

H. Con. Res. 80: Mr. DEUTSCH, Mr. COSTELLO, Mr. SNYDER, Mr. SISISKY, Mr. SABO, and Ms. MILLENDER-MCDONALD.

H. Con. Res. 127: Mr. STRICKLAND.

H. Res. 16: Mr. ENGLISH of Pennsylvania.

H. Res. 139: Mr. ENSIGN, Mr. CONDIT, and Mr. PETERSON of Minnesota.

FRIDAY, SEPTEMBER 26, 1997 (108)

The House was called to order by the SPEAKER.

¶108.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Thursday, September 25, 1997.

Mr. MILLER of California, 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 announced that the yeas had it.

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

The SPEAKER pursuant to clause 5, rule I, announced that the vote would be postponed until later today.

The point of no quorum was considered as withdrawn.

¶108.2 COMMUNICATIONS

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

5175. A letter from the Administrator, Agricultural Marketing Service, transmitting the Service's final rule—Dried Prunes Produced in California; Increased Assessment Rate [Docket No. FV97-993-1 FIR] received September 24, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5176. A letter from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, transmitting the Service's final rule—Importation of Cut Flowers [Docket No. 95-082-2] received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5177. A letter from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, transmitting the Service's final rule—Importation of Fruits and Vegetables [Docket No. 96-046-3] received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5178. A letter from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, transmitting the Service's final rule—Foreign Potatoes [Docket No. 97-010-2] received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5179. A letter from the Chairman and Chief Executive Officer, Farm Credit Administration, transmitting the Administration's final rule—Loan Policies and Operations; Definitions; Loan Underwriting (RIN: 3052-AB64) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5180. A letter from the Chief, Natural Resources Conservation Service, transmitting the Service's final rule—Wildlife Habitat Incentives Program (RIN: 0578-AA21) received September 26, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5181. A letter from the Administrator, Rural Utilities Service, transmitting the Service's final rule—Settlement of Debt Owed by Electric Borrowers (RIN: 0572-AB26) received September 24, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5182. A letter from the Administrator, Rural Utilities Service, transmitting the Service's final rule—Rural Telephone Bank and Telecommunications Program Loan Policies, Types of Loans, Loan Requirements (RIN: 0572-AB32) received September 16, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5183. A letter from the Secretary of Defense, transmitting the Department's Report on Improvements to the Joint Manpower Process, pursuant to Public Law 104-201, section 509(a) (110 Stat. 2513); to the Committee on National Security.

5184. A letter from the Managing Director, Federal Housing Finance Board, transmitting the Board's final rule—Revision of Financing Corporation Operations Regulation [No. 97-57] (RIN: 3069-AA57) received September 24, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

5185. A letter from the Secretary of Health and Human Services, transmitting the Department's second annual report to Congress summarizing evaluation activities related to the Comprehensive Community Mental Health Services for Children with Serious Emotional Disturbances program, pursuant to 42 U.S.C. 300X-4(g); to the Committee on Commerce.

5186. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Schedule of Fees Authorized by 49 U.S.C. 30141; Fee for Review and Processing of Conformity Certificates for Nonconforming Vehicles (National Highway Traffic Safety Administration) [Docket No. 97-046; Notice 2] (RIN: 2127-AG73) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5187. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—National Emission Standards for Hazardous Air Pollutants for Source Categories; National Emission Standards for Hazardous Air Pollutants for Primary Aluminum Reduction Plants [IL-64-2-5807; FRL-5898-5] (RIN: 2060-AE76) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5188. A letter from the Acting Director, Defense Security Assistance Agency, transmitting a copy of Transmittal No. 14-97 for U.S. involvement with Australia in a Project on MSX Satellite Trials, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

5189. A letter from the Auditor, District of Columbia, transmitting a copy of a report entitled "District's Purchase of Presidential Inaugural Tickets," pursuant to D.C. Code section 47-117(d); to the Committee on Government Reform and Oversight.

5190. A letter from the Chairman, Merit Systems Protection Board, transmitting the report on cases completed by the U.S. Merit Systems Protection Board in FY 1996, pursuant to 5 U.S.C. 1204(a)(3); to the Committee on Government Reform and Oversight.

5191. A letter from the Chief Administrative Officer, the U.S. House of Representatives, transmitting the quarterly report of receipts and expenditures of appropriations and other funds for the period January 1, 1997, through March 31, 1997 as compiled by the Chief Administrative Officer, pursuant to 2 U.S.C. 104a; (H. Doc. No. 105-136); to the Committee on House Oversight and ordered to be printed.

5192. A letter from the Deputy Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Magnuson Act Provisions; Appointment of Regional Fishery Management Council Members [I.D. 032797B] (RIN: 0648-AJ95) received September 24, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5193. A letter from the Acting Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 620 of the Gulf of Alaska [Docket No. 961126334-7025-02; I.D. 091997A] received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5194. A letter from the Director, Federal Bureau of Prisons, transmitting the Bureau's final rule—Literacy Program [BOP-1036-I] (RIN: 1120-AA33) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

5195. A letter from the Director, Federal Bureau of Prisons, transmitting the Bureau's final rule—Inmate Discipline and Good Conduct Time [BOP-1040-F] (RIN: 1120-AA34) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

5196. A letter from the Director, Federal Bureau of Prisons, transmitting the Bureau's final rule—Good Conduct Time [BOP-1032-I] (RIN: 1120-AA62) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

5197. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Regulated Navigation Area: Miami, FL (Coast Guard) [CGD07-97-019] (RIN: 2115-AE84) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5198. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Drawbridge Operation Regulations; Manchester Harbor, MA (Coast Guard) [CGD01-97-022] (RIN: 2115-AE47) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5199. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Special Local Regulations; Head of the Licking Regatta Licking River Mile 0.0-3.5, Newport, Kentucky (Coast Guard) [CGD08-97-039] (RIN: 2115-AE46) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5200. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Special Local Regulations; 1997 Galveston Offshore Powerboat Festival, Galveston, TX (Coast Guard) [CGD8-97-038] (RIN: 2115-AE46) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5201. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Safety Zone Regulation; Commencement Bay Maritime Festival Tugboat Races, Commencement Bay, Tacoma, WA [CGD13-97-027] (RIN: 2115-AA97) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5202. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Technical Amendments; Organizational Changes; Miscellaneous Editorial Changes and Conforming Amendments (Coast Guard) [CGD 97-057] (RIN: 215-ZZ02) received September

25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5203. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Harmonization with International Safety Standards (Coast Guard) [CGD 95-028] (RIN: 2115-AF10) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5204. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Small Passenger Vessel Inspection and Certification (Coast Guard) [CGD 85-080] (RIN: 2115-AC22) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5205. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Regulated Navigation Area; Egmont Channel, Tampa Bay, FL (Coast Guard) [COTP Tampa 97-046] (RIN: 2115-AE84) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5206. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Motor Carrier Transportation; Technical Amendments (Federal Highway Administration) (RIN: 2125-AE23) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5207. A letter from the Director, Office of Regulations Management, Department of Veterans Affairs, transmitting the Department's final rule—Provision of Health Care to Vietnam Veterans' Children with Spina Bifida (RIN: 2900-AI65) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

5208. A letter from the Director, Office of Regulations Management, Department of Veterans Affairs, transmitting the Department's final rule—Monetary Allowance Under 38 U.S.C. 1805 for a Child Suffering from Spina Bifida Who is a Child of a Vietnam Veteran (RIN: 2900-AI70) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

5209. A letter from the Director, Office of Regulations Management, Department of Veterans Affairs, transmitting the Department's final rule—Provision of Vocational Training and Rehabilitation to Vietnam Veterans' Children with Spina Bifida (RIN: 2900-AI72) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

5210. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Last-in, First-out Inventories [Revenue Ruling 97-42] received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

5211. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Available Unit Rule [TD 8732] (RIN: 1545-AT60) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

5212. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Requirements incident to adoption and use of LIFO inventory method [Rev. Proc. 97-44] received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

5213. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Section 42(d)(5) Fed-

eral Grants [TD 8731] (RIN: 1545-AU92) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

5214. A letter from the Chief, Regulations Branch, U.S. Customs Service, transmitting the Service's final rule—Import Restrictions Imposed on Archaeological Artifacts from Mali [T.D. 97-80] (RIN: 1515-AC22) received September 22, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶108.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. McDevitt, one of its clerks, announced that the Senate had passed a bill and a concurrent resolution of the following titles, in which the concurrence of the House is requested:

S. 1211. An Act to provide permanent authority for the administration of au pair programs.

S. Con. Res. 11. Concurrent resolution recognizing the 25th anniversary of the establishment of the first nutrition program for the elderly under the Older Americans Act of 1965.

¶108.4 ORDER OF BUSINESS—
CONSIDERATION OF H.J. RES. 94

On motion of Mr. LIVINGSTON, by unanimous consent,

Ordered, That the Committee on Appropriations be discharged from the further consideration of the joint resolution (H.J. Res. 94) making continuing appropriations for the fiscal year 1998, and for other purposes, when called up; and

Ordered further, That it be in order at any time on Monday, September 29, 1997, or any day thereafter, to consider the joint resolution in the House; that the joint resolution be considered as read for amendment; that the joint resolution be debatable for not to exceed one hour, to be equally divided and controlled by Mr. Livingston and Mr. Obey; and that the previous question be considered as ordered on the joint resolution to final passage without intervening motion, except one motion to recommit, with or without instructions.

¶108.5 SUBMISSION OF CONFERENCE
REPORT—H.R. 2203

Mr. LIVINGSTON submitted a conference report (Rept. No. 105-271) on the bill (H.R. 2203) making appropriations for energy and water development for the fiscal year ending September 30, 1998, and for other purposes; together with a statement thereon, for printing in the Record under the rule.

¶108.6 COMMERCE, JUSTICE, STATE,
JUDICIARY APPROPRIATIONS

The SPEAKER, pursuant to House Resolution 239 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2267) making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, and for other purposes.

Mr. NUSSLE, Acting Chairman, assumed the chair; and after some time spent therein,

¶108.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. GILMAN:

Page 67, line 19, insert before the period the following: *Provided*, That, of such amount, not more than \$356,242,740 shall be available for obligation until the Secretary of State has made one or more designations of organizations as foreign terrorist organizations pursuant to section 219(a) of the Immigration and Nationality Act (8 U.S.C. 1189(a)), as added by section 302 of Public Law 104-132 (110 Stat. 1214, 1248).

It was decided in the affirmative	Yea	396
		Nays	6
			Answered present

¶108.8 [Roll No. 457]
AYES—396

Abercrombie	Cook	Gilchrest
Ackerman	Cooksey	Gillmor
Aderholt	Costello	Gilman
Allen	Cox	Goode
Andrews	Coyne	Goodlatte
Archer	Cramer	Goodling
Armey	Crane	Gordon
Bachus	Crapo	Goss
Baesler	Cubin	Graham
Baker	Cummings	Granger
Baldacci	Cunningham	Green
Ballenger	Danner	Greenwood
Barcia	Davis (FL)	Gutierrez
Barr	Davis (IL)	Gutknecht
Barrett (NE)	Davis (VA)	Hall (OH)
Barrett (WI)	Deal	Hall (TX)
Bartlett	DeFazio	Hamilton
Barton	DeGette	Hastert
Bass	Delahunt	Hastings (WA)
Bateman	DeLauro	Hayworth
Becerra	DeLay	Hefley
Bereuter	Deutsch	Hefner
Berry	Diaz-Balart	Heger
Bilbray	Dickey	Hill
Bilirakis	Dingell	Hilleary
Bishop	Dixon	Hilliard
Blagojevich	Doggett	Hinchey
Bliley	Dooley	Hinojosa
Blumenauer	Doolittle	Hobson
Blunt	Doyle	Hoeckstra
Boehlert	Dreier	Holden
Boehner	Duncan	Hooley
Bono	Dunn	Horn
Borski	Edwards	Hostettler
Boswell	Ehlers	Houghton
Boucher	Ehrlich	Hoyer
Boyd	Emerson	Hulshof
Brady	Engel	Hunter
Brown (CA)	English	Hutchinson
Brown (FL)	Ensign	Hyde
Brown (OH)	Eshoo	Inglis
Bryant	Etheridge	Istook
Bunning	Evans	Jackson (IL)
Burr	Everett	Jefferson
Burton	Ewing	Jenkins
Callahan	Farr	John
Calvert	Fattah	Johnson (CT)
Camp	Fawell	Johnson (WI)
Campbell	Fazio	Johnson, Sam
Canady	Filner	Jones
Cannon	Flake	Kanjorski
Capps	Foglietta	Kaptur
Cardin	Foley	Kasich
Carson	Forbes	Kelly
Castle	Ford	Kennedy (MA)
Chabot	Fowler	Kennelly
Chambliss	Fox	Kildee
Chenoweth	Frank (MA)	Kilpatrick
Christensen	Franks (NJ)	Kim
Clay	Frelinghuysen	Kind (WI)
Clayton	Frost	King (NY)
Clement	Furse	Kingston
Clyburn	Galleghy	Kleczka
Coble	Ganske	Klink
Coburn	Gejdenson	Klug
Combust	Gekas	Knollenberg
Condit	Gephardt	Kolbe