr          | Horn          | Salmon        |
| Burton        | Hostettler    | Sanford       |
| Buyer         | Houghton      | Saxton        |
| Callahan      | Hunter        | Scarborough   |
| Calvert       | Hutchinson    | Schaefer      |
| Camp          | Hyde          | Schiff        |
| Campbell      | Inglis        | Seastrand     |
| Canady        | Istook        | Sensenbrenner |
| Castle        | Johnson (CT)  | Shadegg       |
| Chambliss     | Johnson, Sam  | Shaw          |
| Chenoweth     | Jones         | Shays         |
| Christensen   | Kasich        | Shuster       |
| Clinger       | Kelly         | Skeen         |
| Coble         | Kim           | Smith (MI)    |
| Collins (GA)  | King          | Smith (NJ)    |
| Combest       | Kingston      | Smith (TX)    |
| Cooley        | Klug          | Smith (WA)    |
| Cox           | Knollenberg   | Solomon       |
| Crane         | Kolbe         | Souder        |
| Crapo         | LaHood        | Spence        |
| Creameans     | Largent       | Stearns       |
| Cubin         | Latham        | Stump         |
| Cunningham    | LaTourette    | Talent        |
| Davis         | Laughlin      | Tate          |
| Deal          | Lazio         | Tauzin        |
| DeLay         | Leach         | Taylor (NC)   |
| Diaz-Balart   | Lewis (CA)    | Thomas        |
| Dickey        | Lewis (KY)    | Thornberry    |
| Doolittle     | Linder        | Tiahrt        |
| Dorman        | LoBiondo      | Torkildsen    |
| Dreier        | Longley       | Upton         |
| Duncan        | Lucas         | Vucanovich    |
| Dunn          | Manzullo      | Waldholtz     |
| Ehlers        | Martini       | Walker        |
| Ehrlich       | McCollum      | Walsh         |
| Emerson       | McCrery       | Wamp          |
| English       | McDade        | Watts (OK)    |
| Ensign        | McHugh        | Weldon (FL)   |
| Everett       | McInnis       | Weldon (PA)   |
| Ewing         | McIntosh      | Weller        |
| Fawell        | McKeon        | White         |
| Flanagan      | Metcalf       | Whitfield     |
| Foley         | Meyers        | Wicker        |
| Forbes        | Mica          | Wolf          |
| Fowler        | Miller (FL)   | Young (AK)    |
| Fox           | Molinaro      | Young (FL)    |
| Franks (CT)   | Moorhead      | Zeliff        |
| Franks (NJ)   | Morella       | Zimmer        |
| Frelinghuysen | Myrick        |               |

NAYS—190

- |              |            |              |
|--------------|------------|--------------|
| Abercrombie  | Bevill     | Chabot       |
| Ackerman     | Bishop     | Clay         |
| Andrews      | Bonior     | Clement      |
| Baesler      | Borski     | Clyburn      |
| Baldacci     | Boucher    | Coburn       |
| Barcia       | Brewster   | Coleman      |
| Barrett (WI) | Browder    | Collins (IL) |
| Becerra      | Brown (CA) | Collins (MI) |
| Beilenson    | Brown (FL) | Condit       |
| Bentsen      | Brown (OH) | Conyers      |
| Berman       | Cardin     | Costello     |

- |               |                |               |
|---------------|----------------|---------------|
| Coyne         | Johnson (SD)   | Pelosi        |
| Cramer        | Johnson, E. B. | Peterson (FL) |
| Danner        | Kanjorski      | Peterson (MN) |
| de la Garza   | Kaptur         | Pickett       |
| DeFazio       | Kennedy (MA)   | Pomeroy       |
| DeLauro       | Kennedy (RI)   | Poshard       |
| Dellums       | Kennedy        | Rahall        |
| Deutsch       | Kildee         | Rangel        |
| Dicks         | Kleczka        | Reed          |
| Dingell       | Klink          | Richardson    |
| Dixon         | LaFalce        | Rivers        |
| Doggett       | Lantos         | Roemer        |
| Dooley        | Levin          | Roybal-Allard |
| Doyle         | Lewis (GA)     | Rush          |
| Durbin        | Lincoln        | Sabo          |
| Edwards       | Lipinski       | Sanders       |
| Engel         | Lofgren        | Sawyer        |
| Eshoo         | Lowey          | Schroeder     |
| Evans         | Luther         | Schumer       |
| Farr          | Maloney        | Scott         |
| Fattah        | Manton         | Serrano       |
| Fields (LA)   | Markey         | Sisisky       |
| Filner        | Martinez       | Skaggs        |
| Flake         | Mascara        | Skelton       |
| Foglietta     | Matsui         | Slaughter     |
| Ford          | McCarthy       | Spratt        |
| Frank (MA)    | McDermott      | Stenholm      |
| Frost         | McHale         | Stokes        |
| Furse         | McKinney       | Stupak        |
| Ganske        | McNulty        | Tanner        |
| Gejdenson     | Meehan         | Taylor (MS)   |
| Gephardt      | Meeke          | Tejeda        |
| Gerens        | Menendez       | Thompson      |
| Gibbons       | Mfume          | Thornton      |
| Gonzalez      | Miller (CA)    | Thurman       |
| Gordon        | Minge          | Torres        |
| Green         | Mink           | Torricelli    |
| Gutierrez     | Moakley        | Towns         |
| Hall (OH)     | Mollohan       | Traficant     |
| Hall (TX)     | Moran          | Velazquez     |
| Hamilton      | Murtha         | Vento         |
| Harman        | Nadler         | Visclosky     |
| Hastings (FL) | Neal           | Volkmmer      |
| Hefner        | Oberstar       | Ward          |
| Hilliard      | Obey           | Waters        |
| Hinchee       | Olver          | Watt (NC)     |
| Holden        | Ortiz          | Waxman        |
| Hoyer         | Orton          | Williams      |
| Jackson (IL)  | Owens          | Wise          |
| Jackson-Lee   | Pallone        | Woolsey       |
| (TX)          | Pastor         | Wynn          |
| Jacobs        | Payne (NJ)     | Yates         |
| Jefferson     | Payne (VA)     |               |

NOT VOTING—19

- |             |            |          |
|-------------|------------|----------|
| Bryant (TX) | Johnston   | Stark    |
| Chapman     | Lightfoot  | Stockman |
| Chryslers   | Livingston | Studds   |
| Clayton     | Montgomery | Wilson   |
| Fazio       | Myers      | Wyden    |
| Fields (TX) | Quillen    |          |
| Hayes       | Rose       |          |

So 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.

3.14 PROVIDING FOR DISPOSITION OF  
SENATE AMENDMENT TO H.J. RES. 134

Mr. SOLOMON, by direction of the Committee on Rules, called up the following resolution (H. Res. 336):

*Resolved*, That upon adoption of this resolution the House shall be considered to have taken from the Speaker's table the joint resolution (H.J. Res. 134) making further continuing appropriations for the fiscal year 1996, and for other purposes, with the Senate amendment thereto, and to have concurred in the Senate amendment with an amendment consisting of the text printed in the report of the Committee on Rules accompanying this resolution.

SEC. 2. House Concurrent Resolution 131 is hereby adopted.

SEC. 3. The Clerk shall not transmit to the Senate a message regarding H.J. Res. 134 until the House has received a message that the Senate has agreed to House Concurrent Resolution 131 as adopted by the House.

The Senate amendment is as follows:

*Resolved*, That upon adoption of this resolution the House shall be considered to have

taken from the Speaker's table the joint resolution (H.J. Res. 134) making further continuing appropriations for the fiscal year 1996, and for other purposes, with the Senate amendment thereto, and to have concurred in the Senate amendment with an amendment consisting of the text printed in the report of the Committee on Rules accompanying this resolution.

SEC. 2. House Concurrent Resolution 131 is hereby adopted.

SEC. 3. The Clerk shall not transmit to the Senate a message regarding H.J. Res. 134 until the House has received a message that the Senate has agreed to House Concurrent Resolution 131 as adopted by the House.

The text of the Senate amendment and the House amendment to the Senate amendment are as follows:

Senate amendment:  
Strike out all after the resolving clause and insert:

TITLE I

AID TO FAMILIES WITH DEPENDENT CHILDREN AND FOSTER CARE AND ADOPTION ASSISTANCE

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:

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 the following 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:

All projects and activities funded under the account heading "Family support payments to States" under the Administration For Children and Families in the Department of Health and Human Services;

All projects and activities funded under the account heading "Payments to States for foster care and adoption assistance" under the Administration For Children and Families in the Department of Health and Human Services;

Such amounts as may be necessary for the medicaid program under title XIX of the Social Security Act for the second quarter of fiscal year 1996; and

All administrative activities necessary to carry out the projects and activities in the preceding three paragraphs:

*Provided*, That whenever the amount which would be made available or the authority which would be granted under an Act which including funding for fiscal year 1996 for the projects and activities listed in this section 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 the Act which included funding for fiscal year 1996 for the projects and activities 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.

(c) Whenever an Act which included funding for fiscal year 1996 for the projects and activities 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.

SEC. 102. Appropriations made by section 101 shall be available to the extent and in the manner which would be provided by the pertinent appropriations Act.

SEC. 103. No appropriation or funds made available or authority granted pursuant to section 101 shall be used to initiate or resume any project or activity for which appropriations, funds, or other authority were not available during the fiscal year 1995.

SEC. 104. No provision which is included in the appropriations Act enumerated in section 101 but which was not included in the applicable appropriations Act for fiscal year 1995 and which by its terms is applicable to more than one appropriation, fund, or authority shall be applicable to any appropriation, fund, or authority provided in this joint resolution.

SEC. 105. Appropriations made and authority granted pursuant to this title of this joint resolution shall cover all obligations or expenditures incurred for any program, project, or activity during the period for which funds or authority for such project or activity are available under this joint resolution.

SEC. 106. Unless otherwise provided for in this title of this joint resolution or in the applicable appropriations Act, appropriations and funds made available and authority granted pursuant to this title of this joint resolution shall be available until (a) enactment into law of an appropriation for any project or activity provided for in this title of this joint resolution, or (b) the enactment into law of the applicable appropriations Act by both Houses without

any provision for such project or activity, or (c) January 3, 1996, whichever first occurs.

SEC. 107. Expenditures made pursuant to this title of this joint resolution shall be charged to the applicable appropriation, fund, or authorization whenever a bill in which such applicable appropriation, fund, or authorization is contained is enacted into law.

SEC. 108. No provision in the appropriations Act for the fiscal year 1996 referred to in section 101 of this joint resolution that makes the availability of any appropriation provided therein dependent upon the enactment of additional authorizing or other legislation shall be effective before the date set forth in section 106(c) of this joint resolution.

SEC. 109. Appropriations and funds made available by or authority granted pursuant to this title of this joint resolution may be used without regard to the time limitations for submission and approval of apportionments set forth in section 1513 of title 31, United States Code, but nothing herein shall be construed to waive any other provision of law governing the apportionment of funds.

## TITLE II

### DISTRICT OF COLUMBIA

That the following sums are hereby appropriated, out of the general fund and enterprise funds of the District of Columbia for the District of Columbia for the fiscal year 1996, and for other purposes, namely:

SEC. 201. (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 title of 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 Act:

The District of Columbia Appropriations Act, 1996;

*Provided*, That whenever the amount which would be made available or the authority which would be granted in this Act 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 the 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 Sen-

ate, 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 211 or 212 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. 202. Appropriations made by section 201 shall be available to the extent and in the manner which would be provided by the pertinent appropriations Act.

SEC. 203. No appropriation or funds made available or authority granted pursuant to section 201 shall be used to initiate or resume any project or activity for which appropriations, funds, or other authority were not available during the fiscal year 1995.

SEC. 204. No provision which is included in the appropriations Act enumerated in section 201 but which was not included in the applicable appropriations Act for fiscal year 1995 and which by its terms is applicable to more than one appropriation, fund, or authority shall be applicable to any appropriation, fund, or authority provided in this title of this joint resolution.

SEC. 205. Appropriations made and authority granted pursuant to this title of this joint resolution shall cover all obligations or expenditures incurred for any program, project, or activity during the period for which funds or authority for such project or activity are available under this title of this joint resolution.

SEC. 206. Unless otherwise provided for in this title of this joint resolution or in the applicable appropriations Act, appropriations and funds made available and authority granted pursuant to this title of this joint resolution shall be available until (a) enactment into law of an appropriation for any project or activity provided for in this title of this joint resolution, or (b) the enactment into law of the applicable appropriations Act by both Houses without any provision for such project or activity, or (c) January 3, 1996, whichever first occurs.

SEC. 207. Notwithstanding any other provision of this title of this joint resolution, except section 206, none of the funds appropriated under this title of this joint resolution shall be expended for any abortion except where the life of the mother would be endangered if the fetus were carried to term or where the pregnancy is the result of an act of rape or incest.

SEC. 208. Expenditures made pursuant to this title of this joint resolution shall be charged to the applicable appropriation, fund, or authorization

whenever a bill in which such applicable appropriation, fund, or authorization is contained is enacted into law.

SEC. 209. No provision in the appropriations Act for the fiscal year 1996 referred to in section 201 of this title of this joint resolution that makes the availability of any appropriation provided therein dependent upon the enactment of additional authorizing or other legislation shall be effective before the date set forth in section 206(c) of this joint resolution.

SEC. 210. Appropriations and funds made available by or authority granted pursuant to this title of this joint resolution may be used without regard to the time limitations for submission and approval of apportionments set forth in section 1513 of title 31, United States Code, but nothing herein shall be construed to waive any other provision of law governing the apportionment of funds.

SEC. 211. Notwithstanding any other provision of this title of this joint resolution, except section 206, whenever the Act listed in section 201 as passed by both the House and Senate as of the date of enactment of this joint resolution, does not include funding for an ongoing project or activity for which there is a budget request, or whenever the rate for operations for an ongoing project or activity provided by section 201 for which there is a budget request would result in the project or activity being significantly reduced, the pertinent project or activity may be continued under the authority and conditions provided in the applicable appropriations Act for the fiscal year 1995 by increasing the rate for operations provided by section 201 to a rate for operations not to exceed one that provides the minimal level that would enable existing activities to continue. No new contracts or grants shall be awarded in excess of an amount that bears the same ratio to the rate for operations provided by this section as the number of days covered by this resolution bears to 366. For the purposes of this title of this joint resolution, the minimal level means a rate for operations that is reduced from the current rate by 25 percent.

SEC. 212. Notwithstanding any other provision of this title of this joint resolution, except section 206, whenever the rate for operations for any continuing project or activity provided by section 201 or section 211 for which there is a budget request would result in a furlough of Government employees, that rate for operations may be increased to the minimum level that would enable the furlough to be avoided. No new contracts or grants shall be awarded in excess of an amount that bears the same ratio to the rate for operations provided by this section as the number of days covered by this resolution bears to 366.

SEC. 213. Notwithstanding any other provision of this title of this joint resolution, except sections 206, 211, and 212, for those programs that had high initial rates of operation or complete dis-

tribution of funding at the beginning of the fiscal year in fiscal year 1995 because of distributions of funding to States, foreign countries, grantees, or others, similar distributions of funds for fiscal year 1996 shall not be made and no grants shall be awarded for such programs funded by this title of this resolution that would impinge on final funding prerogatives.

SEC. 214. This title of this joint resolution shall be implemented so that only the most limited funding action of that permitted in this title of this resolution shall be taken in order to provide for continuation of projects and activities.

SEC. 215. The provisions of section 132 of the District of Columbia Appropriations Act, 1988, Public Law 100-202, shall not apply for this title of this joint resolution.

SEC. 216. Notwithstanding any other provision of this title of this joint resolution, except section 206, none of the funds appropriated under this title of this joint resolution shall be used to implement or enforce any system of registration of unmarried, cohabiting couples whether they are homosexual, lesbian, heterosexual, including but not limited to registration for the purpose of extending employment, health, or governmental benefits to such couples on the same basis that such benefits are extended to legally married couples; nor shall any funds made available pursuant to any provision of this title of this joint resolution otherwise be used to implement or enforce D.C. Act 9-188, signed by the Mayor of the District of Columbia on April 15, 1992.

### TITLE III

#### VETERANS' BENEFITS

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:

#### SEC. 301. ENSURED PAYMENT DURING FISCAL YEAR 1996 OF VETERANS' BENEFITS IN EVENT OF LACK OF APPROPRIATIONS.

(a) PAYMENTS REQUIRED.—In any case during fiscal year 1996 in which appropriations are not otherwise available for programs, projects, and activities of the Department of Veterans Affairs, the Secretary of Veterans Affairs shall nevertheless ensure that—

(1) payments of existing veterans benefits are made in accordance with regular procedures and schedules and in accordance with eligibility requirements for such benefits; and

(2) payments to contractors of the Veterans Health Administration of the Department of Veterans Affairs are made when due in the case of services provided that directly relate to patient health and safety.

(b) FUNDING.—There is hereby appropriated such sums as may be necessary

for the payments pursuant to subsection (a), including such amounts as may be necessary for the costs of administration of such payments.

(c) CHARGING OF ACCOUNTS WHEN APPROPRIATIONS MADE.—In any case in which the Secretary uses the authority of subsection (a) to make payments, applicable accounts shall be charged for amounts so paid, and for the costs of administration of such payments, when regular appropriations become available for those purposes.

(d) EXISTING BENEFITS SPECIFIED.—For purposes of this section, existing veterans benefits are benefits under laws administered by the Secretary of Veterans Affairs that have been adjudicated and authorized for payment as of—

(1) December 15, 1995; or

(2) if appropriations for such benefits are available (other than pursuant to subsection (b)) after December 15, 1995, the last day on which appropriations for payment of such benefits are available (other than pursuant to subsection (b)).

#### SEC. 302. EXPIRATION DATE.

Section 301 shall expire on January 3, 1996.

House amendment to the Senate amendment:

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

SEC. 1. Section 106(c) of Public Law 104-56 is amended by striking "December 15, 1995" and inserting in lieu thereof "January 26, 1996".

SEC. 2. The transmission of this joint resolution to the President shall be in accordance with the requirements of the concurrent resolution (H. Con. Res. 131) that establishes procedures making such transmission contingent upon the submission by the President of a seven-year balanced budget using the economic and technical assumptions specified in or consistent with the Congressional Budget Office Memorandum entitled "The Economic and Budget Outlook: December 1995 Update".

The House amendment to the Senate amendment is as follows:

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

SEC. 1. Section 106(c) of Public Law 104-56 is amended by striking "December 15, 1995" and inserting in lieu thereof "January 26, 1996".

SEC. 2. The transmission of this joint resolution to the President shall be in accordance with the requirements of the concurrent resolution (H. Con. Res. 131) that establishes procedures making such transmission contingent upon the submission by the President of a seven-year balanced budget using the economic and technical assumptions specified in or consistent with the Congressional Budget Office Memorandum entitled "The Economic and Budget Outlook: December 1995 Update".

When said resolution was considered.

After debate,

Mr. SOLOMON moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

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

Mr. BEILENSEN 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 ..... 226  
Nays ..... 183

¶3.15 [Roll No. 9]  
YEAS—226

|               |               |               |
|---------------|---------------|---------------|
| Allard        | Funderburk    | Myrick        |
| Archer        | Gallegly      | Nethercutt    |
| Bachus        | Ganske        | Neumann       |
| Baker (CA)    | Gekas         | Ney           |
| Ballenger     | Gilchrest     | Norwood       |
| Barr          | Gillmor       | Nussle        |
| Barrett (NE)  | Gilman        | Oxley         |
| Bartlett      | Goodlatte     | Packard       |
| Barton        | Goodling      | Parker        |
| Bass          | Goss          | Paxon         |
| Bateman       | Graham        | Petri         |
| Bereuter      | Greenwood     | Pombo         |
| Bilbray       | Gunderson     | Porter        |
| Bilirakis     | Gutknecht     | Portman       |
| Bliley        | Hall (TX)     | Pryce         |
| Blute         | Hancock       | Quinn         |
| Boehlert      | Hansen        | Radanovich    |
| Boehner       | Hastert       | Ramstad       |
| Bonilla       | Hastings (WA) | Regula        |
| Bono          | Hayworth      | Riggs         |
| Brownback     | Hefley        | Roberts       |
| Bryant (TN)   | Heineman      | Rogers        |
| Bunn          | Herger        | Rohrabacher   |
| Bunning       | Hilleary      | Ros-Lehtinen  |
| Burr          | Hobson        | Roth          |
| Burton        | Hoekstra      | Roukema       |
| Buyer         | Hoke          | Royce         |
| Callahan      | Horn          | Salmon        |
| Calvert       | Hostettler    | Sanford       |
| Camp          | Houghton      | Saxton        |
| Campbell      | Hunter        | Schaefer      |
| Canady        | Hutchinson    | Schiff        |
| Castle        | Hyde          | Seastrand     |
| Chabot        | Inglis        | Sensenbrenner |
| Chambliss     | Istook        | Shadegg       |
| Chenoweth     | Johnson (CT)  | Shaw          |
| Christensen   | Johnson, Sam  | Shays         |
| Clinger       | Jones         | Shuster       |
| Coble         | Kasich        | Skeen         |
| Coburn        | Kelly         | Smith (MI)    |
| Collins (GA)  | Kim           | Smith (NJ)    |
| Combest       | King          | Smith (TX)    |
| Cooley        | Kingston      | Smith (WA)    |
| Cox           | Klug          | Solomon       |
| Crane         | Knollenberg   | Souder        |
| Crapo         | Kolbe         | Spence        |
| Creameans     | LaHood        | Stearns       |
| Cubin         | Largent       | Stump         |
| Cunningham    | Latham        | Talent        |
| Davis         | LaTourette    | Tate          |
| Deal          | Laughlin      | Tauzin        |
| DeLay         | Lazio         | Taylor (NC)   |
| Diaz-Balart   | Leach         | Thomas        |
| Dickey        | Lewis (CA)    | Thornberry    |
| Doolittle     | Lewis (KY)    | Tiahrt        |
| Dornan        | Linder        | Torkildsen    |
| Dreier        | Livingston    | Upton         |
| Duncan        | LoBiondo      | Vucanovich    |
| Dunn          | Longley       | Waldholtz     |
| Ehlers        | Lucas         | Walker        |
| Ehrlich       | Manzullo      | Walsh         |
| Emerson       | Martini       | Wamp          |
| English       | McCollum      | Watts (OK)    |
| Ensign        | McCrary       | Weldon (FL)   |
| Everett       | McDade        | Weldon (PA)   |
| Ewing         | McHugh        | Weller        |
| Fawell        | McInnis       | White         |
| Flanagan      | McIntosh      | Whitfield     |
| Foley         | McKeon        | Wicker        |
| Forbes        | Metcalf       | Wolf          |
| Fowler        | Meyers        | Young (AK)    |
| Fox           | Mica          | Young (FL)    |
| Franks (CT)   | Miller (FL)   | Zeliff        |
| Franks (NJ)   | Molinari      | Zimmer        |
| Frelinghuysen | Moorhead      |               |
| Frisa         | Morella       |               |

NAYS—183

|              |           |            |
|--------------|-----------|------------|
| Abercrombie  | Becerra   | Boucher    |
| Ackerman     | Beilenson | Brewster   |
| Andrews      | Bentsen   | Browder    |
| Baesler      | Bevill    | Brown (CA) |
| Baldacci     | Bishop    | Brown (FL) |
| Barcia       | Bonior    | Brown (OH) |
| Barrett (WI) | Borski    | Cardin     |

|               |                |               |
|---------------|----------------|---------------|
| Clay          | Jackson (IL)   | Payne (NJ)    |
| Clement       | Jackson-Lee    | Payne (VA)    |
| Clyburn       | (TX)           | Pelosi        |
| Coleman       | Jacobs         | Peterson (FL) |
| Collins (IL)  | Jefferson      | Peterson (MN) |
| Collins (MI)  | Johnson (SD)   | Pickett       |
| Condit        | Johnson, E. B. | Pomeroy       |
| Conyers       | Kanjorski      | Poshard       |
| Costello      | Kaptur         | Rahall        |
| Coyne         | Kennedy (MA)   | Rangel        |
| Cramer        | Kennedy (RI)   | Reed          |
| Danner        | Kennelly       | Richardson    |
| de la Garza   | Kildee         | Rivers        |
| DeFazio       | Klecza         | Roemer        |
| DeLauro       | Klink          | Roybal-Allard |
| Dellums       | LaFalce        | Rush          |
| Deutsch       | Lantos         | Sabo          |
| Dicks         | Levin          | Sanders       |
| Dingell       | Lewis (GA)     | Sawyer        |
| Dixon         | Lincoln        | Schroeder     |
| Doggett       | Lipinski       | Schumer       |
| Dooley        | Lowey          | Scott         |
| Doyle         | Luther         | Serrano       |
| Durbin        | Maloney        | Sisisky       |
| Edwards       | Manton         | Skaggs        |
| Engel         | Markey         | Skelton       |
| Esho          | Martinez       | Slaughter     |
| Evans         | Mascara        | Spratt        |
| Farr          | Matsui         | Stenholm      |
| Fattah        | McCarthy       | Stokes        |
| Fields (LA)   | McDermott      | Stupak        |
| Filner        | McHale         | Tanner        |
| Flake         | McKinney       | Taylor (MS)   |
| Foglietta     | McNulty        | Tejeda        |
| Ford          | Meehan         | Thompson      |
| Frank (MA)    | Meek           | Thurman       |
| Frost         | Menendez       | Torres        |
| Furse         | Mfume          | Torricelli    |
| Gejdenson     | Miller (CA)    | Towns         |
| Gephardt      | Minge          | Traficant     |
| Geren         | Mink           | Velazquez     |
| Gibbons       | Moakley        | Vento         |
| Gonzalez      | Mollohan       | Visclosky     |
| Gordon        | Moran          | Volkmer       |
| Green         | Murtha         | Ward          |
| Gutierrez     | Nadler         | Waters        |
| Hall (OH)     | Neal           | Watt (NC)     |
| Hamilton      | Oberstar       | Waxman        |
| Harman        | Obey           | Williams      |
| Hastings (FL) | Olver          | Wise          |
| Hefner        | Ortiz          | Woolsey       |
| Hilliard      | Orton          | Wynn          |
| Hinchey       | Owens          | Yates         |
| Holden        | Pallone        |               |
| Hoyer         | Pastor         |               |

NOT VOTING—24

|             |             |             |
|-------------|-------------|-------------|
| Armey       | Fields (TX) | Rose        |
| Baker (LA)  | Hayes       | Scarborough |
| Berman      | Johnston    | Stark       |
| Bryant (TX) | Lightfoot   | Stockman    |
| Chapman     | Lofgren     | Studds      |
| Chrysler    | Montgomery  | Thornton    |
| Clayton     | Myers       | Wilson      |
| Fazio       | Quillen     | Wyden       |

So the previous question on the resolution was ordered.

The question being put, *viva voce*, Will the House agree to said resolution?

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

So 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.

Pursuant to section 2 of House Resolution 336, House Concurrent Resolution 131 was considered agreed to.

*Ordered*, That, pursuant to section 3 of House Resolution 336, the Clerk request the concurrence of the Senate in House Concurrent Resolution 131, and that upon receipt of a message that the Senate has agreed to said concurrent resolution, the Clerk shall request the concurrence of the Senate in House Joint Resolution 134.

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

¶3.16 COMMITTEE ELECTION—MINORITY

Mrs. KENNELLY, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 337):

*Resolved*, That the following named Member be, and is hereby, elected to the following standing committee of the House of Representatives:

To the Committee on Banking and Financial Services: Jesse Jackson, Jr. of Illinois.

When said resolution was considered and agreed to.

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

¶3.17 DOD AUTHORIZATION

On motion of Mr. SPENCE, by unanimous consent, the bill of the Senate (S. 1124) to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; was taken from the Speaker's table.

When said bill was considered and read twice.

When on motion of Mr. SPENCE, the following amendment was agreed to:

Strike out all after the enacting clause of S. 1124 and insert in lieu thereof the text of H.R. 1530 as reported by the committee of conference on December 13, 1995, contained in House Report 104-406.

The bill, as amended, was ordered to be read a third time, was read a third time by title, and passed.

By unanimous consent, the title was amended so as to read: "An Act to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes."

A motion to reconsider the votes whereby said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

On motion of Mr. SPENCE, by unanimous consent, it was,

*Resolved*, That the House insist upon its amendments to the foregoing bill and request a conference with the Senate on the disagreeing votes of the two Houses thereon.

Thereupon, the SPEAKER pro tempore, Mr. BUNNING, by unanimous consent, announced the appointment of Messrs. SPENCE, STUMP, HUNTER, BATEMAN, WELDON of Pennsylvania, DELLUMS, MONTGOMERY, and SPRATT, as managers on the part of the House at said conference.

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

¶3.18 PROVIDING FOR A CLOSED CONFERENCE—S. 1124

Mr. SPENCE moved, pursuant to clause 6(a) of rule XXVIII, that the conference committee meetings be-

tween the House and the Senate on the bill of the Senate (S. 1124) to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; be closed to the public at such times as classified national security information is under consideration; Provided, however, that any sitting Member of Congress shall have a right to attend any closed or open meeting.

The question being put,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. BUNNING, announced that a roll call was required under clause 6(a), rule XXVIII, and the call was taken by electronic device.

It was decided in the { Yeas ..... 398 affirmative ..... } { Nays ..... 1

3.19 [Roll No. 10] YEAS—398

- Abercrombie
Ackerman
Allard
Andrews
Archer
Bachus
Baesler
Baker (CA)
Baldacci
Ballenger
Barcia
Barr
Barrett (NE)
Barrett (WI)
Bartlett
Barton
Bass
Bateman
Becerra
Beilenson
Bentsen
Bereuter
Bevill
Bilbray
Bilirakis
Bishop
Bliley
Blute
Boehlert
Boehner
Bonilla
Bonior
Bono
Borski
Boucher
Brewster
Browder
Brown (CA)
Brown (FL)
Brown (OH)
Brownback
Bryant (TN)
Bunn
Bunning
Burton
Buyer
Callahan
Calvert
Camp
Campbell
Canady
Cardin
Castle
Chabot
Chambliss
Chenoweth
Christensen
Clay
Clayton
Clement
Clinger
Clyburn
Coble
Coburn
Coleman
Collins (GA)
Collins (IL)
Collins (MI)

- Kingston
Klecza
Klink
Klug
Knollenberg
Kolbe
LaFalce
LaHood
Largent
Latham
LaTourrette
Laughlin
Lazio
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lincoln
Linder
Lipinski
Livingston
LoBiondo
Longley
Lowe
Lucas
Luther
Maloney
Manton
Manzullo
Markey
Martinez
Martini
Mascara
Masui
McCarthy
McCollum
McCreary
McDade
McDermott
McHale
McHugh
McInnis
McIntosh
McKeon
McKinney
McNulty
Meehan
Meek
Menendez
Metcalf
Meyers
Mfume
Mica
Miller (CA)
Miller (FL)
Minge
Mink
Moakley
Molinari
Mollohan
Moorhead
Moran
Murtha
Myrick
Nadler
Neal
Nethercutt
Neumann
Ney
Norwood
Nussle
Oberstar
Obey
Olver
Ortiz
Orton
Owens
Oxley
Pallone
Parker
Pastor
Paxon
Payne (NJ)
Payne (VA)
Pelosi
Peterson (FL)
Peterson (MN)
Petri
Pickett
Pombo
Pomeroy
Porter
Portman
Poshard
Pryce
Quinn
Radanovich
Rahall
Ramstad
Rangel
Reed
Regula
Richardson
Riggs
Rivers
Roberts
Roemer
Rogers
Rohrabacher
Roth
Roukema
Roybal-Allard
Royce
Rush
Sabo
Salmon
Sanders
Sanford
Sawyer
Saxton
Scarborough
Schaefer
Schiff
Schroeder
Schumer
Scott
Seastrand
Sensenbrenner
Serrano
Shadegg
Shays
Shuster
Sisisky
Skeen
Skelton
Slaughter
Smith (MI)
Smith (NJ)
Smith (TX)
Solomon
Souder
Spence
Spratt
Stearns
Stenholm
Stokes
Stump
Stupak
Talent
Tanner
Tate
Tauzin
Taylor (MS)
Tejeda
Thomas
Thompson
Thornberry
Thurman
Tiahrt
Torkildsen
Torres
Torrice
Towns
Traficant
Upton
Velazquez
Vento
Visclosky
Volkmer
Vucanovich
Waldholtz
Walker
Walsh
Wamp
Ward
Waters
Watt (NC)
Watts (OK)
Waxman
Weldon (FL)
Weldon (PA)
Weller
White
Whitfield
Wicker
Wise
Wolf
Woolsey
Wynn
Yates
Young (AK)
Young (FL)
Zeliff
Zimmer

NAYS—1

- DeFazio
NOT VOTING—34

- Arney
Baker (LA)
Berman
Bryant (TX)
Burr
Chapman
Chrysler
Fazio
Fields (TX)
Fowler
Ganske
Hayes
Johnston
Lantos
Lightfoot
Lofgren
Montgomery
Morella
Myers
Packard
Quillen
Ros-Lehtinen
Rose
Shaw
Skaggs
Smith (WA)
Stark
Stockman
Studds
Taylor (NC)
Thornton
Williams
Wilson
Wyden

So the motion was agreed to.

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

3.20 HARRY KIZIRIAN POST OFFICE BUILDING

On motion of Mr. MCHUGH, by unanimous consent, the bill (H.R. 1606) to designate the United States Post Office building located at 24 Corliss Street, Providence, Rhode Island, as the "Harry Kizirian Post Office Building";

together with the following amendments of the Senate thereto, was taken from the Speaker's table:

Page 2, after line 11 insert:

SEC. 3. SALARY ADJUSTMENTS FOR THE BOARD OF GOVERNORS OF THE UNITED STATES POSTAL SERVICE.

(a) IN GENERAL.—Section 202(a) of title 39, United States Code, is amended—

(1) by inserting "(1)" after "(a)";

(2) by striking out the fifth and sixth sentences; and

(3) by adding at the end thereof the following new paragraph:

"(2)(A) Each Governor shall receive—

"(i) a salary of \$30,000 a year as adjusted by subparagraph (C);

"(ii) \$300 a day for not more than 42 days each year, for each day such Governor—

"(I) attends a meeting of the Board of Governors; or

"(II) performs the official business of the Board as approved by the Chairman; and

"(III) reimbursement for travel and reasonable expenses incurred in attending meetings and performing the official business of the Board.

"(B) Nothing in subparagraph (A) shall be construed to limit the number of days of meetings each year to 42 days.

"(C) Effective on the first day of the first applicable pay period beginning on or after the date on which an adjustment takes effect under section 5303 of title 5 in the rates of pay under the General Schedule, the salary of each Governor shall be adjusted by the percentage equal to the percentage adjustment in such General Schedule rates of pay."

(b) EFFECTIVE DATE.—The amendments made by this section shall take effect on the first day of the first applicable pay period beginning on or after the date of the enactment of this Act.

On motion of Mr. MCHUGH, said Senate amendments were disagreed to.

A motion to reconsider the vote whereby said Senate amendments were disagreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

3.21 PROVIDING FOR THE DISPOSITION OF THE SENATE AMENDMENT TO H.R. 1358

Mr. DREIER, by direction of the Committee on Rules, reported (Rept. No. 104-449) the resolution (H. Res. 338) providing for the disposition of the Senate amendment to the bill (H.R. 1358) to require the Secretary of Commerce to convey to the Commonwealth of Massachusetts the National Marine Fisheries Service laboratory located on Emerson Avenue in Gloucester, Massachusetts.

When said resolution and report were referred to the House Calendar and ordered printed.

3.22 PROVIDING FOR THE DISPOSITION OF THE SENATE AMENDMENT TO H.R. 1358

Mr. DREIER, by direction of the Committee on Rules, called up the following resolution (H. Res. 338):

Resolved, That upon adoption of this resolution the House shall be considered to have taken from the Speaker's table the bill (H.R. 1358) to require the Secretary of Commerce to convey to the Commonwealth of Massachusetts the National Marine Fisheries Serv-

ice laboratory located on Emerson Avenue in Gloucester, Massachusetts, with the Senate amendment thereto, and to have concurred in the Senate amendment with an amendment consisting of the text printed in the report of the Committee on Rules accompanying this resolution.

The Senate amendment is as follows:

Strike out all after the enacting clause and insert:

**SECTION 1. CONVEYANCES.**

(a) NATIONAL MARINE FISHERIES SERVICE LABORATORY AT GLOUCESTER, MASSACHUSETTS.—

(1) IN GENERAL.—The Secretary of Commerce shall convey to the Commonwealth of Massachusetts, all right, title, and interest of the United States in and to the property comprising the National Marine Fisheries Service laboratory located on Emerson Avenue in Gloucester, Massachusetts.

(2) TERMS.—A conveyance of property under paragraph (1) shall be made—

(A) without payment of consideration; and

(B) subject to the terms and conditions specified under paragraphs (3) and (4).

(3) CONDITIONS FOR TRANSFER.—

(A) IN GENERAL.—As a condition of any conveyance of property under this subsection, the Commonwealth of Massachusetts shall assume full responsibility for maintenance of the property for as long as the Commonwealth retains the right and title to that property.

(B) CONTINUED USE OF PROPERTY BY NMFS.—The Secretary may enter into a memorandum of understanding with the Commonwealth of Massachusetts under which the National Marine Fisheries Service is authorized to occupy existing laboratory space on the property conveyed under this subsection, if—

(i) the term of the memorandum of understanding is for a period of not longer than 5 years beginning on the date of enactment of this Act; and

(ii) the square footage of the space to be occupied by the National Marine Fisheries Service does not conflict with the needs of, and is agreeable to, the Commonwealth of Massachusetts.

(4) REVERSIONARY INTEREST.—All right, title, and interest in and to all property conveyed under this subsection shall revert to the United States on the date on which the Commonwealth of Massachusetts uses any of the property for any purpose other than the Commonwealth of Massachusetts Division of Marine Fisheries resource management program.

(5) RESTRICTION.—Amounts provided by the South Essex Sewage District may not be used by the Commonwealth of Massachusetts to transfer existing activities to, or conduct activities at, property conveyed under this section.

(b) PIER IN CHARLESTON, SOUTH CAROLINA.—Section 22(a) of the Marine Mammal Protection Act Amendments of 1994 (Public Law 103-238; 108 Stat. 561) is amended—

(1) by inserting "(1)" before "Not"; and

(2) by adding at the end thereof the following:

"(2) Not later than December 31, 1996, the Secretary of the Navy may convey, without payment or other consideration, to the Secretary of Commerce, all right, title, and interest to the property comprising that portion of the Naval Base, Charleston, South Carolina, bounded by Hobson Avenue, the Cooper River, the landward extension of the property line located 70 feet northwest of and parallel to the centerline of Pier Q, and the northwest property line of the parking area associated with Pier R. The property shall include Pier Q, all towers and out-buildings on that property, and walkways and parking areas associated with those buildings and Pier Q."

**SEC. 2. FISHERIES RESEARCH FACILITIES.**

(a) FORT JOHNSON.—The Secretary of Commerce, through the Under Secretary of Commerce for Oceans and Atmosphere, is authorized to construct on land to be leased from the State of South Carolina, a facility at Fort Johnson, South Carolina, provided that the annual cost of leasing the required lands does not exceed one dollar.

(b) AUKE CAPE.—The Secretary of Commerce, through the Under Secretary of Commerce for Oceans and Atmosphere, is authorized to construct a facility on Auke Cape near Juneau, Alaska, to provide consolidated office and laboratory space for National Oceanic and Atmospheric Administration personnel in Juneau, provided that the property for such facility is transferred to the National Oceanic and Atmospheric Administration from the United States Coast Guard or the City of Juneau.

(c) COMPLETION DATE FOR FUNDED WORK.—The Secretary of Commerce shall complete the architectural and engineering work for the facilities described in subsections (a) and (b) by not later than May 1, 1996, using funds that have been previously appropriated for that work.

(d) AVAILABILITY OF APPROPRIATIONS.—The authorizations contained in subsections (a) and (b) are subject to the availability of appropriations provided for the purpose stated in this section.

**SEC. 3. PRIBILOF ISLANDS.**

(a) IN GENERAL.—The Secretary of Commerce shall, subject to the availability of appropriations provided for the purposes of this section, clean up landfills, wastes, dumps, debris, storage tanks, property, hazardous or unsafe conditions, and contaminants, including petroleum products and their derivatives, left by the National Oceanic and Atmospheric Administration on lands which it and its predecessor agencies abandoned, quitclaimed, or otherwise transferred or are obligated to transfer, to local entities or residents on the Pribilof Islands, Alaska, pursuant to the Fur Seal Act of 1966 (16 U.S.C. 1151 et seq.), as amended, or other applicable law.

(b) OBLIGATIONS OF SECRETARY.—In carrying out cleanup activities under subsection (a), the Secretary of Commerce shall—

(1) to the maximum extent practicable, execute agreements with the State of Alaska, and affected local governments, entities, and residents eligible to receive conveyance of lands under the Fur Seal Act of 1966 (16 U.S.C. 1161 et seq.) or other applicable law;

(2) manage such activities with the minimum possible overhead, delay, and duplication of State and local planning and design work;

(3) receive approval from the State of Alaska for agreements described in paragraph (1) where such activities are required by State law;

(4) receive approval from affected local entities or residents before conducting such activities on their property; and

(5) not seek or require financial contributions by or from local entities or landowners.

(c) RESOLUTION OF FEDERAL RESPONSIBILITIES.—(1) Within 9 months after the date of enactment of this section, and after consultation with the Secretary of the Interior, the State of Alaska, and local entities and residents of the Pribilof Islands, the Secretary of Commerce shall submit to the Committee on Commerce, Science, and Transportation of the Senate, and the Committee on Resources of the House of Representatives, a report proposing necessary actions by the Secretary of Commerce and Congress to resolve all claims with respect to, and permit the final implementation, fulfillment and completion of—

(A) title II of the Fur Seal Act Amendments of 1983 (16 U.S.C. 1161 et seq.);

(B) the land conveyance entitlements of local entities and residents of the Pribilof Islands under the Alaska Native Claims Settlement Act (43 U.S.C. 1601 et seq.);

(C) the provisions of this section; and

(D) any other matters which the Secretary deems appropriate.

(2) The report required under paragraph (1) shall include the estimated costs of all actions, and shall contain the statements of the Secretary of Commerce, the Secretary of the Interior, any statement submitted by the State of Alaska, and any statements of claims or recommendations submitted by local entities and residents of the Pribilof Islands.

(d) USE OF LOCAL ENTITIES.—Notwithstanding any other law to the contrary, the Secretary of Commerce shall, to the maximum extent practicable, carry out activities under subsection (a) and fulfill other obligations under Federal and State law relating to the Pribilof Islands, through grants or other agreements with local entities and residents of the Pribilof Islands, unless specialized skills are needed for an activity, and the Secretary specifies in writing that such skills are not available through local entities and residents of the Pribilof Islands.

(e) DEFINITION.—For the purposes of this section, the term "clean up" means the planning and execution of remediation actions for lands described in subsection (a) and the redevelopment of landfills to meet statutory requirements.

(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated not to exceed \$10,000,000 in each of fiscal years 1996, 1997, and 1998 for the purposes of carrying out this section.

The House amendment to the Senate amendment is as follows:

At the end of the Senate amendment, add the following:

**TITLE I**

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:

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 the following projects or activities including the costs of direct loans and loan guarantees (not otherwise specifically provided for in this Act) which were conducted in the fiscal year 1995:

All allowances paid under section 5(b) of the Peace Corps Act, 22 U.S.C. section 2504, notwithstanding section 10 of Public Law 91-672, at a rate for operations, notwithstanding any other provision of this Act, provided for in the conference report and joint explanatory statement of the Committee of Conference (House Report 104-295) on the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1996, (H.R. 1868), as passed by the House of Representatives on October 31, 1995;

All activities, including administrative expenses, necessary to process single-family mortgage loans and refinancing for low-income and moderate-income families funded under the Federal Housing Administration's "FHA-mutual mortgage insurance program account" and "FHA-general and special risk program account" in the Department of Housing and Urban Development at a rate for operations, notwithstanding any other provision of this Act, provided for in the conference report and joint explanatory statement of the Committee of Conference (House

Report 104-384) on the Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1996, (H.R. 2099), as passed by the House of Representatives on December 7, 1995;

All projects and activities directly related to the security of United States diplomatic posts and facilities abroad, notwithstanding section 15 of the State Department Basic Authorities Act of 1956 at a rate for operations, notwithstanding any other provision of this Act, provided for in the conference report and joint explanatory statement of the Committee of Conference (House Report 104-378) on the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1996, (H.R. 2076), as passed by the House of Representatives on December 6, 1995;

Activities funded under the account heading "Emergency food and shelter program" in the Federal Emergency Management Agency: *Provided*, That, notwithstanding any other provision of this Act, the amount made available by this Act shall not exceed \$46,000,000: *Provided further*, That not to exceed three and one-half percentum of the amount made available shall be for administrative costs;

All retirement pay and medical benefits for Public Health Service Commissioned Officers as authorized by law, and for payments under the Retired Serviceman's Family Protection Plan and Survivor Benefit Plan and for medical care of dependents and retired personnel under the Dependent's Medical Care Act (10 U.S.C. ch. 55) and for payments pursuant to section 229(b) of the Social Security Act (42 U.S.C. 429(b)); at a rate for operations, notwithstanding any other provision of this Act, provided for in the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 1996 (H.R. 2127), as passed the House of Representatives on August 4, 1995;

All projects and activities of the Federal Bureau of Investigation, Drug Enforcement Administration, Interagency Crime and Drug Enforcement, Federal Prison System, U.S. Attorneys, U.S. Marshals Service, Federal Prisoner Detention, Fees and Expenses of Witnesses, Immigration and Naturalization Service, and the Executive Office for Immigration Review, necessary for the investigation and prosecution of criminal and civil offenses; national security; the apprehension, detention and removal of illegal and criminal aliens; the incarceration, detention, and movement of federal prisoners and detainees; and the protection of the Federal judiciary at a rate for operations, notwithstanding any other provision of this Act, provided for in the conference report and joint explanatory statement of the Committee of Conference (House Report 104-378) on the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1996, (H.R. 2076), as passed by the House of Representatives on December 6, 1995;

All projects and activities of the Judiciary to the extent and in the manner and at a rate for operations, notwithstanding any other provision of this Act, provided for in the conference report and joint explanatory statement of the Committee of Conference (House Report 104-378) on the Department of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1996, (H.R. 2076), as passed by the House of Representatives on December 6, 1995;

All projects and activities necessary to provide for the expenses of State surveys and certifications under the account heading "Program Management" under the Health Care Financing Administration in the Department of Health and Human Services;

Trade adjustment assistance benefits and North American Free Trade Act benefits

funded under the account heading "Federal Unemployment Benefits and Allowances" under the Employment and Training Administration in the Department of Labor;

Payments to the Federal Hospital Insurance and the Federal Supplementary Medical Insurance Trust Funds under the account heading "Payments to Health Care Trust Funds" under the Health Care Financing Administration in the Department of Health and Human Services;

All projects and activities necessary to provide for the expenses of Medicare contractors under title XVIII of the Social Security Act under the account heading "Program Management" under the Health Care Financing Administration in the Department of Health and Human Services;

All projects and activities funded under the account heading "Grants to States for Medicaid" under the Health Care Financing Administration in the Department of Health and Human Services;

All projects and activities of the National Institutes of Health in the Department of Health and Human Services at a rate for operations, notwithstanding any other provision of this Act, provided for in the Departments of Labor, Health, and Human Services, and Education, and Related Agencies Appropriations Act, 1996, (H.R. 2127), as passed the House of Representatives on August 4, 1995;

All projects and activities necessary to carry out the Section 7(a) General Business Loan Guaranty program and the Section 504 Certified Development Company program, as authorized by law, under the Small Business Administration at a rate for operations, notwithstanding any other provision of this Act, provided for in the conference report and joint explanatory statement of the Committee of Conference (House Report 104-378) on the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1996, (H.R. 2076), as passed by the House of Representatives on December 6, 1995;

All projects and activities funded under the account heading "Surety Bond Guarantees Revolving Fund" under the Small Business Administration at a rate for operations, notwithstanding any other provision of this Act, provided for in the conference report and joint explanatory statement of the Committee of Conference (House Report 104-378) on the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1996, (H.R. 2076), as passed by the House of Representatives on December 6, 1995;

All projects and activities necessary to accommodate visitors and to provide for visitors services on the public lands managed by the Bureau of Land Management at a rate for operations, notwithstanding any other provision of this Act, provided for in the conference report and joint explanatory statement of the Committee of Conference (House Report 104-402) on the Department of the Interior and Related Agencies Appropriations Act, 1996, (H.R. 1977), as passed by the House of Representatives on December 13, 1995;

All projects and activities funded under the account heading "Disease Control, Research, and Training" under the Centers for Disease Control and Prevention in the Department of Health and Human Services at a rate for operations, notwithstanding any other provision of this Act, not to exceed an annual rate for new obligational authority of \$2,114,693,000;

All Self-Determination and Self-Governance projects and activities of tribes or tribal organizations (as that term is defined in Public Law 93-638) that are authorized by Public Law 93-638 under the account heading "Operation of Indian Programs" under the Bureau of Indian Affairs in the Department

of the Interior or under the account heading "Indian Health Services" under the Indian Health Service in the Department of Health and Human Services at a rate for operations, notwithstanding any other provision of this Act, provided for in the conference report and joint explanatory statement of the Committee of Conference (House Report 104-402) on the Department of the Interior and Related Agencies Appropriations Act, 1996, (H.R. 1977), as passed by the House of Representatives on December 13, 1995;

All projects and activities necessary to provide for the expenses of the Kendall Demonstration Elementary School and the Model Secondary School for the Deaf under the account heading "Gallaudet University" in the Department of Education;

Payments for benefits and interest on advances, together with expenses of operation and administration, under the account heading "Black Lung Disability Trust Fund" under the Employment Standards Administration in the Department of Labor; and

Payments for benefits, together with expenses of operation and administration, under the account heading "Special Benefits for Disabled Coal Miners" in the Social Security Administration; *Provided*, That whenever the amount which would be made available or the authority which would be granted under an Act which included funding for fiscal year 1996 for the projects and activities listed in this section 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 the Act which included funding for fiscal year 1996 for the projects and activities listed in this section as passed by the House as of the date of enactment of this Act, 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 Act, 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.

(c) Whenever an Act which included funding for fiscal year 1996 for the projects and activities listed in this section has been passed by only the House or only the Senate as of the date of enactment of this Act, 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.

SEC. 102. Appropriations made by section 101 shall be available to the extent and in the manner which would be provided by the pertinent appropriations Act.

SEC. 103. No appropriation or funds made available or authority granted pursuant to section 101 shall be used to initiate or resume any project or activity for which appropriations, funds, or other authority were not available during the fiscal year 1995.

SEC. 104. No provision which is included in the appropriations Act enumerated in section 101 but which was not included in the applicable appropriations Act for fiscal year 1995 and which by its terms is applicable to more than one appropriation, fund, or authority shall be applicable to any appropriation, fund, or authority provided in this Act.

SEC. 105. Appropriations made and authority granted pursuant to this title of this Act

shall cover all obligations or expenditures incurred for any program, project, or activity during the period for which funds or authority for such project or activity are available under this Act.

SEC. 106. Unless otherwise provided for in this title of this Act or in the applicable appropriations Act, appropriations and funds made available and authority granted pursuant to this title of this Act shall be available until (a) enactment into law of an appropriation for any project or activity provided for in this title of this Act, or (b) the enactment into law of the applicable appropriations Act by both Houses without any provision for such project or activity, or (c) September 30, 1996, whichever first occurs.

SEC. 107. Expenditures made pursuant to this title of this Act shall be charged to the applicable appropriation, fund, or authorization whenever a bill in which such applicable appropriation, fund, or authorization is contained is enacted into law.

SEC. 108. No provision in the appropriations Act for the fiscal year 1996 referred to in section 101 of this Act that makes the availability of any appropriation provided therein dependent upon the enactment of additional authorizing or other legislation shall be effective before the date set forth in section 106(c) of this Act.

SEC. 109. Appropriations and funds made available by or authority granted pursuant to this title of this Act may be used without regard to the time limitations for submission and approval of apportionments set forth in section 1513 of title 31, United States Code, but nothing herein shall be construed to waive any other provision of law governing the apportionment of funds.

SEC. 110. For the purposes of this title of this Act, the time covered by this title of this Act shall be considered to have begun on December 16, 1995.

TITLE II

SECTION 201. YAVAPAI-PRESCOTT INDIAN TRIBE WATER RIGHTS SETTLEMENT ACT OF 1994.

(a) EXTENSION.—Section 112(b) of the Yavapai-Prescott Indian Tribe Water Rights Settlement Act of 1994 (108 Stat. 4532) is amended by striking "December 31, 1995" and inserting "June 30, 1996".

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect as of December 31, 1995, and with the consent of Prescott, Arizona, the contract referred to in such section 112(b) is revived.

SEC. 202. SAN CARLOS APACHE TRIBE WATER RIGHTS SETTLEMENT ACT OF 1992.

(a) EXTENSION.—Section 3711(b)(1) of the San Carlos Apache Tribe Water Rights Settlement Act of 1992 (title XXXVII of Public Law 102-575) is amended by striking "December 31, 1995" and inserting "December 31, 1996".

(b) EFFECTIVE DATE.—

(1) IN GENERAL.—The amendment made by subsection (a) shall take effect as of December 31, 1995.

(2) LAPSED PROVISIONS OF LAW AND CONTRACTS.—The provisions of subsections (c) and (d) of section 3704, subsections (a) and (b) of section 3705, section 3706, subsections (a)(2), (c), (d), and (f) of section 3707, subsections (b) and (c) of section 3708, and subsections (a), (b), (c), (d), (e), (g), (h), (j), and (l) of section 3710 of such Act, together with each contract entered into pursuant to any such section or subsection (with the consent of the Non-Federal parties thereto), shall be effective on and after the date of enactment of this Act, subject to the December 31, 1966, deadline specified in such section 3711(b)(1), as amended by subsection (a) of this section.

When said resolution was considered. After debate,

Mr. DREIER moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

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

Mr. FROST 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 ..... 204  
Nays ..... 167

¶13.23

[Roll No. 11]

YEAS—204

|               |               |               |
|---------------|---------------|---------------|
| Allard        | Gilchrest     | Myrick        |
| Archer        | Gillmor       | Nethercutt    |
| Armey         | Gilman        | Neumann       |
| Bachus        | Goodlatte     | Ney           |
| Baker (CA)    | Goodling      | Norwood       |
| Ballenger     | Goss          | Nussle        |
| Barr          | Graham        | Oxley         |
| Barrett (NE)  | Greenwood     | Parker        |
| Bartlett      | Gunderson     | Paxon         |
| Barton        | Gutknecht     | Petri         |
| Bass          | Hancock       | Pombo         |
| Bateman       | Hansen        | Porter        |
| Bereuter      | Hastert       | Portman       |
| Bliley        | Hastings (WA) | Pryce         |
| Blute         | Hayworth      | Quinn         |
| Boehlert      | Hefley        | Ramstad       |
| Boehner       | Heineman      | Regula        |
| Bonilla       | Herger        | Riggs         |
| Bono          | Hillery       | Roberts       |
| Boucher       | Hobson        | Rogers        |
| Bryant (TN)   | Hoekstra      | Rohrabacher   |
| Bunn          | Hoke          | Roth          |
| Bunning       | Horn          | Roukema       |
| Buyer         | Hostettler    | Royce         |
| Callahan      | Houghton      | Salmon        |
| Calvert       | Hunter        | Sanford       |
| Camp          | Hutchinson    | Saxton        |
| Campbell      | Hyde          | Scarborough   |
| Canady        | Inglis        | Schaefer      |
| Castle        | Johnson (CT)  | Schiff        |
| Chabot        | Johnson, Sam  | Seastrand     |
| Chambliss     | Kasich        | Sensenbrenner |
| Chenoweth     | Kelly         | Shadegg       |
| Christensen   | Kim           | Shays         |
| Coble         | King          | Shuster       |
| Coburn        | Kingston      | Skeen         |
| Collins (GA)  | Klug          | Smith (MI)    |
| Combest       | Knollenberg   | Smith (TX)    |
| Cooley        | Kolbe         | Smith (WA)    |
| Cox           | LaHood        | Solomon       |
| Crane         | Largent       | Souder        |
| Crapo         | Latham        | Spence        |
| Creameans     | LaTourrette   | Stearns       |
| Cubin         | Laughlin      | Stump         |
| Cunningham    | Lazio         | Talent        |
| Davis         | Leach         | Tate          |
| Deal          | Lewis (CA)    | Tauzin        |
| DeLay         | Lewis (KY)    | Thomas        |
| Doolittle     | Linder        | Thornberry    |
| Dreier        | Livingston    | Tiahrt        |
| Duncan        | LoBiondo      | Torkildsen    |
| Dunn          | Longley       | Upton         |
| Ehlers        | Lucas         | Vucanovich    |
| Ehrlich       | Manzullo      | Waldholtz     |
| Emerson       | Martini       | Walker        |
| English       | McCollum      | Walsh         |
| Ensign        | McCrary       | Wamp          |
| Everett       | McDade        | Watts (OK)    |
| Flanagan      | McHugh        | Weldon (FL)   |
| Foley         | McInnis       | Weldon (PA)   |
| Fox           | McIntosh      | Weller        |
| Franks (CT)   | McKeon        | White         |
| Franks (NJ)   | Metcalf       | Whitfield     |
| Frelinghuysen | Meyers        | Wolf          |
| Frisa         | Mica          | Young (AK)    |
| Funderburk    | Miller (FL)   | Young (FL)    |
| Galleghy      | Molinari      | Zeliff        |
| Gekas         | Moorhead      | Zimmer        |

NAYS—167

|             |          |              |
|-------------|----------|--------------|
| Abercrombie | Baessler | Barrett (WI) |
| Ackerman    | Baldacci | Becerra      |
| Andrews     | Barcia   | Beilenson    |

|              |                |               |
|--------------|----------------|---------------|
| Bentsen      | Gutierrez      | Ortiz         |
| Bevill       | Hall (OH)      | Orton         |
| Bishop       | Hall (TX)      | Owens         |
| Bonior       | Hamilton       | Pallone       |
| Borski       | Harman         | Pastor        |
| Brewster     | Hastings (FL)  | Payne (NJ)    |
| Browder      | Hefner         | Payne (VA)    |
| Brown (CA)   | Hilliard       | Pelosi        |
| Brown (FL)   | Hinche         | Peterson (FL) |
| Brown (OH)   | Holden         | Peterson (MN) |
| Cardin       | Hoyer          | Pomeroy       |
| Clay         | Istook         | Poshard       |
| Clayton      | Jackson (IL)   | Rahall        |
| Clement      | Jefferson      | Rangel        |
| Clyburn      | Johnson (SD)   | Reed          |
| Coleman      | Johnson, E. B. | Richardson    |
| Collins (IL) | Jones          | Rivers        |
| Collins (MI) | Kanjorski      | Roemer        |
| Condit       | Kaptur         | Roybal-Allard |
| Conyers      | Kennedy (MA)   | Sabo          |
| Costello     | Kennedy (RI)   | Sanders       |
| Coyne        | Kennelly       | Sawyer        |
| Cramer       | Kildee         | Schroeder     |
| Danner       | Klecza         | Schumer       |
| de la Garza  | Klink          | Scott         |
| DeFazio      | Lantos         | Serrano       |
| DeLauro      | Levin          | Sisisky       |
| Dellums      | Lewis (GA)     | Skaggs        |
| Deutsch      | Lincoln        | Skelton       |
| Dingell      | Lowey          | Slaughter     |
| Dixon        | Luther         | Smith (NJ)    |
| Dooley       | Maloney        | Spratt        |
| Dornan       | Markey         | Stenholm      |
| Doyle        | Martinez       | Stokes        |
| Edwards      | Mascara        | Stupak        |
| Engel        | McCarthy       | Tanner        |
| Eshoo        | McDermott      | Taylor (MS)   |
| Evans        | McHale         | Tejeda        |
| Farr         | McKinney       | Thompson      |
| Fattah       | McNulty        | Thurman       |
| Fields (LA)  | Meek           | Torres        |
| Foglietta    | Menendez       | Torricelli    |
| Forbes       | Mfume          | Towns         |
| Ford         | Minge          | Traficant     |
| Frank (MA)   | Mink           | Vento         |
| Frost        | Moakley        | Visclosky     |
| Furse        | Mollohan       | Volkmer       |
| Gejdenson    | Moran          | Ward          |
| Gephardt     | Murtha         | Watt (NC)     |
| Geren        | Nadler         | Wise          |
| Gibbons      | Oberstar       | Woolsey       |
| Gonzalez     | Obey           | Wynn          |
| Gordon       | Olver          |               |

NOT VOTING—62

|             |             |              |
|-------------|-------------|--------------|
| Baker (LA)  | Flake       | Packard      |
| Berman      | Fowler      | Pickett      |
| Bilbray     | Ganske      | Quillen      |
| Billrakis   | Green       | Radanovich   |
| Brownback   | Hayes       | Ros-Lehtinen |
| Bryant (TX) | Jackson-Lee | Rose         |
| Burr        | (TX)        | Rush         |
| Burton      | Jacobs      | Shaw         |
| Chapman     | Johnston    | Stark        |
| Chrysler    | LaFalce     | Stockman     |
| Clinger     | Lightfoot   | Studds       |
| Diaz-Balart | Lipinski    | Taylor (NC)  |
| Dickey      | Lofgren     | Thornton     |
| Dicks       | Manton      | Velazquez    |
| Doggett     | Matsui      | Waters       |
| Durbin      | Meehan      | Waxman       |
| Ewing       | Miller (CA) | Wicker       |
| Fawell      | Montgomery  | Williams     |
| Fazio       | Morella     | Wilson       |
| Fields (TX) | Myers       | Wyden        |
| Filner      | Neal        | Yates        |

So the previous question on the resolution was ordered.

The question being put, *viva voce*,

Will the House agree to said resolution?

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

Mr. FROST demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 344  
Nays ..... 24

¶3.24 [Roll No. 12]  
AYES—344

|              |                |               |
|--------------|----------------|---------------|
| Abercrombie  | Ensign         | Lewis (GA)    |
| Ackerman     | Eshoo          | Lewis (KY)    |
| Allard       | Evans          | Lincoln       |
| Andrews      | Everett        | Linder        |
| Archer       | Farr           | Livingston    |
| Armye        | Fattah         | LoBiondo      |
| Bachus       | Fields (LA)    | Longley       |
| Baesler      | Flanagan       | Lowey         |
| Baker (CA)   | Foglietta      | Lucas         |
| Baldacci     | Foley          | Luther        |
| Ballenger    | Forbes         | Maloney       |
| Barcia       | Ford           | Manzullo      |
| Barrett (NE) | Fox            | Markey        |
| Barrett (WI) | Frank (MA)     | Martinez      |
| Bartlett     | Franks (CT)    | Martini       |
| Bass         | Franks (NJ)    | Mascara       |
| Bateman      | Frelinghuysen  | McCarthy      |
| Becerra      | Frisa          | McCollum      |
| Bentsen      | Frost          | McCrary       |
| Bereuter     | Furse          | McDade        |
| Bevill       | Galleghy       | McDermott     |
| Bishop       | Gejdenson      | McHale        |
| Bliley       | Gekas          | McHugh        |
| Blute        | Gephardt       | McInnis       |
| Boehlert     | Geren          | McKeon        |
| Boehner      | Gibbons        | McKinney      |
| Bonilla      | Gilchrest      | McNulty       |
| Bonior       | Gillmor        | Meek          |
| Bono         | Gilman         | Menendez      |
| Borski       | Gonzalez       | Metcalf       |
| Boucher      | Goodlatte      | Meyers        |
| Brewster     | Goodling       | Mfume         |
| Browder      | Gordon         | Mica          |
| Brown (CA)   | Goss           | Miller (FL)   |
| Brown (FL)   | Greenwood      | Minge         |
| Brown (OH)   | Gunderson      | Mink          |
| Bryant (TN)  | Gutierrez      | Moakley       |
| Bunn         | Gutknecht      | Mollinari     |
| Bunning      | Hall (OH)      | Mollohan      |
| Buyer        | Hall (TX)      | Moorhead      |
| Callahan     | Hamilton       | Moran         |
| Calvert      | Hancock        | Murtha        |
| Camp         | Hansen         | Myrick        |
| Campbell     | Harman         | Nadler        |
| Canady       | Hastert        | Nethercutt    |
| Cardin       | Hastings (FL)  | Neumann       |
| Castle       | Hastings (WA)  | Ney           |
| Chambliss    | Hayworth       | Norwood       |
| Christensen  | Hefley         | Nussle        |
| Clay         | Hefner         | Oberstar      |
| Clayton      | Heineman       | Obey          |
| Clement      | Heger          | Olver         |
| Clyburn      | Hilliard       | Ortiz         |
| Coble        | Hinchey        | Owens         |
| Coburn       | Hobson         | Oxley         |
| Coleman      | Hoke           | Pallone       |
| Collins (GA) | Holden         | Parker        |
| Collins (IL) | Horn           | Pastor        |
| Collins (MI) | Houghton       | Paxon         |
| Combust      | Hoyer          | Payne (NJ)    |
| Condit       | Hunter         | Payne (VA)    |
| Conyers      | Hutchinson     | Pelosi        |
| Cooley       | Hyde           | Peterson (FL) |
| Costello     | Inglis         | Peterson (MN) |
| Cox          | Jackson (IL)   | Petri         |
| Coyne        | Jefferson      | Pombo         |
| Cramer       | Johnson (CT)   | Pomeroy       |
| Crane        | Johnson (SD)   | Porter        |
| Crapo        | Johnson, E. B. | Portman       |
| Creameans    | Johnson, Sam   | Poshard       |
| Cubin        | Kanjorski      | Pryce         |
| Cunningham   | Kaptur         | Quinn         |
| Danner       | Kasich         | Radanovich    |
| Davis        | Kelly          | Rahall        |
| Deal         | Kennedy (MA)   | Ramstad       |
| DeFazio      | Kennedy (RI)   | Rangel        |
| DeLauro      | Kennelly       | Reed          |
| DeLay        | Kildee         | Regula        |
| Dellums      | Kim            | Richardson    |
| Deutsch      | King           | Riggs         |
| Dingell      | Kingston       | Rivers        |
| Dixon        | Klecza         | Roberts       |
| Dooley       | Klink          | Roemer        |
| Doolittle    | Klug           | Rogers        |
| Doyle        | Knollenberg    | Rohrabacher   |
| Dreier       | Kolbe          | Roth          |
| Duncan       | LaHood         | Roukema       |
| Dunn         | Lantos         | Roybal-Allard |
| Edwards      | Latham         | Royce         |
| Ehlers       | LaTourette     | Sabo          |
| Ehrlich      | Laughlin       | Salmon        |
| Emerson      | Lazio          | Sanders       |
| Engel        | Leach          | Sawyer        |
| English      | Levin          | Saxton        |

|               |             |
|---------------|-------------|
| Schaefer      | Stokes      |
| Schiff        | Stump       |
| Schroeder     | Stupak      |
| Schumer       | Talent      |
| Scott         | Tanner      |
| Seastrand     | Tate        |
| Sensenbrenner | Tauzin      |
| Serrano       | Taylor (MS) |
| Shays         | Tejeda      |
| Sisisky       | Thomas      |
| Skaggs        | Thompson    |
| Skeen         | Thornberry  |
| Skelton       | Thurman     |
| Slaughter     | Torkildsen  |
| Smith (MI)    | Torrice     |
| Smith (TX)    | Towns       |
| Solomon       | Traficant   |
| Spence        | Upton       |
| Spratt        | Vento       |
| Stearns       | Viscosky    |
| Stenholm      | Vucanovich  |

|             |
|-------------|
| Waldholtz   |
| Walker      |
| Walsh       |
| Wamp        |
| Ward        |
| Watt (NC)   |
| Watts (OK)  |
| Weldon (FL) |
| Weldon (PA) |
| Weller      |
| White       |
| Whitfield   |
| Wise        |
| Wolf        |
| Wooolsey    |
| Wynn        |
| Young (AK)  |
| Young (FL)  |
| Zeliff      |
| Zimmer      |

NOES—24

|             |            |
|-------------|------------|
| Barr        | Hilleary   |
| Barton      | Hoekstra   |
| Chabot      | Hostettler |
| Chenoweth   | Istook     |
| de la Garza | Jones      |
| Dornan      | Largent    |
| Funderburk  | McIntosh   |
| Graham      | Orton      |

|             |
|-------------|
| Sanford     |
| Scarborough |
| Shadegg     |
| Smith (NJ)  |
| Smith (WA)  |
| Souder      |
| Tiahrt      |
| Volkmer     |

NOT VOTING—65

|             |             |
|-------------|-------------|
| Baker (LA)  | Flake       |
| Beilenson   | Fowler      |
| Berman      | Ganske      |
| Bilbray     | Green       |
| Bilirakis   | Hayes       |
| Brownback   | Jackson-Lee |
| Bryant (TX) | (TX)        |
| Burr        | Jacobs      |
| Burton      | Johnston    |
| Chapman     | LaFalce     |
| Chrysler    | Lewis (CA)  |
| Clinger     | Lightfoot   |
| Diaz-Balart | Lipinski    |
| Dickey      | Lofgren     |
| Dicks       | Manton      |
| Doggett     | Matsui      |
| Durbin      | Meehan      |
| Ewing       | Miller (GA) |
| Fawell      | Montgomery  |
| Fazio       | Morella     |
| Fields (TX) | Myers       |
| Filner      | Neal        |

|              |
|--------------|
| Packard      |
| Pickett      |
| Quillen      |
| Ros-Lehtinen |
| Rose         |
| Rush         |
| Shaw         |
| Shuster      |
| Stark        |
| Stockman     |
| Studds       |
| Taylor (NC)  |
| Thornton     |
| Torres       |
| Velazquez    |
| Waters       |
| Waxman       |
| Wicker       |
| Williams     |
| Wilson       |
| Wyden        |
| Yates        |

¶3.27 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate disagrees to the amendments of the House of Representatives to the bill (S. 1124) "An Act to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes.", agrees to a conference asked by the House on the disagreeing votes of the two Houses thereon, and appoints Mr. THURMOND, Mr. WARNER, Mr. COHEN, Mr. LOTT, Mr. NUNN, Mr. EXON, and Mr. LEVIN, be the conferees on the part of the Senate.

¶3.28 RECESS—10:43 P.M.

The SPEAKER pro tempore, Mr. HASTERT, pursuant to subsection (a) of the first section of House Resolution 330, declared the House in recess at 10 o'clock and 43 minutes p.m., subject to the call of the Chair.

**SATURDAY, JANUARY 6  
(LEGISLATIVE DAY OF JANUARY 5),  
1996**

The House remained in recess.

**MONDAY, JANUARY 8 (LEGISLATIVE  
DAY OF JANUARY 5), 1996**

The House remained in recess.

**TUESDAY, JANUARY 9 (LEGISLATIVE  
DAY OF JANUARY 5), 1996**

¶3.29 AFTER RECESS—11:00 A.M.

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

¶3.30 COMMUNICATION FROM THE  
CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. EMERSON, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
OFFICE OF THE CLERK,  
*Washington, DC, January 9, 1996.*

Hon. NEWT GINGRICH,  
*Speaker, House of Representatives, Washington, DC.*

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 5 of Rule III of the Rules of the U.S. House of Representatives, the Clerk received the following messages from the Secretary of the Senate on Friday, January 5, 1996 at 11:25 p.m.:

That the Senate passed without amendment H.J. Res. 134; and

That the Senate passed without amendment H.R. 1358.

With warm regards,  
ROBIN H. CARLE,  
*Clerk.*

¶3.31 ENROLLED BILL SIGNED

The SPEAKER pro tempore, Mr. EMERSON, announced that pursuant to clause 4, rule I, and pursuant to the order of the House of January 5, 1996, he signed the following enrolled bill on Saturday, January 6, 1996:

H.R. 1358. An Act to require the Secretary of Commerce to convey to the

So 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.

*Ordered*, That the Clerk request the concurrence of the Senate in said amendment.

¶3.25 DESIGNATION OF SPEAKER PRO  
TEMPORE TO SIGN ENROLLMENTS

The SPEAKER laid before the House a communication, which was read as follows:

WASHINGTON, DC,  
*January 5, 1996.*

I hereby designate the Honorable BILL EMERSON to act as Speaker pro tempore to sign enrolled bills and joint resolutions through January 23, 1996.

NEWT GINGRICH,  
*Speaker of the House of Representatives.*

By unanimous consent, the designation was accepted.

¶3.26 PERMISSION FOR ALL MEMBERS TO  
REVISE AND EXTEND

On motion of Mr. HAYWORTH, by unanimous consent,

*Ordered*, That for the legislative day of January 5, 1996, all Members are permitted to extend their remarks and to include extraneous material in that section of the Record entitle "Extension of Remarks".

Commonwealth of Massachusetts the National Marine Fisheries Service Laboratory located on Emerson Avenue in Gloucester, MA.

¶3.32 COMMUNICATION FROM THE SPEAKER—MESSAGE FROM THE PRESIDENT

The SPEAKER pro tempore, Mr. EMERSON, laid before the House a communication, which was read as follows:

*January 6, 1996.*

Received from the White House a sealed envelope said to contain a Message from the President wherein he transmits a plan to achieve a balanced budget not later than the fiscal year 2002.

NEWT GINGRICH,

*Speaker of the House of Representatives.*

¶3.33 BALANCED BUDGET PROPOSAL, FY 1996 THROUGH 2002

The Clerk then read the message from the President, as follows:

*To the Congress of the United States:*

I hereby submit to the Congress a plan to achieve a balanced budget not later than the fiscal year 2002 as certified by the Congressional Budget Of-

fice on January 6, 1996. This plan has been prepared by Senator Daschle and if passed in its current form by the Congress, I would sign it into law.

WILLIAM J. CLINTON.

THE WHITE HOUSE, *January 6, 1996.*

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee of the whole House on the state of the Union and ordered to be printed (H. Doc. 104-160).

¶3.34 COMMUNICATION FROM THE DIRECTOR OF THE CONGRESSIONAL BUDGET OFFICE

The SPEAKER pro tempore, Mr. EMERSON, laid before the House a communication, which was read as follows:

CONGRESSIONAL BUDGET OFFICE,

*Washington, DC, January 6, 1996.*

Hon. NEWT GINGRICH,

*Speaker, House of Representatives, Washington, DC.*

DEAR MR. SPEAKER: The Congressional Budget Office (CBO) has prepared a preliminary analysis of the President's budgetary submission of this date. The analysis is based on draft legislative language or on

other descriptive material provided by staff. It employs CBO's updated economic and technical estimating assumptions, which incorporate the economic effects of balancing the federal budget by 2002 and are described in the CBO memorandum "Economic and Budget Outlook: December 1995 Update." The analysis also assumes, as specified by staff, that the projected adjustment to reduce the formula bias in the consumer price index (CPI) will reduce the rate of growth of the CPI by 0.3 percentage points a year, which is the upper end of the range estimated by the Bureau of Labor Statistics. CBO's December baseline assumes a reduction near the middle of the range.

Under these assumptions, the proposal would result in deficits of \$153 billion in 1996 and \$167 billion in 1997 and a surplus of \$1 billion in 2002. Compared to the CBO baseline, the proposal would reduce the deficit by \$220 billion over the next five years and by \$583 billion over the 1996-2002 period. Table 1 summarizes the proposed policy changes. Table 2 shows the estimated savings from the changes in direct spending and revenues that would result from enactment of each title of the proposal.

Sincerely,

PAUL VAN DE WATER,  
(For June E. O'Neill).

Attachments.

TABLE 1.—DEMOCRATIC PLAN CHANGES FROM CBO'S DECEMBER BASELINE

[By fiscal year, in billions of dollars]

|  | 1996 | 1997 | 1998 | 1999 | 2000 | 2001 | 2002 | Total<br>1996-2002 |
|--|------|------|------|------|------|------|------|--------------------|
| CBO December Baseline Deficit <sup>a</sup> ..... | 172  | 182  | 183  | 195  | 204  | 211  | 228  | (*)                |
| Baseline Adjustments <sup>b</sup> .....          | 0    | 0    | -2   | -2   | -3   | -6   | -6   | -19                |
| Adjusted December Baseline .....                 | 172  | 182  | 181  | 193  | 201  | 205  | 222  | .....              |
| Democratic Plan Policies:                        |      |      |      |      |      |      |      |                    |
| Outlays:   |      |      |      |      |      |      |      |                    |
| Discretionary: <sup>c</sup>                      |      |      |      |      |      |      |      |                    |
| Freeze <sup>d</sup> .....                        | -8   | -9   | -11  | -32  | -49  | -66  | -84  | -258               |
| Savings relative to freeze .....                 | -4   | 2    | -3   | 2    | 2    | -9   | -26  | -37                |
| Subtotal .....                                   | -12  | -7   | -14  | -30  | -47  | -75  | -110 | -295               |
| Mandatory:                                       |      |      |      |      |      |      |      |                    |
| Medicare .....                                   | (e)  | -3   | -6   | -12  | -19  | -26  | -35  | -102               |
| Medicaid .....                                   | 0    | e    | -2   | -7   | -10  | -13  | -19  | -52                |
| Other .....                                      | -7   | -9   | -12  | -15  | -15  | -15  | -22  | -95                |
| Subtotal .....                                   | -7   | -12  | -21  | -34  | -45  | -54  | -76  | -249               |
| Net Interest .....                               | e    | -2   | -3   | -5   | -9   | -14  | -23  | -56                |
| Total Outlays .....                              | -20  | -21  | -37  | -69  | -100 | -143 | -209 | -599               |
| Revenues <sup>f</sup> .....                      | e    | 6    | 6    | 6    | 10   | 3    | -14  | 17                 |
| Total Policies .....                             | -20  | -15  | -32  | -63  | -90  | -140 | -223 | -583               |
| Democratic Plan Deficit .....                    | 153  | 167  | 149  | 130  | 110  | 65   | -1   | (*)                |

Notes: \* = not applicable.

Numbers may not add to totals because of rounding.

<sup>a</sup> Projections assume that discretionary spending is equal to the spending limits that are in effect through 1998 and will increase with inflation after 1998.

<sup>b</sup> The Democratic plan assumes that the anticipated change in the consumer price index (CPI) methodology used by the Bureau of Labor Statistics (BLS) will reduce the rate of growth of the CPI by 0.3 percentage points a year, which is the upper end of the range estimated by the BLS. CBO's December baseline assumes a reduction near the middle of the range.

<sup>c</sup> Discretionary savings specified by staff.

<sup>d</sup> Savings from freezing 1996-2002 appropriations at the nominal level appropriated for 1995.

<sup>e</sup> Less than \$500 million.

<sup>f</sup> Revenue increases are shown with a negative sign because they decrease the deficit. Includes Earned Income Credit outlays.

Sources: Congressional Budget Office; Joint Committee on Taxation.

TABLE 2.—SAVINGS FROM POLICY CHANGES IN THE DEMOCRATIC PLAN BASED ON CBO'S DECEMBER BASELINE ASSUMPTIONS, BY TITLE

[By fiscal year, in billions of dollars]

| Title  | 1996 | 1997  | 1998  | 1999  | 2000  | 2001  | 2002  | Total<br>1996-2002 |
|--|------|-------|-------|-------|-------|-------|-------|--------------------|
| I—Banking and Housing: Outlays .....                                       | -4.3 | (a)   | -0.1  | 0.2   | 0.1   | 0.1   | -0.5  | -4.4               |
| II—Spectrum Allocation: Outlays .....                                      | -0.2 | -1.8  | -2.7  | -3.6  | -3.1  | -2.7  | -7.4  | -21.3              |
| III—Medicaid: Outlays .....  | 0    | -0.4  | -2.4  | -6.7  | -10.3 | -13.2 | -18.6 | -51.7              |
| IV—Medicare: Outlays .....   | (a)  | -2.7  | -6.1  | -12.3 | -19.1 | -26.0 | -35.4 | -101.5             |
| V—Welfare Reform:  |      |       |       |       |       |       |       |                    |
| Outlays .....  | -0.9 | -4.8  | -5.8  | -6.3  | -6.9  | -6.9  | -7.6  | -39.1              |
| Revenues <sup>b</sup> .....  | -0.1 | -0.3  | -0.6  | -0.7  | -0.8  | -0.8  | -0.9  | -4.2               |
| Deficit .....  | -1.0 | -5.1  | -6.4  | -7.0  | -7.6  | -7.7  | -8.5  | -43.3              |
| VI—Federal Retirement:   |      |       |       |       |       |       |       |                    |
| Outlays .....  | -0.5 | -1.8  | -2.7  | -2.7  | -2.7  | -2.7  | -2.9  | -15.9              |
| Revenues <sup>b</sup> .....  | -0.2 | -0.4  | -0.5  | -0.6  | -0.6  | -0.6  | -0.6  | -3.5               |
| Deficit .....  | -0.7 | -2.2  | -3.2  | -3.2  | -3.3  | -3.3  | -3.5  | -19.4              |
| VII—Veterans Provisions: Outlays .....                                     | -0.2 | -0.3  | -0.4  | -1.2  | -1.3  | -1.3  | -1.4  | -6.1               |
| VIII—Asset Sales, User Fees, and other Mandatory Provisions: Outlays ..... | -1.3 | -0.5  | -0.6  | -1.5  | -1.3  | -1.3  | -2.2  | -8.7               |
| IX—Revenues: Revenues <sup>b,c</sup> .....                                 | 0.5  | 6.5   | 6.9   | 7.0   | 11.1  | 4.3   | -12.1 | 24.2               |
| X—Budget Enforcement: Outlays .....  | 0    | 0     | 0     | 0     | 0     | 0     | 0     | 0                  |
| Total:   |      |       |       |       |       |       |       |                    |
| Outlays .....  | -7.3 | -12.3 | -20.7 | -33.9 | -44.6 | -53.8 | -76.0 | -248.7             |
| Revenues <sup>b,c</sup> .....  | 0.2  | 5.8   | 5.8   | 5.8   | 9.7   | 2.9   | -13.7 | 16.5               |
| Deficit .....  | -7.1 | -6.5  | -14.9 | -28.2 | -34.9 | -50.9 | -89.7 | -232.2             |

<sup>a</sup> Less than \$50 million.

<sup>b</sup> Revenue increases are shown with a negative sign because they reduce the deficit.

◀ Includes Earned Income Credit Outlays.

Sources: Congressional Budget Office; Joint Committee on Taxation.

¶3.35 BALANCED BUDGET REFERRAL

The SPEAKER pro tempore, Mr. EMERSON, announced that pursuant to section 1 of House Concurrent Resolution 131, the Speaker had certified to the Committee on House Oversight that the requirements of section 2 of House Concurrent Resolution 131 have been met; and, further, that the following matters would be included as part of the House document embodying the message of the President: the proposed text of the budget plan of the President for the fiscal years 1996 through 2002; the proposed text of legislation to implement that budget; the detailed report setting forth the policies underlying that budget; and the certification by the Director of the Congressional Budget Office to the Speaker.

¶3.36 ENROLLED JOINT RESOLUTION SIGNED

The SPEAKER pro tempore, Mr. EMERSON, announced that pursuant to clause 4, rule I, the Speaker signed the following enrolled joint resolution on Saturday, January 6, 1996:

H.J. Res. 134. Joint resolution making further continuing appropriations for the fiscal year 1996, and for other purposes.

¶3.37 RECESS—11:06 A.M.

The SPEAKER pro tempore, Mr. EMERSON, pursuant to subsection (b) of the first section of House Resolution 330, declared the House in recess at 11 o'clock and 6 minutes a.m., subject to the call of the Chair.

¶3.38 AFTER RECESS—2:35 P.M.

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

¶3.39 PROVIDING FOR ADJOURNMENT OF THE HOUSE AND RECESS OF THE SENATE

Mr. BOEHNER submitted for consideration the following privileged concurrent resolution (H. Con. Res. 133):

*Resolved by the House of Representatives (the Senate concurring).* That when the House adjourns on the calendar day of Tuesday, January 9, 1996, it stand adjourned until 2 p.m. on Monday, January 22, 1996, or until noon on the second day after Members are notified to reassemble pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on the calendar day of Wednesday, January 10, 1996, pursuant to a motion offered by the Majority Leader or his designee, it stand recessed or adjourned until noon on Monday, January 22, 1996, or until noon on the second day after Members are notified to reassemble pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, 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 request the concurrence of the Senate in said concurrent resolution.

¶3.40 ADJOURNMENT PROVISIONS FOR THE HOUSE

On motion of Mr. BOEHNER, by unanimous consent,

*Ordered.* That when the House adjourns Tuesday, January 9, 1996, it stand adjourned until 10 a.m. on Friday, January 12, 1996, unless the House sooner receives a message from the Senate transmitting its concurrence in House Concurrent Resolution 133, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶3.41 ENROLLED BILL SIGNED

Mr. THOMAS, from the Committee on House Oversight, reported that that committee had examined and found truly enrolled a bill of the House of the following title, which were thereupon signed by the Speaker:

H.R. 1643. An Act making appropriations for certain activities for the fiscal year 1996, and for other purposes.

¶3.42 BILLS AND JOINT RESOLUTION PRESENTED TO THE PRESIDENT

Mr. THOMAS, from the Committee on House Oversight, reported that that committee did on the following day present to the President, for his approval, bills and a joint resolution of the House of the following titles:

On January 4:

H.R. 2203. An Act to reauthorize the tied aid credit program of the Export-Import Bank of the United States, and to allow the Export-Import Bank to conduct a demonstration project.

H.R. 1295. An Act to amend the Trademark Act of 1946 to make certain revisions relating to the protection of famous marks.

H.J. Res. 153. Joint resolution making further continuing appropriations for the fiscal year 1996, and for other purposes.

On January 5:

H.R. 1643. Making appropriations for certain activities for the fiscal year 1996, and for other purposes.

¶3.43 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mrs. MORELLA, after 6 p.m. January 5; and

To Mr. MATSUI, after 7 p.m. January 5.

And then,

¶3.44 ADJOURNMENT

On motion of Mr. BOEHNER, pursuant to the special order heretofore agreed to and the provisions of House Concurrent Resolution 133, at 2 o'clock and 37 minutes p.m., Tuesday, January 9 (legislative day of Friday, January 5), 1996, the House adjourned until 2 o'clock p.m. on Monday, January 22, 1996.

¶3.45 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. SOLOMON: Committee on Rules. House Resolution 336. Resolution providing for the disposition of the Senate amendment to the joint resolution (H.J. Res. 134) making further continuing appropriations for fiscal year 1996, and for other purposes (Rept. No. 104-448). Referred to the House Calendar.

Mr. DREIER: Committee on Rules. House Resolution 338. Resolution providing for the disposition of the Senate amendment to the bill (H.R. 1358) to require the Secretary of Commerce to convey to the Commonwealth of Massachusetts the National Marine Fisheries Service laboratory located on Emerson Avenue in Gloucester, Massachusetts (Rept. No. 104-449). Referred to the House Calendar.

¶3.46 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. STUMP (for himself and Mr. BUYER):

H.R. 2851. A bill to amend title 38, United States Code, to provide for approval of enrollment in courses offered at certain branches or extensions of proprietary profit institutions of higher learning in operation for more than 2 years; to the Committee on Veterans' Affairs.

By Mr. TEJEDA (for himself, Mr. GONZALEZ, Mr. BONILLA, and Mr. SMITH of Texas):

H.R. 2852. A bill to amend title 10, United States Code, to repeal certain limitations on the operation of Department of Defense depots; to the Committee on National Security.

By Mr. CRANE (for himself and Mr. RANGEL):

H.R. 2853. A bill to authorize the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of Bulgaria; to the Committee on Ways and Means.

By Mr. ROBERTS (for himself, Mr. EMERSON, Mr. ALLARD, Mr. BARRETT of Nebraska, Mr. EWING, Mr. COMBEST, Mr. BOEHNER, Mr. CHAMBLISS, and Mr. NETHERCUTT):

H.R. 2854. A bill to modify the operation of certain agricultural programs; to the Committee on Agriculture, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FRANKS of New Jersey (for himself, Mr. MARTINI, and Mr. GREENWOOD):

H.R. 2855. A bill to provide that the President, Vice President, members of the President's Cabinet, and Members of Congress shall not be paid during a Federal Government shutdown; to the Committee on Government Reform and Oversight, and in addition to the Committee on House Oversight, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MILLER of California (for himself, Mr. TORRICELLI, Mr. TOWNS, Ms. MCKINNEY, Ms. FURSE, Mr. FALEOMAVAEGA, Ms. RIVERS, Mr.

MORAN, Mr. WAXMAN, Mr. TORRES, Mr. MANTON, Mrs. MINK of Hawaii, Mr. JOHNSTON of Florida, Mrs. MORELLA, Mr. EVANS, Ms. PELOSI, Mr. DELLUMS, Mr. LEWIS of Georgia, Mr. BROWN of California, Mr. BEILENSON, Mr. YATES, and Ms. ESHOO):

H.R. 2856. A bill to amend the Marine Mammal Protection Act of 1972 to uphold the integrity of the U.S. tuna labeling program, support the International Dolphin Conservation Program in the eastern tropical Pacific Ocean, and for other purposes; to the Committee on Resources, and in addition to the Committees on Commerce, International Relations, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MINK of Hawaii (for herself, Mr. ABERCROMBIE, Mr. MILLER of California, Ms. PELOSI, Ms. JACKSON-LEE, Mr. MORAN, Mr. HOYER, and Mr. DELLUMS):

H.R. 2857. A bill to provide for relief to Federal employees, Federal contractors, and employees of Federal contractors for expenses incurred as a result of nonpayment of basic pay or impediments against contract performance arising from lapses in appropriations; to the Committee on Government Reform and Oversight.

By Mr. SMITH of New Jersey:

H.R. 2858. A bill to amend chapters 83 and 84 of title 5, United States Code, to provide that any survivor annuity for a child that terminates by reason of such child marrying shall resume, absent any other disqualifying event or condition, if and when that marriage ends; to the Committee on Government Reform and Oversight.

By Mr. TATE:

H.R. 2859. A bill to authorize the Secretary of the Army to exchange a certain parcel of real property at Fort Lewis, WA; to the Committee on National Security.

By Mr. WHITFIELD:

H.R. 2860. A bill to repeal restrictive provisions of Federal law relating to colored margarine; to the Committee on Commerce.

By Mr. DREIER (for himself, Mr. TAUZIN, and Mr. ZIMMER):

H.R. 2861. A bill to amend the Internal Revenue Code of 1986 to exclude long-term capital gains from gross income; to the Committee on Ways and Means.

By Mr. KASICH:

H. Con. Res. 131. Concurrent resolution establishing procedures making the transmission of the continuing resolution (H.J. Res. 134) to the President contingent upon the submission by the President of a 7-year balanced budget using updated economic and technical assumptions of the Congressional Budget Office; to the Committee on Rules.

By Mr. DUNN of Washington:

H. Con. Res. 132. Concurrent resolution relating to the extradition of Martin Pang from Brazil to the United States; to the Committee on International Relations.

By Mr. ROTH:

H. Res. 335. Resolution to congratulate the Green Bay Packers of the National Football League on winning its first National Football Conference [NFC] Central Division title in 23 years and to commend Quarterback Brett Favre for being recognized as the National Football League's Most Valuable Player; to the Committee on Government Reform and Oversight.

By Mrs. KENNELLY:

H. Res. 337. Resolution electing Jesse L. Jackson, Jr., of Illinois to the Committee on Banking and Financial Services; considered and agreed to.

By Mr. TAYLOR of Mississippi (for himself, Mr. MONTGOMERY, Mr. PARKER, Mr. THOMPSON, Mr. WICKER,

Mr. WATTS of Oklahoma, and Mr. LARGENT):

H. Res. 339. Resolution to congratulate Brett Favre, a native of Fenton, MS, for winning the 1995 National Football League Most Valuable Player Award; to the Committee on Government Reform and Oversight.

Mr. BOEHNER introduced a concurrent resolution (H. Con. Res. 133) providing for an adjournment of the two Houses; which was considered and agreed to.

#### ¶3.47 MEMORIALS

Under clause 4 of rule XXII, memorials were presented and referred as follows:

185. By the SPEAKER: Memorial of the General Assembly of the State of California, relative to the release of Jimmy Tran from prison in Vietnam; to the Committee on International Relations.

186. Also, memorial of the General Assembly of the State of California, relative to human rights violations and political oppression in Vietnam; to the Committee on International Relations.

187. Also, memorial of the Legislature of the Virgin Islands, relative to adoption of the Florida Senate Resolution relating to the Republic of China on Taiwan; to the Committee on International Relations.

188. Also, memorial of the General Assembly of the State of California, relative to cultural antiquities; to the Committee on International Relations.

189. Also, memorial of the General Assembly of the State of California, relative to dedication of a Pearl Harbor Memorial in Washington, DC; to the Committee on Resources.

190. Also, memorial of the General Assembly of the State of California, relative to the involvement of the U.S. Army Corps of Engineers in flood control projects within the State; to the Committee on Transportation and Infrastructure.

191. Also, memorial of the General Assembly of the State of California, relative to Social Security; to the Committee on Ways and Means.

192. Also, memorial of the General Assembly of the State of California, relative to child support enforcement; to the Committee on Ways and Means.

#### ¶3.48 ADDITIONAL SPONSORS

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

H.R. 123: Mr. FRANKS of New Jersey and Mr. BLUTE.

H.R. 305: Ms. HARMAN.

H.R. 497: Mrs. FOWLER.

H.R. 573: Mr. GENE GREEN of Texas.

H.R. 580: Mr. TRAFICANT.

H.R. 619: Mr. COYNE.

H.R. 620: Mr. COYNE.

H.R. 991: Mr. JOHNSON of South Dakota.

H.R. 1160: Ms. MCKINNEY.

H.R. 1305: Mr. FATTAH AND Mr. OLVER.

H.R. 1552: Mr. VENTO, Mr. SCHIFF, and Ms. HARMAN.

H.R. 1619: Mr. BREWSTER and Mr. HUTCHINSON.

H.R. 2008: Mr. COYNE.

H.R. 2011: Ms. SLAUGHTER and Mr. WATT of North Carolina.

H.R. 2143: Mr. COYNE.

H.R. 2202: Mr. FRAZER.

H.R. 2246: Ms. VELAZQUEZ and Ms. LOFGREN.

H.R. 2458: Mr. SISISKY, Ms. LOFGREN, Mr. LOBIONDO, Mrs. LOWEY, and Mr. SHAYS.

H.R. 2472: Mr. FRAZER, Mrs. SLAUGHTER, Mr. PASTOR, Ms. BROWN of Florida, and Mr. VISCLOSKEY.

H.R. 2557: Mr. THORNBERRY, Mr. CONDIT, Mr. HASTINGS of Washington, and Mr. ZIMMER.

H.R. 2579: Ms. HARMAN, Mr. SCOTT, Mr. SOUDER, Mr. WAMP, Mr. PAYNE of New Jersey, Mr. MILLER of California, and Mr. WAXMAN.

H.R. 2639: Mr. BARRETT of Wisconsin and Mr. WYNN.

H.R. 2651: Mr. CRAMER, Mr. MICA, Mr. BURTON of Indiana, Mr. POSHARD, Mr. FATTAH, Ms. ROS-LEHTINEN, Mr. HOLDEN, and Mr. HILLIARD.

H.R. 2652: Mr. JOHNSON of South Dakota, Mrs. LOWEY, Mr. NADLER, Mr. WYDEN, Mr. SABO, Mrs. MORELLA, Mr. LEWIS of Georgia, Mr. KLING, Mr. SHAYS, Ms. FURSE, and Mr. COYNE.

H.R. 2655: Mr. MANTON.

H.R. 2658: Mr. DAVIS, Mr. HOLDEN, Mr. LANTOS, Ms. LOFGREN, Mr. PAYNE of Virginia, Mr. SANDERS, Mr. WYNN, Mr. OWENS, and Mr. MINGE.

H.R. 2664: Mr. WELLER.

H.R. 2671: Mr. SHAYS, Mr. WYNN, Mr. PAYNE of Virginia, and Mr. UPTON.

H.R. 2690: Mr. McDERMOTT, Mr. GONZALEZ, and Mr. OXLEY.

H.R. 2691: Mr. PAYNE of New Jersey, Ms. LOFGREN, and Ms. JACKSON-LEE.

H.R. 2700: Mr. BONILLA, Mr. DOGGETT, Mr. LAUGHLIN, Mr. COMBEST, Mr. DELAY, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. JACKSON-LEE, Mr. FIELDS of Texas, and Mr. ARCHER.

H.R. 2716: Mr. RANGEL.

H.R. 2731: Mr. BONO.

H.R. 2745: Mr. FARR, Mr. CONYERS, Mr. JACOBS, and Mr. CARDIN.

H.R. 2757: Mrs. SMITH of Washington.

H.R. 2785: Mr. FARR, Mr. FRAZER, Mr. BALDACCIO, Mr. WATT of North Carolina, Mr. STUDDS, and Mr. WARD.

H.R. 2803: Mr. ROGERS and Mr. CONYERS.

H.R. 2828: Mr. DAVIS.

H.R. 2837: Mrs. COLLINS of Illinois, Mr. DEUTSCH, Mr. BATEMAN, Mr. LIPINSKI, Mr. PASTOR, and Mr. GONZALEZ.

H.R. 2839: Mr. FILNER and Mr. FOX.

H.R. 2848: Mr. SOLOMON and Mr. LATOURETTE.

H.J. Res. 89: Mr. MARTINI and Mr. GENE GREEN of Texas.

H.J. Res. 155: Mr. ENGEL, Mr. RANGEL, Mr. OLVER, Mr. HINCHEY, Mr. VENTO, Mr. PASTOR, and Ms. MCCARTHY.

H. Con. Res. 130: Mr. MONTGOMERY.

H.R. 444: Ms. HARMAN.

H.R. 2386: Ms. HARMAN.

H. Res. 333: Mr. MCHALE, Mr. HINCHEY, Ms. FURSE, and Mr. BARRETT of Wisconsin.

#### ¶3.49 PETITIONS, ETC.

Under clause 1 of rule XXII,

51. The SPEAKER presented a petition of the Board of Commissioners of Cook County, IL, relative to support for the retention of section 936 in its present form under the U.S. Internal Revenue Code; which was referred to the Committee on Ways and Means.

### MONDAY, JANUARY 22, 1996 (4)

#### ¶4.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. EVERETT, who laid before the House the following communication:

WASHINGTON, DC,

January 22, 1996.

I hereby designate the Honorable Terry Everett to act as Speaker pro tempore on this day.

NEWT GINGRICH,

*Speaker of the House of Representatives.*

#### ¶4.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. EVERETT, announced he had exam-