

Mr. DREIER, Mr. DEAL of Georgia, Mr. SCARBOROUGH, and Mr. SNOWBARGER.

H.R. 40: Mr. FORD, Ms. JACKSON-LEE, and Ms. NORTON.

H.R. 55: Mr. KING of New York, Mr. EVANS, and Mr. WALSH.

H.R. 58: Ms. STABENOW, Mr. COBURN, Mr. YOUNG of Alaska, Mr. LAMPSON, Mr. PORTMAN, Mr. HULSHOF, Mr. BAESLER, Mr. BERMAN, Mr. NEAL of Massachusetts, Mr. MURTHA, Mr. DIXON, Mr. RANGEL, Mr. HEFNER, Mr. LANTOS, Mr. HINCHEY, and Mr. FROST.

H.R. 96: Mr. ENSIGN.

H.R. 113: Mr. SENSENBRENNER, Mr. ROYCE, Mr. HASTERT, Mr. WELDON of Pennsylvania, Mr. CHRISTENSEN, and Mr. WATTS of Oklahoma.

H.R. 292: Mr. STEARNS and Mr. OXLEY.

H.R. 367: Mr. LEACH, Mr. FROST, Mr. CAMPBELL, Mr. MCINTOSH, Mrs. KELLY, Mr. MANZULLO, Mr. POSHARD, Ms. NORTON, Mr. LIVINGSTON, Mr. BARTLETT of Maryland, Mr. STEARNS, and Mr. PACKARD.

H.R. 426: Mr. BATEMAN, Mr. PICKETT, Mr. BONILLA, Mr. CASTLE, Mr. CANADY of Florida, Mr. PRICE of North Carolina, and Mr. WOLF.

H.R. 471: Mr. MCCOLLUM, Mr. ROHR-ABACHER, Mr. BRYANT, Mr. HORN, Mr. CONDIT, Mr. TRAFICANT, Mr. ROYCE, Mr. DUNCAN, Mr. SOLOMON, Mr. GOODLATTE, Mr. SHUSTER, Mr. PACKARD, Mr. PITTS, Mr. WELDON of Florida, and Mr. SENSENBRENNER.

H.R. 475: Mr. STEARNS and Mr. ENGLISH of Pennsylvania.

H.R. 498: Mr. DELLUMS, Mr. FATTAH, Ms. NORTON, and Mr. PETRI.

H.R. 500: Mr. CUNNINGHAM, Mr. MEEHAN, Mr. PALLONE, Mr. HORN, and Mr. SHERMAN.

H.R. 600: Mr. STARK, Mr. WEXLER, and Mr. WAXMAN.

H.R. 604: Mr. CANNON.

H.R. 625: Mrs. MORELLA, Mr. LOBIONDO, Mr. ENGLISH of Pennsylvania, Mr. EVANS, and Mr. KENNEDY of Rhode Island.

H.R. 635: Mr. POSHARD, Mr. DEFAZIO, and Mr. EVANS.

H.R. 647: Mr. PORTER.

H.J. Res. 1: Ms. DUNN of Washington.

H.J. Res. 27: Mr. SMITH of Michigan.

H. Con. Res. 13: Mrs. LOWEY and Mr. FARR of California.

TUESDAY, FEBRUARY 11, 1997 (9)

¶9.1 DESIGNATION OF SPEAKER PRO TEMPORE

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

WASHINGTON, DC,
February 11, 1997.

I hereby designate the Honorable DAN MILLER to act as Speaker pro tempore for this day.

NEWT GINGRICH,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 21, 1997, Members were recognized for "morning-hour debate".

¶9.2 RECESS—12:49 P.M.

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

¶9.3 AFTER RECESS—2 P.M.

The SPEAKER called the House to order.

¶9.4 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of

the proceedings of Monday, February 10, 1997.

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

¶9.5 COMMUNICATIONS

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

1732. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Glufosinate Ammonium; Tolerances for Residues (FRL 5585-8) received February 6, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1733. A letter from the Acting General Counsel, Department of Housing and Urban Development, transmitting the Department's "Major" final rule—Sale of HUD-Held Single Family Mortgages [Docket No. FR-3814-F-04] (RIN: 2502-AG42) received February 6, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

1734. A letter from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans; Hamilton County, Tennessee [TN-178-1-9707a; FRL-5682-9] received February 7, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

1735. A letter from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans; State of Tennessee and Memphis-Shelby County, Tennessee [TN-155-1-7178; TN-MEM-149-3-9701; FRL-5669-3] received February 7, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

1736. A letter from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Modification of the Ozone Monitoring Season; Alabama, Georgia, and Mississippi [FRL-5683-4] received February 7, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

1737. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Clean Air Approval and Promulgation of Carbon Monoxide Implementation Plan for the State of Alaska: Anchorage and Fairbanks Emission Inventory (FRL 5686-2) received February 6, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

1738. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans; Indiana (FRL 5678-5) received February 6, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

1739. A letter from the Director of the Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule—Changes in the Operator Licensing Program [NRC Generic Letter 95-06, Supplement 1] received February 6, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

1740. A letter from the Senior Attorney, United States Copyright Office, transmitting a report of activities under the Freedom of Information Act for the calendar year 1996, pursuant to 5 U.S.C. 552(d); to the Committee on Government Reform and Oversight.

1741. A letter from the General Counsel, Department of Transportation, transmitting

the Department's final rule—Reemployment Rights of Certain Merchant Seamen (Maritime Administration) [Docket No. R 169] (RIN: 2133-AB28) received February 4, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1742. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Operational Measures to Reduce Oil Spills from Existing Tank Vessels Without Double Hulls (U.S. Coast Guard) [CGD 91-045] (RIN: 2115-AE01) received February 4, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1743. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Special Local Regulations; Hillsborough Bay; Tampa, FL (U.S. Coast Guard) [CGD07-96-074] (RIN: 2115-AE46) received February 4, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1744. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Drawbridge Operation Regulations; Atlantic Intracoastal Waterway, FL (U.S. Coast Guard) [CGD07-96-054] (RIN: 2115-AE47) received February 4, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1745. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Facilities Transferring Oil or Hazardous Materials in Bulk (U.S. Coast Guard) [CGD 93-056] (RIN: 2115-AE59) received February 4, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1746. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Safety Zone Regulations; Southeast end of Vieques Island, PR (U.S. Coast Guard) [COTP San Juan 96-077] (RIN: 2115-AA97) received February 4, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶9.6 GALLAUDET UNIVERSITY BOARD OF TRUSTEES

The SPEAKER, pursuant to section 103, Public Law 99-371 (20 U.S.C. 4303), appointed to the Board of Trustees of Gallaudet University, Mr. LAHOOD, on the part of the House.

¶9.7 HARRY S TRUMAN SCHOLARSHIP FOUNDATION TRUSTEES

The SPEAKER, pursuant to the provisions of section 5(b) of Public Law 93-642 (20 U.S.C. 2004(b)), appointed as members of the Board of Trustees of the Harry S Truman Scholarship Foundation, Mrs. EMERSON and Mr. SKELTON, on the part of the House.

¶9.8 MESSAGES FROM THE PRESIDENT

Sundry messages in writing from the President of the United States were communicated to the House by Mr. Sherman Williams, one of his secretaries.

¶9.9 MESSAGE FROM THE PRESIDENT—IMPOUNDMENT CONTROL

The SPEAKER pro tempore, Mr. LATOURETTE, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

In accordance with the Congressional Budget and Impoundment Control Act

of 1974, I herewith report nine proposed rescissions of budgetary resources, totaling \$397 million, and one revised deferral, totaling \$7 million.

The proposed rescissions affect the Departments of Agriculture, Defense-Military, Energy, Housing and Urban Development, and Justice, and the General Services Administration. The deferral affects the Social Security Administration.

WILLIAM J. CLINTON.

THE WHITE HOUSE, *February 10, 1997.*

The message, together with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed (H. Doc. 105-44).

¶9.10 MESSAGE FROM THE PRESIDENT—
CANADIAN WHALING

The SPEAKER pro tempore, Mr. LATOURETTE, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

On December 12, 1996, Secretary of Commerce Michael Kantor certified under section 8 of the Fishermen's Protective Act of 1967, as amended (the "Pelly Amendment") (22 U.S.C. 1978), that Canada has conducted whaling activities that diminish the effectiveness of a conservation program of the International Whaling Commission (IWC). The certification was based on the issuance of whaling licenses by the Government of Canada in 1996 and the subsequent killing of two bowhead whales under those licenses. This message constitutes my report to the Congress pursuant to subsection (b) of the Pelly Amendment.

In 1991, Canadian natives took a bowhead whale from the western Arctic stock, under a Canadian permit. In 1994, Canadian natives took another bowhead whale from one of the eastern Arctic stocks, without a permit.

In 1996, under Canadian permits, one bowhead whale was taken in the western Canadian Arctic on July 24 and one bowhead whale was taken in the eastern Canadian Arctic on August 17. The whale in the eastern Arctic was taken from a highly endangered stock. The IWC has expressed particular concern about whaling on this stock, which is not known to be recovering.

None of the Canadian whale hunts described above was authorized by the IWC. Canada withdrew from the IWC in 1982. In those instances where Canada issued whaling licenses, it did so without consulting the IWC. In fact, Canada's 1996 actions were directly contrary to IWC advice. At the 1996 Annual Meeting, the IWC passed a resolution encouraging Canada to refrain from issuing whaling licenses and to rejoin the IWC. However, Canada has recently advised the United States that it has no plans to rejoin the IWC and that it intends to continue granting licenses for the taking of endangered bowhead whales.

Canada's unilateral decision to authorize whaling outside of the IWC is unacceptable. Canada's conduct jeop-

ardizes the international effort that has allowed whale stocks to begin to recover from the devastating effects of historic whaling.

I understand the importance of maintaining traditional native cultures, and I support aboriginal whaling that is managed through the IWC. The Canadian hunt, however, is problematic for two reasons.

First, the whaling took place outside the IWC. International law, as reflected in the 1982 United Nations Convention on the Law of the Sea, obligates countries to work through the appropriate international organization for the conservation and management of whales. Second, whaling in the eastern Canadian Arctic poses a particular conservation risk, and the decision to take this risk should not have been made unilaterally.

I believe that Canadian whaling on endangered whales warrants action at this time.

Accordingly, I have instructed the Department of State to oppose Canadian efforts to address taking of marine mammals within the newly formed Arctic Council. I have further instructed the Department of State to oppose Canadian efforts to address trade in marine mammal products within the Arctic Council. These actions grow from our concern about Canada's efforts to move whaling issues to fora other than the IWC and, more generally, about the taking of marine mammals in ways that are inconsistent with sound conservation practices.

Second, I have instructed the Department of Commerce, in implementing the Marine Mammal Protection Act, to withhold consideration of any Canadian requests for waivers to the existing moratorium on the importation of seals and/or seal products into the United States.

Finally, the United States will continue to urge Canada to reconsider its unilateral decision to authorize whaling on endangered stocks and to authorize whaling outside the IWC.

I believe the foregoing measures are more appropriate in addressing the problem of Canadian whaling than the imposition of import prohibitions at this time.

I have asked the Departments of Commerce and State to keep this situation under close review.

WILLIAM J. CLINTON.

THE WHITE HOUSE, *February 10, 1997.*

The message was referred to the Committee on International Relations and the Committee on Resources and ordered to be printed (H. Doc. 105-45).

¶9.11 PROVIDING FOR THE
CONSIDERATION OF H.R. 581

Mr. GOSS, by direction of the Committee on Rules, reported (Rept. No. 105-3) the resolution (H. Res. 46) providing for consideration of the bill (H. R. 581) to amend Public Law 104-208 to provide that the President may make funds appropriated for population planning and other population assistance

available on March 1, 1997, subject to restrictions on assistance to foreign organizations that perform or actively promote abortions.

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

¶9.12 PROVIDING FOR THE
CONSIDERATION OF H.J. RES. 2

Mr. GOSS, by direction of the Committee on Rules, reported (Rept. No. 105-4) the resolution (H. Res. 47) providing for the consideration of the joint resolution (H.J. Res. 2) proposing an amendment to the Constitution of the United States with respect to the number of terms of office of Members of the Senate and the House of Representatives.

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

¶9.13 HOUR OF MEETING

On motion of Mr. FOX, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 10:00 a.m. on Wednesday, February 12, 1996.

And then,

¶9.14 ADJOURNMENT

On motion of Mr. ROHRBACHER, pursuant to the special order heretofore agreed to, at 6 o'clock and 30 minutes p.m., the House adjourned until 10:00 a.m. on Wednesday, February 12, 1996.

¶9.15 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. GOSS: Committee on Rules. House Resolution 46. Resolution providing for the consideration of the bill (H.R. 581) to amend the Public Law 104-208 to provide that the President may make funds appropriated for population planning and other population assistance available on March 1, 1997, subject to restrictions on assistance to foreign organizations that perform or actively promote abortions (Rept. No. 105-3). Referred to the House Calendar.

Mr. SOLOMON: Committee on Rules. House Resolution 47. Resolution providing for consideration of the joint resolution (H.J. Res. 2) proposing an amendment to the Constitution of the United States with respect to the number of terms of office of Members of the Senate and the House of Representatives (Rept. No. 105-4). Referred to the House Calendar.

¶9.16 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 Ms. ROS-LEHTINEN (for herself and Mr. DIAZ-BALART):

H.R. 666. A bill to amend the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 relating to welfare and public benefits for aliens; to the Committee on Ways and Means, and in addition to the Committee on Agriculture, for a pe-