

H.R. 678: Mr. DELAY, Ms. KILPATRICK, Mr. MCHUGH, Mrs. KENNELLY of Connecticut, Ms. HARMAN, Mr. GIBBONS, Mr. SKAGGS, Mr. DIXON, Mr. DICKS, Mr. GEDJENSON, and Mr. BAKER.

H.R. 900: Mr. BALDACCI.

H.R. 980: Mr. NORWOOD.

H.R. 1023: Mr. PORTMAN.

H.R. 1126: Mr. HALL of Texas, Mr. BISHOP, and Mr. PACKARD.

H.R. 1165: Mrs. LOWEY.

H.R. 1231: Mr. THOMPSON, Mr. MCHALE, Mr. KANJORSKI, and Mr. ANDREWS.

H.R. 1241: Mr. WAXMAN and Mr. MARTINEZ.

H.R. 1376: Mr. BROWN of Ohio.

H.R. 1401: Mr. DEUTSCH.

H.R. 1425: Mr. MENENDEZ.

H.R. 1525: Mrs. MINK of Hawaii, Mr. LOBIONDO, and Mr. TRAFICANT.

H.R. 1586: Ms. NORTON, Ms. ESHOO, Ms. PELOSI, Mr. HINCHAY, Mr. KILDEE, and Mr. BROWN of California.

H.R. 1715: Mr. HEFLEY, Mr. MCDERMOTT, Mr. HOSTETTLER, Ms. NORTON, Mr. YATES, and Mr. FILNER.

H.R. 1766: Mr. ADERHOLT, Mr. BAKER, Mr. BALDACCI, Mrs. CAPPS, Ms. DEGETTE, Ms. DELAURO, Ms. FURSE, Mr. HERGER, Mr. HORN, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. KELLY, Mr. KIND of Wisconsin, Mr. KUCINICH, Mr. LEWIS of Kentucky, Mr. RUSH, and Ms. STABENOW.

H.R. 1788: Mr. BALDACCI.

H.R. 1813: Mr. TORRES and Mr. BORSKI.

H.R. 1895: Ms. SLAUGHTER, Mr. LAMPSON, Mr. BARRETT of Wisconsin, and Mrs. LOWEY.

H.R. 1972: Mr. SMITH of New Jersey.

H.R. 2081: Mr. WYNN.

H.R. 2094: Mrs. MORELLA and Mr. BROWN of California.

H.R. 2173: Mr. GUTIERREZ, Mr. LUTHER, and Mr. BACHUS.

H.R. 2202: Mr. SAWYER, Mr. BISHOP, Mr. BONIOR, Mrs. CLAYTON, Mr. HINOJOSA, Mr. KUCINICH, Mr. LIPINSKI, Ms. MCCARTHY of Missouri, Mr. MILLER of California, and Mr. NEAL of Massachusetts.

H.R. 2224: Mr. OLVER.

H.R. 2291: Mr. BOB SCHAFFER.

H.R. 2409: Mr. CAMP, Mr. UPTON, Mr. SHAYS, Mr. HORN, and Mr. QUINN.

H.R. 2431: Mr. STENHOLM, Mr. BALDACCI, Mr. FILNER, and Mr. KIND of Wisconsin.

H.R. 2454: Mr. GILMAN.

H.R. 2457: Mr. GILMAN.

H.R. 2499: Ms. DUNN, Mr. WOLF, Mr. HALL of Ohio, Mr. JEFFERSON, Mr. CALLAHAN, Mr. DAVIS of Illinois, Mr. YATES, Mr. CALVERT, Mr. WALSH, Mr. KUCINICH, and Mr. BERMAN.

H.R. 2547: Mrs. TAUSCHER and Mrs. CAPPS.

H.R. 2609: Mr. ADERHOLT.

H.R. 2664: Mr. UNDERWOOD, Mr. SERRANO, Mrs. THURMAN, Ms. JACKSON-LEE, and Mr. DAVIS of Illinois.

H.R. 2678: Mr. STARK.

H.R. 2714: Mr. HOLDEN and Mrs. KENNELLY of Connecticut.

H.R. 2754: Mr. GORDON, Mr. KILDEE, Mr. KUCINICH, and Mr. BISHOP.

H.R. 2788: Mr. LAFALCE.

H.R. 2817: Ms. RIVERS and Mrs. JOHNSON of Connecticut.

H.R. 2863: Mr. HASTINGS of Washington.

H.R. 2874: Ms. LOFGREN, Mr. MCHUGH, Mr. LANTOS, and Mr. BALDACCI.

H.R. 2884: Mr. SAXTON.

H.R. 2912: Mr. DEFazio.

H.R. 2929: Mr. PARKER.

H.R. 2936: Mr. JONES.

H.R. 3043: Ms. CARSON, Mr. SHERMAN, and Mr. FROST.

H.R. 3050: Mr. MANTON, Mr. ACKERMAN, Mr. DICKS, Mr. KILDEE, and Mr. VENTO.

H.R. 3073: Mrs. CAPPS.

H.R. 3074: Mrs. CAPPS.

H.R. 3084: Mr. SANDERS.

H.R. 3131: Mr. SALMON.

H.R. 3140: Mr. BRADY, Mr. JOHN, and Mrs. CUBIN.

H.R. 3149: Mr. CHABOT.

H.R. 3151: Mr. CHABOT.

H.R. 3177: Mr. BAKER and Mr. CHRISTENSEN.

H.R. 3181: Mr. PASTOR and Mr. ROTHMAN.

H.R. 3205: Mr. BONIOR.

H.R. 3206: Mr. HASTINGS of Washington, Mr. EHRlich, Mr. ISTOOK, and Mrs. CUBIN.

H.R. 3217: Mr. STARK and Mr. HULSHOF.

H.R. 3260: Mr. KASICH, Mr. BURR of North Carolina, Mr. BUYER, and Mrs. MYRICK.

H.R. 3293: Mr. RUSH, Mr. WYNN, Mr. BONIOR, and Mr. ABERCROMBIE.

H.R. 3297: Mr. HASTINGS of Washington and Mr. EVERETT.

H.R. 3300: Mr. POMEROY.

H.R. 3336: Mr. FOLEY.

H.R. 3341: Ms. VELAZQUEZ and Mr. DAVIS of Illinois.

H.R. 3400: Mr. YATES.

H.R. 3435: Mr. KANJORSKI, Mr. MCINNIS, Mr. HAYWORTH, and Mrs. TAUSCHER.

H.R. 3445: Mr. FORBES.

H.R. 3470: Mr. TORRES, Mr. DIXON, Mr. MARTINEZ, and Mr. ABERCROMBIE.

H.R. 3474: Mrs. KENNELLY of Connecticut, Mr. ROMERO-BARCELO, Mr. SANDERS, and Mr. WEYGAND.

H.R. 3503: Mr. GEJDENSON, Mr. HILLIARD, and Mr. NADLER.

H.R. 3506: Mr. HAMILTON, Mr. WALSH, Mr. GOODLING, Mr. MANTON, Mr. PAXON, Mr. SNYDER, Mr. McNULTY, Mr. FOX of Pennsylvania, Mr. VENTO, Mrs. BONO, Mr. CHABOT, Mrs. CUBIN, Mr. COBLE, Mr. REGULA, Mr. HOYER, Mrs. MINK of Hawaii, Mr. SHIMKUS, Mrs. CAPPS, Mr. COYNE, Mr. SAXTON, Mr. TOWNS, Mr. BLILEY, Mr. ADAM SMITH of Washington, Mr. WOLF, and Mrs. MYRICK.

H.R. 3517: Mr. NETHERCUTT, Ms. FURSE, Mr. COOK, Mr. McDADE, Mr. FOLEY, Mr. ROMERO-BARCELO, Mr. KLECZKA, Mr. FROST, Mr. BONIOR, Mr. LANTOS, and Mr. CALVERT.

H.R. 3546: Mr. REDMOND, Mr. HERGER, and Mr. WELLER.

H.R. 3547: Mr. NEAL of Massachusetts.

H.R. 3567: Mr. MALONEY of Connecticut, Mr. BONIOR, Mr. BARCIA of Michigan, and Mr. KIND of Wisconsin.

H.R. 3584: Mr. BENTSEN, Mr. KLECZKA, Mr. CAMP, Mr. ROMERO-BARCELO, Mr. CAMPBELL, Mr. MENENDEZ, Mr. LEACH, Mr. SMITH of New Jersey, Mr. PAUL, Mr. NETHERCUTT, Mr. FROST, Mr. BARRETT of Wisconsin, and Mr. COOKSEY.

H.R. 3605: Mr. LIPINSKI, Mrs. LOWEY, Mr. CLYBURN, Mr. BORSKI, Mr. MEEKS of New York, Mr. WATT of North Carolina, Mr. GONZALEZ, Mr. MALONEY of Connecticut, Mr. HALL of Ohio, Mr. BALDACCI, Mr. ACKERMAN, Mr. RODRIGUEZ, Ms. HARMAN, Ms. MILLENDER-MCDONALD, Mr. LAMPSON, Mr. BECERRA, and Mr. SNYDER.

H.R. 3610: Mrs. MORELLA, Mr. KENNEDY of Massachusetts, Mr. GILCHREST, Mr. DAVIS of Virginia, Mr. MCGOVERN, Mr. NEY, and Mr. McNULTY.

H.R. 3627: Mr. KENNEDY of Rhode Island, Ms. ESHOO, Mr. MANTON, Ms. MCKINNEY, Mr. ENGEL, Mrs. MEEK of Florida, Mr. HINCHAY, and Mr. FROST.

H.R. 3629: Mr. SESSIONS.

H.R. 3647: Mr. SHAW.

H.R. 3661: Ms. WOOLSEY and Mr. NADLER.

H.R. 3690: Mr. PICKETT and Mr. BOEHNER.

H.J. Res. 108: Mr. MARKEY.

H. Con. Res. 19: Mr. POSHARD, Mr. WAXMAN, Mr. SCHUMER, and Mr. WEXLER.

H. Con. Res. 55: Mr. UPTON, Mr. MENENDEZ, and Mr. NEAL of Massachusetts.

H. Con. Res. 220: Mr. MENENDEZ, Mrs. MORELLA, and Mr. PAPPAS.

H. Con. Res. 229: Mr. BILIRAKIS, Mr. BONIOR, Mr. ENGLISH of Pennsylvania, Mr. HUTCHINSON, Ms. LOFGREN, Mrs. MYRICK, Mr. PALLONE, Mr. QUINN, Mr. SCHUMER, and Mr. SNYDER.

H. Con. Res. 233: Mr. FORBES, Mr. TANNER, Mr. PAYNE, Ms. STABENOW, Mr. CLEMENT, and Ms. LOFGREN.

H. Con. Res. 239: Mr. McNULTY.

H. Con. Res. 249: Mr. BROWN of California, Mr. GUTIERREZ, Mr. COSTELLO, Mr. BISHOP, Mr. SANDERS, Ms. WOOLSEY, Mr. LANTOS, Mrs. CAPPS, Mr. CAMP, and Mr. ENGLISH of Pennsylvania.

H. Con. Res. 254: Mr. LANTOS, Mr. Frelinghuysen, Mr. SMITH of New Jersey, Mr. PAPPAS, Mr. FOSSELLA, and Mr. ROTHMAN.

H. Res. 247: Mr. BALDACCI.

THURSDAY, APRIL 23, 1998 (33)

¶33.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. EWING, who laid before the House the following communication:

WASHINGTON, DC,
April 23, 1998.

I hereby designate the Honorable THOMAS W. EWING to act as Speaker pro tempore on this day.

NEWT GINGRICH,
Speaker of the House of Representatives.

¶33.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. EWING, announced he had examined and approved the Journal of the proceedings of Wednesday, April 22, 1998.

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

¶33.3 COMMUNICATIONS

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

8593. A letter from the Deputy Chief, Programs and Legislation Division, Department of the Air Force, transmitting notification that the Commander of Hill Air Force Base (AFB), Utah, has conducted a cost comparison to reduce the cost of operating grounds maintenance, pursuant to 10 U.S.C. 2304 nt.; to the Committee on National Security.

8594. A letter from the Director, Office of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting the Corporation's final rule—International Banking Regulations; Consolidation and Simplification (RIN: 3064-AC05) received April 14, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

8595. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Suspension of Community Eligibility [Docket No. FEMA-7684] received April 6, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

8596. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—List of Communities Eligible for the Sale of Flood Insurance [Docket No. FEMA-7685] received April 6, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

8597. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Changes in Flood Elevation Determinations [44 CFR Part 65] received April 6, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

8598. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Changes in Flood Elevation Determinations [44 CFR Part 65] received April 6, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

8599. A letter from the General Counsel, Federal Emergency Management Agency,

transmitting the Agency's final rule—Changes in Flood Elevation Determinations [Docket No. FEMA-7249] received April 6, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

8600. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Changes in Flood Elevation Determinations [Docket No. FEMA-7236] received April 6, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

8601. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Final Flood Elevation Determinations (44 CFR Part 67) received April 6, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

8602. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Final Flood Elevation Determinations (44 CFR Part 67) received April 6, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

8603. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Final Flood Elevation Determinations (44 CFR Part 67) received April 6, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

8604. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Changes in Flood Elevation Determinations (44 CFR Part 65) received April 6, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

8605. A letter from the Chairman, Federal Financial Institutions Examination Council, transmitting the Council's 1997 Annual Report to Congress, pursuant to 12 U.S.C. 3305; to the Committee on Banking and Financial Services.

8606. A letter from the Chairman, National Credit Union Administration, transmitting the 1997 Annual Report of the National Credit Union Administration, pursuant to 12 U.S.C. 1752a(d); to the Committee on Banking and Financial Services.

8607. A letter from the Administrator of National Banks, Legislative and Regulatory Activities Division, Office of the Comptroller of the Currency, transmitting the Office's final rule—Expanded Examination Cycle for Certain Small Insured Institutions [Docket No. 98-03] (RIN: 1557-AB56) received April 1, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

8608. A letter from the Chairperson, National Council on Disability, transmitting the Council's Annual Report for Fiscal Year 1997, pursuant to 29 U.S.C. 781(a)(8); to the Committee on Education and the Workforce.

8609. A letter from the Acting Administrator for Health Resources and Services Administration, Department of Health and Human Services, transmitting the Department's final rule—Grants for the Construction of Teaching Facilities for Health Professions Personnel (RIN: 0906-AA39) received April 7, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

8610. A letter from the Deputy Director, OSG, Department of Health and Human Services, transmitting the Department's final rule—Medicare, Medicaid, and CLIA Programs; Clinical Laboratory Requirements—Extension of Certain Effective Dates for Clinical Laboratory Requirements Under CLIA [HSQ-237-FC] (RIN: 0938-AH84) received April 7, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

8611. 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 046-1046; FRL-6001-2] received April 21, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

8612. A letter from the Secretary of Health and Human Services, transmitting a draft of proposed legislation to amend title XIX of the Social Security Act to clarify and revise requirements regarding penalties for certain taxes on and donations by health care providers; to the Committee on Commerce.

8613. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on the progress made toward opening the United States Embassy in Jerusalem, pursuant to Public Law 104-45, section 6 (109 Stat. 400); to the Committee on International Relations.

8614. A letter from the President, Inter-American Foundation, transmitting the Foundation's Fiscal Year 1997 Audited Financial Statements, pursuant to 22 U.S.C. 283j-1(c); to the Committee on Government Reform and Oversight.

8615. A letter from the Director, Administration and Management, Department of Defense, transmitting the Department's final rule—Defense Logistics Agency Privacy Program [Defense Logistics Agency Reg. 5400.21] received April 15, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform and Oversight.

8616. A letter from the Assistant Attorney General for Administration, Department of Justice, transmitting the Department's final rule—Justice Acquisition Regulations [48 CFR Chapter 28] received April 7, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform and Oversight.

8617. A letter from the Chairman, Nuclear Regulatory Commission, transmitting a report on the Commission's Fiscal Year 1997 Accountability Report, pursuant to 31 U.S.C. 3512(c)(3) Public Law 103-56; to the Committee on Government Reform and Oversight.

8618. A letter from the Attorney General, Department of Justice, transmitting a copy of the Annual Report of the Attorney General for Fiscal Year 1997, pursuant to 28 U.S.C. 522; to the Committee on the Judiciary.

8619. A letter from the President, The Foundation of the Federal Bar Association, transmitting a copy of the Association's audit report for the fiscal year ending September 30, 1997, pursuant to 36 U.S.C. 1101(22) and 1103; to the Committee on the Judiciary.

8620. A letter from the Administrator, Federal Aviation Administration, transmitting the Pilot Minimum Flight Time Requirements Study, pursuant to 49 U.S.C. 44935 nt; to the Committee on Transportation and Infrastructure.

8621. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Dornier Model 328-100 Series Airplanes [Docket No. 97-NM-62-AD; Amendment 39-10434; AD 98-07-14] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8622. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Drawbridge Operation Regulations: Hutchinson River, NY [CGD01-97-125] (RIN: 2115-AE47) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8623. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Drawbridge Operation Regulations: Richmond Creek, NY [CGD01-98-013] (RIN: 2115-AE47) received April 13, 1998, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8624. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Drawbridge Operation Regulations: North River, MA [CGD01-97-126] (RIN: 2115-AE47) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8625. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Drawbridge Operation Regulations: Sheepscot River, ME [CGD01-97-128] (RIN: 2115-AE47) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8626. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Drawbridge Operation Regulations: Presumpscot River, ME [CGD01-97-124] (RIN: 2115-AE47) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8627. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Drawbridge Operation Regulations: Fore River, ME [CGD01-97-127] (RIN: 2115-AE47) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8628. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; AERMACCI S.p.A. Models S.208 and S.208A Airplanes [Docket No. 97-CE-140-AD; Amendment 39-10453; AD 98-08-04] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8629. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; AERMACCI S.p.A. S.205 Series and Models S.208 and S.208A Airplanes [Docket No. 97-CE-144-AD; Amendment 39-10455; AD 98-08-06] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8630. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Pilatus Aircraft Ltd. Model PC-7 Airplanes [Docket No. 97-CE-149-AD; Amendment 39-10456; AD 98-08-07] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8631. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Stemme GmbH & Co. KG Models S10 and S10-V Sailplanes [Docket No. 97-CE-127-AD; Amendment 39-10452; AD 98-08-03] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8632. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Robinson Helicopter Company Model R44 Helicopters [Docket No. 98-SW-08-AD; Amendment 39-10461; AD 98-04-12] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8633. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Eurocopter France Model SA 330F, G, and J, and AS 332C, L, L1, and L2 Helicopters [Docket No. 97-SW-27-AD; Amendment 39-10462; AD 98-08-13] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5

U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8634. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Eurocopter France Model SA 365N, N1 and AS 365N2 Helicopters [Docket No. 97-SW-21-AD; Amendment 39-10463; AD 98-08-14] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8635. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Aerospaciale Model ATR42-500 Series Airplanes [Docket No. 98-NM-107-AD; Amendment 39-10457; AD98-08-08] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8636. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Fokker Model F28 Mark 0070 and Mark 0100 Series Airplanes [Docket No. 97-NM-249-AD; Amendment 39-10450; AD 98-08-01] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8637. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Establishment of Class D Airspace; Fayetteville (Springdale), AR [Airspace Docket No. 97-ASW-19] received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8638. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Pilatus Aircraft Ltd. Models PC-12 and PC-12/45 Airplanes [Docket No. 97-CE-119-AD; Amendment 39-10438; AD 98-07-18] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8639. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Boeing Model 767 Series Airplanes [Docket No. 98-NM-95-AD; Amendment 39-10448; AD 98-07-26] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8640. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Dornier Model 328-100 Series Airplanes [Docket No. 96-NM-119-AD; Amendment 39-10432; AD 98-07-12] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8641. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Schempp-Hirth K.G. Models Nimbus-2B, Mini-Nimbus B, Discus a, Discus b Sailplanes [Docket No. 96-CE-19-AD; Amendment 39-10439; AD 97-08-02 R1] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8642. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Airbus Model A300-600 Series Airplanes [Docket No. 95-NM-92-AD; Amendment 39-10451; AD 98-08-02] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8643. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness

Directives; Saab Model SAAB 340B Series Airplanes [Docket No. 98-NM-49-AD; Amendment 39-10449] (RIN: 2120-AA64) received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8644. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Establishment of Class E Airspace; Cooperstown, ND Correction [Airspace Docket No. 97-AGL-50] received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8645. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Amendment of Class E Airspace; New Bern, NC [Airspace Docket No. 97-ASO-26] received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8646. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Special Use Airspace [Docket No. 29179; Amendment No. 73-8] received April 13, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8647. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Revocation of Class E Airspace; Spofford, TX [Airspace Docket No. 98-ASW-21] received April 13, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8648. A letter from the Acting Assistant Secretary for Employment and Training, Department of Labor, transmitting the Department's final rule—Unemployment Insurance Program Letter [No. 18-98] received April 8, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8649. A letter from the Acting Assistant Secretary for Employment and Training, Department of Labor, transmitting the Department's final rule—Indian and Native American Welfare-To-Work Grants Program (RIN: 1205-AB16) received April 1, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8650. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property [Rev. Rul. 98-23] received April 21, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8651. A letter from the Assistant Secretary for Import Administration, International Trade Administration, transmitting the Administration's final rule—Antidumping Duties; Countervailing Duties [Docket No. 950306068-6361-04] (RIN: 0625-AA45) received April 7, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8652. A letter from the Administrator, National Aeronautics and Space Administration, transmitting the Administration's final rule—Duty-Free Entry of Space Articles (RIN: 2700-AC12) received April 1, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8653. A letter from the President, U.S. Institute of Peace, transmitting the Institute's Fiscal Year 1997 Audit Report, pursuant to 22 U.S.C. 4607(h); jointly to the Committees on Education and the Workforce and International Relations.

8654. A letter from the Deputy Director, OSG, Department of Health and Human Services, transmitting the Department's final rule—Medicare Program; Medicare Appeals of Individual Claims [BPD-453-FC] (RIN: 0938-AG18) received April 7, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Commerce and Ways and Means.

8655. A letter from the Executive Director, District of Columbia Financial Responsibility and Management Assistance Authority, transmitting a report entitled "The Opening of District of Columbia Public Schools for the 1998-1999 Academic Year," pursuant to Public Law 105-100, section 143; jointly to the Committees on Government Reform and Oversight and Appropriations.

8656. A letter from the Acting Director of Communications and Legislative Affairs, Equal Employment Opportunity Commission, transmitting the Commission's Annual Report for Fiscal Year 1995, pursuant to 42 U.S.C. 2000e-4(e); jointly to the Committees on the Judiciary and Education and the Workforce.

8657. A letter from the Secretary of Transportation, transmitting a draft of proposed legislation to authorize activities under the Federal Railroad safety laws for fiscal years 1999 through 2002, and for other purposes; jointly to the Committees on Transportation and Infrastructure and the Judiciary.

8658. A letter from the Deputy Director, OSG, Department of Health and Human Services, transmitting the Department's final rule—Medicare and Medicaid Programs; New Payment Methodology for Routine Extended Care Services Provided in a Swing-Bed Hospital [BPD-805-F] (RIN: 0938-AC68) received April 7, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Commerce.

8659. A letter from the Office of Inspector General, Department of Health and Human Services, transmitting the Department's final rule—Medicare and State Health Care Programs: Fraud and Abuse; Issuance of Advisory Opinions by the OIG (RIN: 0991-AA85) received March 26, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Commerce.

8660. A letter from the Regulations Officer, Department of Health and Human Services, transmitting the Department's final rule—Health Care Programs: Fraud and Abuse; Revised PRO Sanctions for Failing to Meet Statutory Obligations (RIN: 0991-AA86) received March 26, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Commerce.

8661. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—National Emission Standards for Hazardous Air Pollutants for Source Category: Pulp and Paper Production; Effluent Limitations Guidelines, Pretreatment Standards, and New Source Performance Standards: Pulp, Paper, and Paperboard Category (RIN: 2040-AB97) received April 14, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on the Joint Committee on Printing and Commerce.

8662. A letter from the Secretary of the Treasury, Securities and Exchange Commission, and Board of Governors of the Federal Reserve System, transmitting Secretary of the Treasury, the Securities and Exchange Commission, and the Board of Governors of the Federal Reserve System: Joint Study of Regulatory System for Government Securities, pursuant to 15 U.S.C. 78o-5 nt.; jointly to the Committees on Commerce, Ways and Means, and Banking and Financial Services.

133.4 PROVIDING FOR THE CONSIDERATION OF H.R. 1252

Mr. GOSS, by direction of the Committee on Rules, called up the following resolution (H. Res. 408):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1252) to modify

the procedures of the Federal courts in certain matters, and for other purposes. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with section 303(a) of the Congressional Budget Act of 1974 are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill, modified by striking section 9 (and redesignating succeeding sections accordingly). Each section of that amendment in the nature of a substitute shall be considered as read. Points of order against that amendment in the nature of a substitute for failure to comply with clause 7 of rule XVI or section 303(a) of the Congressional Budget Act of 1974 are waived. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. Amendments so printed shall be considered as read. The chairman of the Committee of the Whole may: (1) postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment; and (2) reduce to five minutes the minimum time for electronic voting on any postponed question that follows another electronic vote without intervening business, provided that the minimum time for electronic voting on the first in any series of questions shall be 15 minutes. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the amendment in the nature of a substitute made in order as original text. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

When said resolution was considered. After debate, On motion of Mr. GOSS, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

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

33.5 JUDICIAL REFORM

The SPEAKER pro tempore, Mr. KNOLLENBERG, pursuant to House Resolution 408 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. 1252) to modify the procedures of the Federal courts in certain matters, and for other purposes.

The SPEAKER pro tempore, Mr. KNOLLENBERG, by unanimous consent, designated Mr. RIGGS as Chairman of the Committee of the Whole.

The Acting Chairman, Mr. EWING assumed the Chair; and after some time spent therein,

33.6 RECORDED VOTE

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

Page 9, strike lines 13 through 20 and insert the following:

"(2) The limitation contained in paragraph (1) shall apply only to any order or settlement which expressly directs any State, or political subdivision of a State, to impose, increase, levy, or assess any tax.

Redesignate succeeding paragraphs accordingly.

It was decided in the affirmative { Yeas 230 Nays 181

33.7 [Roll No. 103] AYES—230

- | | | |
|--------------|----------------|---------------|
| Abercrombie | Gilman | Menendez |
| Ackerman | Gordon | Millender- |
| Allen | Green | McDonald |
| Andrews | Greenwood | Minge |
| Baesler | Gutierrez | Mink |
| Baldacci | Gutknecht | Moakley |
| Barcia | Hall (OH) | Mollohan |
| Barrett (WI) | Hamilton | Moran (VA) |
| Bass | Harman | Morella |
| Bentsen | Hefner | Murtha |
| Berman | Hinchev | Nadler |
| Berry | Hinojosa | Neal |
| Bilbray | Hobson | Ney |
| Bishop | Holden | Oberstar |
| Blagojevich | Hooley | Obey |
| Blumenauer | Horn | Ortiz |
| Boehlert | Houghton | Owens |
| Bonior | Hoyer | Pallone |
| Borski | Jackson (IL) | Pappas |
| Boswell | Jackson-Lee | Pascarell |
| Boucher | (TX) | Pastor |
| Brown (CA) | Jefferson | Payne |
| Brown (FL) | John | Pelosi |
| Brown (OH) | Johnson (CT) | Pomeroy |
| Burr | Johnson (WI) | Porter |
| Camp | Johnson, E. B. | Poshard |
| Capps | Kanjorski | Price (NC) |
| Cardin | Kaptur | Pryce (OH) |
| Carson | Kelly | Quinn |
| Castle | Kennedy (MA) | Rahall |
| Clayton | Kennedy (RI) | Ramstad |
| Clement | Kennelly | Rangel |
| Clyburn | Kildee | Regula |
| Conyers | Kilpatrick | Reyes |
| Costello | Kind (WI) | Rivers |
| Coyne | Kleczka | Rodriguez |
| Cummings | Klink | Roemer |
| Davis (FL) | Klug | Rothman |
| Davis (IL) | Kucinich | Roukema |
| DeFazio | LaFalce | Roybal-Allard |
| DeGette | LaHood | Rush |
| DeLahunt | Lampson | Sabo |
| DeLauro | Lantos | Sanchez |
| Deutsch | LaTourette | Sanders |
| Dicks | Lazio | Sandlin |
| Dingell | Leach | Sawyer |
| Doggett | Lee | Saxton |
| Dooley | Levin | Schumer |
| Doyle | Lewis (GA) | Scott |
| Edwards | Lipinski | Serrano |
| Ehlers | LoBiondo | Shays |
| Engel | Lofgren | Sherman |
| Eshoo | Lowe | Skaggs |
| Etheridge | Luther | Skelton |
| Evans | Maloney (CT) | Slaughter |
| Ewing | Maloney (NY) | Smith (NJ) |
| Farr | Manton | Smith, Adam |
| Fattah | Markey | Snyder |
| Fawell | Martinez | Spratt |
| Fazio | Mascara | Stabenow |
| Filner | McCarthy (MO) | Stark |
| Forbes | McCarthy (NY) | Stokes |
| Ford | McDade | Strickland |
| Fox | McDermott | Stupak |
| Frank (MA) | McGovern | Sununu |
| Franks (NJ) | McHale | Tauscher |
| Frost | McIntyre | Thompson |
| Furse | McKinney | Thurman |
| Ganske | McNulty | Tierney |
| Gedjenson | Meehan | Torres |
| Gephardt | Meek (FL) | Towns |
| Gilchrist | Meeks (NY) | Upton |

- Velazquez
- Vento
- Visclosky
- Walsh
- Waters
- Watt (NC)

- Waxman
- Weller
- Wexler
- Weygand
- White
- Whitfield

- Wise
- Woolsey
- Wynn
- Yates

NOES—181

- | | | |
|---------------|---------------|---------------|
| Aderholt | Gibbons | Paul |
| Archer | Gillmor | Pease |
| Armey | Goode | Peterson (MN) |
| Bachus | Goodlatte | Peterson (PA) |
| Baker | Goodling | Pickering |
| Balenger | Goss | Pickett |
| Barrett (NE) | Graham | Pitts |
| Bartlett | Granger | Pombo |
| Barton | Hall (TX) | Portman |
| Bereuter | Hansen | Redmond |
| Bilirakis | Hastert | Riggs |
| Bliley | Hastings (WA) | Riley |
| Blunt | Hayworth | Rogan |
| Boehner | Hefley | Rogers |
| Bonilla | Herger | Rohrabacher |
| Bono | Hill | Ros-Lehtinen |
| Brady | Hilleary | Royce |
| Bryant | Hilliard | Ryun |
| Burton | Hoekstra | Salmon |
| Buyer | Hostettler | Sanford |
| Callahan | Hulshof | Scarborough |
| Calvert | Hunter | Schaefer, Dan |
| Campbell | Hutchinson | Schaffer, Bob |
| Canady | Hyde | Sensenbrenner |
| Cannon | Inglis | Sessions |
| Chabot | Jenkins | Shadegg |
| Chambliss | Johnson, Sam | Shaw |
| Chenoweth | Jones | Shimkus |
| Christensen | Kasich | Shuster |
| Coble | Kim | Sisisky |
| Coburn | King (NY) | Skeen |
| Collins | Kingston | Smith (MI) |
| Combest | Knollenberg | Smith (OR) |
| Condit | Kolbe | Smith (TX) |
| Cox | Largent | Smith, Linda |
| Cramer | Latham | Snowbarger |
| Crane | Lewis (CA) | Solomon |
| Crapo | Lewis (KY) | Souder |
| Cubin | Linder | Spence |
| Cunningham | Livingston | Stearns |
| Danner | Lucas | Stenholm |
| Davis (VA) | Manzullo | Stump |
| Deal | McCollum | Talent |
| DeLay | McCrery | Tauzin |
| Diaz-Balart | McHugh | Taylor (MS) |
| Dickey | McInnis | Taylor (NC) |
| Doolittle | McIntosh | Thomas |
| Dreier | McKeon | Thornberry |
| Duncan | Metcalf | Thune |
| Dunn | Mica | Tiahrt |
| Ehrlich | Miller (FL) | Traficant |
| Emerson | Moran (KS) | Turner |
| English | Myrick | Wamp |
| Ensign | Nethercutt | Watts (OK) |
| Everett | Neumann | Weldon (FL) |
| Foley | Northup | Wicker |
| Fossella | Norwood | Wolf |
| Fowler | Nussle | Young (AK) |
| Frelinghuysen | Oxley | Young (FL) |
| Gallegly | Packard | |
| Gekas | Parker | |

NOT VOTING—21

- | | | |
|---------|---------------|-------------|
| Barr | Cooksey | Olver |
| Bateman | Dixon | Paxon |
| Becerra | Gonzalez | Petri |
| Boyd | Hastings (FL) | Radanovich |
| Bunning | Istook | Tanner |
| Clay | Matsui | Watkins |
| Cook | Miller (CA) | Weldon (PA) |

So the amendment was agreed to. After some further time,

33.8 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. JACKSON-LEE:

Add the following at the end of the bill:

SEC. 12. PROTECTIVE ORDERS AND SEALING OF CASES AND SETTLEMENTS RELATING TO PUBLIC HEALTH OR SAFETY.

(a) IN GENERAL.—Chapter 111 of title 28, United States Code, is amended by adding at the end thereof the following new section:

Berman
Berry
Billbray
Bilirakis
Bishop
Blagojevich
Bliley
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bono
Borski
Boswell
Boucher
Boyd
Brady
Brown (FL)
Brown (OH)
Bryant
Bunning
Burr
Burton
Buyer
Callahan
Calvert
Camp
Canady
Cannon
Capps
Cardin
Castle
Chabot
Chambliss
Chenoweth
Christensen
Clayton
Clement
Coble
Coburn
Collins
Combest
Condit
Cook
Cooksey
Costello
Cox
Coyne
Cramer
Crane
Crapo
Cubin
Cummings
Cunningham
Danner
Davis (FL)
Davis (VA)
Deal
DeFazio
DeLauro
DeLay
Deutsch
Diaz-Balart
Dickey
Dicks
Dingell
Doggett
Dooley
Doolittle
Doyle
Dreier
Duncan
Dunn
Edwards
Ehlers
Ehrlich
Emerson
Engel
English
Ensign
Eshoo
Etheridge
Everett
Ewing
Farr
Fazio
Foley
Forbes
Ford
Fossella
Fowler
Fox
Franks (NJ)
Frelinghuysen
Frost
Gallegly
Ganske
Gejdenson
Gekas

Gephardt
Gibbons
Gilchrest
Gillmor
Gilman
Goode
Goodlatte
Goodling
Gordon
Goss
Graham
Granger
Green
Greenwood
Gutierrez
Gutknecht
Hall (OH)
Hall (TX)
Hamilton
Hansen
Harman
Hastert
Hastings (WA)
Hayworth
Hefley
Hefner
Herger
Hill
Hilleary
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Horn
Hostettler
Houghton
Hoyer
Hulshof
Hunter
Hutchinson
Hyde
Inglis
Jefferson
Jenkins
John
Johnson (CT)
Johnson (WI)
Johnson, E. B.
Johnson, Sam
Jones
Kanjorski
Kaptur
Kasich
Kelly
Kennelly
Kildee
Kim
Kind (WI)
King (NY)
Kingston
Kleczka
Klink
Klug
Knollenberg
Kolbe
Kucinich
LaFalce
LaHood
Lampson
Lantos
Largent
Latham
LaTourrette
Lazio
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
Livingston
LoBiondo
Lofgren
Lowey
Lucas
Luther
Maloney (CT)
Maloney (NY)
Manton
Manzullo
Markey
Mascara
Matsui
McCarthy (MO)
McCarthy (NY)
McCollum
McCrery
McDade
McGovern

McHale
McHugh
McInnis
McIntosh
McIntyre
McKeon
McKinney
McNulty
Menendez
Metcalf
Mica
Minge
Mink
Moakley
Mollohan
Moran (KS)
Moran (VA)
Morella
Murtha
Myrick
Nadler
Neal
Nethercutt
Neumann
Ney
Northup
Norwood
Nussle
Ortiz
Oxley
Packard
Pallone
Pappas
Parker
Pascrell
Pastor
Paul
Pease
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pickett
Pitts
Pombo
Pomeroy
Porter
Portman
Poshard
Price (NC)
Pryce (OH)
Quinn
Radanovich
Rahall
Ramstad
Redmond
Regula
Reyes
Riggs
Riley
Rivers
Rodriguez
Roemer
Rogan
Rogers
Rohrabacher
Ros-Lehtinen
Rothman
Roukema
Roybal-Allard
Royce
Ryun
Salmon
Sanchez
Sandlin
Sanford
Sawyer
Saxton
Scarborough
Schaefer, Dan
Schaffer, Bob
Schumer
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherman
Shimkus
Shuster
Sisisky
Skeean
Skelton
Slaughter
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Smith, Adam
Smith, Linda

Snowbarger
Snyder
Solomon
Souder
Spence
Stabenow
Stearns
Stenholm
Strickland
Stump
Stupak
Sununu
Talent
Tauscher
Tauzin
Taylor (MS)

Taylor (NC)
Thomas
Thornberry
Thune
Thurman
Tiahrt
Torres
Traficant
Turner
Upton
Vento
Visclosky
Walsh
Wamp
Watkins
Watts (OK)

Weldon (FL)
Weldon (PA)
Weller
Wexler
Weygand
White
Whitfield
Wicker
Wise
Wolf
Woolsey
Wynn
Young (AK)
Young (FL)

Barrett (WI)
Bonior
Brown (CA)
Campbell
Carson
Clyburn
Conyers
Davis (IL)
DeGette
Delahunt
Fawell
Filner
Frank (MA)
Furse
Hilliard
Hinchey
Jackson (IL)

NOES—52

Jackson-Lee (TX)
Kennedy (MA)
Kennedy (RI)
Kilpatrick
Lee
Lewis (GA)
Martinez
McDermott
Meehan
Meeks (NY)
Millender-
McDonald
Miller (CA)
Oberstar
Olver
Owens
Payne

Bateman
Clay
Dixon
Fattah
Gonzalez

NOT VOTING—13

Hastings (FL)
Istook
Meek (FL)
Miller (FL)
Obey

So the amendment was agreed to.

33.12 RECORDED VOTE

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

Add the following at the end:

SEC. 12. PARENT-CHILD TESTIMONIAL PRIVILEGES IN FEDERAL CIVIL AND CRIMINAL PROCEEDINGS.

Rule 501 of the Federal Rules of Evidence is amended—

(1) by designating the 1st sentence as subdivision (a);

(2) by designating the 2nd sentence as subdivision (c); and

(3) by inserting after the sentence so designated as subdivision (a) the following new subdivision:

“(b)(1) A witness may not be compelled to testify against a child or parent of the witness.

“(2) A witness may not be compelled to disclose the content of a confidential communication with a child or parent of the witness.

“(3) For purposes of this subdivision, ‘child’ means, with respect to an individual, a birth, adoptive, or step-child of the individual, and any person (such as a foster child or a relative of whom the individual has long-term custody) with respect to whom the court recognizes the individual as having a right to act as a parent.

“(4) The privileges provided in this subdivision shall be governed by principles of the common law, as they may be interpreted by the courts of the United States in the light of reason and experience, that are similar to the principles that apply to the similar privileges of a witness with respect to a spouse of the witness.”.

It was decided in the negative { Yeas 162
Nays 256

33.13 [Roll No. 106] AYES—162

Abercrombie
Ackerman
Andrews
Baesler
Baldacci
Barcia
Becerra
Berman
Berry
Bishop
Blagojevich
Blumenauer
Bonior
Borski
Boucher
Brown (CA)
Brown (FL)
Brown (OH)
Campbell
Capps
Carson
Clayton
Clement
Clyburn
Condit
Conyers
Costello
Coyne
Cummings
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Deutsch
Diaz-Balart
Dooley
Doyle
Edwards
Engel
Eshoo
Etheridge
Evans
Farr
Fazio
Filner
Ford
Fox
Frost
Furse
Gejdenson
Gephardt
Gordon
Green
Gutierrez

Hall (OH)
Harman
Hefner
Hilliard
Hinchey
Hinojosa
Hooley
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (WI)
Johnson, E. B.
Kanjorski
Kaptur
Kennedy (MA)
Kennedy (RI)
Kennelly
Kildee
Kilpatrick
Kind (WI)
King (NY)
Klink
LaFalce
Lampson
Lantos
Leach
Lee
Lewis (GA)
LoBiondo
Lofgren
Lowe
Luther
Maloney (CT)
Maloney (NY)
Markey
Martinez
Mascara
Matsui
McCarthy (NY)
McDade
McDermott
McKinney
McNulty
Meehan
Meeks (NY)
Menendez
Millender-
McDonald
Miller (CA)
Minge
Mink
Mollohan
Murtha
Nadler

Neal
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Pomeroy
Poshard
Price (NC)
Rahall
Rangel
Reyes
Rodriguez
Rothman
Roybal-Allard
Rush
Sabo
Sanchez
Sanders
Sandlin
Sanford
Schumer
Serrano
Skelton
Staghalter
Stabenow
Stark
Stokes
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson
Thurman
Torres
Traficant
Velazquez
Weller
Weygand
Woolsey
Wynn
Yates

NOES—256

Aderholt
Allen
Archer
Armey
Bachus
Baker
Ballenger
Barr
Barrett (NE)
Barrett (WI)
Bartlett
Barton
Bass
Bentsen
Bereuter
Billbray
Bilirakis
Bliley
Blunt
Boehlert
Boehner
Bonilla
Bono
Boswell
Boyd
Brady
Bryant
Bunning
Burton
Buyer
Callahan
Calvert
Camp
Canady
Cannon
Cardin

Castle
Chabot
Chambliss
Chenoweth
Christensen
Coble
Coburn
Collins
Combest
Cook
Cooksey
Cox
Cramer
Crane
Crapo
Cubin
Cunningham
Danner
Davis (VA)
Deal
DeLay
Dickey
Dicks
Dingell
Doggett
Doolittle
Dreier
Duncan
Dunn
Ehlers
Ehrlich
Emerson
English
Ensign
Everett
Ewing
Fawell

Foley
Forbes
Fossella
Fowler
Frank (MA)
Franks (NJ)
Frelinghuysen
Gallegly
Ganske
Gekas
Gibbons
Gilchrest
Gillmor
Gilman
Goode
Goodlatte
Goodling
Goss
Graham
Granger
Greenwood
Gutknecht
Hall (TX)
Hamilton
Hansen
Hastert
Hastings (WA)
Hayworth
Hefley
Herger
Hill
Hilleary
Hobson
Hoekstra
Holden
Horn
Hostettler

Houghton	Moran (VA)	Shaw
Hoyer	Morella	Shays
Hulshof	Myrick	Sherman
Hunter	Nethercutt	Shimkus
Hutchinson	Neumann	Shuster
Hyde	Ney	Sisisky
Inglis	Northup	Skaggs
Jenkins	Norwood	Skeen
John	Nussle	Smith (MI)
Johnson (CT)	Oxley	Smith (NJ)
Johnson, Sam	Packard	Smith (OR)
Jones	Pappas	Smith (TX)
Kasich	Parker	Smith, Adam
Kelly	Pease	Smith, Linda
Kim	Peterson (PA)	Snyder
Kingston	Petri	Solomon
Klecza	Pickering	Souder
Klug	Pickett	Spence
Knollenberg	Pitts	Stearns
Kolbe	Pombo	Stenholm
Kucinich	Porter	Stump
LaHood	Portman	Sununu
Largent	Pryce (OH)	Talent
Latham	Quinn	Tauzin
LaTourette	Radanovich	Taylor (NC)
Lazio	Ramstad	Thomas
Levin	Redmond	Thornberry
Lewis (CA)	Regula	Thune
Lewis (KY)	Riggs	Tiahrt
Linder	Riley	Tierney
Lipinski	Rivers	Towns
Livingston	Roemer	Turner
Lucas	Rogan	Upton
Manton	Rogers	Walsh
Manzullo	Rohrabacher	Wamp
McCarthy (MO)	Ros-Lehtinen	Watkins
McCollum	Roukema	Watts (OK)
McCrery	Royce	Weldon (FL)
McGovern	Ryun	Weldon (PA)
McHale	Salmon	Wexler
McHugh	Sawyer	White
McInnis	Saxton	Whitfield
McIntosh	Scarborough	Wicker
McIntyre	Schaefer, Dan	Wise
McKeon	Schaffer, Bob	Wolf
Metcalf	Scott	Young (AK)
Mica	Sensenbrenner	Young (FL)
Moakley	Sessions	
Moran (KS)	Shadegg	

NOT VOTING—14

Bateman	Gonzalez	Paxon
Clay	Hastings (FL)	Snowbarger
Davis (FL)	Istook	Spratt
Dixon	Meek (FL)	Tanner
Fattah	Miller (FL)	

So the amendment was not agreed to. After some further time,

§33.14 RECORDED VOTE

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

Add the following at the end:

SEC. 12. FOREIGN JURISDICTION AND PROCESS.

(a) IN GENERAL.—Chapter 113 of title 28, United States Code, is amended by adding at the end the following new section:

“§ 1697. Foreign jurisdiction; service of process; compliance with rules of discovery

“(a) FOREIGN JURISDICTION AND PROCESS.—In any civil action for harm sustained in the United States, that is brought in a Federal court against a defendant located outside the United States, the court in which the action is brought shall have jurisdiction over such defendant if the defendant knew or reasonably should have known that its conduct would cause harm in the United States. Process in such civil action may be served wherever the defendant is located, has an agent, or transacts business.

“(b) COMPLIANCE WITH RULES OF DISCOVERY.—In any action described in subsection (a), any party who is a citizen or national of a foreign country shall comply with the rules governing the conduct of discovery in the same manner and to the same extent as a party that is a citizen of the United States, except that the deposition of a person who is a citizen or national of a foreign country may be taken only by leave of the

court on such terms as the court prescribes.”.

(b) CONFORMING AMENDMENT.—The table of sections for chapter 113 of title 28, United States Code, is amended by adding at the end the following new item:

“1697. Foreign jurisdiction; service of process; compliance with rules of discovery.”.

It was decided in the { Yeas 200
negative } Nays 216

§33.15 [Roll No. 107] AYES—200

Abercrombie	Green	Nadler
Ackerman	Gutierrez	Neal
Allen	Hall (OH)	Oberstar
Andrews	Hamilton	Obey
Baessler	Harman	Olver
Baldacci	Hefner	Ortiz
Ballenger	Hilleary	Owens
Barcia	Hinchey	Pallone
Barrett (WI)	Holden	Pappas
Becerra	Hooley	Pascrell
Bentsen	Hoyer	Pastor
Berman	Hunter	Payne
Berry	Jackson (IL)	Pelosi
Bishop	Jackson-Lee	Pomeroy
Blagojevich	(TX)	Price (NC)
Blumenauer	Jefferson	Rahall
Bonior	John	Rangel
Borski	Johnson (WI)	Reyes
Boswell	Johnson, E. B.	Rivers
Boucher	Kanjorski	Rodriguez
Brown (CA)	Kaptur	Roemer
Brown (FL)	Kennedy (MA)	Roybal-Allard
Brown (OH)	Kennedy (RI)	Rush
Capps	Kennelly	Sabo
Cardin	Kildee	Salmon
Carson	Kilpatrick	Sanchez
Chabot	Kind (WI)	Sanders
Clayton	Klecza	Sandlin
Clement	Klink	Sawyer
Clyburn	Kucinich	Schumer
Condit	LaFalce	Scott
Conyers	Lampson	Serrano
Costello	Lantos	Sherman
Coyne	Lee	Skaggs
Cummings	Levin	Skelton
Danner	Lewis (GA)	Slaughter
Davis (FL)	LoBiondo	Smith (MI)
Davis (IL)	Lofgren	Smith, Adam
Deal	Lowey	Snyder
DeFazio	Luther	Spratt
DeGette	Maloney (CT)	Stabenow
DeLahunt	Maloney (NY)	Stark
DeLauro	Manton	Stearns
Deutsch	Markey	Stokes
Dicks	Martinez	Strickland
Dingell	Mascara	Stupak
Doggett	Matsui	Tauscher
Dooley	McCarthy (MO)	Taylor (MS)
Doyle	McCarthy (NY)	Thompson
Duncan	McDermott	Thurman
Edwards	McGovern	Tierney
Ehrlich	McHale	Torres
Engel	McHugh	Towns
English	McIntyre	Traficant
Ensign	McKinney	Velazquez
Eshoo	McNulty	Vento
Etheridge	Meehan	Visclosky
Evans	Meeks (NY)	Wamp
Farr	Menendez	Waters
Fazio	Millender-	Watt (NC)
Filner	McDonald	Waxman
Ford	Miller (CA)	Weygand
Frank (MA)	Minge	Wise
Franks (NJ)	Mink	Woolsey
Frost	Moakley	Wynn
Furse	Mollohan	Yates
Gejdenson	Moran (VA)	
Gephardt	Morella	

NOES—216

Aderholt	Bliley	Callahan
Archer	Blunt	Calvert
Armey	Boehler	Camp
Bachus	Boehner	Campbell
Baker	Bonilla	Canady
Barr	Bono	Cannon
Barrett (NE)	Boyd	Castle
Bartlett	Brady	Chambliss
Barton	Bryant	Chenoweth
Bass	Bunning	Christensen
Bereuter	Burr	Coburn
Bilbray	Burton	Collins
Bilirakis	Buyer	Combest

Cook	Jenkins	Ramstad
Cooksey	Johnson (CT)	Redmond
Cox	Johnson, Sam	Regula
Cramer	Jones	Riley
Crane	Kasich	Rogan
Crapo	Kelly	Rogers
Cubin	Kim	Rohrabacher
Cunningham	King (NY)	Ros-Lehtinen
Davis (VA)	Kingston	Rothman
DeLay	Klug	Roukema
Diaz-Balart	Knollenberg	Royce
Dickey	Kolbe	Ryun
Doolittle	LaHood	Sanford
Dreier	Largent	Saxton
Dunn	Latham	Scarborough
Ehlers	LaTourette	Schaefer, Dan
Emerson	Lazio	Schaffer, Bob
Everett	Leach	Sensenbrenner
Ewing	Lewis (CA)	Sessions
Fawell	Lewis (KY)	Shadegg
Foley	Linder	Shaw
Forbes	Lipinski	Shays
Fossella	Livingston	Shimkus
Fowler	Lucas	Shuster
Frelinghuysen	Manzullo	Sisisky
Galleghy	McCollum	Skeen
Ganske	McCrery	Smith (NJ)
Gekas	McDade	Smith (OR)
Gibbons	McInnis	Smith (TX)
Gilchrist	McIntosh	Smith, Linda
Gillmor	McKeon	Snowbarger
Gilman	Metcalf	Solomon
Goode	Mica	Souder
Goodlatte	Moran (KS)	Spence
Goonding	Murtha	Stenholm
Gordon	Myrick	Stump
Goss	Nethercutt	Sununu
Graham	Neumann	Talent
Granger	Ney	Tauzin
Greenwood	Northup	Taylor (NC)
Gutknecht	Norwood	Thomas
Hansen	Nussle	Thornberry
Hastert	Oxley	Thune
Hastings (WA)	Packard	Tiahrt
Hayworth	Parker	Turner
Hefley	Paul	Upton
Herger	Pease	Walsh
Hill	Peterson (MN)	Watkins
Hilliard	Peterson (PA)	Watts (OK)
Hobson	Petri	Weldon (FL)
Hoekstra	Pickering	Weldon (PA)
Horn	Pickett	Weller
Hostettler	Pitts	Wexler
Houghton	Pombo	White
Hulshof	Porter	Whitfield
Hutchinson	Portman	Wicker
Hyde	Pryce (OH)	Wolf
Inglis	Quinn	Young (AK)
	Radanovich	Young (FL)

NOT VOTING—16

Bateman	Gonzalez	Paxon
Clay	Hastings (FL)	Poshard
Coble	Hinojosa	Riggs
Dixon	Istook	Tanner
Fattah	Meek (FL)	
Fox	Miller (FL)	

So the amendment was not agreed to.

§33.16 RECORDED VOTE

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

Page 8, line 15, insert “or to disburse any funds to remedy the deprivation of a right under the Constitution,” after “tax.”.

Page 8, line 21, strike “or assessment” and insert “assessment, or disbursement”.

Page 9, strike lines 1 through 24 and insert the following:

“(C) the tax or assessment will not contribute to or exacerbate the deprivation intended to be remedied, including through its effect on property values or otherwise;

“(D) plans submitted to the court by State and local authorities will not effectively redress the deprivations at issue; and

“(E) the interests of State and local authorities in managing their affairs are not usurped, in violation of the Constitution, by the proposed imposition, increase, levying, or assessment.

"(2) The limitation contained in paragraph (1) shall apply only to any order or settlement which—

"(A) expressly directs any State, or political subdivision of a State, to impose, increase, levy, or assess any tax or disburse any funds to remedy the deprivation of a right under the Constitution; or

"(B) will necessarily require a State, or political subdivision of a State, to impose, increase, levy, or assess any tax or disburse any funds to remedy the deprivation of a right under the Constitution.

"(3) If the court finds that the conditions set forth in paragraph (1) have been satisfied, it shall enter an order incorporating that finding, and that order shall be subject to immediate interlocutory de novo review.

Page 10, line 7, insert after "tax," the following: "and any person or entity that is a resident of the State or political subdivision that would be required to disburse funds under paragraph (1) shall have the right to intervene in any proceeding concerning such disbursement."

Page 10, line 16, insert ", or disburse the funds," after "tax".

Page 10, line 21, insert ", or the disbursement of funds," after "tax".

Page 10, line 25, insert "or the disbursement of funds, as the case may be" after "tax".

Page 11, line 10, insert ", or a disbursement of funds that is made," after "imposed".

It was decided in the { Yeas 174 negative 236

33.17 [Roll No. 108] AYES—174

- Aderholt Archer Arney Bachus Baker Ballenger Barr Barrett (NE) Bartlett Barton Bereuter Bilirakis Bliley Blunt Boehner Bonilla Bono Brady Bryant Bunning Burr Burton Callahan Calvert Canady Cannon Chabot Chambliss Chenoweth Christensen Coburn Collins Combest Condit Cook Cooksey Cramer Crane Crapo Cubin Cunningham Danner Deal DeLay Dickey Doolittle Dreier Duncan Dunn Ehrlich Emerson Ensign Everett Foley Fossella Fowler Gallegly Gekas Gibbons Gillmor Goode Goodlatte Goodling Goss Graham Granger Hall (TX) Hansen Hastert Hastings (WA) Hayworth Hefley Hefner Herger Hill Hilleary Hoekstra Hostettler Hulshof Hunter Hutchinson Hyde Inglis Jenkins Johnson, Sam Jones Kasich Sessions Kim King (NY) Kingston Knollenberg Kolbe Largent Latham Lewis (CA) Lewis (KY) Linder Livingston Lucas Manzullo McCollum McCrery McHugh McInnis McIntosh McIntyre McKeon Metcalf Mica Moran (KS) Myrick Nethercutt Neumann Northup Norwood Nussle Packard Parker Paul Pease Peterson (MN) Peterson (PA) Pickering Pickett Pitts Pombo Portman Radanovich Redmond Riley Rogan Rogers Rohrabacher Royce Ryan Salmon Sanford Scarborough Schaefer, Dan Schaffer, Bob Sensenbrenner Sessions Shadegg Shaw Shimkus Shuster Sisisky Skeem Smith (MI) Smith (OR) Smith (TX) Smith, Linda Snowbarger Solomon Spence Stearns Stenholm Stump Talent Tauzin Taylor (NC) Thomas Thornberry Thune Tiahrt

- Traficant Wamp Watkins Watts (OK) Weldon (FL) Wicker Wolf Young (AK) Young (FL)

NOES—236

- Abercrombie Ackerman Allen Andrews Baesler Baldacci Barcia Barrett (WI) Bass Becerra Bentsen Berman Berry Bilbray Bishop Blagojevich Blumenauer Boehlert Bonior Borski Boswell Boucher Boyd Brown (CA) Brown (FL) Brown (OH) Campbell Capps Cardin Carson Castle Clayton Clement Clyburn Conyers Costello Coyne Cummings Davis (FL) Davis (VA) DeFazio DeGette Delahunt DeLauro Deutsch Diaz-Balart Dicks Dingell Doggett Dooley Doyle Edwards Ehlers Engel English Eshoo Etheridge Evans Ewing Farr Fawell Fazio Filner Forbes Ford Frank (MA) Franks (NJ) Frelinghuysen Frost Furse Ganske Gejdenson Gephardt Gilchrist Gilman Gordon Green Greenwood Gutierrez Gutknecht Hall (OH) Hamilton Harman Hilliard Hinchey Hobson Holden Hooley Horn Houghton Hoyer Jackson (IL) Jackson-Lee (TX) Jefferson John Johnson (CT) Johnson (WI) Johnson, E. B. Kanjorski Kelly Kennedy (MA) Kennedy (RI) Kennelly Kildee Kilpatrick Kind (WI) Kleczka Klink Klug Kucinich LaFalce LaHood Lampton Lantos LaTourette Lazio Leach Lee Levin Lewis (GA) Lipinski LoBiondo Lofgren Lowey Luther Maloney (CT) Maloney (NY) Manton Markey Martinez Mascara Matsui McCarthy (MO) McCarthy (NY) McDade McDermott McGovern McHale McKinney McNulty Meehan Meeks (NY) Menendez Millender McDonald Miller (CA) Minge Mink Moakley Molohan Moran (VA) Morella Murtha Nadler Neal Ney Oberstar Obey Olver Ortiz Owens Oxley Pallone Pappas Pascarell Pastor Payne Pelosi Petri Pomeroy Porter Price (NC) Pryce (OH) Quinn Rahall Ramstad Rangel Regula Reyes Rivers Rodriguez Roemer Ros-Lehtinen Rothman Roukema Roybal-Allard Rush Sabo Sanchez Sanders Sandlin Sawyer Saxton Schumer Scott Serrano Shays Sherman Skaggs Skelton Slaughter Smith (NJ) Smith, Adam Snyder Spratt Stabenow Stark Stokes Strickland Stupak Sununu Tauscher Taylor (MS) Thompson Thurman Tierney Torres Towns Turner Upton Velazquez Vento Visclosky Walsh Waters Watt (NC) Waxman Weldon (PA) Weller Wexler Weygand White Whitfield Wise Woolsey Wynn Yates

NOT VOTING—22

- Bateman Buyer Camp Clay Coble Cox Davis (IL) Dixon Fattah Fox Gonzalez Hastings (FL) Hinojosa Istook Kaptur Meek (FL) Paxon Poshard Riggs Souder Tanner

So the amendment was not agreed to. After some further time, The SPEAKER pro tempore, Mr. SNOWBARGER, assumed the Chair.

When Mr. ROGERS, Acting Chairman, pursuant to House Resolution 408, 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. SHORT TITLE.

This Act may be cited as the "Judicial Reform Act of 1998".

SEC. 2. 3-JUDGE COURT FOR ANTICIPATORY RELIEF.

(a) REQUIREMENT OF 3-JUDGE COURT.—Any application for anticipatory relief against the enforcement, operation, or execution of a State law adopted by referendum shall not be granted by a United States district court or judge thereof upon the ground that the State law is repugnant to the Constitution, treaties, or laws of the United States unless the application for anticipatory relief is heard and determined by a court of 3 judges in accordance with section 2284 of title 28, United States Code. Any appeal of a determination on such application shall be to the Supreme Court. In any case to which this section applies, the additional judges who will serve on the 3-judge court shall be designated under section 2284(b)(1) of title 28, United States Code, as soon as practicable, and the court shall expedite the consideration of the application for anticipatory relief.

(b) DEFINITIONS.—As used in this section—

(1) the term "State" means each of the several States and the District of Columbia;

(2) the term "State law" means the constitution of a State, or any statute, rule, regulation, or other measure of a State that has the force of law, and any amendment thereto;

(3) the term "referendum" means the submission to popular vote, by the voters of the State, of a measure passed upon or proposed by a legislative body or by popular initiative; and

(4) the term "anticipatory relief" means an interlocutory or permanent injunction or a declaratory judgment.

(c) EFFECTIVE DATE.—This section applies to any application for anticipatory relief that is filed on or after the date of the enactment of this Act.

SEC. 3. INTERLOCUTORY APPEALS OF COURT ORDERS RELATING TO CLASS ACTIONS.

(a) INTERLOCUTORY APPEALS.—Section 1292(b) of title 28, United States Code, is amended—

(1) by inserting "(1)" after "(b)"; and

(2) by adding at the end the following:

"(2) A party to an action in which the district court has made a determination of whether the action may be maintained as a class action may make application for appeal of that determination to the court of appeals which would have jurisdiction of an appeal of that action. The court of appeals may, in its discretion, permit the appeal to be taken from such determination if the application is made within 10 days after the entry of the court's determination relating to the class action. Application for an appeal under this paragraph shall not stay proceedings in the district court unless the district judge or the court of appeals or a judge thereof shall so order."

(b) EFFECTIVE DATE.—The amendment made by subsection (a) applies to any action commenced on or after the date of the enactment of this Act.

SEC. 4. PROCEEDINGS ON COMPLAINTS AGAINST JUDICIAL CONDUCT.

(a) REFERRAL OF PROCEEDINGS TO ANOTHER JUDICIAL CIRCUIT OR COURT.—Section 372(c) of title 28, United States Code, is amended—

(1) in paragraph (1) by adding at the end the following: “In the case of a complaint so identified, the chief judge shall notify the clerk of the court of appeals of the complaint, together with a brief statement of the facts underlying the complaint.”;

(2) in paragraph (2) in the second sentence by inserting “or statement of facts underlying the complaint (as the case may be)” after “copy of the complaint”;

(3) in paragraph (3)—

(A) by inserting “(A)” after “(3)”;

(B) by striking “may—” and all that follows through the end of subparagraph (B) and inserting the following: “may dismiss the complaint if the chief judge finds it to be—

“(i) not in conformity with paragraph (1);

“(ii) directly related to the merits of a decision or procedural ruling; or

“(iii) frivolous.”; and

(C) by adding at the end the following:

“(B) If the chief judge does not enter an order under subparagraph (A), then the complaint or (in the case of a complaint identified under paragraph (1)) the statement of facts underlying the complaint shall be referred to the chief judge of another judicial circuit for proceedings under this subsection (hereafter in this subsection referred to as the ‘chief judge’), in accordance with a system established by rule by the Judicial Conference, which prescribes the circuits to which the complaints will be referred. The Judicial Conference shall establish and submit to the Congress the system described in the preceding sentence not later than 180 days after the date of the enactment of the Judicial Reform Act of 1998.

“(C) After expeditiously reviewing the complaint, the chief judge may, by written order explaining the chief judge’s reasons, conclude the proceeding if the chief judge finds that appropriate corrective action has been taken or that action on the complaint is no longer necessary because of intervening events.”;

(4) in paragraph (4)—

(A) by striking “paragraph (3)” and inserting “paragraph (3)(C)”; and

(B) in subparagraph (A) by inserting “(to which the complaint or statement of facts underlying the complaint is referred)” after “the circuit”;

(5) in paragraph (5)—

(A) in the first sentence by inserting “to which the complaint or statement of facts underlying the complaint is referred” after “the circuit”; and

(B) in the second sentence by striking “the circuit” and inserting “that circuit”;

(6) in the first sentence of paragraph (15) by inserting before the period at the end the following: “in which the complaint was filed or identified under paragraph (1)”; and

(7) by amending paragraph (18) to read as follows:

“(18) The Judicial Conference shall prescribe rules, consistent with the preceding provisions of this subsection—

“(A) establishing procedures for the filing of complaints with respect to the conduct of any judge of the United States Court of Federal Claims, the Court of International Trade, or the Court of Appeals for the Federal Circuit, and for the investigation and resolution of such complaints; and

“(B) establishing a system for referring complaints filed with respect to the conduct of a judge of any such court to any of the first eleven judicial circuits or to another court for investigation and resolution. The Judicial Conference shall establish and submit to the Congress the system described

in subparagraph (B) not later than 180 days after the date of the enactment of the Judicial Reform Act of 1998.”.

(b) DISCLOSURE OF INFORMATION.—Section 372(c)(14) of title 28, United States Code, is amended—

(1) in subparagraph (B) by striking “or” after the semicolon;

(2) in subparagraph (C) by striking the period at the end and inserting “; or”; and

(3) by adding after subparagraph (C) the following:

“(D) such disclosure is made to another agency or instrumentality of any governmental jurisdiction within or under the control the United States for a civil or criminal law enforcement activity authorized by law.”.

(c) EFFECTIVE DATE.—The amendments made by subsection (a) apply to complaints filed on or after the 180th day after the date of the enactment of this Act.

SEC. 5. RANDOM ASSIGNMENT OF HABEAS CORPUS CASES.

Section 2241 of title 28, United States Code, is amended by adding at the end the following:

“(e) Applications for writs of habeas corpus received in or transferred to a district court shall be randomly assigned to the judges of that court.”.

SEC. 6. AUTHORITY OF PRESIDING JUDGE TO ALLOW MEDIA COVERAGE OF COURT PROCEEDINGS.

(a) AUTHORITY OF APPELLATE COURTS.—Notwithstanding any other provision of law, the presiding judge of an appellate court of the United States may, in his or her discretion, permit the photographing, electronic recording, broadcasting, or televising to the public of court proceedings over which that judge presides.

(b) AUTHORITY OF DISTRICT COURTS.—

(1) IN GENERAL.—Notwithstanding any other provision of law, any presiding judge of a district court of the United States may, in his or her discretion, permit the photographing, electronic recording, broadcasting, or televising to the public of court proceedings over which that judge presides.

(2) OBSCURING OF WITNESSES.—(A) Upon the request of any witness in a trial proceeding other than a party, the court shall order the face and voice of the witness to be disguised or otherwise obscured in such manner as to render the witness unrecognizable to the broadcast audience of the trial proceeding.

(B) The presiding judge in a trial proceeding shall inform each witness who is not a party that the witness has the right to request that his or her image and voice be obscured during the witness’ testimony.

(c) ADVISORY GUIDELINES.—The Judicial Conference of the United States is authorized to promulgate advisory guidelines to which a presiding judge, in his or her discretion, may refer in making decisions with respect to the management and administration of photographing, recording, broadcasting, or televising described in subsections (a) and (b).

(d) DEFINITIONS.—As used in this section:

(1) PRESIDING JUDGE.—The term “presiding judge” means the judge presiding over the court proceeding concerned. In proceedings in which more than one judge participates, the presiding judge shall be the senior active judge so participating or, in the case of a circuit court of appeals, the senior active circuit judge so participating, except that—

(A) in en banc sittings of any United States circuit court of appeals, the presiding judge shall be the chief judge of the circuit whenever the chief judge participates; and

(B) in en banc sittings of the Supreme Court of the United States, the presiding judge shall be the Chief Justice whenever the Chief Justice participates.

(2) APPELLATE COURT OF THE UNITED STATES.—The term “appellate court of the United States” means any United States circuit court of appeals and the Supreme Court of the United States.

(e) SUNSET.—The authority under subsection (b) shall terminate on the date that is 3 years after the date of the enactment of this Act.

SEC. 7. MULTIPARTY, MULTIFORUM JURISDICTION OF DISTRICT COURTS.

(a) BASIS OF JURISDICTION.—

(1) IN GENERAL.—Chapter 85 of title 28, United States Code, is amended by adding at the end the following new section:

“§ 1370. Multiparty, multiform jurisdiction

“(a) IN GENERAL.—The district courts shall have original jurisdiction of any civil action involving minimal diversity between adverse parties that arises from a single accident, where at least 25 natural persons have either died or incurred injury in the accident at a discrete location and, in the case of injury, the injury has resulted in damages which exceed \$50,000 per person, exclusive of interest and costs, if—

“(1) a defendant resides in a State and a substantial part of the accident took place in another State or other location, regardless of whether that defendant is also a resident of the State where a substantial part of the accident took place;

“(2) any two defendants reside in different States, regardless of whether such defendants are also residents of the same State or States; or

“(3) substantial parts of the accident took place in different States.

“(b) SPECIAL RULES AND DEFINITIONS.—For purposes of this section—

“(1) minimal diversity exists between adverse parties if any party is a citizen of a State and any adverse party is a citizen of another State, a citizen or subject of a foreign state, or a foreign state as defined in section 1603(a) of this title;

“(2) a corporation is deemed to be a citizen of any State, and a citizen or subject of any foreign state, in which it is incorporated or has its principal place of business, and is deemed to be a resident of any State in which it is incorporated or licensed to do business or is doing business;

“(3) the term ‘injury’ means—

“(A) physical harm to a natural person; and

“(B) physical damage to or destruction of tangible property, but only if physical harm described in subparagraph (A) exists;

“(4) the term ‘accident’ means a sudden accident, or a natural event culminating in an accident, that results in death or injury incurred at a discrete location by at least 25 natural persons; and

“(5) the term ‘State’ includes the District of Columbia, the Commonwealth of Puerto Rico, and any territory or possession of the United States.

“(c) INTERVENING PARTIES.—In any action in a district court which is or could have been brought, in whole or in part, under this section, any person with a claim arising from the accident described in subsection (a) shall be permitted to intervene as a party plaintiff in the action, even if that person could not have brought an action in a district court as an original matter.

“(d) NOTIFICATION OF JUDICIAL PANEL ON MULTIDISTRICT LITIGATION.—A district court in which an action under this section is pending shall promptly notify the judicial panel on multidistrict litigation of the pendency of the action.”.

(2) CONFORMING AMENDMENT.—The table of sections at the beginning of chapter 85 of title 28, United States Code, is amended by adding at the end the following new item:

“1370. Multiparty, multiform jurisdiction.”.

(b) VENUE.—Section 1391 of title 28, United States Code, is amended by adding at the end the following:

“(g) A civil action in which jurisdiction of the district court is based upon section 1370 of this title may be brought in any district in which any defendant resides or in which a substantial part of the accident giving rise to the action took place.”.

(c) MULTIDISTRICT LITIGATION.—Section 1407 of title 28, United States Code, is amended by adding at the end the following:

“(i)(1) In actions transferred under this section when jurisdiction is or could have been based, in whole or in part, on section 1370 of this title, the transferee district court may, notwithstanding any other provision of this section, retain actions so transferred for the determination of liability and punitive damages. An action retained for the determination of liability shall be remanded to the district court from which the action was transferred, or to the State court from which the action was removed, for the determination of damages, other than punitive damages, unless the court finds, for the convenience of parties and witnesses and in the interest of justice, that the action should be retained for the determination of damages.

“(2) Any remand under paragraph (1) shall not be effective until 60 days after the transferee court has issued an order determining liability and has certified its intention to remand some or all of the transferred actions for the determination of damages. An appeal with respect to the liability determination and the choice of law determination of the transferee court may be taken during that 60-day period to the court of appeals with appellate jurisdiction over the transferee court. In the event a party files such an appeal, the remand shall not be effective until the appeal has been finally disposed of. Once the remand has become effective, the liability determination and the choice of law determination shall not be subject to further review by appeal or otherwise.

“(3) An appeal with respect to determination of punitive damages by the transferee court may be taken, during the 60-day period beginning on the date the order making the determination is issued, to the court of appeals with jurisdiction over the transferee court.

“(4) Any decision under this subsection concerning remand for the determination of damages shall not be reviewable by appeal or otherwise.

“(5) Nothing in this subsection shall restrict the authority of the transferee court to transfer or dismiss an action on the ground of inconvenient forum.”.

(d) REMOVAL OF ACTIONS.—Section 1441 of title 28, United States Code, is amended—

(1) in subsection (e) by striking “(e) The court to which such civil action is removed” and inserting “(f) The court to which a civil action is removed under this section”; and

(2) by inserting after subsection (d) the following new subsection:

“(e)(1) Notwithstanding the provisions of subsection (b) of this section, a defendant in a civil action in a State court may remove the action to the district court of the United States for the district and division embracing the place where the action is pending if—

“(A) the action could have been brought in a United States district court under section 1370 of this title; or

“(B) the defendant is a party to an action which is or could have been brought, in whole or in part, under section 1370 in a United States district court and arises from the same accident as the action in State court, even if the action to be removed could not have been brought in a district court as an original matter.

The removal of an action under this subsection shall be made in accordance with

section 1446 of this title, except that a notice of removal may also be filed before trial of the action in State court within 30 days after the date on which the defendant first becomes a party to an action under section 1370 in a United States district court that arises from the same accident as the action in State court, or at a later time with leave of the district court.

“(2) Whenever an action is removed under this subsection and the district court to which it is removed or transferred under section 1407(i) has made a liability determination requiring further proceedings as to damages, the district court shall remand the action to the State court from which it had been removed for the determination of damages, unless the court finds that, for the convenience of parties and witnesses and in the interest of justice, the action should be retained for the determination of damages.

“(3) Any remand under paragraph (2) shall not be effective until 60 days after the district court has issued an order determining liability and has certified its intention to remand the removed action for the determination of damages. An appeal with respect to the liability determination and the choice of law determination of the district court may be taken during that 60-day period to the court of appeals with appellate jurisdiction over the district court. In the event a party files such an appeal, the remand shall not be effective until the appeal has been finally disposed of. Once the remand has become effective, the liability determination and the choice of law determination shall not be subject to further review by appeal or otherwise.

“(4) Any decision under this subsection concerning remand for the determination of damages shall not be reviewable by appeal or otherwise.

“(5) An action removed under this subsection shall be deemed to be an action under section 1370 and an action in which jurisdiction is based on section 1368 of this title for purposes of this section and sections 1407, 1660, 1697, and 1785 of this title.

“(6) Nothing in this subsection shall restrict the authority of the district court to transfer or dismiss an action on the ground of inconvenient forum.”.

(e) CHOICE OF LAW.—

(1) DETERMINATION BY THE COURT.—Chapter 111 of title 28, United States Code, is amended by adding at the end the following new section:

“§ 1660. Choice of law in multiparty, multiforum actions

“(a) FACTORS.—In an action which is or could have been brought, in whole or in part, under section 1370 of this title, the district court in which the action is brought or to which it is removed shall determine the source of the applicable substantive law, except that if an action is transferred to another district court, the transferee court shall determine the source of the applicable substantive law. In making this determination, a district court shall not be bound by the choice of law rules of any State, and the factors that the court may consider in choosing the applicable law include—

“(1) the place of the injury;

“(2) the place of the conduct causing the injury;

“(3) the principal places of business or domiciles of the parties;

“(4) the danger of creating unnecessary incentives for forum shopping; and

“(5) whether the choice of law would be reasonably foreseeable to the parties.

The factors set forth in paragraphs (1) through (5) shall be evaluated according to their relative importance with respect to the particular action. If good cause is shown in exceptional cases, including constitutional reasons, the court may allow the law of more

than one State to be applied with respect to a party, claim, or other element of an action.

“(b) ORDER DESIGNATING CHOICE OF LAW.—The district court making the determination under subsection (a) shall enter an order designating the single jurisdiction whose substantive law is to be applied in all other actions under section 1370 arising from the same accident as that giving rise to the action in which the determination is made. The substantive law of the designated jurisdiction shall be applied to the parties and claims in all such actions before the court, and to all other elements of each action, except where Federal law applies or the order specifically provides for the application of the law of another jurisdiction with respect to a party, claim, or other element of an action.

“(c) CONTINUATION OF CHOICE OF LAW AFTER REMAND.—In an action remanded to another district court or a State court under section 1407(i)(1) or 1441(e)(2) of this title, the district court’s choice of law under subsection (b) shall continue to apply.”.

(2) CONFORMING AMENDMENT.—The table of sections at the beginning of chapter 111 of title 28, United States Code, is amended by adding at the end the following new item:

“1660. Choice of law in multiparty, multiforum actions.”.

(f) SERVICE OF PROCESS.—

(1) OTHER THAN SUBPOENAS.—(A) Chapter 113 of title 28, United States Code, is amended by adding at the end the following new section:

“§ 1697. Service in multiparty, multiforum actions

“When the jurisdiction of the district court is based in whole or in part upon section 1370 of this title, process, other than subpoenas, may be served at any place within the United States, or anywhere outside the United States if otherwise permitted by law.”.

(B) The table of sections at the beginning of chapter 113 of title 28, United States Code, is amended by adding at the end the following new item:

“1697. Service in multiparty, multiforum actions.”.

(2) SERVICE OF SUBPOENAS.—(A) Chapter 117 of title 28, United States Code, is amended by adding at the end the following new section:

“§ 1785. Subpoenas in multiparty, multiforum actions

“When the jurisdiction of the district court is based in whole or in part upon section 1370 of this title, a subpoena for attendance at a hearing or trial may, if authorized by the court upon motion for good cause shown, and upon such terms and conditions as the court may impose, be served at any place within the United States, or anywhere outside the United States if otherwise permitted by law.”.

(B) The table of sections at the beginning of chapter 117 of title 28, United States Code, is amended by adding at the end the following new item:

“1785. Subpoenas in multiparty, multiforum actions.”.

(g) EFFECTIVE DATE.—The amendments made by this section shall apply to a civil action if the accident giving rise to the cause of action occurred on or after the 90th day after the date of the enactment of this Act.

SEC. 8. APPEALS OF MERIT SYSTEMS PROTECTION BOARD.

(a) APPEALS.—Section 7703 of title 5, United States Code, is amended—

(1) in subsection (b)(1), by striking “30” and inserting “60”; and

(2) in the first sentence of subsection (d), by inserting after “filing” the following: “,

within 60 days after the date the Director received notice of the final order or decision of the Board.”.

(b) **EFFECTIVE DATE.**—The amendments made by subsection (a) take effect on the date of the enactment of this Act and apply to any administrative or judicial proceeding pending on that date or commenced on or after that date.

SEC. 9. EXTENSION OF JUDICIARY INFORMATION TECHNOLOGY FUND.

Section 612 of title 28, United States Code, is amended—

(1) by striking “equipment” each place it appears and inserting “resources”;

(2) by striking subsection (f) and redesignating subsequent subsections accordingly;

(3) in subsection (g), as so redesignated, by striking paragraph (3); and

(4) in subsection (i), as so redesignated—

(A) by striking “Judiciary” each place it appears and inserting “judiciary”;

(B) by striking “subparagraph (c)(1)(B)” and inserting “subsection (c)(1)(B)”;

(C) by striking “under (c)(1)(B)” and inserting “under subsection (c)(1)(B)”.

SEC. 10. OFFSETTING RECEIPTS.

For fiscal year 1999 and thereafter, any portion of miscellaneous fees collected as prescribed by the Judicial Conference of the United States pursuant to sections 1913, 1914(b), 1926(a), 1930(b), and 1932 of title 28, United States Code, exceeding the amount of such fees in effect on September 30, 1998, shall be deposited into the special fund of the Treasury established under section 1931 of title 28, United States Code.

SEC. 11. MEMBERSHIP IN CIRCUIT JUDICIAL COUNCILS.

Section 332(a) of title 28, United States Code, is amended—

(1) by striking paragraph (1) and inserting the following:

“(1) The chief judge of each judicial circuit shall call and preside at a meeting of the judicial council of the circuit at least twice in each year and at such places as he or she may designate. The council shall consist of an equal number of circuit judges (including the chief judge of the circuit) and district judges, as such number is determined by majority vote of all such judges of the circuit in regular active service.”;

(2) by striking paragraph (3) and inserting the following:

“(3) Except for the chief judge of the circuit, either judges in regular active service or judges retired from regular active service under section 371(b) of this title may serve as members of the council.”; and

(3) by striking “retirement,” in paragraph (5) and inserting “retirement under section 371(a) or section 372(a) of this title.”.

SEC. 12. SUNSET OF CIVIL JUSTICE EXPENSE AND DELAY REDUCTION PLANS.

Section 103(b)(2)(A) of the Civil Justice Reform Act of 1990 (Public Law 101-650; 104 Stat. 5096; 28 U.S.C. 471 note), as amended by Public Law 105-53 (111 Stat. 1173), is amended by inserting “471,” after “sections”.

SEC. 13. CREATION OF CERTIFYING OFFICERS IN THE JUDICIAL BRANCH.

(a) **APPOINTMENT OF DISBURSING AND CERTIFYING OFFICERS.**—Chapter 41 of title 28, United States Code, is amended by adding at the end the following new section:

“§ 613. Disbursing and certifying officers

“(a) **DISBURSING OFFICERS.**—The Director may designate in writing officers and employees of the judicial branch of the Government, including the courts as defined in section 610 other than the Supreme Court, to be disbursing officers in such numbers and locations as the Director considers necessary. Such disbursing officers shall—

“(1) disburse moneys appropriated to the judicial branch and other funds only in strict

accordance with payment requests certified by the Director or in accordance with subsection (b);

“(2) examine payment requests as necessary to ascertain whether they are in proper form, certified, and approved; and

“(3) be held accountable for their actions as provided by law, except that such a disbursing officer shall not be held accountable or responsible for any illegal, improper, or incorrect payment resulting from any false, inaccurate, or misleading certificate for which a certifying officer is responsible under subsection (b).

“(b) **CERTIFYING OFFICERS.**—(1) The Director may designate in writing officers and employees of the judicial branch of the Government, including the courts as defined in section 610 other than the Supreme Court, to certify payment requests payable from appropriations and funds. Such certifying officers shall be responsible and accountable for—

“(A) the existence and correctness of the facts recited in the certificate or other request for payment or its supporting papers;

“(B) the legality of the proposed payment under the appropriation or fund involved; and

“(C) the correctness of the computations of certified payment requests.

“(2) The liability of a certifying officer shall be enforced in the same manner and to the same extent as provided by law with respect to the enforcement of the liability of disbursing and other accountable officers. A certifying officer shall be required to make restitution to the United States for the amount of any illegal, improper, or incorrect payment resulting from any false, inaccurate, or misleading certificates made by the certifying officer, as well as for any payment prohibited by law or which did not represent a legal obligation under the appropriation or fund involved.

“(c) **RIGHTS.**—A certifying or disbursing officer—

“(1) has the right to apply for and obtain a decision by the Comptroller General on any question of law involved in a payment request presented for certification; and

“(2) is entitled to relief from liability arising under this section in accordance with title 31, United States Code.

“(d) **OTHER AUTHORITY NOT AFFECTED.**—Nothing in this section affects the authority of the courts with respect to moneys deposited with the courts under chapter 129 of this title.”.

(b) **CONFORMING AMENDMENT.**—The table of sections for chapter 41 of title 28, United States Code, is amended by adding at the end the following item:

“613. Disbursing and certifying officers.”.

(c) **DUTIES OF DIRECTOR.**—Paragraph (8) of subsection (a) of section 604 of title 28, United States Code, is amended to read as follows:

“(8) Disburse appropriations and other funds for the maintenance and operation of the courts;”.

SEC. 14. LIMITATION ON PRISONER RELEASE ORDERS.

(a) **IN GENERAL.**—Chapter 99 of title 28, United States Code, is amended by adding at the end the following new section:

“§ 1632. Limitation on prisoner release orders

“(a) **LIMITATION.**—Notwithstanding section 3626(a)(3) of title 18 or any other provision of law, in a civil action with respect to prison conditions, no court of the United States or other court listed in section 610 shall have jurisdiction to enter or carry out any prisoner release order that would result in the release from or nonadmission to a prison, on the basis of prison conditions, of any person subject to incarceration, detention, or ad-

mission to a facility because of a conviction of a felony under the laws of the relevant jurisdiction, or a violation of the terms or conditions of parole, probation, pretrial release, or a diversionary program, relating to the commission of a felony under the laws of the relevant jurisdiction.

“(b) **DEFINITIONS.**—As used in this section—

“(1) the terms ‘civil action with respect to prison conditions’, ‘prisoner’, ‘prisoner release order’, and ‘prison’ have the meanings given those terms in section 3626(g) of title 18; and

“(2) the term ‘prison conditions’ means conditions of confinement or the effects of actions by government officials on the lives of persons confined in prison.

(b) **CONFORMING AMENDMENT.**—The table of sections for chapter 99 of title 28, United States Code, is amended by adding at the end the following new item:

“1632. Limitation on prisoner release orders.”.

(c) **CONSENT DECREES.**—

(1) **TERMINATION OF EXISTING CONSENT DECREES.**—Any consent decree that was entered into before the date of the enactment of the Prison Litigation Reform Act of 1995, that is in effect on the day before the date of the enactment of this Act, and that provides for remedies relating to prison conditions shall cease to be effective on the date of the enactment of this Act.

(2) **DEFINITIONS.**—As used in this subsection—

(A) the term “consent decree” has the meaning given that term in section 3626(g) of title 18, United States Code; and

(B) the term “prison conditions” has the meaning given that term in section 1632(c) of title 28, United States Code, as added by subsection (a) of this section.

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. SNOWBARGER, announced that the yeas had it.

So the bill was passed.

A motion to reconsider the vote whereby 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.

§33.18 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. CANADY, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to correct section numbers, cross references, and punctuation, and to make such stylistic, clerical, technical, conforming, and other changes as may be necessary to reflect the actions of the House in amending the bill.

§33.19 EMERGENCY SUPPLEMENTAL APPROPRIATIONS

On motion of Mr. LIVINGSTON, by unanimous consent, the bill (H.R. 3579) making emergency supplemental appropriations 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. LIVINGSTON, 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.

¶33.20 MOTION TO INSTRUCT
CONFEREES—H.R. 3579

Mr. OBEY moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on H.R. 3579, be instructed:

Within the scope of the conference, to agree to funding for the International Monetary Fund consistent with the terms, conditions, and provisions of H.R. 3114, as reported by the Committee on Banking and Financial Services.

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. SNOWBARGER, announced that the nays had it.

Mr. OBEY demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas 186
negative } Nays 222

¶33.21 [Roll No. 109]
AYES—186

Abercrombie	Ford	Lofgren
Ackerman	Frank (MA)	Lowe
Allen	Frost	Luther
Andrews	Furse	Maloney (CT)
Baessler	Gejdenson	Maloney (NY)
Baldacci	Gephardt	Manton
Barrett (NE)	Gilchrest	Markey
Barrett (WI)	Gilman	Martinez
Becerra	Gordon	Mascara
Bentsen	Green	Matsui
Bereuter	Gutierrez	McCarthy (MO)
Berman	Hall (OH)	McCarthy (NY)
Blagojevich	Hamilton	McDermott
Blumenauer	Harman	McGovern
Bonior	Hefner	McHale
Borski	Hilliard	McIntyre
Boswell	Hinche	McNulty
Boucher	Hinojosa	Meehan
Boyd	Holden	Meeks (NY)
Brown (CA)	Hooley	Menendez
Brown (FL)	Houghton	Millender-
Capps	Hoyer	McDonald
Cardin	Jackson (IL)	Minge
Castle	Jackson-Lee	Mink
Christensen	(TX)	Moakley
Clayton	John	Moran (VA)
Clement	Johnson (CT)	Murtha
Clyburn	Johnson (WI)	Nadler
Coyne	Johnson, E. B.	Neal
Cramer	Kanjorski	Ney
Cummings	Kennedy (MA)	Nussle
Davis (FL)	Kennedy (RI)	Oberstar
Davis (IL)	Kennelly	Obey
Davis (VA)	Kildee	Olver
DeGette	Kilpatrick	Owens
Delahunt	Kind (WI)	Pallone
DeLauro	Kleccka	Pascrell
Deutsch	Kolbe	Pastor
Dicks	LaFalce	Payne
Dingell	LaHood	Pelosi
Doggett	Lampson	Pickett
Dooley	Lantos	Pomeroy
Edwards	Latham	Porter
Engel	LaTourette	Price (NC)
Eshoo	Lazio	Rangel
Etheridge	Leach	Rivers
Farr	Lee	Rodriguez
Fawell	Levin	Roemer
Fazio	Lewis (GA)	Rothman

Roukema	Skeen
Roybal-Allard	Skelton
Rush	Slaughter
Sabo	Smith, Adam
Sanchez	Snyder
Sandlin	Spratt
Sawyer	Stabenow
Schumer	Stenholm
Scott	Stokes
Serrano	Stupak
Shays	Tauscher
Sherman	Thurman
Sisisky	Tierney
Skaggs	Torres

NOES—222

Aderholt	Gallegly
Archer	Ganske
Armey	Gekas
Bachus	Gibbons
Baker	Gillmor
Ballenger	Goode
Barcia	Goodlatte
Barr	Goodling
Bartlett	Goss
Barton	Graham
Bass	Granger
Berry	Greenwood
Bilbray	Gutknecht
Bilirakis	Hall (TX)
Bishop	Hansen
Bliley	Hastings (WA)
Blunt	Hayworth
Boehert	Hefley
Bonilla	Herger
Bono	Hill
Brady	Hilleary
Brown (OH)	Hobson
Bryant	Hoekstra
Bunning	Horn
Burton	Hostettler
Buyer	Hulshof
Callahan	Hunter
Calvert	Hutchinson
Camp	Hyde
Campbell	Inglis
Canady	Jenkins
Cannon	Johnson, Sam
Carson	Jones
Chabot	Kasich
Chambliss	Kelly
Chenoweth	Kim
Coburn	King (NY)
Collins	Kingston
Combest	Klink
Condit	Klug
Conyers	Knollenberg
Cook	Kucinich
Cooksey	Largent
Costello	Lewis (CA)
Cox	Lewis (KY)
Crane	Linder
Crapo	Lipinski
Cubin	Livingston
Cunningham	LoBiondo
Danner	Lucas
Deal	Manzullo
DeFazio	McCollum
DeLay	McCrery
Diaz-Balart	McDade
Dickey	McHugh
Doolittle	McInnis
Doyle	McIntosh
Dreier	McKeon
Duncan	McKinney
Dunn	Metcalf
Ehlers	Mica
Ehrlich	Miller (CA)
Emerson	Mollohan
English	Moran (KS)
Ensign	Myrick
Evans	Nethercutt
Everett	Neumann
Ewing	Northup
Filner	Norwood
Foley	Ortiz
Fossella	Oxley
Fowler	Packard
Franks (NJ)	Pappas
Frelinghuysen	Parker

NOT VOTING—24

Bateman	Fox	Miller (FL)
Boehner	Gonzalez	Morella
Burr	Hastert	Paxon
Clay	Hastings (FL)	Poshard
Coble	Istook	Reyes
Dixon	Jefferson	Stark
Fattah	Kaptur	Tanner
Forbes	Meek (FL)	Yates

Towns
Turner
Velazquez
Vento
Visclosky
Waters
Watt (NC)
Waxman
Wexler
Weygand
Wise
Woolsey
Wynn

So the motion to instruct the managers on the part of the House was not agreed to.

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

¶33.22 APPOINTMENT OF CONFEREES—
H.R. 3579

Thereupon, the SPEAKER pro tempore, Mr. LAHOOD, by unanimous consent, appointed Messrs. LIVINGSTON, MCDADE, YOUNG of Florida, REGULA, LEWIS of California, PORTER, ROGERS, SKEEN, WOLF, KOLBE, PACKARD, CALAHAN, WALSH, OBEY, YATES, STOKES, MURTHA, SABO, FAZIO, HOYER, Mses. KAPTUR, and PELOSI, as managers on the part of the House at said conference.

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

¶33.23 CHILD SUPPORT PERFORMANCE

On motion of Mr. SHAW, by unanimous consent, the bill (H.R. 3130) to provide for an alternative penalty procedure for States that fail to meet Federal child support data processing requirements, to reform Federal incentive payments for effective child support performance, and to provide for a more flexible penalty procedure for States that violate interjurisdictional adoption requirements; together with the amendments of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. SHAW, it was,

Resolved, That the House disagree to the amendments of the Senate and ask a conference with the Senate on the disagreeing votes of the two Houses thereon.

Thereupon, the SPEAKER pro tempore, Mr. LAHOOD, by unanimous consent, appointed of the following Members as managers on the part of the House at said conference:

From the Committee on Ways and Means, for consideration of the House bill and Senate amendments and modifications committed to conference:

Messrs. ARCHER, SHAW, CAMP, RANGEL, and LEVIN.

As additional conferees from the Committee on Education and the Workforce, for consideration of section 401 of the Senate amendment and modifications committed to conference:

Messrs. GOODLING, FAWELL, and PAYNE.

Ordered, That the Clerk notify the Senate thereof.

¶33.24 APPOINTMENT OF ADDITIONAL
CONFEREES—H.R. 2400

The SPEAKER pro tempore, Mr. LAHOOD, by unanimous consent, appointed the following Members as managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2400) to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes:

As additional conferees from the Committee on Science, for consideration of section 312(d) and Title VI of the House bill and sections 1119, 1206, and Title II of the Senate amendment and modifications committed to conference:

Mr. SENSENBRENNER, Mrs. MORELLA, and Mr. BROWN of California.

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

¶33.25 ADJOURNMENT OVER

On motion of Mr. DELAY, by unanimous consent,

Ordered, That when the House adjourns today it adjourn to meet on Monday, April 27, 1998 at 2:00 p.m.

¶33.26 HOUR OF MEETING

On motion of Mr. DELAY, by unanimous consent,

Ordered, That when the House adjourns on Monday, April 27, 1998, it adjourn to meet at 12:30 p.m. on Tuesday, April 28, 1998 for "morning-hour debate".

¶33.27 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. DELAY, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, April 29, 1998, under clause 7, rule XXIV, the Calendar Wednesday rule, be dispensed with.

¶33.28 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mrs. MEEK, for today after 2 p.m.;
To Mr. MILLER of Florida, for today after 1 p.m.; and

To Mr. YATES, for today after 6 p.m.
And then,

¶33.29 ADJOURNMENT

On motion of Mr. PALLONE, at 9 o'clock and 50 minutes p.m., the House adjourned.

¶33.30 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. ARCHER: Committee on Ways and Means. H.R. 3546. A bill to provide for a national dialogue on Social Security and to establish the bipartisan panel to design long-range Social Security reform: with an amendment (Rept. No. 105-493). Referred to the Committee of the Whole House on the State of the Union.

¶33.31 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. McINNIS:

H.R. 3715. A bill to authorize the Secretary of the Interior to convey the facilities of the Pine River Project, to allow jurisdictional transfer of lands between the Department of Agriculture, Forest Service, and the Department of the Interior, Bureau of Reclamation, and the Bureau of Indian Affairs, and for

other purposes; to the Committee on Resources.

By Mrs. LOWEY (for herself and Mrs. MORELLA):

H.R. 3716. A bill to amend the Public Health Service Act to extend the program of research on breast cancer; to the Committee on Commerce.

By Mr. SOLOMON (for himself, Mr. WICKER, Mr. HASTERT, Mr. BARR of Georgia, and Mr. DELAY):

H.R. 3717. A bill to prohibit the expenditure of Federal funds for the distribution of needles or syringes for the hypodermic injection of illegal drugs; to the Committee on Commerce.

By Mr. DELAY:

H.R. 3718. A bill to limit the jurisdiction of the Federal courts with respect to prison release orders; to the Committee on the Judiciary.

By Mr. BARTLETT of Maryland:

H.R. 3719. A bill to authorize the construction of a monument to honor those who have served the Nation's civil defense and emergency management programs; to the Committee on Resources.

By Mr. DELAY (for himself, Mr. KING of New York, Mr. SOLOMON, Mr. LIVINGSTON, Mr. ARCHER, Mr. STUMP, Mr. DOOLITTLE, Mr. CUNNINGHAM, Mr. ROHRBACHER, Mr. PAUL, Mr. HERGER, Mr. CANADY of Florida, and Mr. HILLEARY):

H.R. 3720. A bill to repeal the Bilingual Education Act and for certain other purposes; to the Committee on Education and the Workforce.

By Mr. BASS:

H.R. 3721. A bill to amend the Federal Election Campaign Act of 1971 to reform the financing of campaigns for election for Federal office, and for other purposes; to the Committee on House Oversight, and in addition to the Committees on the Judiciary, and Government Reform and Oversight, 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. CHRISTENSEN (for himself, Mr. BARTLETT of Maryland, Mr. BE-REUTER, Mr. BURR of North Carolina, Mrs. CUBIN, Mr. DOOLITTLE, Ms. DUNN of Washington, Mrs. EMERSON, Mr. ENSIGN, Mr. GANSKE, Mr. HOEKSTRA, Mr. ISTOOK, Mr. MANZULLO, Mrs. MYRICK, Ms. PRYCE of Ohio, Mr. RAMSTAD, Mr. SESSIONS, Mr. SENSENBRENNER, Mr. SHADEGG, Mr. SISISKY, Mr. TALENT, Mr. THOMAS, Mr. TRAFICANT, and Mr. WOLF):

H.R. 3722. A bill to amend the Internal Revenue Code of 1986 to clarify the standards used for determining whether individuals are not employees; to the Committee on Ways and Means.

By Mr. COBLE:

H.R. 3723. A bill to authorize funds for the payment of salaries and expenses of the Patent and Trademark Office, and for other purposes; to the Committee on the Judiciary.

By Mr. CUMMINGS (for himself, Ms. KILPATRICK, Ms. DELAURO, Ms. PELOSI, Mr. PALLONE, Mr. MEEHAN, Mr. FROST, Mr. HOYER, Mr. COYNE, Ms. BROWN of Florida, Mr. JACKSON, Mr. SCOTT, Mr. OLVER, Mr. LEWIS of Georgia, Mr. NADLER, Mr. HILLIARD, Ms. SLAUGHTER, Mr. LANTOS, Mr. KENNEDY of Massachusetts, Mr. RUSH, Mr. FRANK of Massachusetts, Mrs. MALONEY of New York, Mr. STARK, Mr. MOAKLEY, Ms. LOFGREN, Mr. OWENS, Mr. KUCINICH, Mr. BORSKI, Mr. GONZALEZ, Mr. BARRETT of Wisconsin, Mr. THOMPSON, Mr. MEEKS of New York, Mr. BONIOR, Mr. CLAY, Mr. DAVIS of Illinois, and Mr. PAYNE):

H.R. 3724. A bill to provide for the continuation of the demonstration program, known as the Healthy Start Initiative, that is carried out by the Secretary of Health and Human Services as a program of grants to reduce the rate of infant mortality; to the Committee on Commerce.

By Mr. GREENWOOD:

H.R. 3725. A bill to make the Occupational Safety and Health Act of 1970 applicable to the United States Postal Service in the same manner as any other employer; to the Committee on Education and the Workforce, and in addition to the Committee on Government Reform and Oversight, 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. GUTIERREZ:

H.R. 3726. A bill to amend the Electronic Fund Transfer Act to require additional disclosures relating to exchange rates in transfers involving international transactions; to the Committee on Banking and Financial Services.

By Mr. LAZIO of New York (for himself, Mr. QUINN, Mr. HORN, and Mr. BOEHLERT):

H.R. 3727. A bill to provide loan forgiveness for individuals who earn a degree in early childhood education, and enter and remain employed in the early child care profession, to provide loan cancellation for certain child care providers, and for other purposes; to the Committee on Education and the Workforce.

By Mr. OBEY:

H.R. 3728. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act and other laws to return primary responsibility for disaster relief to the States, to establish a private corporation to insure States against risks and costs of disasters otherwise borne by the States, and to provide for reimbursable Federal assistance to States for activities in response to disasters, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Agriculture, Small Business, and Banking and Financial Services, 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 Ms. PRYCE of Ohio:

H.R. 3729. A bill to ensure that prisoners are not permitted unsupervised access to any interactive computer service; to the Committee on the Judiciary.

By Mr. SHAW (for himself and Mr. JEFFERSON):

H.R. 3730. A bill to amend the Internal Revenue Code of 1986 to provide for the elimination of certain foreign base company shipping income from foreign base company income; to the Committee on Ways and Means.

By Mr. SKEEN (for himself, Mr. REDMOND, Mr. SENSENBRENNER, and Mr. PICKERING):

H.R. 3731. A bill to designate the auditorium located within the Sandia Technology Transfer Center in Albuquerque, New Mexico, as the "Steve Schiff Auditorium"; to the Committee on National Security.

By Mr. TIAHRT:

H.R. 3732. A bill to amend title II of the Social Security Act to waive the waiting period otherwise required for disability beneficiaries in the case of individuals suffering from terminal illnesses with not more than six months to live, and to amend titles II and XVI of such Act to provide for appropriate treatment of prisoners; to the Committee on Ways and Means.

33.32 MEMORIALS

Under clause 4 of rule XXII, memorials were presented and referred as follows:

282. The SPEAKER presented a memorial of the Legislature of the State of Colorado, relative to House Joint Resolution 98-1013 memorializing the relocation of the exchange and commissary at Fitzsimons Army Garrison to new facilities to be constructed at Buckley Air National Guard Base; to the Committee on National Security.

283. Also, a memorial of the Legislature of the State of Kansas, relative to House Concurrent Resolution No. 5035 memorializing the Congress not to take action to mandate competition in retail sales of electricity and to leave that responsibility to the individual states; to the Committee on Commerce.

284. Also, a memorial of the House of Representatives of the State of Pennsylvania, relative to House Resolution 294 memorializing the Congress of the United States and the Federal Communications Commission to all state regulatory agencies the flexibility they need to conserve available telephone numbers and so extend the useful lives of existing area codes; to the Committee on Commerce.

285. Also, a memorial of the Legislature of the Commonwealth of Pennsylvania, relative to House Resolution 388 memorializing Congress to authorize a ten-year extension of the Delaware and Lehigh Navigation Canal National Heritage Corridor Act and to authorize continued Federal support for corridor projects; to the Committee on Resources.

286. Also, a memorial of the Senate of the State of Kansas, relative to Senate Resolution No. 1835 memorializing the United States Congress to enact legislation on taxation of electronic commerce that will treat in-state and out-of-state retailers in an equitable fashion and help preserve the integrity of the tax systems of state and local governments; to the Committee on the Judiciary.

287. Also, a memorial of the House of Representatives of the State of Pennsylvania, relative to House Resolution 296 memorializing the Congress of the United States to enact legislation directing the Environmental Protection Agency to return no less than 80% of all fines and penalties collected from any municipality, its authorities or agencies to same for the rehabilitation of the existing facilities to required environmental standards; to the Committee on Transportation and Infrastructure.

288. Also, a memorial of the Senate of the State of Tennessee, relative to Senate Resolution No. 106 memorializing the United States Congress to maintain the incentive grant approach to accomplishing the shared public safety objectives and to refrain from imposing federal mandates to accomplish such objectives; to the Committee on Transportation and Infrastructure.

289. Also, a memorial of the Legislature of the State of Idaho, relative to Senate Joint Memorial No. 106 memorializing the U.S. Army Corps of Engineers and the Bonneville Power Administration to reassess the most recent program recommendations and retain a policy of spreading the risks to assure perpetuation of the salmon fish run in the Salmon and Columbia river systems; jointly to the Committees on Transportation and Infrastructure and Resources.

33.33 ADDITIONAL SPONSORS

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

- H.R. 59: Mr. GOODLING.
- H.R. 66: Mrs. KELLY.
- H.R. 68: Ms. HOOLEY of Oregon.

H.R. 218: Mr. HALL of Ohio and Ms. DUNN of Washington.

H.R. 225: Mr. FOLEY.
H.R. 322: Mr. BOEHLERT.
H.R. 530: Mr. NEUMANN, Mr. ROYCE, Mr. SALMON, and Mr. GOODLATTE.

H.R. 619: Mr. HASTERT, Mr. TRAFICANT, and Mr. LAMPSON.

H.R. 716: Mr. MCCRERY.
H.R. 738: Mr. SMITH of Texas.

H.R. 814: Mr. BARRETT of Wisconsin.
H.R. 815: Mr. TRAFICANT and Mr. MEEKS of New York.

H.R. 860: Ms. EDDIE BERNICE JOHNSON of Texas and Ms. STABENOW.

H.R. 864: Ms. HOOLEY of Oregon, Mr. BORSKI, Mr. SISISKY, Mr. SCOTT, and Mr. KLECZKA.

H.R. 965: Ms. PRYCE of Ohio and Mr. RIGGS.
H.R. 979: Mr. SCHUMER, Mr. SESSIONS, Mr. GIBBONS, and Mr. STUPAK.

H.R. 991: Mr. TOWNS.
H.R. 1023: Mr. KLINK.

H.R. 1126: Mr. TURNER and Mr. POMBO.
H.R. 1231: Mr. PETERSON of Pennsylvania.

H.R. 1311: Mr. BONIOR.
H.R. 1320: Mr. BARRETT of Wisconsin and Mr. KILDEE.

H.R. 1356: Mr. RAHALL, Ms. GRANGER, and Ms. SANCHEZ.

H.R. 1398: Mr. OBERSTAR.
H.R. 1415: Mr. CUMMINGS.

H.R. 1492: Mr. CUNNINGHAM.
H.R. 1521: Mr. BOYD and Mr. MCCRERY.

H.R. 1570: Mr. SHERMAN.
H.R. 1689: Mr. RYUN.

H.R. 1766: Mr. DREIER, Ms. KILPATRICK, and Mr. HILLIARD.

H.R. 1773: Mr. BOYD.
H.R. 2009: Mr. CALVERT, Mr. HILLIARD, Mr. NEY, Mr. DEFAZIO and Ms. SANCHEZ.

H.R. 2019: Mr. CLEMENT.
H.R. 2020: Mr. MARTINEZ, Mr. CALVERT, Mr. FOX of Pennsylvania, Mr. SANDLIN, Mr. LANTOS, Mr. DOYLE, and Mr. MASCARA.

H.R. 2023: Mr. FROST, Mr. FILNER, Mr. LANTOS, Mr. BROWN of California, Mrs. MEEK of Florida, and Mr. KILDEE.

H.R. 2163: Ms. PRYCE of Ohio.
H.R. 2351: Mr. SCHUMER and Mr. FATTAH.

H.R. 2409: Mr. HINCHEY.
H.R. 2538: Mr. BARTON of Texas, Mr. BRADY, Ms. DUNN of Washington, Mr. FOSSELLA, Mr. HOSTETTLER, Mr. JONES, Mr. PAXON, Mr. RYUN, Mr. SNOWBARGER, Ms. FURSE, Mr. MARTINEZ, Mr. MORAN of Kansas, and Mr. LINDER.

H.R. 2549: Mr. PETERSON of Minnesota.
H.R. 2568: Mr. BERRY.

H.R. 2639: Ms. HARMAN and Mr. CONYERS.
H.R. 2671: Mr. NADLER.

H.R. 2678: Mr. FRANK of Massachusetts.
H.R. 2704: Mr. DIXON.

H.R. 2713: Mr. GUTIERREZ.
H.R. 2714: Mr. GIBBONS.

H.R. 2733: Mr. MURTHA, Mr. GUTIERREZ, Mr. DEAL of Georgia, Mr. YATES, Mr. CALLAHAN, Mr. SHAYS, Mr. RUSH, Mr. ANDREWS, Mr. MCCOLLUM, Mr. MCDERMOTT, Ms. LOFGREN, Mr. EVERETT, and Mr. MCNULTY.

H.R. 2752: Mr. KIM and Mr. DREIER.
H.R. 2829: Mr. ENSIGN.

H.R. 2876: Ms. STABENOW.
H.R. 2888: Mr. INGLIS of South Carolina and Mr. BERREUTER.

H.R. 2898: Mr. SANDERS.
H.R. 2912: Mr. DAVIS of Illinois.

H.R. 2921: Mr. CHAMBLISS, Mr. SANDERS, and Ms. KAPTUR.

H.R. 2929: Mr. LIVINGSTON.
H.R. 2949: Mr. LATHAM.

H.R. 2963: Ms. KILPATRICK, Mrs. MINK of Hawaii, Mr. STRICKLAND, and Mr. LANTOS.

H.R. 2983: Mr. DOYLE and Mr. MENENDEZ.
H.R. 2994: Ms. NORTON.

H.R. 3050: Mr. GONZALEZ.
H.R. 3081: Mr. ACKERMAN, Mr. MCGOVERN, Mr. GEJDENSON, and Ms. ESHOO.

H.R. 3107: Mr. TIERNEY, Mrs. MALONEY of New York, and Mr. BILIRAKIS.

H.R. 3121: Mr. BENTSEN.

H.R. 3126: Mr. DAVIS of Florida.

H.R. 3156: Mr. STRICKLAND.

H.R. 3167: Mrs. LOWEY, Mr. SCHUMER, Mr. BOEHLERT, Mr. MCHUGH, Mr. TOWNS, Mrs. MALONEY of New York, Mr. HINCHEY, Mr. QUINN, Mr. MCNULTY, Mr. MANTON, Ms. SLAUGHTER, Mr. FOSSELLA, Mr. ENGEL, Mr. MEEKS of New York, Mr. NADLER, Mr. WALSH, Ms. VELAZQUEZ, Mr. OWENS, Mr. SERRANO, Mr. GILMAN, Mr. SOLOMON, Mr. LAFALCE, Mr. HOUGHTON, Mrs. KELLY, Mr. RANGEL, and Mr. PAXON.

H.R. 3181: Mr. WYNN.

H.R. 3217: Mr. LEWIS of Georgia.

H.R. 3236: Mr. FRANKS of New Jersey, Ms. NORTON, Ms. RIVERS, Mrs. MORELLA, Mr. CANADY of Florida, Mr. BERREUTER, Mr. ARCHER, and Mr. MORAN of Virginia.

H.R. 3243: Mr. CANADY of Florida.

H.R. 3249: Mr. DAVIS of Illinois.

H.R. 3259: Mrs. CLAYTON.

H.R. 3281: Mr. COOK, Ms. HARMAN, and Mr. MARKEY.

H.R. 3295: Mr. COYNE, Ms. LEE, Mr. MCDERMOTT, Mr. MCHALE, Mr. KASICH, and Mr. ENGEL.

H.R. 3331: Mr. BOEHNER, Mr. CALVERT, and Mr. PAPPAS.

H.R. 3342: Mr. BARRETT of Wisconsin and Mr. OLVER.

H.R. 3379: Ms. ROS-LEHTINEN, Mr. MCDERMOTT, Mr. RUSH, and Mr. FROST.

H.R. 3396: Mr. SHAW, Mr. GOODLATTE, and Mr. TAYLOR of North Carolina.

H.R. 3441: Mr. BOEHLERT, Mr. TOWNS, Mr. WELDON of Pennsylvania, Mr. EHLERS, Mrs. ROUKEMA, Mr. PORTER, Mr. MCHUGH, and Ms. FURSE.

H.R. 3469: Mr. CUMMINGS, Mr. WEYGAND, Mr. KLINK, and Mr. LEWIS of Georgia.

H.R. 3506: Mr. BERRY, Ms. ESHOO, Mr. KOLBE, Mr. ROGAN, Mr. MILLER of California, Mr. MATSUI, Mr. JOHNSON of Wisconsin, Mr. PETERSON of Minnesota, Ms. STABENOW, Mr. REDMOND, Mr. FORBES, Mr. HALL of Texas, Mr. SHAW, and Mrs. ROUKEMA.

H.R. 3510: Mr. CLYBURN.

H.R. 3511: Mrs. JOHNSON of Connecticut, Mr. ENGLISH of Pennsylvania, Mr. STRICKLAND, Mr. CARDIN, Mr. MANZULLO, Mr. BURR of North Carolina, Mr. RANGEL, and Mr. BECERRA.

H.R. 3513: Mr. RANGEL, Mrs. THURMAN, and Mr. BALDACCI.

H.R. 3523: Mr. GOODE, Mr. HOSTETTLER, Mr. LAZIO of New York, Mr. REDMOND, Mr. WHITE, Mr. HOLDEN, Mr. TIERNEY, Mr. PICKERING, Mr. OXLEY, Mr. LEWIS of Kentucky, Mr. LATOURETTE, Mr. HULSHOF, Mr. KIND of Wisconsin, Mr. POMBO, Mr. DAVIS of Illinois, Mr. HILL, Mr. CRANE, and Mr. HINCHEY.

H.R. 3538: Mr. STARK, Mr. LEWIS of Georgia, and Mr. ROMERO-BARCELO.

H.R. 3552: Mr. HUTCHINSON and Mr. KINGSTON.

H.R. 3553: Mr. SERRANO, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BLAGOJEVICH, and Ms. ROS-LEHTINEN.

H.R. 3561: Mr. GUTIERREZ and Mr. OLVER.
H.R. 3567: Mr. LOBIONDO, Mr. SHAW, and Mr. WEYGAND.

H.R. 3568: Mr. SKEEN and Ms. DELAURO.
H.R. 3595: Mr. MORAN of Virginia and Mr. LAFALCE.

H.R. 3610: Mr. KENNEDY of Rhode Island, Mr. PETERSON of Pennsylvania, and Mr. COBURN.

H.R. 3613: Mr. COMBEST, Mr. STEARNS, Ms. NORTON, Mr. CALVERT, Ms. PRYCE of Ohio, Mr. BISHOP, Mr. HALL of Texas, Mr. ADERHOLT, Mr. HUTCHINSON, Mr. KENNEDY of Rhode Island, Mr. MCINTOSH, Mr. WOLF, Ms. SANCHEZ, Mr. MCKEON, Mr. WATKINS, Mr. EHRlich, Mr. FROST, Mr. HAYWORTH, Mr. KUCINICH, and Mr. BOYD.

H.R. 3624: Mr. FALEOMAVAEGA, Mr. PAYNE, Mr. FROST, Ms. KAPTUR, Mr. WAXMAN, Mr. SANDLIN, and Mr. POSHARD.

H.R. 3629: Mr. MCKEON.

H.R. 3651: Mr. ACKERMAN and Mr. HINCHEY.

H.R. 3652: Mr. FRANK of Massachusetts, Mrs. MALONEY of New York, Mr. BONIOR, Mr. DAVIS of Florida, Mr. GORDON, and Mr. TORRES.

H.R. 3659: Mr. CALLAHAN, Mr. GOODE, Mr. SESSIONS, Mr. ISTOOK, Mr. SMITH of Texas, and Mr. WYNN.

H.R. 3668: Mr. WATTS of Oklahoma and Mr. SPENCE.

H.R. 3672: Mr. LEWIS of Georgia, Mr. MOAKLEY, Mr. MCGOVERN, Mr. DELAHUNT, and Mr. GUTIERREZ.

H.J. Res. 89: Ms. KILPATRICK, Ms. STABENOW, and Mr. FROST.

H.J. Res. 99: Mr. FILNER, Mr. FRANKS of New Jersey, Mr. PASCRELL, and Mr. OLVER.

H. Con. Res. 36: Mr. ARMEY and Mr. HALL of Texas.

H. Con. Res. 52: Mrs. LINDA SMITH of Washington, Mr. WAMP, and Mr. DUNCAN.

H. Con. Res. 181: Ms. GRANGER, Mr. BOYD, Mr. GUTKNECHT, Mr. COSTELLO, Mr. BILBRAY, Mr. WELDON of Pennsylvania, Mr. COBLE, Mr. TALENT, Mr. SNYDER, Mr. SUNUNU, Mr. BOEHLERT, Mr. STARK, Mrs. CAPPS, Mr. SHUSTER, Mr. DAVIS of Illinois, Mr. MATSUI, Mr. MCHALE, Mr. LOBIONDO, Mr. MALONEY of Connecticut, Mr. TOWNS, Ms. HARMAN, Ms. KILPATRICK, Mr. MCKEON, Mr. CLAY, and Mr. GALLEGLY.

H. Con. Res. 217: Mr. CALVERT.

H. Con. Res. 225: Mrs. KELLY, Mr. WAXMAN, Ms. WOOLSEY, Mr. HILLIARD, Mr. GUTIERREZ, and Mr. FALEOMAVAEGA.

H. Con. Res. 228: Mr. BLUMENAUER and Mr. BARRETT of Wisconsin.

H. Con. Res. 229: Mr. BALDACCI, Mr. BLUMENAUER, Mr. CRANE, Mrs. CUBIN, Mr. DELAHUNT, Ms. ESHOO, Mr. FARR of California, Mr. FORD, Mr. GOSS, Mr. KIND of Wisconsin, Mrs. MCCARTHY of New York, Mr. MCDERMOTT, Mr. MURTHA, Mr. SALMON, Mr. DAN SCHAEFER of Colorado, Mr. SPRATT, Mr. SUNUNU, Mr. WALSH, Mr. WELDON of Pennsylvania, and Mr. WEXLER.

H. Con. Res. 239: Mr. GEJDENSON and Ms. WOOLSEY.

H. Con. Res. 249: Mr. FALEOMAVAEGA and Mr. POSHARD.

H. Res. 37: Mr. SAXTON, Mr. SABO, Mr. MICA, and Mr. STOKES.

H. Res. 399: Mr. MORAN of Kansas.

¶33.34 DELETIONS OF SPONSORS

Under clause 4 of rule XXII, sponsor was deleted from the public bill as follows:

H.R. 3156: Mr. COOKSEY.

MONDAY, APRIL 27, 1998 (34)

¶34.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. NETHERCUTT, who laid before the House the following communication:

WASHINGTON, DC,

April 27, 1998.

I hereby designate the Honorable GEORGE R. NETHERCUTT, Jr., to act as Speaker pro tempore on this day.

NEWT GINGRICH,

Speaker of the House of Representatives.

¶34.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. NETHERCUTT, announced he had examined and approved the Journal of the proceedings of Thursday, April 23, 1998.

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

¶34.3 COMMUNICATIONS

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

8663. A letter from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, transmitting the Service's final rule—Mediterranean Fruit Fly; Removal of Quarantined Area [Docket No. 97-056-9] received April 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8664. A letter from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, transmitting the Service's final rule—Mediterranean Fruit Fly; Removal of Quarantined Area [Docket No. 97-102-2] received April 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8665. A letter from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, transmitting the Service's final rule—Brucellosis in Cattle; State and Area Classifications; Georgia [Docket No. 98-018-1] received April 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8666. A letter from the Administrator, Foreign Agricultural Service, Department of Agriculture, transmitting the Department's final rule—Dairy Tariff-Rate Import Quota Licensing (7 CFR Part 6) received April 16, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8667. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Propiconazole; Extension of Tolerance for Emergency Exemptions [OPP-300637; FRL-5783-5] (RIN: 2070-AB78) received April 15, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8668. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Fenoxaprop-ethyl; Pesticide Tolerance [OPP-300635; FRL-5782-1] (RIN: 2070-AB78) received April 15, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8669. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Canola Oil; Exemption from the Requirement of a Tolerance [OPP-3000623; FRL-5773-9] received April 14, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8670. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Spinosad; Pesticide Tolerances [OPP-300644; FRL-5785-7] (RIN: 2070-AB78) received April 14, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8671. A letter from the Acting Deputy Chief for Operations, Forest Service, transmitting the Service's final rule—Notice, Comment, and Appeal Procedures for National Forest System Projects and Activities [36 CFR Part 215] received April 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8672. A letter from the Secretary of Defense, transmitting the Annual Report of the Reserve Forces Policy Board for Fiscal Year 1997, pursuant to 10 U.S.C. 113 (c) and (e); to the Committee on National Security.

8673. A letter from the Secretary of Transportation, transmitting the annual report of the Maritime Administration (MARAD) for Fiscal Year 1997, pursuant to 46 U.S.C. app. 1118; to the Committee on National Security.

8674. A letter from the Under Secretary for Acquisition and Technology, Department of Defense, transmitting the Department's certification that the survivability and lethality testing of the CH 47 Improved Cargo Helicopter (ICH) would be unreasonably expensive and impractical, pursuant to 10 U.S.C. 2313(c); to the Committee on National Security.

8675. A letter from the Acting Assistant Secretary for Reserve Affairs, Department of Defense, transmitting a delay in the report on Reserve retirement initiatives, pursuant to Public Law 104-201; to the Committee on National Security.

8676. A letter from the Acting Deputy Under Secretary (Logistics), Department of Defense, transmitting a request for deferment until August 1st off the report containing a plan to reduce overhead costs of the supply management activities of the Defense Logistics Agency (DLA) and the military departments (known as Inventory Control Points (ICPs) so that the overhead costs for each fiscal year after fiscal year 2000 do not exceed eight percent of net sales at standard price by Inventory Control Points during that year, pursuant to Public Law 105-85, section 394; to the Committee on National Security.

8677. A letter from the Acting Assistant Secretary for Health Affairs, Department of Defense, transmitting a report on the review of the maintenance medication dispensing policy with a view towards modifying the current policy to dispense maintenance medications for a 90-day period; to the Committee on National Security.

8678. A letter from the Secretary of Defense, transmitting a report on the premium collection procedures for the dental insurance programs, pursuant to Public Law 105-85, Section 733(c); to the Committee on National Security.

8679. A letter from the Secretary of Defense, transmitting a report that specifies for each military treatment facility the amount collected from third party payers during the preceding fiscal year, pursuant to 10 U.S.C. 1095; to the Committee on National Security.

8680. A letter from the Secretary of Defense, transmitting a report detailing the costs and savings attributable to base closures and realignments (BRAC), pursuant to Public Law 105-85, section 2824; to the Committee on National Security.

8681. A letter from the Secretary of Defense, transmitting a report on enlistment waiver trends for Fiscal Years 1991-1997, pursuant to Public Law 105-85, section 531; to the Committee on National Security.

8682. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the determination 98-18 that it is in the national interest for the Export-Import Bank to extend a loan, guarantee, insure or lease any product to Vietnam, pursuant to 12 U.S.C. 635(b)(2)(D)(iv); to the Committee on Banking and Financial Services.

8683. A letter from the Director, Office of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting the Corporation's final rule—Unsafe and Unsound Banking Practices [Docket No. 97-02] (RIN: 1557-AB56) received April 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

8684. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Federal Motor Vehicle Safety Standards; Occupant Crash Protection [Docket No. NHTSA-97-2714] (RIN: 2127-AG17) received April 1, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

8685. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Side Impact