

FALEOMAVAEGA, for today and balance of the week.

And then,

## ¶60.11 ADJOURNMENT

On motion of Mr. MARKEY, pursuant to the special order agreed to on Thursday, May 16, 1996, at 2 o'clock and 59 minutes p.m., the House adjourned until 12:30 p.m. on Tuesday, May 21, 1996.

## ¶60.12 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. YOUNG of Alaska: Committee on Resources. H.R. 3068. A bill to accept the request of the Prairie Island Indian Community to revoke their charter of incorporation issued under the Indian Reorganization Act (Rept. No. 104-584). Referred to the Committee of the Whole House on the State of the Union.

Mr. GOODLING: Committee on Economic and Educational Opportunities. H.R. 1227. A bill to amend the Portal-to-Portal Act of 1947 relating to the payment of wages to employees who use employer owned vehicles; with an amendment (Rept. No. 104-585). Referred to the Committee of the Whole House on the State of the Union.

Mr. ARCHER: Committee on Ways and Means. H.R. 3448. A bill to provide tax relief for small businesses, to protect jobs, to create opportunities, to increase the take home pay of workers, and for other purposes; with an amendment (Rept. No. 104-586). Referred to the Committee of the Whole House on the State of the Union.

## ¶60.13 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. FOX (for himself, Mr. EVERETT, Mr. BUYER, and Mr. HUTCHINSON):

H.R. 3493. A bill to amend title 38, United States Code, to authorize the provision of funds in order to provide financial assistance by grant or contract to legal assistance entities for representation of financially needy veterans in connection with proceedings before the U.S. Court of Veterans Appeals; to the Committee on Veterans' Affairs.

By Mr. CANADY (for himself, Mr. WELDON of Florida, and Mr. HUTCHINSON):

H.R. 3494. A bill to amend the Juvenile Justice and Delinquency Prevention Act of 1974 to identify violent and hard-core juvenile offenders and treat them as adults, and for other purposes; to the Committee on Economic and Educational Opportunities, and in addition to the Committee on the Judiciary, 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.

## ¶60.14 ADDITIONAL SPONSORS

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

H.R. 835: Mrs. THURMAN and Mr. BACHUS.

H.R. 1024: Mr. ALLARD.

H.R. 1572: Ms. PRYCE.

H.R. 2270: Mr. BURTON of Indiana.

H.R. 2531: Mr. MONTGOMERY.

H.R. 2779: Mr. MEEHAN and Mr. PARKER.

H.R. 3000: Mr. PORTER, Mr. GREEN of Texas, Mr. THOMPSON, Mr. MANZULLO, and Mr. CRANE.

H.R. 3328: Mr. LIPINSKI and Mr. HORN.

H.R. 3346: Mr. JOHNSTON of Florida and Mr. RICHARDSON.

H. Con. Res. 155: Mr. HORN and Mr. TOWNS.

H. Con. Res. 160: Mr. LIPINSKI, Mr. WYNN, and Ms. JACKSON-LEE.

## TUESDAY, MAY 21, 1996 (61)

## ¶61.1 DESIGNATION OF SPEAKER PRO TEMPORE

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

WASHINGTON DC,  
May 21, 1996.

I hereby designate the Honorable CHRISTOPHER COX to act as Speaker pro tempore on this day.

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

## ¶61.2 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 3103. An Act to amend the Internal Revenue Code of 1986 to improve portability and continuity of health insurance coverage in the group and individual markets, to combat waste, fraud, and abuse in health insurance and health care delivery, to promote the use of medical savings accounts, to improve access to long-term care services and coverage, to simplify the administration of health insurance, and for other purposes.

The message also announced that pursuant to the order of May 13, 1996, the Senate insists upon its amendment to the bill (H.R. 2202) "An Act to amend the Immigration and Nationality Act to improve deterrence of illegal immigration to the United States by increasing border patrol and investigative personnel, by increasing penalties for alien smuggling and for document fraud, by reforming exclusion and deportation law and procedures, by improving the verification system for eligibility for employment, and through other measures, to reform the legal immigration system and facilitate legal entries into the United States, and for other purposes," requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Mr. HATCH, Mr. SIMPSON, Mr. GRASSLEY, Mr. KYL, Mr. SPECTER, Mr. THURMOND, Mr. KENNEDY, Mr. LEAHY, Mr. SIMON, Mr. KOHL, and Mrs. FEINSTEIN to be the conferees on the part of the Senate.

## ¶61.3 "MORNING HOUR" DEBATES

The SPEAKER pro tempore, Mr. COX, pursuant to the order of the House of Friday, May 12, 1995, recognized Members for "morning hour" debates.

## ¶61.4 RECESS—1:25 P.M.

The SPEAKER pro tempore, Mr. COX, pursuant to clause 12 of rule I, declared the House in recess until 2 o'clock p.m.

## ¶61.5 AFTER RECESS—2:00 P.M.

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

## ¶61.6 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. WICKER, announced he had examined and approved the Journal of the proceedings of Monday, May 20, 1996.

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

Mr. HEFLEY, pursuant to clause 1, rule I, objected to the Chair's approval of the Journal.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

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

Mr. HEFLEY objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. WICKER, pursuant to clause 5, rule I, announced that the vote would be postponed.

The point of no quorum was considered as withdrawn.

## ¶61.7 COMMUNICATIONS

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

3098.A letter from the Under Secretary for Rural Development, Department of Agriculture, transmitting the Department's final rule—Business and Industrial Loan Program—Audit requirements (RIN: 0570-AA11) received May 20, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3099. A communication from the President of the United States, transmitting his request to make available appropriations totaling \$189,264,000 in budget authority to the Department of Agriculture, Commerce, and the Interior, and to designate the amounts made available as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, pursuant to 31 U.S.C. 1107 (H. Doc. No. 104-219); to the Committee on Appropriations and ordered to be printed.

3100. A letter from the Mayor, District of Columbia, transmitting the District of Columbia Government's report on Anti-Deficiency Act violations for fiscal year 1995 covering the period October 1, 1994, through September 30, 1995, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

3101. A letter from the Under Secretary of Defense, transmitting the Department's report entitled "Report to Congress: The International Cooperative Research and Development Program," pursuant to 10 U.S.C. 2350(f)(1); to the Committee on National Security.

3102. A letter from the Director, Defense Procurement, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Direct Submission of Vouchers to Disbursing Office (DFARS Case 96-D007) received May 20, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on National Security.

3103. A letter from the Director, Defense Procurement, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Institutions of Higher Education (DFARS Case 96-D305) received May 20, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on National Security.

3104. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—National Ambient Air Quality Standards for Sulfur Oxides (Sulfur Dioxide) (FRL-5508-5) received May 21, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

3105. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Washington SIP (FRL-5506-3) received May 21, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

3106. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—North Carolina SIP (FRL-5505-4) received May 21, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

3107. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Kentucky; Final Authorization of Revisions to State Hazardous Waste Management Program (FRL-5508-2) received May 21, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

3108. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Oxo-Alkyl Acetates; Tolerance Exemption (FRL-5359-4) received May 21, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

3109. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Maleic Hydrazide, Oryzalin, Hexaninone, Streptomycin; Tolerance Actions (FRL-4996-1) received May 21, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

3110. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Pesticides; Stay of Effective Date for Order Revoking Certain Food Additive Regulations (FRL-5372-2) received May 21, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

3111. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Idaho SIP (FRL-5449-2) received May 21, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

3112. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Tennessee; Final Authorization of Revisions to State Hazardous Waste Management Programs (FRL-5508-3) received May 21, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

3113. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Tennessee; Final Authorization of Revisions to State Hazardous Waste Management Programs (FRL-5508-4) received May 21, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

3114. A letter from the Secretary, Federal Trade Commission, transmitting the Commission's final rule—Rules and Regulations Under the Textile Fiber Products Identification Act (16 CFR Part 303) received May 20, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

3115. A letter from the Nuclear Waste Technical Review Board, transmitting the

Board's report entitled "Report to the U.S. Congress and the Secretary of Energy—1995 Findings and Recommendations," pursuant to 42 U.S.C. 10268; to the Committee on Commerce.

3116. A communication from the President of the United States, transmitting an updated report on the continued deployment of U.S. forces, including the response by those forces to several isolated attacks on the American Embassy complex on April 30, 1996, and May 6, 1996 (H. Doc. No. 104-218); to the Committee on International Relations and ordered to be printed.

3117. A letter from the Librarian of Congress, transmitting the report of the activities of the Library of Congress, including the Copyright Office, for the fiscal year ending September 30, 1995, pursuant to 2 U.S.C. 139; to the Committee on House Oversight.

3118. A letter from the Director, Fish and Wildlife Service, transmitting the Service's final rule—Final Determination of Threatened Status for the California red-legged frog (RIN: 1018-AC34) received May 20, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

3119. A letter from the Director, Office of Fisheries Conservation and Management, National Marine Fisheries Service, transmitting the Service's final rule—Shrimp Fishery of the Gulf of Mexico; Texas Closure (I.D. 050896B) received May 20, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

3120. A letter from the Director, Office of Fisheries Conservation and Management, National Marine Fisheries Service, transmitting the Service's final rule—Groundfish of the Gulf of Alaska; Shallow-water Species Fishery by Vessels using Trawl Gear in the Gulf of Alaska [Docket No. 960129018-6018-01; I.D. 051096D] received May 20, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

3121. A letter from the Director, Office of Surface Mining, transmitting the Office's final rules—(1) Indiana Regulatory Program (recodification of State law) [IN-132-FOR], (2) Texas Regulatory Program (road systems and others) [TX-029-FOR], (3) Indiana Regulatory Program (remining and others) [IN-133-FOR], and (4) Hopi Tribe Abandoned Mine Reclamation Plan [HO-003-FOR], pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

3122. A letter from the Attorney General and the Secretary of Health and Human Services, transmitting the Attorney General and the Secretary of Health and Human Services report entitled "The Validity and Use of Evidence Concerning Battering and Its Effects in Criminal Trials," pursuant to 42 U.S.C. 14013; to the Committee on the Judiciary.

3123. A letter from the Chairman, United States Sentencing Commission, transmitting the 1995 annual report of the activities of the Commission, pursuant to 28 U.S.C. 997; to the Committee on the Judiciary.

3124. A letter from the Secretary of Health and Human Services, transmitting a report on the initial estimate of the applicable percentage increase in inpatient hospital payment rates for Federal fiscal year [FY] 1997, pursuant to Public Law 101-508, section 4002(g)(1)(B) (104 Stat. 1388-36; to the Committee on Ways and Means.

3125. A letter from the Administrator, Environmental Protection Agency, transmitting the Agency's report on the potential health and environmental effects from the use of magnetic levitation [MAGLEV] for railroad transportation, pursuant to Public Law 101-549, section 820 (104 Stat. 2699); jointly, to the Committees on Commerce and Transportation and Infrastructure.

3126. A letter from the Acting Assistant Secretary for Legislative Affairs, Depart-

ment of State, transmitting a copy of the Secretary's memorandum of justification for transfer of defense articles and services to the Government of Bosnia and Herzegovina, pursuant to Public Law 104-107, section 540(b) (110 Stat. 736); jointly, to the Committees on International Relations and Appropriations.

#### ¶61.8 PRIVATE CALENDAR

Pursuant to clause 6, rule XXIV, The SPEAKER pro tempore, Mr. WICKER, directed the Private Calendar to be called.

When,

#### ¶61.9 BILLS PASSED

The bills of the following titles were severally considered, read twice, ordered to be engrossed and read a third time, were severally read a third time by title, and passed:

H.R. 1009. A bill for the relief of Lloyd B. Gamble.

H.R. 2765. A bill for the relief of Rocco A. Trecosta.

Motions severally made to reconsider the votes whereby each bill on the Private Calendar was disposed of today were, by unanimous consent, laid on the table.

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

#### ¶61.10 VETERANS' BENEFITS

Mr. STUMP moved to suspend the rules and pass the bill (H.R. 1483) to amend title 38, United States Code, to allow revision of veterans' benefits decisions based on clear and unmistakable error.

The SPEAKER pro tempore, Mr. WICKER, recognized Mr. STUMP and Mr. MONTGOMERY, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

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

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

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

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

#### ¶61.11 VETERANS' BENEFITS

##### IMPROVEMENTS

Mr. STUMP moved to suspend the rules and pass the bill (H.R. 3373) to amend title 38, United States Code, to improve certain veterans' benefits programs, and for other purposes.

The SPEAKER pro tempore, Mr. WICKER, recognized Mr. STUMP and Mr. MONTGOMERY, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. WICKER, announced that two-thirds of