

ceived in the United States House of Representatives June 28, 1996, pursuant to 19 U.S.C. 2432(b) (H. Doc. No. 104-240); to the Committee on Ways and Means and ordered to be printed.

4069. A communication from the President of the United States, transmitting an updated report concerning the emigration laws and policies of Romania—Received in the United States House of Representatives July 8, 1996, pursuant to 19 U.S.C. 2432(b) (H. Doc. No. 104-241); to the Committee on Ways and Means and ordered to be printed.

4070. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Last-in, First-out Inventories (Revenue Ruling 96-36) received July 9, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶85.3 RECESS—9:04 A.M.

The SPEAKER, pursuant to the special order of the House agreed to on Thursday, June 27, 1996, declared the House in recess at 9 o'clock and 4 minutes a.m., subject to the call of the Chair.

¶85.4 AFTER RECESS—11:30 A.M.

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

¶85.5 PROCEEDINGS DURING RECESS

On motion of Ms. KELLY, by unanimous consent, the proceedings had during the recess were ordered to be printed in the Record.

¶85.6 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed without amendment bills of the House of the following titles:

H.R. 419. An Act for the relief of Benchmark Rail Group, Inc.; and

H.R. 701. An Act to authorize the Secretary of Agriculture to convey lands to the city of Rolla, MO.

¶85.7 SUBPOENA

The SPEAKER pro tempore, Mr. EWING, laid before the House the following communication from Mr. MCDADE:

HOUSE OF REPRESENTATIVES,  
Washington, DC, July 9, 1996.

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

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule L (50) of the Rules of the House of Representatives, that Teresa Baker, a Senior Legislative Assistant in my Washington Office, has been served with a subpoena issued by the U.S. District Court for the Eastern District of Pennsylvania in the case of *United States v. McDade*.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

JOSEPH M. MCDADE,  
Member of Congress.

¶85.8 SUBPOENA

The SPEAKER pro tempore, Mr. EWING, laid before the House the following communication from the Clerk of the House:

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

Hon. NEWT GINGRICH,  
Speaker, U.S. House of Representatives,  
Washington, DC.

DEAR MR. SPEAKER: This is to formally notify you pursuant to Rule L (50) of the Rules of the House that Michael L. Stern of the Office of General Counsel has been served with a subpoena for records issued by the United States District Court for the Northern District of Illinois.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the privileges and precedents of the House.

With warm regards,

ROBIN H. CARLE,  
Clerk.

¶85.9 COMMITTEES AND SUBCOMMITTEES TO SIT

On motion of Mr. DREIER, by unanimous consent, the following committees and their subcommittees were granted permission to sit today during the 5-minute rule: the Committee on Banking and Financial Services, the Committee on Economic and Educational Opportunities, the Committee on Government Reform and Oversight, the Committee on House Oversight, the Committee on International Relations, the Committee on the Judiciary, the Committee on Resources, the Committee on Science, the Committee on Small Business, and the Committee on Transportation and Infrastructure.

¶85.10 PROVIDING FOR THE CONSIDERATION OF H.R. 3754

Mr. DREIER, by direction of the Committee on Rules, called up the following resolution (H. Res. 473):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 3754) making appropriations for the Legislative Branch for the fiscal year ending September 30, 1997, and for other purposes. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with clause 2(l)(6) of rule XI, clause 7 of rule XXI, or section 302 of 308 of the Congressional Budget Act of 1974 are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule and shall be considered as read. Points of order against provisions in the bill for failure to comply with clause 2 or 6 of rule XXI are waived. No amendment shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each amendment may be considered only in the order printed in the report, may be offered only by a member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment except as specified in the report, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against amendments printed in the report are waived. The Chairman of the Com-

mittee of the Whole may postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment. The Chairman of the Committee of the Whole may reduce to not less than five minutes the time for voting by electronic device on any postponed question that immediately follows another vote by electronic device without intervening business, provided that the time for voting by electronic device on the first in any series of questions shall be not less than 15 minutes. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

When said resolution was considered. After debate,

By unanimous consent, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

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

¶85.11 ORDER OF BUSINESS—  
CONSIDERATION OF AMENDMENTS—  
H.R. 3754

On motion of Mr. DREIER, by unanimous consent,

*Ordered*, That, notwithstanding the order prescribed by House Resolution 473, Mr. Fazio may offer the amendment numbered 1 at any time during the consideration of the bill (H.R. 3754) making appropriations for the Legislative Branch for the fiscal year ending September 30, 1997, and for other purposes, in the Committee of the Whole; and

*Ordered further*, That during consideration of said bill, pursuant to House Resolution 473, it may be in order to consider the amendment numbered 6 printed in House Report No. 104-663 in the following modified form:

Sec. 310. (a) In addition to any other estimates the Director is required to make pursuant to the Congressional Budget Act of 1974 and the Rules of the House of Representatives, the Director of the Congressional Budget Office shall, upon the request of the chairman of the Committee on the Budget of the House of Representatives (after consultation with the ranking minority member of that committee), prepare an estimate for any major spending legislation, as designated by the majority leader of the House of Representatives (after consultation with the minority leader of the House), of the change in spending and revenues resulting from that legislation on the basis of assumptions that estimate the probable dynamic macroeconomic feedback effects of such legislation, and shall include a statement identifying those assumptions. Such estimates shall be submitted to the chairmen and ranking minority members of the Committee on the Budget and of the committees of subject-matter jurisdiction, and, if timely submitted, shall be included in the reports on such legislation.

(b)(1) The Joint Committee on Taxation shall conduct a study of the feasibility of providing fiscal estimates of the dynamic macroeconomic feedback effects of tax legislation. Such study shall analyze—

(A) the difficulty of predicting—  
 (i) monetary responses to tax legislation,  
 (ii) international responses to domestic policy changes, including changes in international flows of capital,  
 (iii) short-term changes in the labor supply, interest rates, and savings rates,  
 (iv) the effect that changes in investment will have on growth rates, and  
 (v) changes in economic efficiencies,  
 (B) how significant a proposal should be in order to warrant a dynamic macroeconomic feedback estimate,

(C) under what circumstances it is appropriate to estimate microeconomic effects or sector effects even when there is no macroeconomic effect,

(D) whether it is feasible to quantify the reliability of dynamic macroeconomic feedback estimates,

(E) whether there are procedural complexities in making such estimates where such estimates involve variables outside traditional revenue models, and

(F) whether it is appropriate to make such estimates for tax legislation if such estimates are not made for other legislation.

(2) If the Joint Committee on Taxation determines that fiscal estimates of dynamic macroeconomic feedback effects of tax legislation are feasible, such study shall include examples of such estimates for several hypothetical tax policy changes.

(3) The report of such study shall be submitted not later than May 1, 1997, to—

(A) the Committee on Ways and Means of the House of Representatives,

(B) the Committee on Finance of the Senate,

(C) the Speaker, Majority Leader, and Minority Leader of the House of Representatives, and

(D) the Majority Leader and Minority Leader of the Senate.

(4) Pending completion of such study, the Joint Committee on Taxation shall continue its current practice of taking into account the following behavioral effects (among other); changes in the timing of transactions; shifts between corporate and non-corporate income; changes in the mix of employee compensation between cash and non-taxable fringe benefits; changes in relative prices and resulting shifts in demand between taxed and untaxed commodities; capital gains realization effects; and portfolio shifts between taxable and nontaxable assets.

(5) The Joint Committee on Taxation may continue its current practice of contracting with nationally recognized macroeconomic modeling firms to investigate macroeconomic feedback effects of hypothetical tax policy changes.

(c) Estimates made pursuant to this section are to be used for informational purposes only.

§85.12 H. CON. RES. 193—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. EWING, pursuant to clause 5, rule 1, announced the unfinished business to be the motion to suspend the rules and agree to the following concurrent resolution, (H. Con. Res. 193), expressing the sense of the Congress that the cost of government spending and regulatory programs should be reduced so that American families will be able to keep more of what they earn.

The question being put,  
 Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 376  
 affirmative ..... } Nays ..... 23

§85.13 [Roll No. 293] YEAS—376

- Abercrombie
- Ackerman
- Allard
- Andrews
- Archer
- Armev
- Bachus
- Baesler
- Baker (CA)
- Baker (LA)
- Baldacci
- Ballengier
- Barcia
- Barr
- Barrett (NE)
- Barrett (WI)
- Bartlett
- Barton
- Bass
- Bateman
- Bentsen
- Bereuter
- Berman
- Bevill
- Bilbray
- Bilirakis
- Bliley
- Blumenauer
- Blute
- Boehert
- Boehner
- Bonilla
- Bonior
- Bono
- Borski
- Boucher
- Brewster
- Browder
- Brown (CA)
- Brown (OH)
- Brownback
- Bryant (TN)
- Bryant (TX)
- Bunn
- Bunning
- Burr
- Burton
- Buyer
- Callahan
- Calvert
- Camp
- Campbell
- Canady
- Cardin
- Castle
- Chabot
- Chambliss
- Chapman
- Chenoweth
- Christensen
- Chrysler
- Clement
- Clinger
- Clyburn
- Coble
- Coburn
- Collins (GA)
- Combest
- Condit
- Cooley
- Costello
- Cox
- Cramer
- Crane
- Crapo
- Creameans
- Cubin
- Cummings
- Cunningham
- Danner
- Davis
- de la Garza
- Deal
- DeFazio
- DeLauro
- DeLay
- Deutsch
- Diaz-Balart
- Dicks
- Dixon
- Doggett
- Dooley
- Doolittle
- Dornan
- Doyle
- Dreier
- Duncan
- Durbin
- Edwards
- Ehlers
- Ehrlich
- Engel
- English
- Ensign
- Eshoo
- Evans
- Ewing
- Farr
- Fattah
- Fawell
- Fazio
- Fields (LA)
- Fields (TX)
- Filner
- Flake
- Flanagan
- Forbes
- Fowler
- Fox
- Frank (MA)
- Franks (CT)
- Franks (NJ)
- Frelinghuysen
- Frisa
- Frost
- Funderburk
- Furse
- Gallegly
- Ganske
- Gejdenson
- Gekas
- Gephardt
- Geren
- Gilchrest
- Gillmor
- Gilman
- Gonzalez
- Goodlatte
- Goodling
- Gordon
- Goss
- Graham
- Green (TX)
- Greene (UT)
- Greenwood
- Gunderson
- Gutierrez
- Gutknecht
- Hall (TX)
- Hamilton
- Hancock
- Hansen
- Harman
- Hastert
- Hastings (FL)
- Hastings (WA)
- Hayworth
- Hefley
- Hefner
- Heineman
- Henger
- Hilliard
- Hinchev
- Hoekstra
- Hoke
- Holden
- Horn
- Hostettler
- Houghton
- Hoyer
- Hunter
- Hutchinson
- Hyde
- Inglis
- Istook
- Jackson (IL)
- Jackson-Lee (TX)
- Jacobs
- Jefferson
- Johnson (CT)
- Johnson (SD)
- Johnson, Sam
- Jones
- Kanjorski
- Kasich
- Kelly
- Kennedy (MA)
- Kennedy (RI)
- Kennelly
- Kildee
- Kim
- King
- Kingston
- Kleczka
- Klink
- Klug
- Knollenberg
- Kolbe
- LaFalce
- LaHood
- Lantos
- Largent
- Latham
- LaTourette
- Laughlin
- Lazio
- Leach
- Levin
- Lewis (CA)
- Lewis (GA)
- Lewis (KY)
- Lightfoot
- Linder
- Lipinski
- Livingston
- LoBiondo
- Lofgren
- Longley
- Lowey
- Lucas
- Luther
- Maloney
- Manzullo
- Markey
- Martinez
- Martini
- Mascara
- Matsui
- McCarthy
- McCollum
- McCrery
- McHale
- McHugh
- McInnis
- McIntosh
- McKeon
- McNulty
- Menendez
- Metcalf
- Meyers
- Mica
- Millender
- McDonald
- Miller (FL)
- Minge
- Mink
- Moakley
- Molinari
- Montgomery
- Moorhead
- Moran
- Morella
- Murtha
- Myers
- Myrick
- Nadler
- Neal
- Nethercutt
- Neumann
- Ney
- Nussle
- Olver
- Ortiz
- Orton
- Owens
- Oxley
- Packard
- Pallone
- Parker
- Pastor
- Paxon
- Payne (NJ)
- Payne (VA)
- Peterson (FL)
- Peterson (MN)
- Pickett
- Pombo
- Pomeroy
- Porter
- Portman
- Poshard

- Pryce
- Quillen
- Radanovich
- Rahall
- Ramstad
- Rangel
- Reed
- Regula
- Richardson
- Riggs
- Rivers
- Roberts
- Roemer
- Rogers
- Rohrabacher
- Ros-Lehtinen
- Rose
- Roth
- Roybal-Allard
- Royce
- Rush
- Salmon
- Sanders
- Sanford
- Sawyer
- Saxton
- Scarborough
- Schaefer
- Schiff
- Schroeder
- Schumer
- Scott
- Seastrand
- Sensenbrenner
- Serrano
- Shadegg
- Shaw
- Shays
- SHUSTER
- Sisisky
- Skaggs
- Skeen
- Skelton
- Slaughter
- Smith (MI)
- Smith (NJ)
- Smith (TX)
- Smith (WA)
- Solomon
- Souder
- Spence
- Spratt
- Stearns
- Stenholm
- Stockman
- Stokes
- Studds
- Stump
- Stupak
- Talent
- Tanner
- Tate
- Tauzin
- Taylor (MS)
- Taylor (NC)
- Thomas
- Thornberry
- Thornton
- Thurman
- Tiahrt
- Torkildsen
- Torres
- Towns
- Traficant
- Upton
- Velazquez
- Vento
- Visclosky
- Vucanovich
- Walker
- Walsh
- Wamp
- Ward
- Watts (OK)
- Weldon (PA)
- Weller
- White
- Whitfield
- Wicker
- Wilson
- Wolf
- Woolsey
- Wynn
- Yates
- Young (AK)
- Zeliff

NAYS—23

- Becerra
- Beilenson
- Brown (FL)
- Coleman
- Collins (IL)
- Collins (MI)
- Conyers
- Coyne
- Dellums
- Dingell
- Foglietta
- Johnson, E. B.
- McDermott
- Meek
- Miller (CA)
- Mollohan
- Oberstar
- Pelosi
- Stark
- Thompson
- Volkmer
- Waters
- Waxman

NOT VOTING—34

- Bishop
- Clay
- Clayton
- Dickey
- Dunn
- Everett
- Foley
- Ford
- Gibbons
- Hall (OH)
- Hayes
- Hilleary
- Hobson
- Johnston
- Kaptur
- Lincoln
- Manton
- McDade
- McKinney
- Meehan
- Norwood
- Obey
- Petri
- Quinn
- Roukema
- Sabo
- Tejeda
- Torricelli
- Watt (NC)
- Weldon (FL)
- Williams
- Wise
- Young (FL)
- Zimmer

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and 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.

§85.14 UNFINISHED BUSINESS—APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. EWING, pursuant to clause 5, rule I, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Tuesday, July 9, 1996.

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

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

Mr. KLUG demanded a recorded vote on agreeing to the Speaker's approval of the Journal, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.