

S. 996. An Act to provide for the authorization of appropriations in each fiscal year for arbitration in United States district courts, and for other purposes.

S. 1198. An Act to amend the Immigration and Nationality Act to extend the special immigrant religious worker program, to amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to extend the deadline for designation of an effective date for paperwork changes in the employer sanctions program, and to require the Secretary of State to waive or reduce the fee for application and issuance of a non-immigrant visa for aliens coming to the United States for certain charitable purposes.

¶112.12 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. MINGE, for September 30 before 10:55 a.m.;

To Mr. SAXTON, for September 30 until 2:45 p.m.;

To Mr. YOUNG of Florida, for September 30 after 3:30 p.m.;

To Mr. ROTHMAN, for September 30 between 10 a.m. and 1 p.m.;

To Mr. McNULTY, for October 1 after 2:20 p.m.; and

To Mr. WAMP, for October 1 after 1:45 p.m..

And then,

¶112.13 ADJOURNMENT

On motion of Mr. OWENS, pursuant to the special order heretofore agreed to, at 12 o'clock and 13 minutes p.m., the House adjourned until 12:30 p.m. on Monday, October 6, 1997.

¶112.14 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. STUMP: Committee on Veterans' Affairs. H.R. 2571. A bill to authorize major medical facility projects and major medical facility leases for the Department of Veterans Affairs for fiscal year 1998, and for other purposes (Rept. No. 105-291). Referred to the Committee of the Whole House on the State of the Union.

Mr. STUMP: Committee on Veterans' Affairs. H.R. 1703. A bill to amend title 38, United States Code, to provide for improved and expedited procedures for resolving complaints of unlawful employment discrimination arising within the Department of Veterans Affairs; with amendments (Rept. No. 105-292). Referred to the Committee of the Whole House on the State of the Union.

Mr. STUMP: Committee on Veterans' Affairs. H.R. 2206. A bill to amend title 38, United States Code, to improve programs of the Department of Veterans Affairs for homeless veterans, and for other purposes; with an amendment (Rept. No. 105-293). Referred to the Committee of the Whole House on the State of the Union.

Mr. SMITH of Oregon: Committee on Agriculture. H.R. 1789. A bill to reauthorize the dairy indemnity program (Rept. No. 105-294). Referred to the Committee of the Whole House on the State of the Union.

Mr. SMITH of Oregon: Committee on Agriculture. H.R. 1779. A bill to make a minor adjustment in the exterior boundary of the Devils Backbone Wilderness in the Mark Twain National Forest, MO, to exclude a small parcel of land containing improve-

ments (Rept. No. 105-295 Pt. 1). Referred to the Committee of the Whole House on the State of the Union.

Mr. SMITH of Oregon: Committee on Agriculture. H.R. 2366. A bill to transfer to the Secretary of Agriculture the authority to conduct the census of agriculture, and for other purposes (Rept. No. 105-296 Pt. 1). Ordered to be printed.

¶112.15 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 5 of rule X the following action was taken by the Speaker:

H.R. 1779. Referral to the Committee on Resources extended for a period ending not later than October 2, 1997.

¶112.16 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 Mr. COBLE (for himself and Mr. GOODLATTE):

H.R. 2603. A bill to amend title 28, United States Code, with respect to arbitration in U.S. district courts, and for other purposes; to the Committee on the Judiciary.

By Mr. PACKARD (for himself, Mr. GINGRICH, Mr. FAZIO of California, Mr. ARMEY, Mr. LEWIS of Georgia, Mr. WATTS of Oklahoma, Mr. JACKSON, Mr. LIVINGSTON, Mr. BOEHNER, Mr. MCKEON, Mr. CUNNINGHAM, Mr. HANSEN, Mr. FLAKE, Mr. HERGER, Mr. CRAPO, Mr. DOOLITTLE, Mr. STUMP, Mr. CANNON, Mr. TRAFICANT, Mr. BONILLA, Mr. STENHOLM, Mr. SOUDER, Mr. YOUNG of Alaska, Mr. SHIMKUS, Mr. WOLF, Mr. SAWYER, Mr. SAM JOHNSON, Mr. HUNTER, Mr. ISTOOK, Mr. COX of California, Mr. FILNER, Mr. EWING, Mr. CHRISTENSEN, Mr. REDMOND, Mr. GALLEGLY, Mr. LEWIS of California, Mr. BARR of Georgia, Mr. DREIER, Mr. CRAMER, Mr. TAYLOR of Mississippi, Mr. WELDON of Florida, Mr. MILLER of California, Mr. BERMAN, Mr. CAPPS, Mr. WATKINS, Mr. BRADY, Mrs. LINDA SMITH of Washington, Mr. ROHRBACHER, Mr. COOK, Mr. GUTIERREZ, Mr. PASTOR, Mr. BILBRAY, Mr. LAHOOD, Mr. PITTS, Mr. ORTIZ, Mr. WALSH, Mr. MCHUGH, Mr. HOEKSTRA, Mr. BUNNING of Kentucky, Mr. CONDIT, Mr. SMITH of New Jersey, Mrs. CLAYTON, Mr. BROWN of California, Mr. RADANOVICH, Mr. SALMON, Mr. SMITH of Michigan, and Mr. HALL of Ohio):

H.R. 2604. A bill to amend title 11, United States Code, to protect certain charitable contributions, and for other purposes; to the Committee on the Judiciary.

By Mr. SOLOMON:

H.R. 2605. A bill to require the United States to oppose the making of concessional loans by international financial institutions to any entity in the People's Republic of China; to the Committee on Banking and Financial Services.

By Ms. VELAZQUEZ (for herself, Mr. DELLUMS, Mr. FROST, Mr. CONYERS, Mr. NADLER, Mr. SERRANO, Mrs. MCCARTHY of New York, Mr. FILNER, Mr. OWENS, Ms. SLAUGHTER, Mr. TOWNS, Mr. FLAKE, Mrs. MALONEY of New York, Mr. SCHUMER, Mr. BONIOR, Mr. MILLER of California, Mrs. LOWEY, Mr. HINCHEY, Mr. RANGEL, Mr. EVANS, and Mr. ACKERMAN):

H.R. 2606. A bill to amend the Public Health Service Act and the Employee Retirement Income Security Act of 1974 to establish certain requirements for managed care

plans; to the Committee on Commerce, and in addition to the Committee on Education and the Workforce, 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. MORELLA (for herself and Mr. LANTOS):

H. Con. Res. 166. Concurrent resolution expressing the sense of the Congress that every effort should be made to assure the complete implementation of, and compliance with, the December 1996 Guatemalan peace accords; to the Committee on International Relations.

¶112.17 MEMORIALS

Under clause 4 of rule XXII:

212. The SPEAKER presented a memorial of the House of Representatives of the Commonwealth of Puerto Rico, relative to a resolution urging President William Jefferson Clinton and the Congress of the United States to support the methodology proposed by the United States Bureau of the Census to conduct the Federal Census of the year 2000; to the Committee on Government Reform and Oversight.

¶112.18 ADDITIONAL SPONSORS

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

H.R. 367: Mr. TALENT and Ms. RIVERS.
 H.R. 373: Mr. STOKES and Ms. NORTON.
 H.R. 872: Mr. BERMAN, Mr. EDWARDS, Ms. HOOLEY of Oregon, Ms. LOFGREN, Mr. BOB SCHAFFER, Ms. SLAUGHTER, and Mr. WHITE.
 H.R. 1126: Mr. PASTOR.
 H.R. 1151: Mr. PACKARD, Mrs. TAUSCHER, and Mr. BLAGOJEVICH.
 H.R. 1165: Mr. CLYBURN.
 H.R. 1232: Mr. DEFAZIO, Mr. BUNNING of Kentucky, and Mr. KLINK.
 H.R. 1371: Mr. TRAFICANT.
 H.R. 1500: Mr. MATSUI.
 H.R. 1526: Mr. WEYGAND.
 H.R. 1534: Mr. SNOWBARGER, Mr. HILLEARY, Mr. DIAZ-BALART, Mr. SHAW, and Mr. BLUMENAUER.
 H.R. 1619: Mr. COMBEST.
 H.R. 1636: Mr. WEYGAND.
 H.R. 1703: Mr. GUTIERREZ, Mr. DOYLE, Mr. FILNER, Mr. SPENCE, Mr. OLVER, Mr. REYES, Mr. SNYDER, Mr. SMITH of New Jersey, and Mr. PASCRELL.
 H.R. 2195: Mr. WATKINS and Mr. BONIOR.
 H.R. 2206: Mr. EVANS.
 H.R. 2221: Mr. WELDON of Florida and Mr. MCINTOSH.
 H.R. 2273: Mr. WATT of North Carolina, Mr. TAYLOR of North Carolina, Mr. ENGEL, and Mr. MARTINEZ.
 H.R. 2292: Mr. SMITH of Oregon, Mr. TANNER, Mr. BERRY, Mr. BATEMAN, Mr. FRELINGHUYSEN, Mr. MORAN of Kansas, Mr. GIBBONS, and Mrs. MYRICK.
 H.R. 2331: Mr. STENHOLM.
 H.R. 2459: Mr. SCOTT, Mr. SAWYER, Mr. BLAGOJEVICH, Mr. BARCIA of Michigan, Mrs. CLAYTON, Mr. HALL of Ohio, Mr. MARTINEZ, Mrs. MEEK of Florida, Mr. PALLONE, Mr. PETERSON of Minnesota, Mr. ROEMER, Mr. VENTO, Mr. OWENS, Mr. MILLER of California, Mr. BECERRA, Mr. FATTAH, Mr. JACKSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. RAHALL, Mr. REYES, Ms. CHRISTIAN-GREEN, Mr. ANDREWS, Mr. BOUCHER, Mr. FORD, Mr. LUTHER, Mr. McNULTY, Mr. OBERSTAR, Mr. PAYNE, Mr. RANGEL, Mr. STOKES, Mr. MCDERMOTT, Mr. ACKERMAN, Mr. PRICE of North Carolina, Mr. COYNE, Mr. HEFNER, Ms. JACKSON-LEE, and Mr. JOHNSON of Wisconsin.
 H.R. 2497: Mr. MCINNIS, Mr. LUCAS of Oklahoma, Mr. CALVERT, Mr. MCINTOSH, Mr. GALLEGLY, Mr. HALL of Texas, Mr. DEAL of Georgia, Mr. WELDON of Pennsylvania, Mr.

SENSENBRENNER, Mr. WHITE, Mr. SHADEGG, and Mr. GOODLATTE.

H.R. 2563: Mr. CLEMENT, Mr. FROST, and Mr. CUNNINGHAM.

H.R. 2571: Mr. FILNER and Mr. MASCARA.

H. Con. Res. 55: Mr. WELLER.

H. Res. 224: Mr. MCCRERY and Mr. TURNER.

MONDAY, OCTOBER 6, 1997 (113)

¶113.1 DESIGNATION OF SPEAKER PRO TEMPORE

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

WASHINGTON, DC,
October 6, 1997.

I hereby designate the Honorable CLIFF STEARNS to act as Speaker pro tempore on 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".

¶113.2 RECESS—12:44 P.M.

The SPEAKER pro tempore, Mr. LEACH, pursuant to clause 12 of rule I, at 12 o'clock and 44 minutes p.m. declared the House in recess until 2:00 p.m.

¶113.3 AFTER RECESS—2 P.M.

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

¶113.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. EMERSON, announced she had examined and approved the Journal of the proceedings of Thursday, October 2, 1997.

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

¶113.5 COMMUNICATIONS

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

5359. A letter from the Acting Comptroller General, the General Accounting Office, transmitting an updated compilation of historical information and statistics regarding rescissions proposed by the executive branch and rescissions enacted by the Congress through the close of fiscal year 1996; (H. Doc. No. 105-143); to the Committee on Appropriations and ordered to be printed.

5360. 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; State of Missouri [MO 027-1027; FRL-5891-2] received October 3, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5361. A letter from the Director, Regulations Policy and Management Staff, Office of Policy, Food and Drug Administration, transmitting the Administration's final rule—Code of Federal Regulations; Authority Citations [Docket No. 97N-0365] received October 1, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5362. A letter from the Director, Regulations Policy and Management Staff, Office of Policy, Food and Drug Administration, transmitting the Administration's final rule—Natural Rubber-Containing Medical Devices; User Labeling [Docket No. 96N-0119]

received October 3, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5363. A letter from the Secretary, Securities and Exchange Commission, transmitting the Commission's final rule—Lost Securityholders [Release No. 34-39176; File No. S7-21-96] (RIN: 3235-AG99) received October 2, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5364. A letter from the Director, Defense Security Assistance Agency, transmitting notification concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance (LOA) to Japan for defense articles and services (Transmittal No. 98-10), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

5365. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially to the Czech Republic (Transmittal No. DTC-49-97), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5366. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially to Israel (Transmittal No. DTC-74-97), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5367. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed manufacturing license agreement for production of major military equipment with the United Kingdom (Transmittal No. DTC-99-97), pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

5368. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed manufacturing license agreement for production of major military equipment with the United Kingdom (Transmittal No. DTC-100-97), pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

5369. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially to Canada (Transmittal No. DTC-105-97), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5370. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed manufacturing license agreement for production of major military equipment with the Republic of Korea (Transmittal No. DTC-95-97), pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

5371. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially to Spain (Transmittal No. DTC-77-97), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5372. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed manufacturing license agreement for production of major military equipment with Japan (Transmittal No. DTC-87-97), pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

5373. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

5374. A letter from the Director, U.S. Arms Control and Disarmament Agency, transmit-

ting the report on the verifiability of the Comprehensive Nuclear Test Ban Treaty, pursuant to 22 U.S.C. 2577(a); to the Committee on International Relations.

5375. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. Act 12-127, "CFO Membership on the Health and Hospitals Public Benefit Corporation Board, Council Review of Board Promulgations, and Approval of Organizational and Operational Plan Amendment Act of 1997" received October 3, 1997, pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform and Oversight.

5376. A letter from the Auditor, District of Columbia, transmitting a copy of a report entitled "Audit of the District of Columbia's Crime Victims Compensation Program for the Period October 1, 1993 through February 28, 1997," pursuant to D.C. Code section 47-117(d); to the Committee on Government Reform and Oversight.

5377. A letter from the Chairman, Nuclear Regulatory Commission, transmitting the Commission's strategic plan for fiscal years 1997 through 2002, pursuant to Public Law 103-62; to the Committee on Government Reform and Oversight.

5378. A letter from the Chairman, Occupational Safety and Health Review Commission, transmitting the Commission's strategic plan for fiscal years 1997 through 2002, pursuant to Public Law 103-62; to the Committee on Government Reform and Oversight.

5379. A letter from the Acting Assistant Secretary for Policy, Management and Budget, Department of the Interior, transmitting the Department's final rule—Department of the Interior Acquisition Regulation; Regulatory Streamlining (RIN: 1090-AA65) received October 3, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5380. A letter from the Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Atlantic Tuna Fisheries; Adjustments [I.D. 092697C] received October 6, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5381. A letter from the Assistant Secretary and Commissioner of Patents and Trademarks, Department of Commerce, transmitting the Department's final rule—Changes to Patent Practice and Procedure [Docket No. 960606163-7130-02] (RIN: 0651-AA80) received October 1, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

5382. A letter from the Acting Assistant Secretary (Civil Works), the Department of the Army, transmitting a report on the storm damage reduction and shoreline protection project for Rehoboth Beach and Dewey Beach, Delaware, pursuant to section 101(b)(6) of the Water Resources Development Act of 1996 (H. Doc. No. 105-144); to the Committee on Transportation and Infrastructure and ordered to be printed.

5383. A letter from the Acting Assistant Secretary (Civil Works), the Department of the Army, transmitting a report on the project for river bank erosion control and bluff stabilization at Norco Bluffs, Riverside County, California, pursuant to section 101(b)(4) of the Water Resources Development Act of 1996; (H. Doc. No. 105-145); to the Committee on Transportation and Infrastructure and ordered to be printed.

5384. A letter from the Acting Assistant Secretary (Civil Works), the Department of the Army, transmitting a report on the storm damage reduction project for Long Beach Island, Nassau County, New York, pursuant to section 101(a)(21) of the Water Resources Development Act of 1996; (H. Doc. No. 105-146); to the Committee on Transportation and Infrastructure and ordered to be printed.

¶113.6 SUBMISSION OF CONFERENCE
REPORT—H.R. 2158

Mr. LIVINGSTON submitted a conference report (Rept. No. 105-297) on the bill (H.R. 2158) making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices 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.

¶113.7 D.C. APPROPRIATIONS

Mr. LIVINGSTON submitted a privileged report (Rept. No. 105-298) on the bill (H.R. 2607) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1998, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 8 of rule XXI, all points of order were reserved.

¶113.8 PUBLIC WORKS PROJECTS

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

COMMITTEE ON TRANSPORTATION AND
INFRASTRUCTURE, CONGRESS OF
THE UNITED STATES, HOUSE OF
REPRESENTATIVES,

Washington, DC, September 29, 1997.

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

DEAR MR. SPEAKER: Enclosed are copies of resolutions adopted on September 24, 1997 by the Committee on Transportation and Infrastructure. Copies of the resolutions are being transmitted to the Department of the Army.

With kind personal regards, I am
Sincerely,

BUD SHUSTER,
Chairman.

The communication, together with the accompanying papers, was referred to the Committee on Appropriations.

¶113.9 VETERANS HEALTH PROGRAMS
IMPROVEMENTS

Mr. STUMP moved to suspend the rules and pass the bill (H.R. 2206) to amend title 38, United States Code, to improve programs of the Department of Veterans Affairs for homeless veterans, and for other purposes; as amended.

The SPEAKER pro tempore, Mrs. EMERSON, recognized Mr. STUMP and Mr. EVANS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

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

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

The SPEAKER pro tempore, Mrs. EMERSON, pursuant to clause 5, rule I, announced that further proceedings on the motion were postponed.

The point of no quorum was considered as withdrawn.

¶113.10 MAJOR VA MEDICAL FACILITY
PROJECTS

Mr. STUMP moved to suspend the rules and pass the bill (H.R. 2571) to authorize major medical facility projects and major medical facility leases for the Department of Veterans Affairs for fiscal year 1998, and for other purposes.

The SPEAKER pro tempore, Mrs. EMERSON, recognized Mr. STUMP and Mr. EVANS, 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, Mrs. EMERSON, 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.

¶113.11 VA DEPARTMENT EMPLOYMENT
DISCRIMINATION PREVENTION

Mr. STUMP moved to suspend the rules and pass the bill (H.R. 1703) to amend title 38, United States Code, to provide for improved and expedited procedures for resolving complaints of unlawful employment discrimination arising within the Department of Veterans Affairs; as amended.

The SPEAKER pro tempore, Mrs. EMERSON, recognized Mr. STUMP and Mr. EVANS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. STEARNS, 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, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to amend title 38, United States Code, to provide for improvements in the system of the Department of Veterans Affairs for resolution and adjudication of complaints of employment discrimination."

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

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

¶113.12 EXPORT-IMPORT BANK
REAUTHORIZATION

The SPEAKER pro tempore, Mr. STEARNS, pursuant to House Resolution 255 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. 1370) to reauthorize the Export-Import Bank of the United States.

Mrs. EMERSON, Acting Chairman, assumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. SOLOMON, assumed the Chair.

When Mrs. EMERSON, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶113.13 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Sherman Williams, one of his secretaries.

¶113.14 RECESS—4:07 P.M.

The SPEAKER pro tempore, Mr. SOLOMON, pursuant to clause 12 of rule I, declared the House in recess at 4 o'clock and 7 minutes p.m., subject to the call of the Chair until approximately 5 o'clock p.m.

¶113.15 AFTER RECESS—5 P.M.

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

¶113.16 WAIVING POINTS OF ORDER
AGAINST THE CONFERENCE REPORT TO
ACCOMPANY H.R. 2160

Mr. HASTINGS of Washington, by direction of the Committee on Rules, called up the following resolution (H. Res. 232):

Resolved, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 2160) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, and for other purposes. All points of order against the conference report and against its consideration are waived.

SEC. 2. Upon adoption of this resolution the House shall be considered to have adopted the concurrent resolution specified in section 3.

SEC. 3. The text of the concurrent resolution described in section 2 is as follows:

"Resolved by the House of Representatives (the Senate concurring), That in the enrollment of H.R. 2160 the Clerk of the House shall, in title IV, in the item relating to 'Domestic Food Programs—Food Stamp Program', strike the period and insert the following: *"Provided further*, That none of the funds made available under this heading shall be used for studies and evaluations."

When said resolution was considered.
After debate,

On motion of Mr. HASTINGS of Washington, 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. SHAW, announced that the yeas had it.

Mr. BURR 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 367
Nays 34

113.17 [Roll No. 490]
YEAS—367

| | | |
|--------------|----------------|---------------|
| Abercrombie | Dreier | Kasich |
| Ackerman | Duncan | Kelly |
| Aderholt | Dunn | Kennedy (MA) |
| Allen | Edwards | Kennedy (RI) |
| Andrews | Ehlers | Kennelly |
| Archer | Ehrlich | Kildee |
| Army | Emerson | Kilpatrick |
| Bachus | Engel | Kim |
| Baker | English | Kind (WI) |
| Barcia | Ensign | King (NY) |
| Barrett (NE) | Eshoo | Kingston |
| Barrett (WI) | Etheridge | Klecicka |
| Bartlett | Evans | Knollenberg |
| Bass | Everett | Kolbe |
| Bateman | Ewing | Kucinich |
| Bentsen | Farr | LaFalce |
| Bereuter | Fattah | LaHood |
| Berman | Fawell | Lampson |
| Berry | Fazio | Lantos |
| Bilirakis | Filner | Latham |
| Bishop | Flake | LaTourette |
| Blagojevich | Foley | Lazio |
| Bliley | Forbes | Leach |
| Blumenauer | Ford | Levin |
| Blunt | Fowler | Lewis (GA) |
| Boehlert | Fox | Lewis (KY) |
| Boehner | Frank (MA) | Linder |
| Bonilla | Franks (NJ) | Lipinski |
| Bonior | Frelinghuysen | Livingston |
| Bono | Frost | LoBiondo |
| Borski | Furse | Lofgren |
| Boswell | Gallegly | Lowe |
| Boucher | Gejdenson | Lucas |
| Boyd | Gekas | Luther |
| Brady | Gibbons | Maloney (CT) |
| Brown (CA) | Gilchrest | Manton |
| Brown (OH) | Gillmor | Manzullo |
| Bryant | Goodlatte | Markey |
| Bunning | Goodling | Martinez |
| Burton | Gordon | Mascara |
| Buyer | Goss | Matsui |
| Callahan | Granger | McCarthy (MO) |
| Calvert | Green | McCarthy (NY) |
| Camp | Gutierrez | McCollum |
| Campbell | Gutknecht | McCrery |
| Canady | Hall (OH) | McDade |
| Cannon | Hall (TX) | McDermott |
| Capps | Hamilton | McGovern |
| Cardin | Hansen | McHugh |
| Carson | Harman | McInnis |
| Castle | Hastert | McIntosh |
| Chabot | Hastings (FL) | McIntyre |
| Chambliss | Hastings (WA) | McKeon |
| Chenoweth | Hayworth | McNulty |
| Christensen | Hefner | Meehan |
| Clay | Herger | Menendez |
| Clayton | Hill | Metcalfe |
| Clement | Hilleary | Mica |
| Clyburn | Hinche | Millender- |
| Collins | Hinojosa | McDonald |
| Combest | Hobson | Miller (FL) |
| Cook | Hoekstra | Mink |
| Cooksey | Holden | Moakley |
| Cox | Hooley | Mollohan |
| Coyne | Horn | Moran (KS) |
| Cramer | Hostettler | Moran (VA) |
| Crane | Houghton | Morella |
| Crapo | Hoyer | Murtha |
| Cummings | Hulshof | Myrick |
| Cunningham | Hutchinson | Nadler |
| Danner | Hyde | Neal |
| Davis (FL) | Inglis | Nethercutt |
| Davis (IL) | Istook | Neumann |
| Davis (VA) | Jackson (IL) | Ney |
| DeGette | Jackson-Lee | Northrup |
| Delahunt | (TX) | Oberstar |
| DeLauro | Jefferson | Obey |
| DeLay | Jenkins | Olver |
| Dellums | John | Ortiz |
| Diaz-Balart | Johnson (CT) | Oxley |
| Dickey | Johnson (WI) | Packard |
| Dingell | Johnson, E. B. | Pallone |
| Doggett | Johnson, Sam | Pappas |
| Doolittle | Kanjorski | Parker |
| Doyle | Kaptur | Pascrell |

| | | |
|---------------|---------------|-------------|
| Pastor | Sanders | Talent |
| Paul | Sandlin | Tanner |
| Paxon | Sanford | Tauscher |
| Payne | Sawyer | Tauzin |
| Pease | Saxton | Taylor (NC) |
| Peterson (PA) | Schaefer, Dan | Thomas |
| Petri | Schaffer, Bob | Thompson |
| Pickering | Scott | Thornberry |
| Pickett | Sensenbrenner | Thune |
| Pitts | Serrano | Tiahrt |
| Pomeroy | Sessions | Tierney |
| Porter | Shaw | Torres |
| Portman | Shays | Towns |
| Price (NC) | Sherman | Traficant |
| Pryce (OH) | Shimkus | Turner |
| Quinn | Shuster | Upton |
| Radanovich | Sisisky | Velazquez |
| Ramstad | Skaggs | Vento |
| Rangel | Skeen | Visclosky |
| Regmond | Skelton | Walsh |
| Regula | Slaughter | Wamp |
| Reyes | Smith (MI) | Waters |
| Riggs | Smith (NJ) | Watkins |
| Riley | Smith (TX) | Watt (NC) |
| Rivers | Smith, Adam | Watts (OK) |
| Rodriguez | Smith, Linda | Waxman |
| Roemer | Snowbarger | Weldon (FL) |
| Rogan | Snyder | Weldon (PA) |
| Rogers | Solomon | Weller |
| Ros-Lehtinen | Spence | Wexler |
| Rothman | Spratt | White |
| Roukema | Stabenow | Wicker |
| Roybal-Allard | Stark | Wise |
| Rush | Stearns | Wolf |
| Ryun | Stokes | Woolsey |
| Sabo | Strickland | Wynn |
| Salmon | Stump | Yates |
| Sanchez | Stupak | Young (FL) |

NAYS—34

| | | |
|-----------|---------------|-------------|
| Baesler | Graham | Rohrabacher |
| Ballenger | Jones | Scarborough |
| Barton | Klink | Shadegg |
| Burr | Klug | Souder |
| Coble | Largent | Stenholm |
| Condit | McHale | Sununu |
| Costello | Miller (CA) | Taylor (MS) |
| Deal | Minge | Thurman |
| DeFazio | Norwood | Whitfield |
| Deutsch | Nussle | Young (AK) |
| Ganske | Peterson (MN) | |
| Goode | Poshard | |

NOT VOTING—32

| | | |
|------------|--------------|------------|
| Baldacci | Foglietta | Meek |
| Barr | Gephardt | Owens |
| Becerra | Gilman | Pelosi |
| Bilbray | Gonzalez | Pombo |
| Brown (FL) | Greenwood | Rahall |
| Coburn | Hefley | Royce |
| Conyers | Hilliard | Schiff |
| Cubin | Hunter | Schumer |
| Dicks | Lewis (CA) | Smith (OR) |
| Dixon | Maloney (NY) | Weygand |
| Dooley | McKinney | |

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 232, the following (H. Con. Res. 167) was considered agreed to:

“Resolved by the House of Representatives (the Senate concurring), That in the enrollment of H.R. 2160 the Clerk of the House shall, in title IV, in the item relating to ‘Domestic Food Programs—Food Stamp Program’, strike the period and insert the following: ‘: Provided further, That none of the funds made available under this heading shall be used for studies and evaluations.’”

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

113.18 PROVIDING FOR THE CONSIDERATION OF H.R. 629

Mr. SOLOMON, by direction of the Committee on Rules, reported (Rept. No. 105-299) the resolution (H. Res. 258) providing for consideration of the bill (H.R. 629) to grant the consent of the

Congress to the Texas Low-Level Radioactive Waste Disposal Compact.

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

113.19 AGRICULTURE APPROPRIATIONS

Mr. SKEEN, pursuant to House Resolution 232, called up the following conference report (Rept. No. 105-252):

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2160) “making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, and for other purposes,” having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate, and agree to the same with an amendment, as follows:

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

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, and for other purposes, namely:

TITLE I
AGRICULTURAL PROGRAMS

PRODUCTION, PROCESSING, AND MARKETING

OFFICE OF THE SECRETARY

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Office of the Secretary of Agriculture, and not to exceed \$75,000 for employment under 5 U.S.C. 3109, \$2,836,000: *Provided*, That not to exceed \$11,000 of this amount, along with any unobligated balances of representation funds in the Foreign Agricultural Service, shall be available for official reception and representation expenses, not otherwise provided for, as determined by the Secretary: *Provided further*, That none of the funds appropriated or otherwise made available by this Act may be used to pay the salaries and expenses of personnel of the Department of Agriculture to carry out section 793(c)(1)(C) of Public Law 104-127: *Provided further*, That none of the funds made available by this Act may be used to enforce section 793(d) of Public Law 104-127.

EXECUTIVE OPERATIONS

CHIEF ECONOMIST

For necessary expenses of the Chief Economist, including economic analysis, risk assessment, cost-benefit analysis, and the functions of the World Agricultural Outlook Board, as authorized by the Agricultural Marketing Act of 1946 (7 U.S.C. 1622g), and including employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of which not to exceed \$5,000 is for employment under 5 U.S.C. 3109, \$5,048,000.

NATIONAL APPEALS DIVISION

For necessary expenses of the National Appeals Division, including employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of which not to exceed \$25,000 is for employment under 5 U.S.C. 3109, \$11,718,000.

OFFICE OF BUDGET AND PROGRAM ANALYSIS

For necessary expenses of the Office of Budget and Program Analysis, including employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of which not to exceed \$5,000 is

for employment under 5 U.S.C. 3109, \$5,986,000.

OFFICE OF THE CHIEF INFORMATION OFFICER

For necessary expenses of the Office of the Chief Information Officer, including employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of which not to exceed \$10,000 is for employment under 5 U.S.C. 3109, \$4,773,000.

OFFICE OF THE CHIEF FINANCIAL OFFICER

For necessary expenses of the Office of the Chief Financial Officer, including employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of which not to exceed \$10,000 is for employment under 5 U.S.C. 3109, \$4,283,000: *Provided*, That the Chief Financial Officer shall actively market cross-servicing activities of the National Finance Center.

OFFICE OF THE ASSISTANT SECRETARY FOR ADMINISTRATION

For necessary salaries and expenses of the Office of the Assistant Secretary for Administration to carry out the programs funded in this Act, \$613,000.

AGRICULTURE BUILDINGS AND FACILITIES AND RENTAL PAYMENTS

(INCLUDING TRANSFERS OF FUNDS)

For payment of space rental and related costs pursuant to Public Law 92-313, including authorities pursuant to the 1984 delegation of authority from the Administrator of General Services to the Department of Agriculture under 40 U.S.C. 486, for programs and activities of the Department which are included in this Act, and for the operation, maintenance, and repair of Agriculture buildings, \$123,385,000: *Provided*, That in the event an agency within the Department should require modification of space needs, the Secretary of Agriculture may transfer a share of that agency's appropriation made available by this Act to this appropriation, or may transfer a share of this appropriation to that agency's appropriation, but such transfers shall not exceed 5 percent of the funds made available for space rental and related costs to or from this account. In addition, for construction, repair, improvement, extension, alteration, and purchase of fixed equipment or facilities as necessary to carry out the programs of the Department, where not otherwise provided, \$5,000,000, to remain available until expended; and in addition, for necessary relocation expenses of the Department's agencies, \$2,700,000, to remain available until expended; making a total appropriation of \$131,085,000.

HAZARDOUS WASTE MANAGEMENT

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Department of Agriculture, to comply with the requirement of section 107(g) of the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. 9607(g), and section 6001 of the Resource Conservation and Recovery Act, 42 U.S.C. 6961, \$15,700,000, to remain available until expended: *Provided*, That appropriations and funds available herein to the Department for Hazardous Waste Management may be transferred to any agency of the Department for its use in meeting all requirements pursuant to the above Acts on Federal and non-Federal lands.

DEPARTMENTAL ADMINISTRATION

(INCLUDING TRANSFERS OF FUNDS)

For Departmental Administration, \$27,231,000, to provide for necessary expenses for management support services to offices of the Department and for general administration and disaster management of the Department, repairs and alterations, and other miscellaneous supplies and expenses not otherwise provided for and necessary for the practical and efficient work of the Depart-

ment, including employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of which not to exceed \$10,000 is for employment under 5 U.S.C. 3109: *Provided*, That this appropriation shall be reimbursed from applicable appropriations in this Act for travel expenses incident to the holding of hearings as required by 5 U.S.C. 551-558.

OFFICE OF THE ASSISTANT SECRETARY FOR CONGRESSIONAL RELATIONS
(INCLUDING TRANSFERS OF FUNDS)

For necessary salaries and expenses of the Office of the Assistant Secretary for Congressional Relations to carry out the programs funded in this Act, including programs involving intergovernmental affairs and liaison within the executive branch, \$3,668,000: *Provided*, That no other funds appropriated to the Department by this Act shall be available to the Department for support of activities of congressional relations: *Provided further*, That not less than \$2,241,000 shall be transferred to agencies funded in this Act to maintain personnel at the agency level.

OFFICE OF COMMUNICATIONS

For necessary expenses to carry on services relating to the coordination of programs involving public affairs, for the dissemination of agricultural information, and the coordination of information, work, and programs authorized by Congress in the Department, \$8,138,000, including employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of which not to exceed \$10,000 shall be available for employment under 5 U.S.C. 3109, and not to exceed \$2,000,000 may be used for farmers' bulletins.

OFFICE OF THE INSPECTOR GENERAL

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Office of the Inspector General, including employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and the Inspector General Act of 1978, \$63,128,000, including such sums as may be necessary for contracting and other arrangements with public agencies and private persons pursuant to section 6(a)(9) of the Inspector General Act of 1978, including a sum not to exceed \$50,000 for employment under 5 U.S.C. 3109; and including a sum not to exceed \$95,000 for certain confidential operational expenses including the payment of informants, to be expended under the direction of the Inspector General pursuant to Public Law 95-452 and section 1337 of Public Law 97-98: *Provided*, That funds transferred to the Office of the Inspector General through forfeiture proceedings or from the Department of Justice Assets Forfeiture Fund or the Department of the Treasury Forfeiture Fund, as a participating agency, as an equitable share from the forfeiture of property in investigations in which the Office of the Inspector General participates, or through the granting of a Petition for Remission or Mitigation, shall be deposited to the credit of this account for law enforcement activities authorized under the Inspector General Act of 1978, to remain available until expended.

OFFICE OF THE GENERAL COUNSEL

For necessary expenses of the Office of the General Counsel, \$28,524,000.

OFFICE OF THE UNDER SECRETARY FOR RESEARCH, EDUCATION AND ECONOMICS

For necessary salaries and expenses of the Office of the Under Secretary for Research, Education and Economics to administer the laws enacted by the Congress for the Economic Research Service, the National Agricultural Statistics Service, the Agricultural Research Service, and the Cooperative State

Research, Education, and Extension Service, \$540,000.

ECONOMIC RESEARCH SERVICE

For necessary expenses of the Economic Research Service in conducting economic research and analysis, as authorized by the Agricultural Marketing Act of 1946 (7 U.S.C. 1621-1627) and other laws, \$71,604,000: *Provided*, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225).

NATIONAL AGRICULTURAL STATISTICS SERVICE

For necessary expenses of the National Agricultural Statistics Service in conducting statistical reporting and service work, including crop and livestock estimates, statistical coordination and improvements, marketing surveys, and the Census of Agriculture, as authorized by the Agricultural Marketing Act of 1946 (7 U.S.C. 1621-1627) and other laws, \$118,048,000, of which up to \$36,327,000 shall be available until expended for the Census of Agriculture: *Provided*, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed \$40,000 shall be available for employment under 5 U.S.C. 3109: *Provided further*, That, notwithstanding any other provision of law, the Secretary of Agriculture shall conduct the 1997 Census of Agriculture, to the extent practicable, pursuant to the provisions of title 13, United States Code.

AGRICULTURAL RESEARCH SERVICE

For necessary expenses to enable the Agricultural Research Service to perform agricultural research and demonstration relating to production, utilization, marketing, and distribution (not otherwise provided for); home economics or nutrition and consumer use including the acquisition, preservation, and dissemination of agricultural information; and for acquisition of lands by donation, exchange, or purchase at a nominal cost not to exceed \$100, \$744,605,000: *Provided*, That appropriations hereunder shall be available for temporary employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed \$115,000 shall be available for employment under 5 U.S.C. 3109: *Provided further*, That appropriations hereunder shall be available for the operation and maintenance of aircraft and the purchase of not to exceed one for replacement only: *Provided further*, That appropriations hereunder shall be available pursuant to 7 U.S.C. 2250 for the construction, alteration, and repair of buildings and improvements, but unless otherwise provided, the cost of constructing any one building shall not exceed \$250,000, except for greenhouses or greenhouses which shall be limited to \$1,000,000, and except for ten buildings to be constructed or improved at a cost not to exceed \$500,000 each, and the cost of altering any one building during the fiscal year shall not exceed 10 percent of the current replacement value of the building or \$250,000, whichever is greater: *Provided further*, That the limitations on alterations contained in this Act shall not apply to modernization or replacement of existing facilities at Beltsville, Maryland: *Provided further*, That the foregoing limitations shall not apply to replacement of buildings needed to carry out the Act of April 24, 1948 (21 U.S.C. 113a): *Provided further*, That funds may be received from any State, other political subdivision, organization, or individual for the purpose of establishing or operating any research facility or research project of the Agricultural Research Service, as authorized by law: *Provided further*, That the item under the heading "AGRICULTURAL RESEARCH SERVICE" in title I of the Agriculture, Rural De-

velopment, Food and Drug Administration, and Related Agencies Appropriations Act, 1996 (Public Law 104-37; 109 Stat. 304), is amended by striking the penultimate proviso, relating to conveyance of the Pecan Genetics and Improvement Research Laboratory.

None of the funds in the foregoing paragraph shall be available to carry out research related to the production, processing or marketing of tobacco or tobacco products.

BUILDINGS AND FACILITIES

For acquisition of land, construction, repair, improvement, extension, alteration, and purchase of fixed equipment or facilities as necessary to carry out the agricultural research programs of the Department of Agriculture, where not otherwise provided, \$80,630,000, to remain available until expended (7 U.S.C. 2209b): *Provided*, That funds may be received from any State, other political subdivision, organization, or individual for the purpose of establishing any research facility of the Agricultural Research Service, as authorized by law.

COOPERATIVE STATE RESEARCH, EDUCATION, AND EXTENSION SERVICE

RESEARCH AND EDUCATION ACTIVITIES

For payments to agricultural experiment stations, for cooperative forestry and other research, for facilities, and for other expenses, including \$168,734,000 to carry into effect the provisions of the Hatch Act (7 U.S.C. 361a-i); \$20,497,000 for grants for cooperative forestry research (16 U.S.C. 582a-a7); \$27,735,000 for payments to the 1890 land-grant colleges, including Tuskegee University (7 U.S.C. 3222); \$51,495,000 for special grants for agricultural research (7 U.S.C. 450i(c)); \$15,048,000 for special grants for agricultural research on improved pest control (7 U.S.C. 450i(c)); \$97,200,000 for competitive research grants (7 U.S.C. 450i(b)); \$4,775,000 for the support of animal health and disease programs (7 U.S.C. 3195); \$650,000 for supplemental and alternative crops and products (7 U.S.C. 3319d); \$550,000 for grants for research pursuant to the Critical Agricultural Materials Act of 1984 (7 U.S.C. 178) and section 1472 of the Food and Agriculture Act of 1977 (7 U.S.C. 3318), to remain available until expended; \$3,000,000 for higher education graduate fellowships grants (7 U.S.C. 3152(b)(6)), to remain available until expended (7 U.S.C. 2209b); \$4,350,000 for higher education challenge grants (7 U.S.C. 3152(b)(1)); \$1,000,000 for a higher education minority scholars program (7 U.S.C. 3152(b)(5)), to remain available until expended (7 U.S.C. 2209b); \$2,500,000 for an education grants program for Hispanic-serving Institutions (7 U.S.C. 3241); \$4,000,000 for aquaculture grants (7 U.S.C. 3322); \$8,000,000 for sustainable agriculture research and education (7 U.S.C. 5811); \$9,200,000 for a program of capacity building grants (7 U.S.C. 3152(b)(4)) to colleges eligible to receive funds under the Act of August 30, 1890 (7 U.S.C. 321-326 and 328), including Tuskegee University, to remain available until expended (7 U.S.C. 2209b); \$1,450,000 for payments to the 1994 Institutions pursuant to section 534(a)(1) of Public Law 103-382; and \$11,226,000 for necessary expenses of Research and Education Activities, of which not to exceed \$100,000 shall be for employment under 5 U.S.C. 3109; in all, \$431,410,000.

None of the funds in the foregoing paragraph shall be available to carry out research related to the production, processing or marketing of tobacco or tobacco products.

NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

For establishment of a Native American institutions endowment fund, as authorized by Public Law 103-382 (7 U.S.C. 301 note), \$4,600,000.

EXTENSION ACTIVITIES

Payments to States, the District of Columbia, Puerto Rico, Guam, the Virgin Islands, Micronesia, Northern Marianas, and American Samoa: For payments for cooperative extension work under the Smith-Lever Act, to be distributed under sections 3(b) and 3(c) of said Act, and under section 208(c) of Public Law 93-471, for retirement and employees' compensation costs for extension agents and for costs of penalty mail for cooperative extension agents and State extension directors, \$268,493,000; payments for extension work at the 1994 Institutions under the Smith-Lever Act (7 U.S.C. 343(b)(3)), \$2,000,000; payments for the nutrition and family education program for low-income areas under section 3(d) of the Act, \$58,695,000; payments for the pest management program under section 3(d) of the Act, \$10,783,000; payments for the farm safety program under section 3(d) of the Act, \$2,855,000; payments for the pesticide impact assessment program under section 3(d) of the Act, \$3,214,000; payments to upgrade 1890 land-grant college research, extension, and teaching facilities as authorized by section 1447 of Public Law 95-113 (7 U.S.C. 3222b), \$7,549,000, to remain available until expended; payments for the rural development centers under section 3(d) of the Act, \$908,000; payments for a groundwater quality program under section 3(d) of the Act, \$9,061,000; payments for the agricultural telecommunications program, as authorized by Public Law 101-624 (7 U.S.C. 5926), \$900,000; payments for youth-at-risk programs under section 3(d) of the Act, \$9,554,000; payments for a food safety program under section 3(d) of the Act, \$2,365,000; payments for carrying out the provisions of the Renewable Resources Extension Act of 1978, \$3,192,000; payments for Indian reservation agents under section 3(d) of the Act, \$1,672,000; payments for sustainable agriculture programs under section 3(d) of the Act, \$3,309,000; payments for rural health and safety education as authorized by section 2390 of Public Law 101-624 (7 U.S.C. 2661 note, 2662), \$2,628,000; payments for cooperative extension work by the colleges receiving the benefits of the second Morrill Act (7 U.S.C. 321-326 and 328) and Tuskegee University, \$25,090,000; and for Federal administration and coordination including administration of the Smith-Lever Act, and the Act of September 29, 1977 (7 U.S.C. 341-349), and section 1361(c) of the Act of October 3, 1980 (7 U.S.C. 301 note), and to coordinate and provide program leadership for the extension work of the Department and the several States and insular possessions, \$11,108,000; in all, \$423,376,000: *Provided*, That funds hereby appropriated pursuant to section 3(c) of the Act of June 26, 1953, and section 506 of the Act of June 23, 1972, shall not be paid to any State, the District of Columbia, Puerto Rico, Guam, or the Virgin Islands, Micronesia, Northern Marianas, and American Samoa prior to availability of an equal sum from non-Federal sources for expenditure during the current fiscal year.

OFFICE OF THE ASSISTANT SECRETARY FOR MARKETING AND REGULATORY PROGRAMS

For necessary salaries and expenses of the Office of the Assistant Secretary for Marketing and Regulatory Programs to administer programs under the laws enacted by the Congress for the Animal and Plant Health Inspection Service, the Agricultural Marketing Service, and the Grain Inspection, Packers and Stockyards Administration, \$618,000.

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

SALARIES AND EXPENSES

(INCLUDING TRANSFERS OF FUNDS)

For expenses, not otherwise provided for, including those pursuant to the Act of Feb-

ruary 28, 1947 (21 U.S.C. 114b-c), necessary to prevent, control, and eradicate pests and plant and animal diseases; to carry out inspection, quarantine, and regulatory activities; to discharge the authorities of the Secretary of Agriculture under the Act of March 2, 1931 (46 Stat. 1468; 7 U.S.C. 426-426b); and to protect the environment, as authorized by law, \$426,282,000, of which \$4,500,000 shall be available for the control of outbreaks of insects, plant diseases, animal diseases and for control of pest animals and birds to the extent necessary to meet emergency conditions: *Provided*, That no funds shall be used to formulate or administer a brucellosis eradication program for the current fiscal year that does not require minimum matching by the States of at least 40 percent: *Provided further*, That this appropriation shall be available for field employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed \$40,000 shall be available for employment under 5 U.S.C. 3109: *Provided further*, That this appropriation shall be available for the operation and maintenance of aircraft and the purchase of not to exceed four, of which two shall be for replacement only: *Provided further*, That, in addition, in emergencies which threaten any segment of the agricultural production industry of this country, the Secretary may transfer from other appropriations or funds available to the agencies or corporations of the Department such sums as he may deem necessary, to be available only in such emergencies for the arrest and eradication of contagious or infectious disease or pests of animals, poultry, or plants, and for expenses in accordance with the Act of February 28, 1947, and section 102 of the Act of September 21, 1944, and any unexpended balances of funds transferred for such emergency purposes in the next preceding fiscal year shall be merged with such transferred amounts: *Provided further*, That appropriations hereunder shall be available pursuant to law (7 U.S.C. 2250) for the repair and alteration of leased buildings and improvements, but unless otherwise provided the cost of altering any one building during the fiscal year shall not exceed 10 percent of the current replacement value of the building.

In fiscal year 1998 the agency is authorized to collect fees to cover the total costs of providing technical assistance, goods, or services requested by States, other political subdivisions, domestic and international organizations, foreign governments, or individuals, provided that such fees are structured such that any entity's liability for such fees is reasonably based on the technical assistance, goods, or services provided to the entity by the agency, and such fees shall be credited to this account, to remain available until expended, without further appropriation, for providing such assistance, goods, or services.

Of the total amount available under this heading in fiscal year 1998, \$88,000,000 shall be derived from user fees deposited in the Agricultural Quarantine Inspection User Fee Account.

BUILDINGS AND FACILITIES

For plans, construction, repair, preventive maintenance, environmental support, improvement, extension, alteration, and purchase of fixed equipment or facilities, as authorized by 7 U.S.C. 2250, and acquisition of land as authorized by 7 U.S.C. 428a, \$4,200,000, to remain available until expended.

AGRICULTURAL MARKETING SERVICE

MARKETING SERVICES

For necessary expenses to carry on services related to consumer protection, agricultural marketing and distribution, transportation, and regulatory programs, as authorized by law, and for administration and co-

ordination of payments to States; including field employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed \$90,000 for employment under 5 U.S.C. 3109, \$46,592,000, including funds for the wholesale market development program for the design and development of wholesale and farmer market facilities for the major metropolitan areas of the country: *Provided*, That this appropriation shall be available pursuant to law (7 U.S.C. 2250) for the alteration and repair of buildings and improvements, but the cost of altering any one building during the fiscal year shall not exceed 10 percent of the current replacement value of the building.

Fees may be collected for the cost of standardization activities, as established by regulation pursuant to law (31 U.S.C. 9701).

LIMITATION ON ADMINISTRATIVE EXPENSES

Not to exceed \$59,521,000 (from fees collected) shall be obligated during the current fiscal year for administrative expenses: *Provided*, That if crop size is understated and/or other uncontrollable events occur, the agency may exceed this limitation by up to 10 percent with notification to the Appropriations Committees.

FUNDS FOR STRENGTHENING MARKETS, INCOME, AND SUPPLY (SECTION 32)

(INCLUDING TRANSFERS OF FUNDS)

Funds available under section 32 of the Act of August 24, 1935 (7 U.S.C. 612c) shall be used only for commodity program expenses as authorized therein, and other related operating expenses, except for: (1) transfers to the Department of Commerce as authorized by the Fish and Wildlife Act of August 8, 1956; (2) transfers otherwise provided in this Act; and (3) not more than \$10,690,000 for formulation and administration of marketing agreements and orders pursuant to the Agricultural Marketing Agreement Act of 1937, and the Agricultural Act of 1961.

PAYMENTS TO STATES AND POSSESSIONS

For payments to departments of agriculture, bureaus and departments of markets, and similar agencies for marketing activities under section 204(b) of the Agricultural Marketing Act of 1946 (7 U.S.C. 1623(b)), \$1,200,000.

GRAIN INSPECTION, PACKERS AND STOCKYARDS ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses to carry out the provisions of the United States Grain Standards Act, for the administration of the Packers and Stockyards Act, for certifying procedures used to protect purchasers of farm products, and the standardization activities related to grain under the Agricultural Marketing Act of 1946, including field employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed \$25,000 for employment under 5 U.S.C. 3109, \$23,928,000: *Provided*, That this appropriation shall be available pursuant to law (7 U.S.C. 2250) for the alteration and repair of buildings and improvements, but the cost of altering any one building during the fiscal year shall not exceed 10 percent of the current replacement value of the building.

INSPECTION AND WEIGHING SERVICES

LIMITATION ON INSPECTION AND WEIGHING SERVICE EXPENSES

Not to exceed \$43,092,000 (from fees collected) shall be obligated during the current fiscal year for inspection and weighing services: *Provided*, That if grain export activities require additional supervision and oversight, or other uncontrollable factors occur, this limitation may be exceeded by up to 10 percent with notification to the Appropriations Committees.

OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

For necessary salaries and expenses of the Office of the Under Secretary for Food Safety to administer the laws enacted by the Congress for the Food Safety and Inspection Service, \$446,000.

FOOD SAFETY AND INSPECTION SERVICE

For necessary expenses to carry on services authorized by the Federal Meat Inspection Act, the Poultry Products Inspection Act, and the Egg Products Inspection Act, \$589,263,000, of which \$5,000,000 shall be available for obligation only after promulgation of a final rule to implement the provisions of subsection (e) of section 5 of the Egg Products Inspection Act (21 U.S.C. 1034(e)), and in addition, \$1,000,000 may be credited to this account from fees collected for the cost of laboratory accreditation as authorized by section 1017 of Public Law 102-237: *Provided*, That this appropriation shall not be available for shell egg surveillance under section 5(d) of the Egg Products Inspection Act (21 U.S.C. 1034(d)): *Provided further*, That this appropriation shall be available for field employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed \$75,000 shall be available for employment under 5 U.S.C. 3109: *Provided further*, That this appropriation shall be available pursuant to law (7 U.S.C. 2250) for the alteration and repair of buildings and improvements, but the cost of altering any one building during the fiscal year shall not exceed 10 percent of the current replacement value of the building.

OFFICE OF THE UNDER SECRETARY FOR FARM AND FOREIGN AGRICULTURAL SERVICES

For necessary salaries and expenses of the Office of the Under Secretary for Farm and Foreign Agricultural Services to administer the laws enacted by Congress for the Farm Service Agency, the Foreign Agricultural Service, the Risk Management Agency, and the Commodity Credit Corporation, \$572,000.

FARM SERVICE AGENCY

SALARIES AND EXPENSES

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses for carrying out the administration and implementation of programs administered by the Farm Service Agency, \$700,659,000: *Provided*, That the Secretary is authorized to use the services, facilities, and authorities (but not the funds) of the Commodity Credit Corporation to make program payments for all programs administered by the Agency: *Provided further*, That other funds made available to the Agency for authorized activities may be advanced to and merged with this account: *Provided further*, That these funds shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed \$1,000,000 shall be available for employment under 5 U.S.C. 3109.

STATE MEDIATION GRANTS

For grants pursuant to section 502(b) of the Agricultural Credit Act of 1987 (7 U.S.C. 5101-5106), \$2,000,000.

DAIRY INDEMNITY PROGRAM

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses involved in making indemnity payments to dairy farmers for milk or cows producing such milk and manufacturers of dairy products who have been directed to remove their milk or dairy products from commercial markets because it contained residues of chemicals registered and approved for use by the Federal Government, and in making indemnity payments for milk, or cows producing such milk, at a fair market value to any dairy farmer who is directed to remove his milk from commer-

cial markets because of (1) the presence of products of nuclear radiation or fallout if such contamination is not due to the fault of the farmer, or (2) residues of chemicals or toxic substances not included under the first sentence of the Act of August 13, 1968 (7 U.S.C. 450j), if such chemicals or toxic substances were not used in a manner contrary to applicable regulations or labeling instructions provided at the time of use and the contamination is not due to the fault of the farmer, \$550,000, to remain available until expended (7 U.S.C. 2209b): *Provided*, That none of the funds contained in this Act shall be used to make indemnity payments to any farmer whose milk was removed from commercial markets as a result of his willful failure to follow procedures prescribed by the Federal Government: *Provided further*, That this amount shall be transferred to the Commodity Credit Corporation: *Provided further*, That the Secretary is authorized to utilize the services, facilities, and authorities of the Commodity Credit Corporation for the purpose of making dairy indemnity disbursements.

AGRICULTURAL CREDIT INSURANCE FUND PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For gross obligations for the principal amount of direct and guaranteed loans as authorized by 7 U.S.C. 1928-1929, to be available from funds in the Agricultural Credit Insurance Fund, as follows: farm ownership loans, \$460,000,000 of which \$400,000,000 shall be for guaranteed loans; operating loans, \$2,395,000,000 of which \$1,700,000,000 shall be for unsubsidized guaranteed loans and \$200,000,000 shall be for subsidized guaranteed loans; Indian tribe land acquisition loans as authorized by 25 U.S.C. 488, \$1,000,000; for emergency insured loans, \$25,000,000 to meet the needs resulting from natural disasters; for boll weevil eradication program loans as authorized by 7 U.S.C. 1989, \$34,653,000; and for credit sales of acquired property, \$25,000,000.

For the cost of direct and guaranteed loans, including the cost of modifying loans as defined in section 502 of the Congressional Budget Act of 1974, as follows: farm ownership loans, \$21,380,000 of which \$15,440,000 shall be for guaranteed loans; operating loans, \$71,394,000 of which \$19,890,000 shall be for unsubsidized guaranteed loans and \$19,280,000 shall be for subsidized guaranteed loans; Indian tribe land acquisition loans as authorized by 25 U.S.C. 488, \$132,000; for emergency insured loans, \$6,008,000 to meet the needs resulting from natural disasters; for boll weevil eradication program loans as authorized by 7 U.S.C. 1989, \$250,000; and for credit sales of acquired property, \$3,255,000.

In addition, for administrative expenses necessary to carry out the direct and guaranteed loan programs, \$219,861,000 of which \$209,861,000 shall be transferred to and merged with the "Farm Service Agency, Salaries and Expenses" account.

RISK MANAGEMENT AGENCY

For administrative and operating expenses, as authorized by the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 6933), \$64,000,000: *Provided*, That not to exceed \$700 shall be available for official reception and representation expenses, as authorized by 7 U.S.C. 1506(i). In addition, notwithstanding the provisions of section 516(a)(1)(B) of the Federal Crop Insurance Act (7 U.S.C. 1516(a)(1)(B)), for discretionary expenses, \$188,571,000 for the payment of administrative and operating expenses of approved insurance providers.

CORPORATIONS

The following corporations and agencies are hereby authorized to make expenditures, within the limits of funds and borrowing au-

thority available to each such corporation or agency and in accord with law, and to make contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act as may be necessary in carrying out the programs set forth in the budget for the current fiscal year for such corporation or agency, except as hereinafter provided.

FEDERAL CROP INSURANCE CORPORATION FUND

For payments as authorized by section 516 of the Federal Crop Insurance Act, such sums as may be necessary, to remain available until expended (7 U.S.C. 2209b).

COMMODITY CREDIT CORPORATION FUND

REIMBURSEMENT FOR NET REALIZED LOSSES

For fiscal year 1998, such sums as may be necessary to reimburse the Commodity Credit Corporation for net realized losses sustained, but not previously reimbursed (estimated to be \$783,507,000 in the President's fiscal year 1998 Budget Request (H. Doc. 105-3)), but not to exceed \$783,507,000, pursuant to section 2 of the Act of August 17, 1961 (15 U.S.C. 713a-11).

OPERATIONS AND MAINTENANCE FOR HAZARDOUS WASTE MANAGEMENT

For fiscal year 1998, the Commodity Credit Corporation shall not expend more than \$5,000,000 for expenses to comply with the requirement of section 107(g) of the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. 9607(g), and section 6001 of the Resource Conservation and Recovery Act, 42 U.S.C. 6961: Provided, That expenses shall be for operations and maintenance costs only and that other hazardous waste management costs shall be paid for by the USDA Hazardous Waste Management appropriation in this Act.

TITLE II

CONSERVATION PROGRAMS

OFFICE OF THE UNDER SECRETARY FOR NATURAL RESOURCES AND ENVIRONMENT

For necessary salaries and expenses of the Office of the Under Secretary for Natural Resources and Environment to administer the laws enacted by the Congress for the Forest Service and the Natural Resources Conservation Service, \$693,000.

NATURAL RESOURCES CONSERVATION SERVICE CONSERVATION OPERATIONS

For necessary expenses for carrying out the provisions of the Act of April 27, 1935 (16 U.S.C. 590a-f) including preparation of conservation plans and establishment of measures to conserve soil and water (including farm irrigation and land drainage and such special measures for soil and water management as may be necessary to prevent floods and the siltation of reservoirs and to control agricultural related pollutants); operation of conservation plant materials centers; classification and mapping of soil; dissemination of information; acquisition of lands, water, and interests therein for use in the plant materials program by donation, exchange, or purchase at a nominal cost not to exceed \$100 pursuant to the Act of August 3, 1956 (7 U.S.C. 428a); purchase and erection or alteration or improvement of permanent and temporary buildings; and operation and maintenance of aircraft, \$633,231,000, to remain available until expended (7 U.S.C. 2209b), of which not less than \$5,835,000 is for snow survey and water forecasting and not less than \$8,825,000 is for operation and establishment of the plant materials centers: Provided, That appropriations hereunder shall be available pursuant to 7 U.S.C. 2250 for construction and improvement of buildings and public improvements at plant materials centers, except that the cost of alterations and improvements to other buildings and other

public improvements shall not exceed \$250,000: Provided further, That when buildings or other structures are erected on non-Federal land, that the right to use such land is obtained as provided in 7 U.S.C. 2250a: Provided further, That this appropriation shall be available for technical assistance and related expenses to carry out programs authorized by section 202(c) of title II of the Colorado River Basin Salinity Control Act of 1974 (43 U.S.C. 1592(c)): Provided further, That no part of this appropriation may be expended for soil and water conservation operations under the Act of April 27, 1935 (16 U.S.C. 590a-f) in demonstration projects: Provided further, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225) and not to exceed \$25,000 shall be available for employment under 5 U.S.C. 3109: Provided further, That qualified local engineers may be temporarily employed at per diem rates to perform the technical planning work of the Service (16 U.S.C. 590e-2): Provided further, That the Secretary is authorized to transfer ownership of land, buildings and related improvements of the plant materials facilities located at Bow, Washington, to the Skagit Conservation District.

WATERSHED SURVEYS AND PLANNING

For necessary expenses to conduct research, investigation, and surveys of watersheds of rivers and other waterways, and for small watershed investigations and planning, in accordance with the Watershed Protection and Flood Prevention Act approved August 4, 1954 (16 U.S.C. 1001-1009), \$11,190,000: Provided, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed \$110,000 shall be available for employment under 5 U.S.C. 3109.

WATERSHED AND FLOOD PREVENTION OPERATIONS

For necessary expenses to carry out preventive measures, including but not limited to research, engineering operations, methods of cultivation, the growing of vegetation, rehabilitation of existing works and changes in use of land, in accordance with the Watershed Protection and Flood Prevention Act approved August 4, 1954 (16 U.S.C. 1001-1005, 1007-1009), the provisions of the Act of April 27, 1935 (16 U.S.C. 590a-f), and in accordance with the provisions of laws relating to the activities of the Department, \$101,036,000, to remain available until expended (7 U.S.C. 2209b) (of which up to \$15,000,000 may be available for the watersheds authorized under the Flood Control Act approved June 22, 1936 (33 U.S.C. 701, 16 U.S.C. 1006a): *Provided*, That not to exceed \$50,000,000 of this appropriation shall be available for technical assistance: *Provided further*, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed \$200,000 shall be available for employment under 5 U.S.C. 3109: *Provided further*, That not to exceed \$1,000,000 of this appropriation is available to carry out the purposes of the Endangered Species Act of 1973 (Public Law 93-205), including cooperative efforts as contemplated by that Act to relocate endangered or threatened species to other suitable habitats as may be necessary to expedite project construction.

RESOURCE CONSERVATION AND DEVELOPMENT

For necessary expenses in planning and carrying out projects for resource conservation and development and for sound land use pursuant to the provisions of section 32(e) of title III of the Bankhead-Jones Farm Tenant Act (7 U.S.C. 1010-1011; 76 Stat. 607), the Act

of April 27, 1935 (16 U.S.C. 590a-f), and the Agriculture and Food Act of 1981 (16 U.S.C. 3451-3461), \$34,377,000, to remain available until expended (7 U.S.C. 2209b): *Provided*, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed \$50,000 shall be available for employment under 5 U.S.C. 3109.

FORESTRY INCENTIVES PROGRAM

For necessary expenses, not otherwise provided for, to carry out the program of forestry incentives, as authorized in the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2101), including technical assistance and related expenses, \$6,325,000, to remain available until expended, as authorized by that Act.

OUTREACH FOR SOCIALLY DISADVANTAGED FARMERS

For grants and contracts pursuant to section 2501 of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 2279), \$3,000,000, to remain available until expended.

TITLE III RURAL ECONOMIC AND COMMUNITY DEVELOPMENT PROGRAMS OFFICE OF THE UNDER SECRETARY FOR RURAL DEVELOPMENT

For necessary salaries and expenses of the Office of the Under Secretary for Rural Development to administer programs under the laws enacted by the Congress for the Rural Housing Service, the Rural Business-Cooperative Service, and the Rural Utilities Service of the Department of Agriculture, \$588,000.

RURAL COMMUNITY ADVANCEMENT PROGRAM

(INCLUDING TRANSFERS OF FUNDS)

For the cost of direct loans, loan guarantees, and grants, as authorized by 7 U.S.C. 1926, 1926a, 1926c, and 1932, except for sections 381 E-H, 381N, and 381O of the Consolidated Farm and Rural Development Act (7 U.S.C. 2009f), \$652,197,000, to remain available until expended, of which \$27,062,000 shall be for rural community programs described in section 381E(d)(1) of the Consolidated Farm and Rural Development Act; of which \$577,242,000 shall be for the rural utilities programs described in section 381E(d)(2) of such Act; and of which \$47,893,000 shall be for the rural business and cooperative development programs described in section 381E(d)(3) of such Act: *Provided*, That section 381E(d)(3)(B) of such Act is amended by inserting after the phrase, "business and industry", the words, "direct and": *Provided further*, That of the amount appropriated for the rural business and cooperative development programs, not to exceed \$500,000 shall be made available for a grant to a qualified national organization to provide technical assistance for rural transportation in order to promote economic development: *Provided further*, That of the amount appropriated for rural utilities programs, not to exceed \$20,000,000 shall be for water and waste disposal systems to benefit the Colonias along the United States/Mexico border, including grants pursuant to section 306C of such Act; not to exceed \$15,000,000 shall be for water and waste disposal systems for rural and native villages in Alaska pursuant to section 306D of such Act; not to exceed \$15,000,000 shall be for technical assistance grants for rural waste systems pursuant to section 306(a)(14) of such Act; and not to exceed \$5,200,000 shall be for contracting with qualified national organizations for a circuit rider program to provide technical assistance for rural water systems: *Provided further*, That of the total amounts appropriated, not to exceed \$20,048,000 shall be available through June 30, 1998, for empowerment zones and enterprise communities, as authorized by Public Law 103-66, of which \$1,200,000 shall be for rural community pro-

grams described in section 381E(d)(1) of such Act; of which \$18,700,000 shall be for the rural utilities programs described in section 381E(d)(2) of such Act; of which \$148,000 shall be for the rural business and cooperative development programs described in section 381E(d)(3) of such Act: *Provided further*, That any obligated and unobligated balances available for prior years for the "Rural Water and Waste Disposal Grants," "Rural Water and Waste Disposal Loans Program Account," "Emergency Community Water Assistance Grants," "Solid Waste Management Grants," the community facility grant program in the "Rural Housing Assistance Program" Account, "Community Facility Loans Program Account," "Rural Business Enterprise Grants," "Rural Business and Industry Loans Program Account," and "Local Technical Assistance and Planning Grants" shall be transferred to and merged with this account.

RURAL HOUSING SERVICE

RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For gross obligations for the principal amount of direct and guaranteed loans as authorized by title V of the Housing Act of 1949, to be available from funds in the rural housing insurance fund, as follows: \$4,000,000,000 for loans to section 502 borrowers, as determined by the Secretary, of which \$3,000,000,000 shall be for unsubsidized guaranteed loans; \$30,000,000 for section 504 housing repair loans; \$19,700,000 for section 538 guaranteed multi-family housing loans; \$15,000,000 for section 514 farm labor housing; \$128,640,000 for section 515 rental housing; \$600,000 for section 524 site loans; \$25,000,000 for credit sales of acquired property; and \$587,000 for section 523 self-help housing land development loans.

For the cost of direct and guaranteed loans, including the cost of modifying loans, as defined in section 502 of the Congressional Budget Act of 1974, as follows: section 502 loans, \$135,000,000, of which \$6,900,000 shall be for unsubsidized guaranteed loans; section 504 housing repair loans, \$10,300,000; section 538 multi-family housing guaranteed loans, \$1,200,000; section 514 farm labor housing, \$7,388,000; section 515 rental housing, \$68,745,000; credit sales of acquired property, \$3,492,000; and section 523 self-help housing land development loans, \$17,000.

In addition, for administrative expenses necessary to carry out the direct and guaranteed loan programs, \$354,785,000, which shall be transferred to and merged with the appropriation for "Rural Housing Service, Salaries and Expenses".

RENTAL ASSISTANCE PROGRAM

For rental assistance agreements entered into or renewed pursuant to the authority under section 521(a)(2) or agreements entered into in lieu of debt forgiveness or payments for eligible households as authorized by section 502(c)(5)(D) of the Housing Act of 1949, \$541,397,000; and in addition such sums as may be necessary, as authorized by section 521(c) of the Act, to liquidate debt incurred prior to fiscal year 1992 to carry out the rental assistance program under section 521(a)(2) of the Act: *Provided*, That of this amount not more than \$5,900,000 shall be available for debt forgiveness or payments for eligible households as authorized by section 502(c)(5)(D) of the Act, and not to exceed \$10,000 per project for advances to nonprofit organizations or public agencies to cover direct costs (other than purchase price) incurred in purchasing projects pursuant to section 502(c)(5)(C) of the Act: *Provided further*, That agreements entered into or renewed during fiscal year 1998 shall be funded for a five-year period, although the life of

any such agreement may be extended to fully utilize amounts obligated.

MUTUAL AND SELF-HELP HOUSING GRANTS

For grants and contracts pursuant to section 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C. 1490c), \$26,000,000, to remain available until expended (7 U.S.C. 2209b).

RURAL COMMUNITY FIRE PROTECTION GRANTS

For grants pursuant to section 7 of the Cooperative Forestry Assistance Act of 1978 (Public Law 95-313), \$2,000,000 to fund up to 50 percent of the cost of organizing, training, and equipping rural volunteer fire departments.

RURAL HOUSING ASSISTANCE GRANTS

(INCLUDING TRANSFER OF FUNDS)

For grants and contracts for housing for domestic farm labor, very low-income housing repair, supervisory and technical assistance, compensation for construction defects, and rural housing preservation made by the Rural Housing Service as authorized by 42 U.S.C. 1474, 1479(c), 1486, 1490c, 1490e, and 1490m, \$45,720,000, to remain available until expended: *Provided*, That any obligated and unobligated balances available from prior years in "Rural Housing for Domestic Farm Labor," "Supervisory and Technical Assistance Grants," "Very Low-Income Housing Repair Grants," "Compensation for Construction Defects," and "Rural Housing Preservation Grants" shall be transferred to and merged with this account: *Provided further*, That of the total amount appropriated, \$1,200,000 shall be for empowerment zones and enterprise communities, as authorized by Public Law 103-66: *Provided further*, That if such funds are not obligated for empowerment zones and enterprise communities by June 30, 1998, they shall remain available for other authorized purposes under this head.

SALARIES AND EXPENSES

For necessary expenses of the Rural Housing Service, including administering the programs authorized by the Consolidated Farm and Rural Development Act, title V of the Housing Act of 1949, and cooperative agreements, \$58,804,000: *Provided*, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed \$520,000 may be used for employment under 5 U.S.C. 3109.

RURAL BUSINESS-COOPERATIVE SERVICE

RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For the cost of direct loans, \$16,888,000, as authorized by the Rural Development Loan Fund (42 U.S.C. 9812(a)): *Provided*, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974: *Provided further*, That these funds are available to subsidize gross obligations for the principal amount of direct loans of \$35,000,000: *Provided further*, That through June 30, 1998, of the total amount appropriated, \$3,345,000 shall be available for the cost of direct loans for empowerment zones and enterprise communities, as authorized by title XIII of the Omnibus Budget Reconciliation Act of 1993, to subsidize gross obligations for the principal amount of direct loans, \$7,246,000.

In addition, for administrative expenses to carry out the direct loan programs, \$3,482,000 shall be transferred to and merged with the appropriation for "Rural Business-Cooperative Service, Salaries and Expenses".

RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For the principal amount of direct loans, as authorized under section 313 of the Rural Electrification Act, for the purpose of pro-

moting rural economic development and job creation projects, \$25,000,000.

For the cost of direct loans, including the cost of modifying loans as defined in section 502 of the Congressional Budget Act of 1974, \$5,978,000.

Of the funds derived from interest on the cushion of credit payments in fiscal year 1998, as authorized by section 313 of the Rural Electrification Act of 1936, \$5,978,000 shall not be obligated and \$5,978,000 are rescinded.

ALTERNATIVE AGRICULTURAL RESEARCH AND COMMERCIALIZATION REVOLVING FUND

For necessary expenses to carry out the Alternative Agricultural Research and Commercialization Act of 1990 (7 U.S.C. 5901-5908), \$7,000,000 are appropriated to the alternative agricultural research and commercialization corporation revolving fund.

RURAL COOPERATIVE DEVELOPMENT GRANTS

For rural cooperative development grants authorized under section 310B(e) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1932), \$3,000,000, of which up to \$1,300,000 may be available for cooperative agreements for the appropriate technology transfer for rural areas program.

SALARIES AND EXPENSES

For necessary expenses of the Rural Business-Cooperative Service, including administering the programs authorized by the Consolidated Farm and Rural Development Act; section 1323 of the Food Security Act of 1985; the Cooperative Marketing Act of 1926; for activities relating to the marketing aspects of cooperatives, including economic research findings, as authorized by the Agricultural Marketing Act of 1946; for activities with institutions concerning the development and operation of agricultural cooperatives; and for cooperative agreements; \$25,680,000: *Provided*, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed \$260,000 may be used for employment under 5 U.S.C. 3109.

RURAL UTILITIES SERVICE

RURAL ELECTRIFICATION AND TELECOMMUNICATIONS LOANS PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

Insured loans pursuant to the authority of section 305 of the Rural Electrification Act of 1936 (7 U.S.C. 935), shall be made as follows: 5 percent rural electrification loans, \$125,000,000; 5 percent rural telecommunications loans, \$75,000,000; cost of money rural telecommunications loans, \$300,000,000; municipal rate rural electric loans, \$500,000,000; and loans made pursuant to section 306 of that Act, rural electric, \$300,000,000 and rural telecommunications, \$120,000,000, to remain available until expended.

For the cost, as defined in section 502 of the Congressional Budget Act of 1974, including the cost of modifying loans, of direct and guaranteed loans authorized by the Rural Electrification Act of 1936 (7 U.S.C. 935 and 936), as follows: cost of direct loans, \$12,265,000; cost of municipal rate loans, \$21,100,000; cost of money rural telecommunications loans, \$60,000; cost of loans guaranteed pursuant to section 306, \$2,760,000: *Provided*, That notwithstanding section 305(d)(2) of the Rural Electrification Act of 1936, borrower interest rates may exceed 7 percent per year.

In addition, for administrative expenses necessary to carry out the direct and guaranteed loan programs, \$29,982,000, which shall be transferred to and merged with the appropriation for "Rural Utilities Service, Salaries and Expenses".

RURAL TELEPHONE BANK PROGRAM ACCOUNT
(INCLUDING TRANSFERS OF FUNDS)

The Rural Telephone Bank is hereby authorized to make such expenditures, within the limits of funds available to such corporation in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as may be necessary in carrying out its authorized programs for the current fiscal year. During fiscal year 1998 and within the resources and authority available, gross obligations for the principal amount of direct loans shall be \$175,000,000.

For the cost, as defined in section 502 of the Congressional Budget Act of 1974, including the cost of modifying loans, of direct loans authorized by the Rural Electrification Act of 1936 (7 U.S.C. 935), \$3,710,000.

In addition, for administrative expenses necessary to carry out the loan programs, \$3,000,000, which shall be transferred to and merged with the appropriation for "Rural Utilities Service, Salaries and Expenses".

DISTANCE LEARNING AND MEDICAL LINK
PROGRAM

For the cost of direct loans and grants, as authorized by 7 U.S.C. 950aaa et seq., \$12,530,000, to remain available until expended, to be available for loans and grants for telemedicine and distance learning services in rural areas: *Provided*, That the costs of direct loans shall be as defined in section 502 of the Congressional Budget Act of 1974.

SALARIES AND EXPENSES

For necessary expenses of the Rural Utilities Service, including administering the programs authorized by the Rural Electrification Act of 1936, and the Consolidated Farm and Rural Development Act, and for cooperative agreements, \$33,000,000: *Provided*, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed \$105,000 may be used for employment under 5 U.S.C. 3109.

TITLE IV

DOMESTIC FOOD PROGRAMS

OFFICE OF THE UNDER SECRETARY FOR FOOD,
NUTRITION AND CONSUMER SERVICES

For necessary salaries and expenses of the Office of the Under Secretary for Food, Nutrition and Consumer Services to administer the laws enacted by the Congress for the Food and Consumer Service, \$554,000.

CHILD NUTRITION PROGRAMS
(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses to carry out the National School Lunch Act (42 U.S.C. 1751 et seq.), except section 21, and the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.), except sections 17 and 21; \$7,767,816,000, to remain available through September 30, 1999, of which \$2,616,425,000 is hereby appropriated and \$5,151,391,000 shall be derived by transfer from funds available under section 32 of the Act of August 24, 1935 (7 U.S.C. 612c): *Provided*, That none of the funds made available under this heading shall be used for studies and evaluations: *Provided further*, That up to \$4,124,000 shall be available for independent verification of school food service claims.

SPECIAL SUPPLEMENTAL NUTRITION PROGRAM
FOR WOMEN, INFANTS, AND CHILDREN (WIC)

For necessary expenses to carry out the special supplemental nutrition program as authorized by section 17 of the Child Nutrition Act of 1966 (42 U.S.C. 1786), \$3,924,000,000, to remain available through September 30, 1999: *Provided*, That none of the funds made available under this heading shall be used for studies and evaluations: *Provided further*, That up to \$12,000,000 may be used to carry out the farmers' market nutrition program

from any funds not needed to maintain current caseload levels: *Provided further*, That notwithstanding sections 17 (g), (h), and (i) of such Act, the Secretary shall adjust fiscal year 1998 State allocations to reflect food funds available to the State from fiscal year 1997 under sections 17(i)(3)(A)(ii) and 17(i)(3)(D): *Provided further*, That the Secretary shall allocate funds recovered from fiscal year 1997 first to States to maintain stability funding levels, as defined by regulations promulgated under section 17(g), and then to give first priority for the allocation of any remaining funds to States whose funding is less than their fair share of funds, as defined by regulations promulgated under section 17(g): *Provided further*, That none of the funds in this Act shall be available to pay administrative expenses of WIC clinics except those that have an announced policy of prohibiting smoking within the space used to carry out the program: *Provided further*, That none of the funds provided in this account shall be available for the purchase of infant formula except in accordance with the cost containment and competitive bidding requirements specified in section 17 of the Child Nutrition Act of 1966: *Provided further*, That State agencies required to procure infant formula using a competitive bidding system may use funds appropriated by this Act to purchase infant formula under a cost containment contract entered into after September 30, 1996, only if the contract was awarded to the bidder offering the lowest net price, as defined by section 17(b)(20) of the Child Nutrition Act of 1966, unless the State agency demonstrates to the satisfaction of the Secretary that the weighted average retail price for different brands of infant formula in the State does not vary by more than five percent.

FOOD STAMP PROGRAM

For necessary expenses to carry out the Food Stamp Act (7 U.S.C. 2011 et seq.), \$25,140,479,000, of which \$100,000,000 shall be placed in reserve for use only in such amounts and at such times as may become necessary to carry out program operations: *Provided*, That funds provided herein shall be expended in accordance with section 16 of the Food Stamp Act: *Provided further*, That this appropriation shall be subject to any work registration or workfare requirements as may be required by law.

COMMODITY ASSISTANCE PROGRAM

For necessary expenses to carry out the commodity supplemental food program as authorized by section 4(a) of the Agriculture and Consumer Protection Act of 1973 (7 U.S.C. 612c note) and for administrative expenses pursuant to section 204 of the Emergency Food Assistance Act of 1983, \$141,000,000, to remain available through September 30, 1999: *Provided*, That none of these funds shall be available to reimburse the Commodity Credit Corporation for commodities donated to the program.

FOOD DONATIONS PROGRAMS FOR SELECTED
GROUPS

For necessary expenses to carry out section 4(a) of the Agriculture and Consumer Protection Act of 1973 (7 U.S.C. 612c note), and section 311 of the Older Americans Act of 1965 (42 U.S.C. 3030a), \$141,165,000, to remain available through September 30, 1999.

FOOD PROGRAM ADMINISTRATION

For necessary administrative expenses of the domestic food programs funded under this Act, \$107,619,000, of which \$5,000,000 shall be available only for simplifying procedures, reducing overhead costs, tightening regulations, improving food stamp coupon handling, and assistance in the prevention, identification, and prosecution of fraud and other violations of law: *Provided*, That this appropriation shall be available for employment

pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed \$150,000 shall be available for employment under 5 U.S.C. 3109.

TITLE V

FOREIGN ASSISTANCE AND RELATED
PROGRAMS

FOREIGN AGRICULTURAL SERVICE AND GENERAL
SALES MANAGER

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Foreign Agricultural Service, including carrying out title VI of the Agricultural Act of 1954 (7 U.S.C. 1761-1768), market development activities abroad, and for enabling the Secretary to coordinate and integrate activities of the Department in connection with foreign agricultural work, including not to exceed \$128,000 for representation allowances and for expenses pursuant to section 8 of the Act approved August 3, 1956 (7 U.S.C. 1766), \$135,561,000, of which \$3,231,000 may be transferred from the Export Loan Program account in this Act, and \$1,035,000 may be transferred from the Public Law 480 program account in this Act: *Provided*, That the Service may utilize advances of funds, or reimburse this appropriation for expenditures made on behalf of Federal agencies, public and private organizations and institutions under agreements executed pursuant to the agricultural food production assistance programs (7 U.S.C. 1736) and the foreign assistance programs of the International Development Cooperation Administration (22 U.S.C. 2392).

None of the funds in the foregoing paragraph shall be available to promote the sale or export of tobacco or tobacco products.

PUBLIC LAW 480 PROGRAM AND GRANT ACCOUNTS
(INCLUDING TRANSFERS OF FUNDS)

For expenses during the current fiscal year, not otherwise recoverable, and unrecovered prior years' costs, including interest thereon, under the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1691, 1701-1715, 1721-1726, 1727-1727f, and 1731-1736g), as follows: (1) \$226,900,000 for Public Law 480 title I credit, including Food for Progress programs; (2) \$17,608,000 is hereby appropriated for ocean freight differential costs for the shipment of agricultural commodities pursuant to title I of said Act and the Food for Progress Act of 1985; (3) \$837,000,000 is hereby appropriated for commodities supplied in connection with dispositions abroad pursuant to title II of said Act; and (4) \$30,000,000 is hereby appropriated for commodities supplied in connection with dispositions abroad pursuant to title III of said Act: *Provided*, That not to exceed 15 percent of the funds made available to carry out any title of said Act may be used to carry out any other title of said Act: *Provided further*, That such sums shall remain available until expended (7 U.S.C. 2209b).

For the cost, as defined in section 502 of the Congressional Budget Act of 1974, of direct credit agreements as authorized by the Agricultural Trade Development and Assistance Act of 1954, and the Food for Progress Act of 1985, including the cost of modifying credit agreements under said Act, \$176,596,000.

In addition, for administrative expenses to carry out the Public Law 480 title I credit program, and the Food for Progress Act of 1985, to the extent funds appropriated for Public Law 480 are utilized, \$1,850,000.

COMMODITY CREDIT CORPORATION EXPORT
LOANS PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For administrative expenses to carry out the Commodity Credit Corporation's export guarantee program, GSM 102 and GSM 103,

\$3,820,000; to cover common overhead expenses as permitted by section 11 of the Commodity Credit Corporation Charter Act and in conformity with the Federal Credit Reform Act of 1990, of which not to exceed \$3,231,000 may be transferred to and merged with the appropriation for the salaries and expenses of the Foreign Agricultural Service, and of which not to exceed \$589,000 may be transferred to and merged with the appropriation for the salaries and expenses of the Farm Service Agency.

EXPORT CREDIT

The Commodity Credit Corporation shall make available not less than \$5,500,000,000 in credit guarantees under its export credit guarantee program extended to finance the export sales of United States agricultural commodities and the products thereof, as authorized by section 202(a) and (b) of the Agricultural Trade Act of 1978 (7 U.S.C. 5641).

EMERGING MARKETS EXPORT CREDIT

The Commodity Credit Corporation shall make available not less than \$200,000,000 in credit guarantees under its export guarantee program for credit expended to finance the export sales of United States agricultural commodities and the products thereof to emerging markets, as authorized by section 1542 of Public Law 101-624 (7 U.S.C. 5622 note).

TITLE VI

RELATED AGENCIES AND FOOD AND DRUG ADMINISTRATION DEPARTMENT OF HEALTH AND HUMAN SERVICES

FOOD AND DRUG ADMINISTRATION SALARIES AND EXPENSES

For necessary expenses of the Food and Drug Administration, including hire and purchase of passenger motor vehicles; for rental of special purpose space in the District of Columbia or elsewhere; and for miscellaneous and emergency expenses of enforcement activities, authorized and approved by the Secretary and to be accounted for solely on the Secretary's certificate, not to exceed \$25,000; \$948,705,000, of which not to exceed \$91,204,000 in fees pursuant to section 736 of the Federal Food, Drug, and Cosmetic Act may be credited to this appropriation and remain available until expended: *Provided*, That fees derived from applications received during fiscal year 1998 shall be subject to the fiscal year 1998 limitation: *Provided further*, That none of these funds shall be used to develop, establish, or operate any program of user fees authorized by 31 U.S.C. 9701.

In addition, fees pursuant to section 354 of the Public Health Service Act may be credited to this account, to remain available until expended.

In addition, fees pursuant to section 801 of the Federal Food, Drug, and Cosmetic Act may be credited to this account, to remain available until expended.

BUILDINGS AND FACILITIES

For plans, construction, repair, improvement, extension, alteration, and purchase of fixed equipment or facilities of or used by the Food and Drug Administration, where not otherwise provided, \$21,350,000, to remain available until expended (7 U.S.C. 2209b).

RENTAL PAYMENTS (FDA) (INCLUDING TRANSFERS OF FUNDS)

For payment of space rental and related costs pursuant to Public Law 92-313 for programs and activities of the Food and Drug Administration which are included in this Act, \$46,294,000: *Provided*, That in the event the Food and Drug Administration should require modification of space needs, a share of the salaries and expenses appropriation may be transferred to this appropriation, or a share of this appropriation may be trans-

ferred to the salaries and expenses appropriation, but such transfers shall not exceed 5 percent of the funds made available for rental payments (FDA) to or from this account.

DEPARTMENT OF THE TREASURY FINANCIAL MANAGEMENT SERVICE PAYMENTS TO THE FARM CREDIT SYSTEM FINANCIAL ASSISTANCE CORPORATION

For necessary payments to the Farm Credit System Financial Assistance Corporation by the Secretary of the Treasury, as authorized by section 6.28(c) of the Farm Credit Act of 1971, for reimbursement of interest expenses incurred by the Financial Assistance Corporation on obligations issued through 1994, as authorized, \$7,728,000.

INDEPENDENT AGENCIES

COMMODITY FUTURES TRADING COMMISSION

For necessary expenses to carry out the provisions of the Commodity Exchange Act (7 U.S.C. 1 et seq.), including the purchase and hire of passenger motor vehicles; the rental of space (to include multiple year leases) in the District of Columbia and elsewhere; and not to exceed \$25,000 for employment under 5 U.S.C. 3109; \$58,101,000, including not to exceed \$1,000 for official reception and representation expenses: *Provided*, That the Commission is authorized to charge reasonable fees to attendees of Commission sponsored educational events and symposia to cover the Commission's costs of providing those events and symposia, and notwithstanding 31 U.S.C. 3302, said fees shall be credited to this account, to be available without further appropriation.

FARM CREDIT ADMINISTRATION

LIMITATION ON ADMINISTRATIVE EXPENSES

Not to exceed \$34,423,000 (from assessments collected from farm credit institutions and from the Federal Agricultural Mortgage Corporation) shall be obligated during the current fiscal year for administrative expenses as authorized under 12 U.S.C. 2249: *Provided*, That this limitation shall not apply to expenses associated with receiverships.

TITLE VII—GENERAL PROVISIONS

SEC. 701. Within the unit limit of cost fixed by law, appropriations and authorizations made for the Department of Agriculture for the fiscal year 1998 under this Act shall be available for the purchase, in addition to those specifically provided for, of not to exceed 394 passenger motor vehicles, of which 391 shall be for replacement only, and for the hire of such vehicles.

SEC. 702. Funds in this Act available to the Department of Agriculture shall be available for uniforms or allowances therefor as authorized by law (5 U.S.C. 5901-5902).

SEC. 703. Not less than \$1,500,000 of the appropriations of the Department of Agriculture in this Act for research and service work authorized by the Acts of August 14, 1946, and July 28, 1954 (7 U.S.C. 427, 1621-1629), and by chapter 63 of title 31, United States Code, shall be available for contracting in accordance with said Acts and chapter.

SEC. 704. The cumulative total of transfers to the Working Capital Fund for the purpose of accumulating growth capital for data services and National Finance Center operations shall not exceed \$2,000,000: *Provided*, That no funds in this Act appropriated to an agency of the Department shall be transferred to the Working Capital Fund without the approval of the agency administrator.

SEC. 705. New obligational authority provided for the following appropriation items in this Act shall remain available until expended (7 U.S.C. 2209b): Animal and Plant Health Inspection Service, the contingency fund to meet emergency conditions, fruit fly program, and integrated systems acquisition project; Farm Service Agency, salaries and expenses funds made available to county

committees; and Foreign Agricultural Service, middle-income country training program.

New obligational authority for the boll weevil program; up to 10 percent of the screwworm program of the Animal and Plant Health Inspection Service; Food Safety and Inspection Service, field automation and information management project; funds appropriated for rental payments; funds for the Native American Institutions Endowment Fund in the Cooperative State Research, Education, and Extension Service; and funds for the competitive research grants (7 U.S.C. 450i(b)), shall remain available until expended.

SEC. 706. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 707. Not to exceed \$50,000 of the appropriations available to the Department of Agriculture in this Act shall be available to provide appropriate orientation and language training pursuant to Public Law 94-449.

SEC. 708. No funds appropriated by this Act may be used to pay negotiated indirect cost rates on cooperative agreements or similar arrangements between the United States Department of Agriculture and nonprofit institutions in excess of 10 percent of the total direct cost of the agreement when the purpose of such cooperative arrangements is to carry out programs of mutual interest between the two parties. This does not preclude appropriate payment of indirect costs on grants and contracts with such institutions when such indirect costs are computed on a similar basis for all agencies for which appropriations are provided in this Act.

SEC. 709. Notwithstanding any other provision of this Act, commodities acquired by the Department in connection with Commodity Credit Corporation and section 32 price support operations may be used, as authorized by law (15 U.S.C. 714c and 7 U.S.C. 612c), to provide commodities to individuals in cases of hardship as determined by the Secretary of Agriculture.

SEC. 710. None of the funds in this Act shall be available to reimburse the General Services Administration for payment of space rental and related costs in excess of the amounts specified in this Act; nor shall this or any other provision of law require a reduction in the level of rental space or services below that of fiscal year 1997 or prohibit an expansion of rental space or services with the use of funds otherwise appropriated in this Act. Further, no agency of the Department of Agriculture, from funds otherwise available, shall reimburse the General Services Administration for payment of space rental and related costs provided to such agency at a percentage rate which is greater than is available in the case of funds appropriated in this Act.

SEC. 711. None of the funds in this Act shall be available to restrict the authority of the Commodity Credit Corporation to lease space for its own use or to lease space on behalf of other agencies of the Department of Agriculture when such space will be jointly occupied.

SEC. 712. With the exception of grants awarded under the Small Business Innovation Development Act of 1982, Public Law 97-219 (15 U.S.C. 638), none of the funds in this Act shall be available to pay indirect costs on research grants awarded competitively by the Cooperative State Research, Education, and Extension Service that exceed 14 percent of total Federal funds provided under each award.

SEC. 713. Notwithstanding any other provisions of this Act, all loan levels provided of this Act shall be considered estimates, not limitations.

SEC. 714. Appropriations to the Department of Agriculture for the cost of direct and guaranteed loans made available in fiscal year 1998 shall remain available until expended to cover obligations made in fiscal year 1998 for the following accounts: the rural development loan fund program account; the Rural Telephone Bank program account; the rural electrification and telecommunications loans program account; and the rural economic development loans program account.

SEC. 715. Such sums as may be necessary for fiscal year 1998 pay raises for programs funded by this Act shall be absorbed within the levels appropriated in this Act.

SEC. 716. Hereafter: (a) COMPLIANCE WITH BUY AMERICAN ACT.—None of the funds made available in this Act may be expended by an entity unless the entity agrees that in expending the funds the entity will comply with sections 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a-10c; popularly known as the "Buy American Act").

(b) SENSE OF CONGRESS; REQUIREMENT REGARDING NOTICE.—

(1) PURCHASE OF AMERICAN-MADE EQUIPMENT AND PRODUCTS.—In the case of any equipment or product that may be authorized to be purchased with financial assistance provided using funds made available in this Act, it is the sense of the Congress that entities receiving the assistance should, in expending the assistance, purchase only American-made equipment and products.

(2) NOTICE TO RECIPIENTS OF ASSISTANCE.—In providing financial assistance using funds made available in this Act, the head of each Federal agency shall provide to each recipient of the assistance a notice describing the statement made in paragraph (1) by the Congress.

(c) PROHIBITION OF CONTRACTS WITH PERSONS FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—If it has been finally determined by a court or Federal agency that any person intentionally affixed a label bearing a "Made in America" inscription, or any inscription with the same meaning, to any product sold in or shipped to the United States that is not made in the United States, the person shall be ineligible to receive any contract or subcontract made with funds made available in this Act, pursuant to the debarment, suspension, and ineligibility procedures described in sections 9.400 through 9.409 of title 48, Code of Federal Regulations.

SEC. 717. Notwithstanding the Federal Grant and Cooperative Agreement Act, marketing services of the Agricultural Marketing Service and the Animal and Plant Health Inspection Service may use cooperative agreements to reflect a relationship between the Agricultural Marketing Service or the Animal and Plant Health Inspection Service and a State or Cooperator to carry out agricultural marketing programs or to carry out programs to protect the Nation's animal and plant resources.

SEC. 718. None of the funds in this Act may be used to retire more than 5 percent of the Class A stock of the Rural Telephone Bank or to maintain any account or subaccount within the accounting records of the Rural Telephone Bank the creation of which has not specifically been authorized by statute: Provided, That notwithstanding any other provision of law, none of the funds appropriated or otherwise made available in this Act may be used to transfer to the Treasury or to the Federal Financing Bank any unobligated balance of the Rural Telephone Bank telephone liquidating account which is in excess of current requirements and such balance shall receive interest as set forth for financial accounts in section 505(c) of the Federal Credit Reform Act of 1990.

SEC. 719. None of the funds made available in this Act may be used to provide assistance

to, or to pay the salaries of personnel who carry out a market promotion/market access program pursuant to section 203 of the Agricultural Trade Act of 1978 (7 U.S.C. 5623) that provides assistance to the United States Mink Export Development Council or any mink industry trade association.

SEC. 720. Of the funds made available by this Act, not more than \$1,000,000 shall be used to cover necessary expenses of activities related to all advisory committees, panels, commissions, and task forces of the Department of Agriculture except for panels used to comply with negotiated rule makings and panels used to evaluate competitively awarded grants.

SEC. 721. None of the funds appropriated or otherwise made available by this Act shall be used to pay the salaries and expenses of personnel who carry out an export enhancement program if the aggregate amount of funds and/or commodities under such program exceeds \$150,000,000.

SEC. 722. None of the funds appropriated in this Act may be used to carry out the provisions of section 918 of Public Law 104-127, the Federal Agriculture Improvement and Reform Act.

SEC. 723. No employee of the Department of Agriculture may be detailed or assigned from an agency or office funded by this Act to any other agency or office of the Department for more than 30 days unless the individual's employing agency or office is fully reimbursed by the receiving agency or office for the salary and expenses of the employee for the period of assignment.

SEC. 724. None of the funds appropriated or otherwise made available to the Department of Agriculture shall be used to transmit or otherwise make available to any non-Department of Agriculture employee questions or responses to questions that are a result of information requested for the appropriations hearing process.

SEC. 725. None of the funds appropriated or otherwise made available in this Act may be expended or obligated to fund the activities of the Western Director and Special Assistant to the Secretary within the Office of the Secretary of Agriculture or any similar position.

SEC. 726. None of the funds made available to the Department of Agriculture by this Act may be used to acquire new information technology systems or significant upgrades, as determined by the Office of the Chief Information Officer, without the approval of the Chief Information Officer and the concurrence of the Executive Information Technology Investment Review Board.

SEC. 727. (a) None of the funds provided by this Act, or provided by previous Appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in fiscal year 1998, or provided from any accounts in the Treasury of the United States derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditure through a reprogramming of funds which (1) creates new programs; (2) eliminates a program, project, or activity; (3) increases funds or personnel by any means for any project or activity for which funds have been denied or restricted; (4) relocates an office or employees; (5) reorganizes offices, programs, or activities; or (6) contracts out or privatizes any functions or activities presently performed by Federal employees; unless the Appropriations Committees of both Houses of Congress are notified fifteen days in advance of such reprogramming of funds.

(b) None of the funds provided by this Act, or provided by previous Appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in fiscal year 1998, or provided from any accounts in the Treasury of the United States

derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditure for activities, programs, or projects through a reprogramming of funds in excess of \$500,000 or 10 percent, whichever is less, that (1) augments existing programs, projects, or activities; (2) reduces by 10 percent funding for any existing program, project, or activity, or numbers of personnel by 10 percent as approved by Congress; or (3) results from any general savings from a reduction in personnel which would result in a change in existing programs, activities, or projects as approved by Congress; unless the Appropriations Committees of both Houses of Congress are notified fifteen days in advance of such reprogramming of funds.

SEC. 728. Section 3(c) of the Federal Noxious Weed Act of 1974 (7 U.S.C. 2802 (c)) is amended by inserting before the period at the end the following: ", and includes kudzu (*Pueraria lobata* Dc)".

SEC. 729. Notwithstanding section 520 of the Housing Act of 1949, (42 U.S.C. 1490) the Martin Luther King area of Pawley's Island, South Carolina, located in Georgetown County, shall be eligible for loans and grants under section 504 of the Housing Act of 1949.

SEC. 730. None of the funds made available to the Food and Drug Administration by this Act shall be used to close or relocate the Food and Drug Administration Division of Drug Analysis in St. Louis, Missouri.

SEC. 731. Effective on October 1, 1998, section 136(a) of the Agricultural Market Transition Act (7 U.S.C. 7236(a)) is amended—

- (1) in paragraph (1)—
 - (A) by striking "Subject to paragraph (4), during" and inserting "During"; and
 - (B) in subparagraph (B), by striking "130" and inserting "134";
- (2) by striking paragraph (4); and
- (3) by redesignating paragraph (5) as paragraph (4).

SEC. 732. STUDY OF NORTHEAST INTERSTATE DAIRY COMPACT. (a) DEFINITIONS.—In this section:

(1) CHILD, SENIOR, AND LOW-INCOME NUTRITION PROGRAMS.—The term "child, senior, and low-income nutrition programs" includes—

(A) the food stamp program established under the Food Stamp Act of 1977 (7 U.S.C. 2011 et seq.);

(B) the school lunch program established under the National School Lunch Act (42 U.S.C. 1751 et seq.);

(C) the summer food service program for children established under section 13 of that Act (42 U.S.C. 1761);

(D) the child and adult care food program established under section 17 of that Act (42 U.S.C. 1766);

(E) the special milk program established under section 3 of the Child Nutrition Act of 1966 (42 U.S.C. 1772);

(F) the school breakfast program established under section 4 of that Act (42 U.S.C. 1773);

(G) the special supplemental nutrition program for women, infants, and children authorized under section 17 of that Act (42 U.S.C. 1786); and

(H) the nutrition programs and projects carried out under part C of title III of the Older Americans Act of 1965 (42 U.S.C. 3030e et seq.).

(2) COMPACT.—The term "Compact" means the Northeast Interstate Dairy Compact.

(3) NORTHEAST INTERSTATE DAIRY COMPACT.—The term "Northeast Interstate Dairy Compact" means the Northeast Interstate Dairy Compact referred to in section 147 of the Agricultural Market Transition Act (7 U.S.C. 7256).

(4) DIRECTOR.—The term "Director" means the Director of the Office of Management and Budget.

(b) EVALUATION.—Not later than December 31, 1997, the Director shall conduct, complete, and transmit to Congress a comprehensive economic evaluation of the direct and indirect effects of the Northeast Interstate Dairy Compact and other factors which affect the price of fluid milk.

(c) COMPONENTS.—In conducting the evaluation, the Director shall consider, among other factors, the effects of implementation of the rules and regulations of the Northeast Interstate Dairy Compact Commission, such as rules and regulations relating to over-order Class I pricing and pooling provisions. This evaluation shall consider such effects prior to implementation of the Compact and that would have occurred in the absence of the implementation of the Compact. The evaluation shall include an analysis of the impacts on—

(1) child, senior, and low-income nutrition programs including impacts on schools and institutions participating in the programs, on program recipients, and other factors;

(2) the wholesale and retail cost of fluid milk;

(3) the level of milk production, the number of cows, the number of dairy farms, and milk utilization in the Compact region, including—

(A) changes in the level of milk production, the number of cows, and the number of dairy farms in the Compact region relative to trends in the level of milk production and trends in the number of cows and dairy farms prior to implementation of the Compact;

(B) changes in the disposition of bulk and packaged milk for Class I, II, or III use produced in the Compact region to areas outside the region relative to the milk disposition to areas outside the region;

(C) changes in—

(i) the share of milk production for Class I use of the total milk production in the Compact region; and

(ii) the share of milk production for Class II and Class III use of the total milk production in the Compact region;

(4) dairy farmers and dairy product manufacturers in States and regions outside the Compact region with respect to the impact of changes in milk production, and the impact of any changes in disposition of milk originating in the Compact region, on national milk supply levels and farm level milk prices nationally; and

(5) the cost of carrying out the milk price support program established under section 141 of the Agricultural Market Transition Act (7 U.S.C. 7251).

(d) ADDITIONAL STATES AND COMPACTS.—The Director shall evaluate and incorporate into the evaluation required under subsection (b) an evaluation of the economic impact of adding additional States to the Compact for the purpose of increasing prices paid to milk producers.

SEC. 733. From proceeds earned from the sale of grain in the disaster reserve established in the Agricultural Act of 1970, the Secretary may use up to an additional \$2,000,000 to implement a livestock indemnity program as established in Public Law 105-18.

SEC. 734. PLANTING OF WILD RICE ON CONTRACT ACREAGE.—None of the funds appropriated in this Act may be used to administer the provision of contract payments to a producer under the Agricultural Market Transition Act (7 U.S.C. 7201 et seq.) for contract acreage on which wild rice is planted unless the contract payment is reduced by an acre for each contract acre planted to wild rice.

SEC. 735. RURAL HOUSING PROGRAMS. (a) HOUSING IN UNDERSERVED AREAS PROGRAM.—The first sentence of section 509(f)(4)(A) of the Housing Act of 1949 (42 U.S.C.

1479(f)(4)(A)) is amended by striking “fiscal year 1997” and inserting “fiscal year 1998”.

(b) HOUSING AND RELATED FACILITIES FOR ELDERLY PERSONS AND FAMILIES AND OTHER LOW-INCOME PERSONS AND FAMILIES.—

(1) AUTHORITY TO MAKE LOANS.—Section 515(b)(4) of the Housing Act of 1949 (42 U.S.C. 1485(b)(4)) is amended by striking “September 30, 1997” and inserting “September 30, 1998”.

(2) SET-ASIDE FOR NONPROFIT ENTITIES.—The first sentence of section 515(w)(1) of the Housing Act of 1949 (42 U.S.C. 1485(w)(1)) is amended by striking “fiscal year 1997” and inserting “fiscal year 1998”.

(3) LOAN TERM.—Section 515 of the Housing Act of 1949 (42 U.S.C. 1485) is amended—

(A) in subsection (a)(2), by striking “up to fifty” and inserting “up to 30”; and

(B) in subsection (b)—

(i) by striking paragraph (2) and inserting the following:

“(2) such a loan may be made for a period of up to 30 years from the making of the loan, but the Secretary may provide for periodic payments based on an amortization schedule of 50 years with a final payment of the balance due at the end of the term of the loan;”;

(ii) in paragraph (5), by striking “and” at the end;

(iii) in paragraph (6), by striking the period at the end and inserting “; and”; and

(iv) by adding at the end the following:

“(7) the Secretary may make a new loan to the current borrower to finance the final payment of the original loan for an additional period not to exceed twenty years, if—

“(A) the Secretary determines—

“(i) it is more cost-efficient and serves the tenant base more effectively to maintain the current property than to build a new property in the same location; or

“(ii) the property has been maintained to such an extent that it warrants retention in the current portfolio because it can be expected to continue providing decent, safe, and affordable rental units for the balance of the loan; and

“(B) the Secretary determines—

“(i) current market studies show that a need for low-income rural rental housing still exists for that area; and

“(ii) any other criteria established by the Secretary has been met.”.

(c) LOAN GUARANTEES FOR MULTIFAMILY RENTAL HOUSING IN RURAL AREAS.—Section 538 of the Housing Act of 1949 (42 U.S.C. 1490p-2) is amended—

(1) in subsection (q), by striking paragraph (2) and inserting the following:

“(2) ANNUAL LIMITATION ON AMOUNT OF LOAN GUARANTEE.—In each fiscal year, the Secretary may enter into commitments to guarantee loans under this section only to the extent that the costs of the guarantees entered into in such fiscal year do not exceed such amount as may be provided in appropriation Acts for such fiscal year.”;

(2) by striking subsection (t) and inserting the following:

“(t) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated for fiscal year 1998 for costs (as such term is defined in section 502 of the Congressional Budget Act of 1974) of loan guarantees made under this section such sums as may be necessary for such fiscal year.”; and

(3) in subsection (u), by striking “1996” and inserting “1998”.

This Act may be cited as the “Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1998”.

And the Senate agree to the same.

JOE SKEEN,
JAMES T. WALSH,
JAY DICKEY,
JACK KINGSTON,

GEORGE R. NETHERCUTT,
Jr.,
HENRY BONILLA,
TOM LATHAM,
BOB LIVINGSTON,
MARCY KAPTUR,
VIC FAZIO,
JOSE E. SERRANO,
ROSA L. DELAURO,
DAVID R. OBEY,

Managers on the Part of the House.

THAD COCHRAN,
ARLEN SPECTER,
CHRISTOPHER BOND,
SLADE GORTON,
MITCH M. MCCONNELL,
CONRAD BURNS,
TED STEVENS,
DALE BUMPERS,
TOM HARKIN,
HERB KOHL,
ROBERT BYRD,
PATRICK J. LEAHY,
DANIEL K. INOUE,

Managers on the Part of the Senate.

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection.

The question being put,

Will the House agree to said conference report?

The question being put,

The SPEAKER pro tempore, Mr. SHAW, announced that pursuant to clause 7 of rule XV the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas 399
affirmative } Nays 18

¶113.20

[Roll No. 491]

YEAS—399

| | | |
|--------------|-------------|---------------|
| Abercrombie | Buyer | Dicks |
| Ackerman | Callahan | Dingell |
| Aderholt | Calvert | Dixon |
| Allen | Camp | Dooley |
| Archer | Canady | Doolittle |
| Armey | Cannon | Doyle |
| Bachus | Capps | Dreier |
| Baesler | Cardin | Duncan |
| Baker | Carson | Dunn |
| Baldacci | Castle | Edwards |
| Ballenger | Chabot | Ehlers |
| Barcia | Chambliss | Ehrlich |
| Barr | Chenoweth | Emerson |
| Barrett (NE) | Christensen | Engel |
| Barrett (WI) | Clay | English |
| Bartlett | Clayton | Eshoo |
| Barton | Clement | Etheridge |
| Bass | Clyburn | Evans |
| Bateman | Coble | Everett |
| Bentsen | Collins | Ewing |
| Bereuter | Combest | Farr |
| Berman | Condit | Fattah |
| Berry | Cook | Fawell |
| Bilbray | Cooksey | Fazio |
| Bilirakis | Costello | Filner |
| Bishop | Cox | Flake |
| Blagojevich | Coyne | Foley |
| Bliley | Cramer | Forbes |
| Blumenauer | Crane | Ford |
| Blunt | Crapo | Fowler |
| Boehlert | Cummings | Fox |
| Boehner | Cunningham | Frank (MA) |
| Bonilla | Danner | Franks (NJ) |
| Bonior | Davis (FL) | Frelinghuysen |
| Bono | Davis (IL) | Frost |
| Borski | Davis (VA) | Furse |
| Boswell | Deal | Gallegly |
| Boyd | DeGette | Ganske |
| Brady | Delahunt | Gejdenson |
| Brown (CA) | DeLauro | Gekas |
| Brown (OH) | DeLay | Gibbons |
| Bryant | Dellums | Gilchrest |
| Bunning | Deutsch | Gillmor |
| Burr | Diaz-Balart | Gilman |
| Burton | Dickey | Goode |

| | | |
|---------------|---------------|---------------|
| Goodlatte | Maloney (NY) | Rothman |
| Goodling | Manton | Roukema |
| Gordon | Markey | Roybal-Allard |
| Goss | Martinez | Rush |
| Graham | Mascara | Ryun |
| Granger | Matsui | Sabo |
| Green | McCarthy (MO) | Sanchez |
| Gutierrez | McCarthy (NY) | Sanders |
| Gutknecht | McCollum | Sandlin |
| Hall (OH) | McCrery | Sanford |
| Hall (TX) | McDade | Sawyer |
| Hamilton | McDermott | Saxton |
| Hansen | McGovern | Schaefer, Dan |
| Harman | McHale | Schaffer, Bob |
| Hastert | McHugh | Scott |
| Hastings (FL) | McInnis | Serrano |
| Hastings (WA) | McIntosh | Sessions |
| Hayworth | McIntyre | Shadegg |
| Hefley | McKeon | Shaw |
| Hefner | McKinney | Shays |
| Hergert | McNulty | Sherman |
| Hill | Meehan | Shimkus |
| Hilleary | MEEK | Shuster |
| Hinchee | Menendez | Sisisky |
| Hinojosa | Metcalf | Skaggs |
| Hobson | Mica | Skeean |
| Hoekstra | Millender- | Skelton |
| Holden | McDonald | Slaughter |
| Hoolley | Miller (FL) | Smith (MI) |
| Horn | Minge | Smith (NJ) |
| Hostettler | Mink | Smith (TX) |
| Houghton | Moakley | Smith, Adam |
| Hoyer | Mollohan | Smith, Linda |
| Hulshof | Moran (KS) | Snowbarger |
| Hunter | Moran (VA) | Snyder |
| Hutchinson | Morella | Solomon |
| Hyde | Murtha | Souder |
| Inglis | Myrick | Spence |
| Istook | Nadler | Spratt |
| Jackson (IL) | Neal | Stabenow |
| Jackson-Lee | Nethercutt | Stark |
| (TX) | Neumann | Stenholm |
| Jefferson | Ney | Stokes |
| Jenkins | Northup | Strickland |
| John | Norwood | Stump |
| Johnson (CT) | Nussle | Stupak |
| Johnson (WI) | Oberstar | Sununu |
| Johnson, E.B. | Obey | Talent |
| Johnson, Sam | Olver | Tanner |
| Jones | Ortiz | Tauscher |
| Kanjorski | Oxley | Tauzin |
| Kaptur | Packard | Taylor (NC) |
| Kasich | Pallone | Thomas |
| Kelly | Pappas | Thompson |
| Kennedy (MA) | Parker | Thornberry |
| Kennedy (RI) | Pascrell | Thune |
| Kennelly | Pastor | Thurman |
| Kildee | Paxton | Tiahrt |
| Kilpatrick | Payne | Tierney |
| Kim | Pease | Torres |
| Kind (WI) | Pelosi | Towns |
| King (NY) | Peterson (MN) | Trafcant |
| Kingston | Peterson (PA) | Turner |
| Klecza | Petri | Upton |
| Klink | Pickering | Velazquez |
| Klug | Pickett | Vento |
| Knollenberg | Pitts | Visclosky |
| Kolbe | Pomeroy | Walsh |
| LaFalce | Porter | Wamp |
| LaHood | Portman | Waters |
| Lampson | Poshard | Watkins |
| Lantos | Price (NC) | Watt (NC) |
| Largent | Pryce (OH) | Watts (OK) |
| Latham | Quinn | Waxman |
| LaTourette | Radanovich | Weldon (FL) |
| Lazio | Rahall | Weldon (PA) |
| Leach | Ramstad | Weller |
| Levin | Rangel | Wexler |
| Lewis (CA) | Redmond | White |
| Lewis (GA) | Regula | Whitfield |
| Lewis (KY) | Reyes | Wicker |
| Linder | Riggs | Wise |
| Lipinski | Riley | Wolf |
| Livingston | Rivers | Woolsey |
| LoBiondo | Rodriguez | Wynn |
| Lowe | Roemer | Yates |
| Lucas | Rogan | Young (AK) |
| Luther | Rogers | Young (FL) |
| Maloney (CT) | Ros-Lehtinen | |

NAYS—18

| | | |
|----------|-------------|---------------|
| Andrews | Ensign | Royce |
| Campbell | Kucinich | Salmon |
| Conyers | Lofgren | Scarborough |
| Cubin | Miller (CA) | Sensenbrenner |
| DeFazio | Paul | Stearns |
| Doggett | Rohrabacher | Taylor (MS) |

NOT VOTING—16

| | | |
|------------|-----------|------------|
| Becerra | Gonzalez | Schiff |
| Boucher | Greenwood | Schumer |
| Brown (FL) | Hilliard | Smith (OR) |
| Coburn | Manzullo | Weygand |
| Foglietta | Owens | |
| Gephardt | Pombo | |

So the conference report was agreed to.

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

Ordered, That the Clerk notify the Senate thereof.

113.21 NOTICE—MOTION TO INSTRUCT CONFEREES—H.R. 2159

Mr. LARGENT, pursuant to clause 1(c) of rule XXVIII, announced his intention to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the bill (H.R. 2159) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998, and for other purposes; to insist upon the provisions contained in section 581 of the House bill (relating to restrictions on assistance to foreign organizations that perform or actively promote abortions).

113.22 COMMERCE, JUSTICE, STATE AND THE JUDICIARY APPROPRIATIONS

On motion of Mr. ROGERS, by unanimous consent, 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; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. ROGERS, it was,

Resolved, That the House disagree to the amendment of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

Ordered, That the Clerk notify the Senate thereof.

113.23 MOTION TO INSTRUCT CONFEREES—H.R. 2267

Mr. MOLLOHAN moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on H.R. 2267 be instructed to insist on the House position regarding funding for programs under the Victims of Child Abuse Act in the Juvenile Justice Programs account.

After debate, By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

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

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

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to

was, by unanimous consent, laid on the table.

113.24 APPOINTMENT OF CONFEREES—H.R. 2267

Thereupon, the SPEAKER pro tempore, Mr. SHAW, by unanimous consent, appointed Messrs. ROGERS, KOLBE, TAYLOR of North Carolina, REGULA, FORBES, LATHAM, LIVINGSTON, MOLLOHAN, SKAGGS, DIXON and OBEY, as managers on the part of the House at said conference.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

113.25 EXPORT-IMPORT BANK REAUTHORIZATION

The SPEAKER pro tempore, Mr. SHAW, pursuant to House Resolution 255 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. 1370) to reauthorize the Export-Import Bank of the United States.

Mrs. EMERSON, Acting Chairman, assumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. SHAW, resumed the Chair.

When Mrs. EMERSON, Acting Chairman, pursuant to House Resolution 255, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. EXTENSION OF AUTHORITY.

Section 7 of the Export-Import Bank Act of 1945 (12 U.S.C. 635f) is amended by striking "1997" and inserting "2001".

SEC. 2. TIED AID CREDIT FUND AUTHORITY.

(a) Section 10(c)(2) of the Export-Import Bank Act of 1945 (12 U.S.C. 635i-3(c)(2)) is amended by striking "through September 30, 1997".

(b) Section 10(e) of such Act (12 U.S.C. 635i-3(e)) is amended by striking the first sentence and inserting the following: "There are authorized to be appropriated to the Fund such sums as may be necessary to carry out the purposes of this section."

SEC. 3. EXTENSION OF AUTHORITY TO PROVIDE FINANCING FOR THE EXPORT OF NONLETHAL DEFENSE ARTICLES OR SERVICES THE PRIMARY END USE OF WHICH WILL BE FOR CIVILIAN PURPOSES.

Section 1(c) of Public Law 103-428 (12 U.S.C. 635 note; 108 Stat. 4376) is amended by striking "1997" and inserting "2001".

SEC. 4. CLARIFICATION OF PROCEDURES FOR DENYING CREDIT BASED ON THE NATIONAL INTEREST.

Section 2(b)(1)(B) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(1)(B)) is amended—

(1) in the last sentence, by inserting ", after consultation with the Committee on Banking and Financial Services of the House of Representatives and the Committee on Banking, Housing, and Urban Affairs of the Senate," after "President"; and

(2) by adding at the end the following: "Each such determination shall be delivered in writing to the President of the Bank, shall

state that the determination is made pursuant to this section, and shall specify the applications or categories of applications for credit which should be denied by the Bank in furtherance of the national interest.”.

SEC. 5. ADMINISTRATIVE COUNSEL.

Section 3(e) of the Export-Import Bank Act of 1945 (12 U.S.C. 635a(e)) is amended—

- (1) by inserting “(1)” after “(e)”;
- (2) by adding at the end the following:

“(2) The General Counsel of the Bank shall ensure that the directors, officers, and employees of the Bank have available appropriate legal counsel for advice on, and oversight of, issues relating to ethics, conflicts of interest, personnel matters, and other administrative law matters by designating an attorney to serve as Assistant General Counsel for Administration, whose duties, under the supervision of the General Counsel, shall be concerned solely or primarily with such issues.”.

SEC. 6. ADVISORY COMMITTEE FOR SUB-SAHARAN AFRICA.

(a) IN GENERAL.—Section 2(b) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)) is amended by inserting after paragraph (8) the following:

“(9)(A) The Board of Directors of the Bank shall take prompt measures, consistent with the credit standards otherwise required by law, to promote the expansion of the Bank’s financial commitments in sub-Saharan Africa under the loan, guarantee, and insurance programs of the Bank.

“(B)(i) The Board of Directors shall establish and use an advisory committee to advise the Board of Directors on the development and implementation of policies and programs designed to support the expansion described in subparagraph (A).

“(ii) The advisory committee shall make recommendations to the Board of Directors on how the Bank can facilitate greater support by United States commercial banks for trade with sub-Saharan Africa.

“(iii) The advisory committee shall terminate 4 years after the date of the enactment of this subparagraph.”.

(b) REPORTS TO THE CONGRESS.—Within 6 months after the date of the enactment of this Act, and annually for each of the 4 years thereafter, the Board of Directors of the Export-Import Bank of the United States submit to the Congress a report on the steps that the Board has taken to implement section 2(b)(9)(B) of the Export-Import Bank Act of 1945 and any recommendations of the advisory committee established pursuant to such section.

SEC. 7. INCREASE IN LABOR REPRESENTATION ON THE ADVISORY COMMITTEE OF THE EXPORT-IMPORT BANK.

Section 3(d)(2) of the Export-Import Bank Act of 1945 (12 U.S.C. 635a(d)(2)) is amended—

- (1) by inserting “(A)” after “(2)”;
- (2) by adding after and below the end the following:

“(B) Not less than 2 members appointed to the Advisory Committee shall be representative of the labor community.”.

SEC. 8. OUTREACH TO COMPANIES.

Section 2(b)(1) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(1)) is amended by adding at the end the following:

“(I) The Chairman of the Bank shall design and implement a program to provide information about Bank programs to companies which have not participated in Bank programs. Not later than 1 year after the date of the enactment of this subparagraph, the Chairman of the Bank shall submit to the Congress a report on the activities undertaken pursuant to this subparagraph.”.

SEC. 9. FIRMS THAT HAVE SHOWN A COMMITMENT TO REINVESTMENT AND JOB CREATION IN THE UNITED STATES TO BE GIVEN PREFERENCE IN FINANCIAL ASSISTANCE DETERMINATIONS.

Section 2(b)(1) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(1)), as amended by section 8 of this Act, is amended by adding at the end the following:

“(J) The Board of Directors of the Bank shall prescribe such regulations and the Bank shall implement such procedures as may be appropriate to ensure that, in selecting from among firms to which to provide financial assistance, preference be given to any firm that has shown a commitment to reinvestment and job creation in the United States.”.

SEC. 10. PREFERENCE IN EXPORT-IMPORT BANK ASSISTANCE FOR EXPORTS TO CHINA TO BE PROVIDED TO COMPANIES ADHERING TO CODE OF CONDUCT.

(a) IN GENERAL.—Section 2 of the Export-Import Bank Act of 1945 (12 U.S.C. 635) is amended by adding at the end the following:

“(f) PREFERENCE IN ASSISTANCE FOR EXPORTS TO CHINA TO BE PROVIDED TO ENTITIES ADHERING TO CODE OF CONDUCT.—

“(1) PROHIBITIONS.—

“(A) IN GENERAL.—In determining whether to guarantee, insure, extend credit, or participate in the extension of credit with respect to the export of goods or services destined for the People’s Republic of China, the Board of Directors shall give preference to entities that the Board of Directors determines have established and are adhering to the code of conduct set forth in paragraph (2).

“(B) PENALTY FOR VIOLATION.—The Bank shall withdraw any guarantee, insurance, or credit that the Bank has provided, and shall withdraw from any participation in an extension of credit, to an entity with respect to the export of any good or service destined for the People’s Republic of China if the Board of Directors determines that the entity is not adhering to the code of conduct set forth in paragraph (2).

“(2) CODE OF CONDUCT.—An entity shall do all of the following in all of its operations:

“(A) Provide a safe and healthy workplace.

“(B) Ensure fair employment, including by—

“(i) avoiding child and forced labor, and discrimination based upon race, gender, national origin, or religious beliefs;

“(ii) respecting freedom of association and the right to organize and bargain collectively;

“(iii) paying not less than the minimum wage required by law or the prevailing industry wage, whichever is higher; and

“(iv) providing all legally mandated benefits.

“(C) Obey all applicable environmental laws.

“(D) Comply with United States and local laws promoting good business practices, including laws prohibiting illicit payments and ensuring fair competition.

“(E) Maintain, through leadership at all levels, a corporate culture—

“(i) which respects free expression consistent with legitimate business concerns, and does not condone political coercion in the workplace;

“(ii) which encourages good corporate citizenship and makes a positive contribution to the communities in which the entity operates; and

“(iii) in which ethical conduct is recognized, valued, and exemplified by all employees.

“(F) Require similar behavior by partners, suppliers, and subcontractors under terms of contracts.

“(G) Implement and monitor compliance with the subparagraphs (A) through (F) through a program that is designed to prevent and detect noncompliance by any employee or supplier of the entity and that includes—

“(i) standards for ethical conduct of employees of the entity and of suppliers which refer to the subparagraphs;

“(ii) procedures for assignment of appropriately qualified personnel at the management level to monitor and enforce compliance;

“(iii) procedures for reporting noncompliance by employees and suppliers;

“(iv) procedures for selecting qualified individuals who are not employees of the entity or of suppliers to monitor compliance, and for assessing the effectiveness of such compliance monitoring;

“(v) procedures for disciplinary action in response to noncompliance;

“(vi) procedures designed to ensure that, in cases in which noncompliance is detected, reasonable steps are taken to correct the noncompliance and prevent similar noncompliance from occurring; and

“(vii) communication of all standards and procedures with respect to the code of conduct to every employee and supplier—

“(I) by requiring all management level employees and suppliers to participate in a training program; or

“(II) by disseminating information orally and in writing, through posting of an explanation of the standards and procedures in prominent places sufficient to inform all employees and suppliers, in the local languages spoken by employees and managers.

“(3) SMALL BUSINESS EXCEPTION.—This subsection shall not apply to an entity that is a small business (within the meaning of the Small Business Act).”.

(b) ANNUAL REPORT.—Section 2(b)(1)(A) of such Act (12 U.S.C. 635(b)(1)(A)) is amended by adding at the end the following: “The Bank shall include in the annual report a description of the actions the Bank has taken to comply with subsection (f) during the period covered by the report.”.

(c) RECIPIENTS OF ASSISTANCE FROM THE EXPORT-IMPORT BANK TO BE PROVIDED WITH RESOURCES AND INFORMATION TO FURTHER ADHERENCE TO GLOBAL CODES OF CORPORATE CONDUCT.—The Export-Import Bank of the United States shall work with the Clearinghouse on Corporate Responsibility that is being developed by the Department of Commerce to ensure that recipients of assistance from the Export-Import Bank are made aware of, and have access to, resources and organizations that can assist the recipients in developing, implementing, and monitoring global codes of corporate conduct.

SEC. 11. RENAMING OF BANK AS THE UNITED STATES EXPORT BANK.

(a) AMENDMENTS TO THE EXPORT-IMPORT BANK ACT OF 1945.—

(1) The first section of the Export-Import Bank Act of 1945 (12 U.S.C. 635 note) is amended to read as follows:

“SECTION 1. SHORT TITLE.

“This Act may be cited as the ‘United States Export Bank Act of 1945.’.”.

(2) The following provisions of such Act are amended by striking “Export-Import Bank of the United States” and inserting “United States Export Bank”:

- (A) Section 2(a)(1) (12 U.S.C. 635(a)(1)).
- (B) Section 3(a) (12 U.S.C. 635a(a)).
- (C) Section 3(b) (12 U.S.C. 635a(b)).
- (D) Section 3(c)(1) (12 U.S.C. 635a(c)(1)).
- (E) Section 4 (12 U.S.C. 635b).
- (F) Section 5 (12 U.S.C. 635d).
- (G) Section 6(a) (12 U.S.C. 635e(a)).
- (H) Section 7 (12 U.S.C. 635f).
- (I) Section 8(a) (12 U.S.C. 635g(a)).
- (J) Section 9 (12 U.S.C. 635h).

(3) The following provisions of such Act are amended by striking "Export-Import Bank" each place it appears and inserting "United States Export Bank":

(A) Section 2(b)(1)(A) (12 U.S.C. 635(b)(1)(A)).

(B) Section 3(c)(3) (12 U.S.C. 635a(c)(3)).

(B) DEEMING RULES.—Any reference in any law, map, regulation, document, paper, or other record of the United States to the Export-Import Bank of the United States is deemed to be a reference to the United States Export Bank, and any reference in any law, map, regulation, document, paper, or other record of the United States to the Export-Import Bank Act of 1945 is deemed to be a reference to the United States Export Bank Act of 1945.

SEC. 12. PROHIBITION AGAINST ASSISTANCE TO RUSSIA IF RUSSIA TRANSFERS CERTAIN MISSILE SYSTEMS TO THE PEOPLE'S REPUBLIC OF CHINA.

Section 2(b) of the Export-Import Bank Act of 1945 (12 U.S.C 635(b)) is amended by adding at the end the following:

"(12) PROHIBITION AGAINST ASSISTANCE TO RUSSIA IF RUSSIA TRANSFERS CERTAIN MISSILE SYSTEMS TO THE PEOPLE'S REPUBLIC OF CHINA.—If the President of the United States is made aware that Russia has transferred or delivered to the People's Republic of China an SS-N-22 or SS-N-26 missile system, the President of the United States shall notify the Bank of the transfer or delivery. Upon receipt of the notification, the Bank shall not insure, guarantee, extend credit or participate in an extension of credit with respect to, or otherwise subsidize the export of any good or service to Russia."

SEC. 13. PROHIBITION AGAINST PROVISION OF ASSISTANCE FOR EXPORTS TO COMPANIES THAT EMPLOY CHILD LABOR.

Section 2 of the Export-Import Bank Act of 1945 (12 U.S.C. 635) is amended by adding at the end the following:

"(f) PROHIBITION AGAINST ASSISTANCE FOR EXPORTS TO COMPANIES THAT EMPLOY CHILD LABOR.—The Bank shall not guarantee, insure, extend credit, or participate in the extension of credit with respect to the export of any good or service to an entity if the entity—

"(1) employs children in a manner that would violate United States law regarding child labor if the entity were located in the United States; or

"(2) has not made a binding commitment to not employ children in such manner."

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

The question being put, *viva voce*,

Will the House pass said bill?

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

Mr. SMITH of Michigan 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 378
Nays 38

- Bliley
- Blumenauer
- Blunt
- Boehert
- Boehner
- Bonilla
- Bono
- Borski
- Boswell
- Boucher
- Boyd
- Brady
- Brown (CA)
- Brown (OH)
- Bryant
- Bunning
- Burr
- Burton
- Buyer
- Callahan
- Calvert
- Camp
- Canady
- Cannon
- Capps
- Cardin
- Carson
- Castle
- Chambliss
- Chenoweth
- Christensen
- Clay
- Clayton
- Clement
- Clyburn
- Collins
- Combest
- Condit
- Conyers
- Cook
- Cooksey
- Costello
- Coyne
- Cramer
- Crane
- Crapo
- Cubin
- Cummings
- Cunningham
- Danner
- Davis (FL)
- Davis (IL)
- Davis (VA)
- Deal
- DeGette
- Delahunt
- DeLauro
- DeLay
- Dellums
- Deutsch
- Diaz-Balart
- Dickey
- Dicks
- Dingell
- Dixon
- Doggett
- Dooley
- Doollittle
- Doyle
- Dreier
- Dunn
- Edwards
- Ehlers
- Ehrlich
- Emerson
- Engel
- English
- Ensign
- Eshoo
- Etheridge
- Evans
- Everett
- Ewing
- Farr
- Fattah
- Fawell
- Fazio
- Filner
- Flake
- Foley
- Forbes
- Ford
- Fowler
- Fox
- Frank (MA)
- Franks (NJ)
- Frelinghuysen
- Frost
- Furse
- Gallegly
- Gejdenson
- Gekas
- Gibbons
- Gilchrest
- Gillmor
- Goode
- Goodlatte
- Goodling
- Gordon
- Goss
- Graham
- Granger
- Green
- Gutierrez
- Gutknecht
- Hall (OH)
- Hall (TX)
- Hamilton
- Hansen
- Harman
- Hastert
- Hastings (FL)
- Hastings (WA)
- Hefley
- Hefner
- Herger
- Hill
- Hinches
- Hinojosa
- Hobson
- Holden
- Hooley
- Horn
- Houghton
- Hoyer
- Hulshof
- Hunter
- Hutchinson
- Hyde
- Inglis
- Istook
- Jackson (IL)
- Jackson-Lee (TX)
- Jefferson
- Jenkins
- John
- Johnson (CT)
- Johnson, E. B.
- Johnson, Sam
- Kanjorski
- Kaptur
- Kasich
- Kelly
- Kennedy (MA)
- Kennedy (RI)
- Kennelly
- Kildee
- Kilpatrick
- Kim
- Kind (WI)
- King (NY)
- Kingston
- Klecza
- Klink
- Klug
- Knollenberg
- Kolbe
- Kucinich
- LaFalce
- LaHood
- Lampson
- Lantos
- Latham
- LaTourrette
- Lazio
- Leach
- Levin
- Lewis (CA)
- Lewis (GA)
- Lewis (KY)
- Linder
- Lipinski
- Livingston
- LoBiondo
- Lofgren
- Lowey
- Lucas
- Luther
- Maloney (CT)
- Manton
- Manzullo
- Markey
- Martinez
- Mascara
- Matsui
- McCarthy (MO)
- McCarthy (NY)
- McCollum
- McCrery
- McDade
- McGovern
- McHale
- McHugh
- McInnis
- McIntyre
- McKeon
- McKinney
- McNulty
- Meehan
- Meek
- Menendez
- Metcalf
- Mica
- Miller
- Miller (CA)
- Minge
- Mink
- Moakley
- Mollohan
- Moran (KS)
- Moran (VA)
- Morella
- Murtha
- Myrick
- Nadler
- Neal
- Nethercutt
- Neumann
- Ney
- Northup
- Norwood
- Nussle
- Oberstar
- Obey
- Olver
- Ortiz
- Oxley
- Packard
- Pallone
- Pappas
- Parker
- Pascrell
- Pastor
- Paxon
- Payne
- Pease
- Pelosi
- Peterson (MN)
- Peterson (PA)
- Pickering
- Pickett
- Pitts
- Pomeroy
- Porter
- Portman
- Poshard
- Price (NC)
- Pryce (OH)
- Quinn
- Rahall
- Ramstad
- Redmond
- Regula
- Reyes
- Riggs
- Riley
- Rivers
- Rodriguez
- Roemer
- Rogers
- Ros-Lehtinen
- Rothman
- Roukema
- Roybal-Allard
- Rush
- Ryun
- Sabo
- Salmon
- Sanchez
- Sanders
- Sandlin
- Sawyer
- Saxton
- Schaefer, Dan
- Schaffer, Bob
- Scott
- Serrano
- Sessions
- Shaw
- Shays
- Sherman
- Shimkus
- Shuster
- Sisisky
- Skaggs
- Skeen
- Skelton
- Slaughter
- Smith (NJ)
- Smith (TX)
- Smith, Adam
- Smith, Linda
- Snowbarger
- Snyder
- Souder
- Spence
- Spratt
- Stabenow
- Stark
- Stenholm
- Stokes
- Strickland
- Stump
- Stupak
- Sununu
- Talent
- Tanner
- Tauscher
- Tauzin
- Taylor (MS)
- Taylor (NC)
- Thomas
- Thompson
- Thornberry
- Thune
- Thurman
- Tiahrt
- Tierney
- Torres
- Towns
- Trafcant
- Turner
- Upton
- Velazquez
- Vento
- Visclosky
- Walsh
- Waters
- Watkins
- Watt (NC)
- Waxman
- Weldon (FL)
- Weldon (PA)
- Weller
- Wexler
- White
- Wicker
- Wise
- Wolf
- Woolsey
- Wynn
- Yates
- Young (AK)
- Young (FL)

NAYS—38

- Andrews
- Army
- Barr
- Bass
- Bilirakis
- Bonior
- Campbell
- Chabot
- Coble
- Cox
- DeFazio
- Duncan
- Ganske
- Hayworth
- Hilleary
- Hoekstra
- Hostettler
- Johnson (WI)
- Jones
- Largent
- McDermott
- McIntosh
- Miller (FL)
- Paul
- Petri
- Radanovich
- Rogan
- Rohrabacher
- Royce
- Sanford
- Scarborough
- Sensenbrenner
- Shadegg
- Smith (MI)
- Solomon
- Stearns
- Wamp
- Watts (OK)

NOT VOTING—17

- Brown (FL)
- Coburn
- Foglietta
- Gephardt
- Gilman
- Gonzalez
- Greenwood
- Hilliard
- Maloney (NY)
- Owens
- Pombo
- Rangel
- Schiff
- Schumer
- Smith (OR)
- Weygand
- Whitfield

So the bill was passed.

On motion of Mr. CASTLE, by unanimous consent, the bill of the Senate (S. 1026) to reauthorize the Export-Import Bank of the United States; was taken from the Speaker's table.

When said bill was considered and read twice.

Mr. CASTLE submitted the following amendment, which was agreed to:

Strike out all after the enacting clause and insert the provisions of H.R. 1370, as passed by the House.

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

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

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

Resolved, That the House insist upon its amendment 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. SHAW, by unanimous consent, appointed Messrs. LEACH, CASTLE, BEREUTER, LAFALCE, and FLAKE, as managers on the part of the House at said conference.

Ordered, That the Clerk notify the Senate thereof.

By unanimous consent, H.R. 1370, a similar House bill, was laid on the table.

113.27 H.R. 2206—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SHAW, pursuant to clause 5, rule I, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2206) to amend title 38, United States Code, to improve pro-

113.26 [Roll No. 492] YEAS—378

- Abercrombie
- Ackerman
- Aderholt
- Allen
- Archer
- Bachus
- Baessler
- Baker
- Baldacci
- Ballenger
- Barcia
- Barrett (NE)
- Barrett (WI)
- Bartlett
- Barton
- Bateman
- Becerra
- Bentsen
- Bereuter
- Berman
- Berry
- Bilbray
- Bishop
- Blagojevich

grams of the Department of Veterans Affairs for homeless veterans, and for other purposes; as amended.

The question being put, *viva voce*, Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SHAW, announced that two-thirds of those 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, as amended, 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.

¶113.28 ORDER OF BUSINESS—
POSTPONEMENT OF VOTES ON
SUSPENSIONS

On motion of Mr. SOLOMON, by unanimous consent,

Ordered, That further consideration of the remaining motions to suspend the rules originally considered on Monday, September 29, 1997, be postponed until Tuesday, October 7, 1997.

¶113.29 MESSAGE FROM THE
PRESIDENT—CANCELLATIONS
PURSUANT TO LINE ITEM VETO ACT—
H.R. 2016

The SPEAKER pro tempore, Mr. SHAW, 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 Line Item Veto Act, I hereby cancel the dollar amounts of discretionary budget authority, as specified in the attached reports, contained in the "Military Construction Appropriations Act, 1998" (Public Law 105-45; H.R. 2016). I have determined that the cancellation of these amounts will reduce the Federal budget deficit, will not impair any essential Government functions, and will not harm the national interest.

WILLIAM J. CLINTON.

THE WHITE HOUSE, *October 6, 1997.*

Pursuant to the section 1025(a) of the Congressional Budget and Impoundment Control Act of 1974, the message, together with the accompanying papers, was referred to the Committee on the Budget and the Committee on Appropriations and ordered to be printed (H. Doc. 105-).

¶113.30 THE ANTIQUITIES ACT

The SPEAKER pro tempore, Mr. SHAW, pursuant to House Resolution 256 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1127) to amend the Antiquities Act to require an Act of Congress and the concurrence of the Governor and State legislature for the establishment by the President of national monuments in excess of 5,000 acres.

The SPEAKER pro tempore, Mr. SHAW, by unanimous consent, des-

igned Mr. SNOWBARGER as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. SCHAFFER, assumed the Chair.

When Mr. SNOWBARGER, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶113.31 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 was thereupon signed by the Speaker:

H.R. 2378. An Act making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998, and for other purposes.

¶113.32 BILLS PRESENTED TO THE
PRESIDENT

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

October 2, 1997:

H.R. 1948. An Act to provide for the exchange of lands within Admiralty Island National Monument, and for other purposes.

H.R. 394. An Act to provide for the release of the reversionary interest held by the United States in certain property located in the County of Iosco, Michigan.

¶113.33 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. SCHIFF, for today and through October 24;

To Mr. POMBO, for today; and

To Mr. GREENWOOD, for today.

And then,

¶113.34 ADJOURNMENT

On motion of Mr. SHADEGG, at 11 o'clock and 21 minutes p.m., the House adjourned.

¶113.35 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. LEWIS of California: Committee of Conference. Conference report on H.R. 2158. A bill making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998, and for other purposes (Rept. No. 105-297). Ordered to be printed.

Mr. Taylor of North Carolina Committee on Appropriations. H.R. 2607. A bill making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1998, and for other purposes (Rept. No. 105-298). Referred to the Committee of the Whole House on the State of the Union.

Ms. PRYCE of Ohio: Committee on Rules. House Resolution 258. Resolution providing

for consideration of the bill (H.R. 629) to grant the consent of the Congress to the Texas Low-Level Radioactive Waste Disposal Compact (Rept. No. 105-299). Referred to the House Calendar.

Mr. YOUNG of Alaska: Committee on Resources. H.R. 708. A bill to require the Secretary of the Interior to conduct a study concerning grazing use of certain land within and adjacent to Grand Teton National Park, WY and to extend temporarily certain grazing privileges; with an amendment (Rept. No. 105-300). Referred to the Committee of the Whole House on the State of the Union.

Mr. YOUNG of Alaska: Committee on Resources. H.R. 1805. A bill to amend the Auburn Indian Restoration Act to establish restrictions related to gaming on and use of land held in trust for the United Auburn Indian Community of the Auburn Rancheria of California, and for other purposes (Rept. No. 105-301). Referred to the Committee of the Whole House on the State of the Union.

Mr. LIVINGSTON: Committee on Appropriations. Revised subdivision of budget totals for fiscal year 1998 (Rept. No. 105-302). Referred to the Committee of the Whole House on the State of the Union.

Mr. GILMAN: Committee on International Relations. H.R. 2232. A bill to provide for increased international broadcasting activities to China; with an amendment (Rept. No. 105-303). Referred to the Committee of the Whole House on the State of the Union.

Mr. GILMAN: Committee on International Relations. House Resolution 188. Resolution urging the executive branch to take action regarding the acquisition by Iran of C-802 cruise missiles (Rept. No. 105-304). Referred to the House Calendar.

Mr. GILMAN: Committee on International Relations. H.R. 2358. A bill to provide for improved monitoring of human rights violations in the People's Republic of China; with amendments (Rept. No. 105-305). Referred to the Committee of the Whole House on the State of the Union.

Mr. BLILEY: Committee on Commerce. H.R. 2469. A bill to amend the Federal Food, Drug, and Cosmetic Act and other statutes to provide for improvements in the regulation of food ingredients, nutrient content claims, and health claims, and for other purposes; with amendments (Rept. No. 105-306). Referred to the Committee of the Whole House on the State of the Union.

Mr. BLILEY: Committee on Commerce. H.R. 1710. A bill to amend the Federal Food, Drug, and Cosmetic Act to facilitate the development, clearance, and use of devices to maintain and improve the public health and quality of life of the citizens of the United States; with an amendment (Rept. No. 105-307). Referred to the Committee of the Whole House on the State of the Union.

Mr. GILMAN: Committee on International Relations. H.R. 2386. A bill to implement the provisions of the Taiwan Relations Act concerning the stability and security of Taiwan and United States cooperation with Taiwan on the development and acquisition of defensive military articles; with an amendment (Rept. No. 105-308 Pt. 1).

Mr. GILMAN: Committee on International Relations. H.R. 967. A bill to prohibit the use of United States funds to provide for the participation of certain Chinese officials in international conferences, programs, and activities and to provide that certain Chinese officials shall be ineligible to receive visas and excluded from admission to the United States; with amendments (Rept. No. 105-309 Pt. 1). Ordered to be printed.

¶113.36 TIME LIMITATION OF REFERRED
BILL

Pursuant to clause 5 of rule X the following action was taken by the Speaker:

H.R. 967. Referral to the Committee on the Judiciary extended for a period ending not later than October 7, 1997.

H.R. 2386. Referral to the Committee on National Security extended for a period ending not later than October 6, 1997.

113.37 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. TAYLOR of North Carolina:

H.R. 2607. A bill making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1998, and for other purposes.

By Mr. BOB SCHAFFER (for himself,

Mr. NEY, Mr. HOSTETTLER, Mr. ARMEY, Mr. BACHUS, Mr. BAKER, Mr. BALLENGER, Mr. BARR of Georgia, Mr. BARRETT of Nebraska, Mr. BARTLETT of Maryland, Mr. BARTON of Texas, Mr. BASS, Mr. BATEMAN, Mr. BERUETER, Mr. BILIRAKIS, Mr. BLILEY, Mr. BOEHNER, Mr. BONILLA, Mr. BONO, Mr. BRADY, Mr. BRYANT, Mr. BURR of North Carolina, Mr. BURTON of Indiana, Mr. CALLAHAN, Mr. CALVERT, Mr. CAMP, Mr. CAMPBELL, Mr. CANADY of Florida, Mr. CANNON, Mr. CHABOT, Mr. CHAMBLISS, Mrs. CHENOWETH, Mr. CHRISTENSEN, Mr. COBLE, Mr. COBURN, Mr. COLLINS, Mr. COMBEST, Mr. COOK, Mr. COOKSEY, Mr. COX of California, Mr. CRANE, Mr. CRAPO, Mrs. CUBIN, Mr. CUNNINGHAM, Mr. DAVIS of Virginia, Mr. DEAL of Georgia, Mr. DELAY, Mr. DICKEY, Mr. DOOLITTLE, Mr. DREIER, Mr. DUNCAN, Ms. DUNN of Washington, Mr. EHRLICH, Mr. ENSIGN, Mr. EVERETT, Mr. FAWELL, Mr. FOLEY, Mrs. FOWLER, Mr. FOX of Pennsylvania, Mr. GANSKE, Mr. GEKAS, Mr. GIBBONS, Mr. GILCHREST, Mr. GILLMOR, Mr. GINGRICH, Mr. GOODLATTE, Mr. GOSS, Mr. GRAHAM, Mr. GREENWOOD, Mr. GUTKNECHT, Mr. HANSEN, Mr. HASTERT, Mr. HASTINGS of Washington, Mr. HAYWORTH, Mr. HEFLEY, Mr. HERGER, Mr. HILL, Mr. HILLEARY, Mr. HOEKSTRA, Mr. HULSHOF, Mr. HUTCHINSON, Mr. HUNTER, Mr. HYDE, Mr. INGLIS of South Carolina, Mr. SAM JOHNSON, Mr. JONES, Mr. KASICH, Mr. KINGSTON, Mr. KLUG Mr. KNOLLENBERG, Mr. KOLBE, Mr. LARGENT, Mr. LATHAM, Mr. LEWIS of Kentucky, Mr. LINDER, Mr. LIVINGSTON, Mr. MANZULLO, Mr. MCCOLLUM, Mr. MCCRERY, Mr. MCINNIS, Mr. MCINTOSH, Mr. MCKEON, Mr. MICA, Mr. MILLER of Florida, Mrs. MYRICK, Mr. NETHERCUTT, Mr. NEUMANN, Mrs. NORTHUP, Mr. NORWOOD, Mr. NUSSLE, Mr. PACKARD, Mr. PARKER, Mr. PAXON, Mr. PETERSON of Pennsylvania, Mr. PICKERING, Mr. PITTS, Mr. POMBO, Mr. PORTER, Ms. PRYCE of Ohio, Mr. RADANOVICH, Mr. RAMSTAD, Mr. REDMOND, Mr. RILEY, Mr. ROGAN, Mr. ROGERS, Mr. ROHRBACHER, Mr. ROYCE, Mr. SALMON, Mr. SCARBOROUGH, Mr. DAN SCHAEFER of Colorado, Mr. SENSENBRENNER, Mr. SESSIONS, Mr. SHADEGG, Mr. SKEEN, Mr. SMITH of Michigan, Mr. SMITH of Texas, Mrs. LINDA SMITH of Washington, Mr. SMITH of Oregon, Mr. SNOWBARGER, Mr. SOUDER, Mr. SPENCE, Mr. STEARNS, Mr. STUMP, Mr. SUNUNU, Mr. TALENT, Mr. TAUZIN, Mr. TAYLOR of North Carolina, Mr. THORNBERRY, Mr. THUNE, Mr. TIAHRT, Mr. UPTON, Mr. WALSH, Mr. WAMP,

Mr. WATKINS, Mr. WATTS of Oklahoma, Mr. WELDON of Florida, Mr. WHITFIELD, Mr. WICKER, and Mr. YOUNG of Florida):

H.R. 2608. A bill to protect individuals from having money involuntarily collected and used for political activities by a corporation or labor organization; to the Committee on House Oversight.

By Mr. MILLER of Florida (for himself, Mr. CONDIT, Mr. POMBO, Mr. THOMAS, Mr. CANADY of Florida, Mr. BISHOP, and Mrs. THURMAN):

H.R. 2609. A bill to make a regulatory correction concerning methyl bromide to meet the obligations of the Montreal Protocol without placing the farmers of the United States at a competitive disadvantage versus foreign growers; to the Committee on Commerce, and in addition to the Committee on Agriculture, 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. HASTERT:

H.R. 2610. A bill to amend the National Narcotics Leadership Act of 1988 to extend the authorization for the Office of National Drug Control Policy until September 30, 1999, to expand the responsibilities and powers of the Director of the Office of National Drug Control Policy, and for other purposes; to the Committee on Government Reform and Oversight.

By Mrs. CHENOWETH (for herself and Mr. TRAFICANT):

H.R. 2611. A bill to amend title 11, United States Code, to declare that donations to a religious group or entity, made by a debtor from a sense of religious obligation, such as tithes, shall be considered to have been made in exchange for a reasonably equivalent value; to the Committee on the Judiciary.

By Mr. EHLERS (for himself, Mr. COBLE, and Mr. HOEKSTRA):

H.R. 2612. A bill to authorize the enforcement by State and local governments of certain Federal Communications Commission regulations regarding use of citizens band radio equipment; to the Committee on Commerce.

By Mr. ETHERIDGE:

H.R. 2613. A bill to amend the Internal Revenue Code of 1986 to permit the issuance of tax-exempt bonds by certain organizations providing rescue and emergency medical services; to the Committee on Ways and Means.

By Mr. GOODLING:

H.R. 2614. A bill to improve the reading and literacy skills of children and families by improving in-service instructional practices for teachers who teach reading, to stimulate the development of more high-quality family literacy programs, to support extended learning-time opportunities for children, to ensure that children can read well and independently not later than third grade, and for other purposes; to the Committee on Education and the Workforce.

By Mr. JONES:

H.R. 2615. A bill to prohibit the Secretary of the Interior from permitting oil and gas leasing, exploration, or development activity off the coast of North Carolina unless the Governor of the State notifies the Secretary that the State does not object to the activity; to the Committee on Resources.

By Mr. RIGGS:

H.R. 2616. A bill to amend titles VI and X of the Elementary and Secondary Education Act of 1965 to improve and expand charter schools; to the Committee on Education and the Workforce.

By Mr. BRYANT (for himself and Mr. WICKER):

H.J. Res. 95. Joint resolution granting the consent of Congress to the Chickasaw Trail

Economic Development Compact; to the Committee on the Judiciary.

By Mr. SKEEN:

H. Con. Res. 167. Concurrent resolution to correct a technical error in the enrollment of H.R. 2160; which was considered and agreed to.

By Mr. BAESLER (for himself, Mr. BERRY, Mr. BOYD, Mr. CONDIT, Mr. CRAMER, Ms. DANNER, Mr. GOODE, Mr. HALL of Texas, Ms. HARMAN, Mr. JOHN, Mr. MCINTYRE, Mr. MINGE, Mr. PETERSON of Minnesota, Ms. SANCHEZ, Mr. SANDLIN, Mr. STENHOLM, Mr. TANNER, Mrs. TAUSCHER, and Mr. TAYLOR of Mississippi):

H. Res. 259. Resolution providing for consideration of the bill (H.R. 1366) amending the Federal Elections Campaign Act of 1971 to reform the financing of campaigns for election for Federal office, and for other purposes; to the Committee on Rules.

By Ms. WATERS (for herself, Mr. OBERSTAR, Mr. KLECZKA, Mr. GUTIERREZ, Mr. HINCHEY, Mr. NADLER, Mr. DICKEY, Mr. CLAY, Mr. LEWIS of Georgia, Mr. PAYNE, Mr. FLAKE, Mr. WYNN, Mr. TOWNS, Mr. CLYBURN, Mr. THOMPSON, Mrs. CLAYTON, Mrs. MEEK of Florida, Mr. MILLER of California, Mr. SAWYER, Mr. MOLLOHAN, Ms. DELAURO, Mr. WAXMAN, Mr. DAVIS of Florida, Mr. FRANK of Massachusetts, Mr. WISE, Mr. ORTIZ, Mr. GREEN, Mr. FROST, Mr. FAZIO of California, Ms. KAPTUR, Mr. GORDON, Ms. PELOSI, Mr. DIXON, Mr. BISHOP, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. DEFAZIO, Ms. VELAZQUEZ, Mrs. MINK of Hawaii, Mr. KENNEDY of Rhode Island, Mr. MALONEY of Connecticut, Mr. WATT of North Carolina, Ms. FURSE, Ms. WOOLSEY, Mr. FORD, Mr. STRICKLAND, Mr. MENENDEZ, Mr. BOSWELL, Mr. REYES, Mr. BLAGOJEVICH, Mr. EVANS, Mr. POSHARD, Mr. GEJDENSON, Mr. ANDREWS, Mr. SCOTT, Ms. LOFGREN, Mr. KENNEDY of Massachusetts, Mr. HASTINGS of Florida, Mr. CUMMINGS, Ms. JACKSON-LEE, Ms. HARMAN, Ms. MCKINNEY, Mr. FARR of California, Mr. EDWARDS, Mr. BALDACCI, Mr. DOYLE, Mr. HALL of Ohio, Mr. POMEROY, Mr. HOYER, Mr. HEFNER, Mr. CONDIT, Mr. BOYD, Ms. SLAUGHTER, Ms. DANNER, and Ms. HOOLEY of Oregon):

H. Res. 260. Resolution condemning the Nigerian dictatorship for its abuse of United States Ambassador Walter Carrington; to the Committee on International Relations.

113.38 PRIVATE BILLS AND RESOLUTIONS

Under clause 1 of rule XXII, private bills and resolutions were introduced and severally referred as follows:

By Mr. CLEMENT:

H.R. 2617. A bill for the relief of Rosalba Colunga de Medina, Claudia Janet Alexandru Medina, and Jose Armando Medina, Jr.; to the Committee on the Judiciary.

By Ms. ROYBAL-ALLARD:

H.R. 2618. A bill for the relief of Sergio Lozano, Faucicio Lozano, and Ana Lozano; to the Committee on the Judiciary.

By Mr. YOUNG of Alaska:

H.R. 2619. A bill to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Fjording*; to the Committee on Transportation and Infrastructure.

H.R. 2620. A bill to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Pacific Monarch*; to the Com-

mittee on Transportation and Infrastructure.

¶113.39 ADDITIONAL SPONSORS

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

H.R. 44: Mr. WOLF, Mr. MICA, Ms. WOOLSEY, and Mr. HOLDEN.

H.R. 65: Ms. SANCHEZ.

H.R. 80: Mr. WELDON of Florida.

H.R. 123: Mr. EHLERS, Mr. HALL of Texas, Mr. HEFLEY, Mr. KINGSTON, Mr. MCCRERY, Mr. PARKER, Mr. SANFORD, Mr. HASTINGS of Washington, and Mr. WELDON of Pennsylvania.

H.R. 192: Mr. WELDON of Pennsylvania and Mr. EHRLICH.

H.R. 218: Mr. STEARNS, Mr. LEWIS of Kentucky, Mr. CALVERT, Mr. GORDON, Mr. POMBO, Mr. HILLEARY, and Mr. WELDON of Florida.

H.R. 300: Mr. GREENWOOD and Mr. KIND of Wisconsin.

H.R. 367: Mr. DICKEY and Mr. ENSIGN.

H.R. 383: Mrs. MORELLA.

H.R. 399: Mr. VISCLOSKEY.

H.R. 414: Mr. EHRLICH.

H.R. 418: Mr. TAYLOR of North Carolina.

H.R. 453: Mr. GUTIERREZ, Mr. DIXON, Mr. CLYBURN, Mr. DAVIS of Illinois, and Mr. STOKES.

H.R. 563: Mr. BARCIA of Michigan and Mrs. MYRICK.

H.R. 600: Mr. SHERMAN.

H.R. 696: Ms. FURSE.

H.R. 768: Mr. EWING.

H.R. 836: Mr. SMITH of New Jersey.

H.R. 991: Ms. PELOSI, Ms. MCCARTHY of Missouri, Mr. POMEROY, Mr. BOYD, Ms. DELAURO, Mr. DOYLE, and Mr. PRICE of North Carolina.

H.R. 1072: Mr. GUTIERREZ and Mr. DAVIS of Illinois.

H.R. 1114: Mr. THOMPSON, Mr. ENSIGN, Mr. EDWARDS, Mr. PAPPAS, Mr. STOKES, Mr. BARR of Georgia, and Mr. BALLENGER.

H.R. 1126: Mr. TRAFICANT.

H.R. 1147: Mr. CRAPO and Mr. BARCIA of Michigan.

H.R. 1227: Mr. MILLER of Florida.

H.R. 1231: Mr. BLILEY.

H.R. 1285: Mr. BURTON of Indiana.

H.R. 1290: Mr. HAYWORTH.

H.R. 1387: Mr. SALMON.

H.R. 1411: Mr. BLILEY, Mr. INGLIS of South Carolina, and Mr. MCHALE.

H.R. 1425: Mr. OLVER and Mr. MORAN of Virginia.

H.R. 1455: Mr. FATTAH.

H.R. 1521: Mr. HERGER and Mr. HOBSON.

H.R. 1531: Mr. WEYGAND.

H.R. 1534: Mr. DOYLE, Mr. TAYLOR of North Carolina, and Mr. THUNE.

H.R. 1577: Mr. WELDON of Florida.

H.R. 1636: Mr. MARTINEZ.

H.R. 1712: Mr. PICKERING, Mr. PORTER, Mr. BLUNT, and Mr. FOLEY.

H.R. 1754: Mr. PETERSON of Minnesota, Mr. COOKSEY, and Mr. SMITH of New Jersey.

H.R. 2021: Ms. DUNN of Washington.

H.R. 2023: Ms. PELOSI, Mr. UNDERWOOD, Ms. WOOLSEY, Ms. KILPATRICK, and Mrs. MALONEY of New York.

H.R. 2053: Ms. KILPATRICK and Mrs. MALONEY of New York.

H.R. 2110: Mr. LANTOS.

H.R. 2118: Mr. THOMPSON.

H.R. 2183: Mr. TAYLOR of Mississippi, Mr. STENHOLM, Mr. SISISKY, Mr. STRICKLAND, Mr. BAESLER, Mrs. SANCHEZ, Mr. CONDIT, Mr. PETERSON of Minnesota, Mr. ETHERIDGE, Ms. CHRISTIAN-GREEN, and Mr. WAXMAN.

H.R. 2211: Ms. WOOLSEY and Mr. TORRES.

H.R. 2321: Mr. BOEHNER, Ms. DUNN of Washington, Mr. GRAHAM, Mrs. LOWEY, Mr. PARKER, Mr. PASTOR, and Mr. STUPAK.

H.R. 2327: Mr. GRAHAM, Mr. WALSH, Mr. SKELTON, Mr. EHLERS, Mr. BLUMENAUER, Mr. NUSSLE, and Mr. SCHIFF.

H.R. 2351: Mr. DEFAZIO and Mr. BLAGOJEVICH.

H.R. 2380: Mr. MORAN of Kansas.

H.R. 2424: Mr. ENSIGN, Mr. LUTHER, Mr. BARRETT of Wisconsin, and Mr. PETRI.

H.R. 2436: Mr. OWENS and Mr. ACKERMAN.

H.R. 2437: Mr. OWENS and Mr. ACKERMAN.

H.R. 2462: Mr. SHAYS, Mr. SHADEGG, Mr. MILLER of Florida, Mr. SMITH of Michigan, and Mrs. MYRICK.

H.R. 2469: Mr. BLILEY and Mr. MCHALE.

H.R. 2493: Mr. CANNON and Mr. PICKETT.

H.R. 2523: Mr. THOMPSON and Mr. KENNEDY of Rhode Island.

H.R. 2535: Mr. GOODLATTE and Mr. THUNE.

H.R. 2551: Mr. MCHUGH and Mr. METCALF.

H.R. 2554: Mr. HINCHEY and Ms. KILPATRICK.

H.R. 2563: Mr. ISTOOK, Mrs. THURMAN, Mrs. EMERSON, and Mr. CRAMER.

H.R. 2565: Mr. BATEMAN and Mrs. MYRICK.

H.R. 2584: Ms. WOOLSEY, Mr. DAVIS of Illinois, and Mr. GREEN.

H.R. 2586: Mr. SPRATT.

H.R. 2592: Mr. PARKER.

H.R. 2599: Mr. HINCHEY and Ms. KILPATRICK.

H. Con. Res. 55: Mr. ISTOOK, Mr. DIXON, and Mr. SHAYS.

H. Con. Res. 107: Ms. DELAURO, Mrs. MINK of Hawaii, Mr. HAMILTON, Mr. GEKAS, and Mrs. MALONEY of New York.

H. Con. Res. 112: Mr. LEVIN, Mr. CAPPAS, and Mr. GUTIERREZ.

H. Con. Res. 148: Mr. PAPPAS, Mr. POSHARD, Mr. MCGOVERN, Mr. KENNEDY of Massachusetts, Mr. MANTON, Mr. FILNER, Mr. CAPPAS, Mr. BROWN of Ohio, Mr. PALLONE, and Mr. TORRES.

H. Res. 235: Mr. LUTHER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. HINOJOSA, Mr. TOWNS, Mr. LANTOS, Mr. REDMOND, Mr. FALEOMAVAEGA, and Mr. BROWN of Ohio.

TUESDAY, OCTOBER 7, 1997 (114)

¶114.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order at 9 o'clock a.m. by the SPEAKER pro tempore, Mr. PACKARD, who laid before the House the following communication:

WASHINGTON, DC,

October 7, 1997.

I hereby designate the Honorable RON PACKARD to act as Speaker pro tempore on this day.

NEWT GINGRICH,

Speaker of the House of Representatives.

¶114.2 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed bills of the following titles, in which the concurrence of the House is requested.

S. 590. An Act to provide for a land exchange involving certain land within the Routt National Forest in the State of Colorado; and

S. 750. An Act to consolidate certain mineral interests in the National Grasslands in Billings County, North Dakota, through the exchange of Federal and private mineral interests to enhance land management capabilities and environmental and wildlife protection, and for other purposes.

The message also announced that pursuant to Public Law 99-498, the Chair, on behalf of the President pro tempore, appoints Charles Terrell, of Massachusetts, to the Advisory Committee on Student Financial Assistance for a 3-year term effective October 1, 1997.

¶114.3 "MORNING-HOUR DEBATE"

The SPEAKER pro tempore, Mr. PACKARD, pursuant to the order of the House of Tuesday, January 21, 1997, recognized Members for "morning-hour debate".

¶114.4 RECESS—9:50 A.M.

The SPEAKER pro tempore, Mr. PACKARD, pursuant to clause 12 of rule I, declared the House in recess until 10 o'clock a.m.

¶114.5 AFTER RECESS—10 A.M.

The SPEAKER called the House to order.

¶114.6 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Monday, October 6, 1997.

Mr. McNULTY, 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. McNULTY 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.

¶114.7 COMMUNICATIONS

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

5385. A letter from the Director, Regulations Policy and Management Staff, Office of Policy, Food and Drug Administration, transmitting the Administration's final rule—Food Labeling; Statement of Identity, Nutrition Labeling and Ingredient Labeling of Dietary Supplements; Compliance Policy Guide, Revocation [Docket Nos. 95N-0245 and 94P-0110] (RIN: 0910-AA59) received October 6, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5386. A letter from the Director, Regulations Policy and Management Staff, Office of Policy, Food and Drug Administration, transmitting the Administration's final rule—Food Labeling; Requirement for Nutrient Content Claims, Health Claims, and Statements of Nutritional Support for Dietary Supplements [Docket No. 95N-0282] received October 6, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5387. A letter from the Director, Regulations Policy and Management Staff, Office of Policy, Food and Drug Administration, transmitting the Administration's final rule—Food Labeling; Nutrient Content Claims: Definition for "High Potency" and Definition of "Antioxidant" for Use in Nutrient Content Claims for Dietary Supplements and Conventional Foods [Docket Nos. 95N-0245, 95N-0282, and 95N-0347] (RIN: 0905-AD96) received October 6, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5388. A letter from the Director, Regulations Policy and Management Staff, Office of Policy, Food and Drug Administration, transmitting the Administration's final rule—Food Labeling; Notification Procedures for Statements on Dietary Supplements [Docket No. 96N-0240] received Octo-