

**SATURDAY, DECEMBER 19, 1998
(119)**

**¶119.1 DESIGNATION OF SPEAKER PRO
TEMPORE**

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

WASHINGTON, DC,
December 19, 1998.

I hereby designate the Honorable RAY LAHOOD to act as Speaker pro tempore on this day.

NEWT GINGRICH,
Speaker of the House of Representatives.

¶119.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. LAHOOD, announced he had examined and approved the Journal of the proceedings of Friday, December 19, 1998.

The question being put, *viva voce*,

Will the House agree to the Chair's approval of said Journal?

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

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

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 277
Nays 125

**¶119.3 [Roll No. 541]
YEAS—277**

Aderholt	Coburn	Goss
Andrews	Collins	Graham
Archer	Combest	Granger
Army	Conyers	Greenwood
Bachus	Cook	Gutknecht
Baker	Cooksey	Hall (TX)
Ballenger	Cox	Hamilton
Barcia	Crapo	Hansen
Barr	Cubin	Hastert
Barrett (NE)	Cummings	Hastings (WA)
Barrett (WI)	Cunningham	Hayworth
Bartlett	Danner	Hefley
Bass	Davis (FL)	Hegger
Bateman	Deal	Hill
Bentsen	DeLay	Hilleary
Bereuter	Diaz-Balart	Hobson
Berman	Dingell	Hoekstra
Bilbray	Doggett	Horn
Bilirakis	Dooley	Hosettler
Blagojevich	Doolittle	Houghton
Biley	Dreier	Hoyer
Blumenauer	Duncan	Hulshof
Blunt	Dunn	Hunter
Boehkert	Edwards	Hutchinson
Boehner	Ehlers	Hyde
Bonilla	Ehrlich	Inglis
Bono	Emerson	Istook
Boswell	Evans	Jackson (IL)
Boucher	Everett	Jenkins
Boyd	Ewing	John
Brady (TX)	Farr	Johnson (CT)
Bryant	Fawell	Johnson (WI)
Bunning	Foley	Jones
Burr	Forbes	Kaptur
Buyer	Fowler	Kasich
Callahan	Fox	Kelly
Calvert	Franks (NJ)	Kennedy (MA)
Camp	Frelinghuysen	Kildee
Campbell	Gallely	Kim
Canady	Ganske	Kind (WI)
Cannon	Gekas	King (NY)
Capps	Gibbons	Kingston
Cardin	Gilchrest	Kleczka
Castle	Gillmor	Kolbe
Chabot	Gilman	LaHood
Chambliss	Goode	Lampson
Christensen	Goodlatte	Latham
Clement	Goodling	LaTourette
Coble	Gordon	Lazio

Leach	Paxon	Smith (OR)
Lewis (CA)	Pease	Smith (TX)
Lewis (KY)	Peterson (PA)	Smith, Adam
Linder	Petri	Snowbarger
Lipinski	Pitts	Snyder
Livingston	Pombo	Solomon
LoBiondo	Porter	Spence
Lofgren	Portman	Spratt
Lowe	Quinn	Stabenow
Lucas	Radanovich	Stearns
Maloney (CT)	Rahall	Stenholm
Manzullo	Ramstad	Stokes
McCarthy (MO)	Redmond	Stump
McCollum	Regula	Sununu
McHale	Riley	Talent
McHugh	Rivers	Tanner
McInnis	Roemer	Tauzin
McIntosh	Rogan	Taylor (NC)
McIntyre	Rogers	Thomas
McKeon	Rohrabacher	Thornberry
McKinney	Ros-Lehtinen	Thune
Metcalfe	Rothman	Tiahrt
Mica	Roukema	Torres
Miller (FL)	Royce	Trafigant
Minge	Ryun	Upton
Moakley	Salmon	Walsh
Mollohan	Sanders	Wamp
Moran (KS)	Sandlin	Watkins
Moran (VA)	Sanford	Watt (NC)
Morella	Saxton	Watts (OK)
Murtha	Scarborough	Weldon (FL)
Myrick	Schaefer, Dan	Weldon (PA)
Nadler	Schumer	Weller
Nethercutt	Scott	Weygand
Neumann	Sensenbrenner	White
Ney	Shadegg	Whitfield
Northup	Shaw	Wicker
Norwood	Shays	Wilson
Nussle	Sherman	Wise
Obey	Shimkus	Wolf
Oxley	Shuster	Yates
Packard	Sisisky	Young (AK)
Pappas	Skeen	
Parker	Smith (MI)	

NAYS—125

Abercrombie	Gejdenson	Millender-
Ackerman	Gephardt	McDonald
Allen	Green	Mink
Baessler	Gutierrez	Neal
Baldacci	Hall (OH)	Oberstar
Becerra	Harman	Olver
Berry	Hastings (FL)	Ortiz
Bishop	Hefner	Owens
Bonior	Hilliard	Pallone
Borski	Hinchee	Pascarell
Brady (PA)	Hinojosa	Payne
Brown (CA)	Holden	Peterson (MN)
Brown (FL)	Hooley	Pickett
Brown (OH)	Jackson-Lee	Pomeroy
Carson	(TX)	Poshard
Clay	Jefferson	Price (NC)
Clayton	Johnson, E. B.	Reyes
Clyburn	Kanjorski	Rodriguez
Condit	Kennedy (RI)	Roybal-Allard
Costello	Kennelly	Rush
Coyne	Kilpatrick	Sabo
Cramer	Klink	Sanchez
Davis (IL)	Kucinich	Sawyer
DeFazio	LaFalce	Schaffer, Bob
DeGette	Lantos	Serrano
Delahunt	Lee	Skaggs
DeLauro	Levin	Skelton
Deutsch	Lewis (GA)	Stark
Dickey	Luther	Strickland
Dicks	Manton	Stupak
Dixon	Markey	Tauscher
Doyle	Martinez	Taylor (MS)
Engel	Mascara	Thompson
English	Matsui	Thurman
Ensign	McCarthy (NY)	Tierney
Eshoo	McDermott	Turner
Etheridge	McGovern	Velazquez
Fattah	McNulty	Vento
Fazio	Meehan	Waxman
Filner	Meek (FL)	Wexler
Ford	Meeks (NY)	Woolsey
Frost	Menendez	Wynn
Furse		

NOT VOTING—32

Barton	Klug	Pelosi
Burton	Knollenberg	Pickering
Chenoweth	Largent	Pryce (OH)
Crane	Maloney (NY)	Rangel
Davis (VA)	McCrery	Riggs
Fossella	McDade	Sessions
Frank (MA)	Miller (CA)	Slaughter
Gonzalez	Pastor	Smith (NJ)
Johnson, Sam	Paul	

Smith, Linda	Towns	Waters
Souder	Visclosky	Young (FL)

So the Journal was approved.

¶119.4 COMMUNICATIONS

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

12594. A letter from the Administrator, Foreign Agricultural Service, Department of Agriculture, transmitting the Department's final rule—Foreign Donation of Agricultural Commodities (RIN: 0551-AA56) received November 10, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

12595. A communication from the President of the United States, transmitting from the President, requesting emergency supplemental appropriations for the repair of damage caused by Hurricane Georges, pursuant to Public Law 105-277; (H. Doc. No. 105-355); to the Committee on Appropriations and ordered to be printed.

12596. A letter from the Secretary of Health and Human Services, transmitting a report of a violation of the Anti-Deficiency Act, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

12597. A letter from the Chief, Programs and Legislation Division, Office of Legislative Liaison, Department of the Air Force, transmitting notification that the Director of Plans and Programs at the 11th Wing is initiating a cost comparison of the Supply and Transportation functions at Bolling Air Force Base, District of Columbia, pursuant to 10 U.S.C. 2304 nt.; to the Committee on National Security.

12598. A letter from the Director, Defense Procurement, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Architectural and Engineering Services and Construction Design [DFARS Case 98-D313] received December 10, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on National Security.

12599. A letter from the Assistant Secretary of Defense, Health Affairs, Department of Defense, transmitting a report regarding the feasibility and advisability of expanding the current Department of Defense (DoD) mail order pharmacy program for Medicare eligible beneficiaries affected by a base Realignment and Closure (BRAC) action to include DoD beneficiaries who are covered by Medicare and reside in the United States outside of the catchment area of a medical treatment facility of the uniformed services; to the Committee on National Security.

12600. A letter from the Assistant Secretary of Defense, Health Affairs, Department of Defense, transmitting the results of a study on the cost and feasibility of intergrating all or part of Dod/VA medical treatment; to the Committee on National Security.

12601. A letter from the Director, Administration and Management, Department of Defense, transmitting the Department's final rule—Civilian Health and Medical Program of the Uniformed Services (CHAMPUS); State Victims of Crime Compensation Programs; Voice Prosthesis (RIN: 0720-AA42) received October 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on National Security.

12602. A letter from the Acting Assistant Secretary, Department of Defense, transmitting the annual report on the Department's effective use and the costs of the civilian voluntary separation incentive pay program; to the Committee on National Security.

12603. A letter from the Office of the Secretary, Panama Canal Commission, transmitting the Commission's final rule—Tolls

for Use of Canal (RIN: 3207-AA-46) received December 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on National Security.

12604. A letter from the Assistant to the Board, Board of Governors of the Federal Reserve System, transmitting the Board's final rule—Securities Credit Transactions; List of Marginable OTC Stocks; List of Foreign Margin Stocks [Regulations T and X] received November 6, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

12605. A letter from the General Counsel, Department of Housing and Urban Development, transmitting the Department's final rule—Rent Control Preemption for Supportive Housing for the Elderly and Persons With Disabilities [Docket No. FR-4346-F-01] (RIN: 2502-AH21) received December 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

12606. A letter from the Director, Office of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting the Corporation's final rule—Interagency Guidelines Establishing Year 2000 Standards for Safety and Soundness (RIN: 3064-AC18) received October 26, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

12607. A letter from the Chairman, Federal Deposit Insurance Corporation, transmitting the Federal Deposit Insurance Corporation's 1997 Merger Decisions report; to the Committee on Banking and Financial Services.

12608. 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-7697] received December 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

12609. 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-7700] received December 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

12610. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Changes in Flood Elevation Determinations [Docket No. FEMA-7256] received December 18, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

12611. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Suspension of Community Eligibility [Docket No. FEMA-7698] received December 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

12612. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Final Flood Elevation Determinations—received December 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

12613. A letter from the Acting Assistant Attorney General, Department of Justice, transmitting the annual report of the Office of Juvenile Justice and Delinquency Prevention, pursuant to 42 U.S.C. 5617; to the Committee on Education and the Workforce.

12614. A letter from the Assistant Secretary for Employment Standards, Department of Labor, transmitting the Department's final rule—Use and Disclosure of Federal Employees' Compensation Act Claims File Material (RIN: 1215-AB18) received November 9, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

12615. A letter from the Secretary of Education, transmitting Twentieth Annual Report about the education of children and youth with disabilities; to the Committee on Education and the Workforce.

12616. A letter from the Secretary of Health and Human Service, transmitting a report to the Congress on the Community Food and Nutrition (CFN) Program for Fiscal Years (FY) 1992 through 1995; to the Committee on Education and the Workforce.

12617. A letter from the Administrator, Energy Information Administration, Department of Energy, transmitting the Energy Information Administration's Annual Energy Review for 1997, pursuant to 15 U.S.C. 790f(a)(2); to the Committee on Commerce.

12618. A letter from the Fiscal Assistant Secretary, Department of the Treasury, transmitting the annual report of material violations or suspected material violations of regulations relating to Treasury auctions and other offerings of securities upon the issuance of such securities by the Treasury, pursuant to 31 U.S.C. 3121 nt.; to the Committee on Commerce.

12619. A letter from the Fiscal Assistant Secretary, Department of the Treasury, transmitting a report that during the period of January 1, 1997, through December 31, 1997, no exceptions to the prohibition against favored treatment of a government securities broker or dealer were granted by the Secretary; to the Committee on Commerce.

12620. A letter from the Acting Assistant General Counsel for Regulatory Law, Department of Energy, transmitting the Department's final rule—Acquisition/Financial Assistance Letter—received December 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12621. A letter from the Acting Assistant General Counsel for Regulatory Law, Department of Energy, transmitting the Department's final rule—Nuclear Materials Management and Safeguards System Reporting and Data Submission—received December 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12622. A letter from the Acting Assistant General Counsel for Regulatory Law, Department of Energy, transmitting the Department's final rule—Acquisition Letter—received December 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12623. A letter from the Acting Assistant General Counsel for Regulatory Law, Department of Energy, transmitting the Department's final rule—Occupational Exposure Assessment—December 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12624. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Technical Amendments to Approval and Promulgation of Air Quality State Implementation Plans, Texas; Recodification of, and Revisions to the State Implementation Plan; Chapter 114; Correction of Effective Date under the Congressional Review Act (CRA) [FRL-6182-9] received October 29, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12625. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Delegation of National Emission Standards for Hazardous Air Pollutants for Source Categories; State of Arizona; Pinal County Air Quality Control District [FRL-6175-2] received November 12, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12626. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmit-

ting the Agency's final rule—Approval and Promulgation of State Implementation Plans; Alaska [AK 15-1703a; FRL-6188-7] received November 12, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12627. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Tennessee; Final Approval of State Petroleum Underground Storage Tank Program [FRL-6186-1] received November 12, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12628. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Application of Minority and Women-Owned Business Enterprise Requirements in the Clean Water and Drinking Water State Revolving Fund Programs—received November 12, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12629. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Universal Waste Rule (Hazardous Waste Management System; Modification of the Hazardous Waste Recycling Regulatory Program) [Docket 6207-7] (RIN: 2050-AD19) received December 19, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12630. A letter from the AMD-PERM, Federal Communications Commission, transmitting the Commission's final rule—Allocation of Spectrum Below 5 GHz Transferred from Federal Government Use [ET Docket No. 94-32] received December 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12631. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule—Food Additives Permitted for Direct Addition to Food for Human Consumption; Natamycin (Pimaricin) [Docket No. 98F-0063] received December 10, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12632. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule—Medical Devices; Humanitarian Use of Devices [Docket No. 98N-0171] received November 9, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12633. A letter from the Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule—Management Directive 5.6, Integrated Materials Performance Evaluation Program—received December 3, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12634. A letter from the Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule—An Approach for Plant-Specific Risk-Informed Decisionmaking Inservice Inspection of Piping [Regulatory Guide 1.178] received October 26, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12635. A letter from the Chairman, Nuclear Waste Technical Review Board, transmitting this report in accordance with the requirement of the Nuclear Waste Policy Amendments Act of 1987, pursuant to 42 U.S.C. 10268; to the Committee on Commerce.

12636. A letter from the Secretary of Energy, transmitting the 1997 Annual Report on Low-Level Radioactive Waste Management Progress; to the Committee on Commerce.

12637. A letter from the Secretary of Health and Human Service, transmitting the Administration's final rule—Regulations Re-

quiring Manufactures to Assess the Safety and Effectiveness of New Drug and Biological Products in Pediatric Patients [Docket No. 97N-0165] (RIN: 0910-AB20) received December 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12638. A letter from the Secretary of Health and Human Services, transmitting the Administration's final rule—Prescription Drug Labeling; Medication Guide Requirements [Docket No. 93N-0371] (RIN: 0910-AA37) received December 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12639. A letter from the Secretary of Health and Human Services, transmitting the Department's final rule—Medicaid Program; Inpatient Psychiatric Services Benefit for Individuals Under Age 21 [HCF-2060-F] (RIN: 0938-AJ05) received November 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

12640. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification that the President proposes to exercise his authority under section 614(a)(1) of the Foreign Assistance Act of 1961, as amended (the "Act"), to authorize the use of \$12 million in appropriations to the Korean Peninsula Energy Development Organization, pursuant to 22 U.S.C. 2364(a)(1); to the Committee on International Relations.

12641. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

12642. A letter from the Under Secretary for Export Administration, Department of Commerce, transmitting that the Secretary of Commerce is imposing certain foreign policy-based export controls on Specially Designated Terrorists ("SDT") determined to be disrupting the Middle East peace process and Foreign Terrorist Organizations ("FTO"); to the Committee on International Relations.

12643. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report entitled "Report of U.S. Citizen Expropriation Claims and Certain Other Commercial and Investment Disputes"; to the Committee on International Relations.

12644. A letter from the Executive Director, Japan-United States Friendship Commission, transmitting the Commission's annual report for fiscal year 1998, pursuant to 22 U.S.C. 2904(b); to the Committee on International Relations.

12645. A letter from the Administrator, U.S. Agency for International Development, transmitting the annual report on activities under the Denton Amendment Program; to the Committee on International Relations.

12646. A letter from the Chairman, Board of Directors Panama Canal Commission, transmitting the semiannual report of the Inspector General of the Panama Canal Commission, for the period of April 1, 1998 through September 30, 1998, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform and Oversight.

12647. A letter from the Chairperson, Commodity Futures Trading Commission, transmitting a report on the Commodity Futures Trading Commission's (CFTC) management control and financial systems; to the Committee on Government Reform and Oversight.

12648. A letter from the Chairman, Consumer Product Safety Commission, transmitting the semiannual report for the period of April 1, 1998 through September 30, 1998, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform and Oversight.

12649. A letter from the Assistant Secretary for Employment Standards, Department of Labor, transmitting the Department's final rule—Affirmative Action and Nondiscrimination Obligations of Contractors and Subcontractors Regarding Special Disabled Veterans and Vietnam Era Veterans (RIN: 1215-AA62) received November 4, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform and Oversight.

12650. A letter from the Assistant for Employment Standards, Department of Labor, transmitting the Department's final rule—Affirmative Action and Nondiscrimination Obligations of Contractors and Subcontractors Regarding Special Disabled Veterans and Vietnam Era Veterans (RIN: 1215-AA62) received November 4, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform and Oversight.

12651. A letter from the Inspector General, General Services Administration, transmitting the Office's Audit Report Register for the period ending September 30, 1998, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform and Oversight.

12652. A letter from the Deputy Associate Administrator for Acquisition Policy, General Services Administration, transmitting the Administration's final rule—Federal Acquisition Circular 97-10; Introduction—received December 19, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform and Oversight.

12653. A letter from the Acting Director, Office of Federal Housing Enterprise Oversight, transmitting the Office's final rule—Releasing Information (RIN: 2550-AA01) received December 18, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform and Oversight.

12654. A letter from the Director, Office of Government Ethics, transmitting the Office's final rule—Technical Amendments to Financial Disclosure Rule for Executive Branch Employees (RIN: 3209-AA00) received December 14, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform and Oversight.

12655. A letter from the Director, Office of Government Ethics, transmitting the Office's final rule—Standards of Ethical Conduct for Employees of the Executive Branch (RIN: 3209-AA04) received December 15, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform and Oversight.

12656. A letter from the Director, Office of Personnel Management, transmitting the semiannual report for the period of April 1, 1998 through September 30, 1998, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform and Oversight.

12657. A letter from the Inspector General, Office of Personnel Management, transmitting the semiannual report for the period of April 1, 1998 through September 30, 1998, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform and Oversight.

12658. A letter from the Executive Director, President's Committee on the Arts and the Humanities, transmitting a follow-up report on the recommendations of a Presidential Advisory committee; to the Committee on Government Reform and Oversight.

12659. A letter from the Inspector General, Railroad Retirement Board, transmitting the semiannual report on activities of the Office of Inspector General for the period April 1, 1998, through September 30, 1998, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform and Oversight.

12660. A letter from the Assistant Secretary, Land and Minerals Management, De-

partment of the Interior, transmitting the annual report on royalty management and collection activities for Federal and Indian mineral leases, pursuant to 30 U.S.C. 237; to the Committee on Resources.

12661. A letter from the Assistant Secretary of the Interior for Indian Affairs, Department of the Interior, transmitting a proposed plan for the use and distribution of the Little Traverse Bay Bands of Odawa Indians (Tribe) share of the judgment funds in Docket 22-H, before the United States Court of Federal Claims, pursuant to 25 U.S.C. 1402(a) and 1404; to the Committee on Resources.

12662. A letter from the Assistant Secretary—Indian Affairs, Department of the Interior, transmitting the Bureau of Indian Affairs' FY 1995 and FY 1996 Contract Support Report; to the Committee on Resources.

12663. A letter from the Administrator, Rural Development, Department of Agriculture, transmitting the Department's final rule—Environmental Policies and Procedures (RIN: 0572-AB33) received December 14, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

12664. A letter from the Acting Assistant Attorney General, Department of Justice, transmitting the 1996 annual report on the activities and operations of the Department's Public Integrity Section, Criminal Division, pursuant to 28 U.S.C. 529; to the Committee on the Judiciary.

12665. A letter from the Regulatory Policy Officer, Bureau of Alcohol, Tobacco and Firearms, transmitting the Bureau's final rule—Implementation of Public Law 103-159, Relating to the Permanent Provisions of the Brady Handgun Violence Prevention Act (93F-057P) [T.D. ATF-405; Ref: Notice No. 857] (RIN: 1512-AB67) received October 27, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

12666. A letter from the Assistant Attorney General, Department of Justice, transmitting the Department's final rule—Final Guidelines for the Jacob Wetterling Crimes Against Children and Sexually Violent Offender Registration Act, as Amended (RIN: 1105-AA56) received December 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

12667. A letter from the Director, Federal Bureau of Prisons, Department of Justice, transmitting the Department's final rule—Inmate Work and Performance Pay Program: Work Evaluation [BOP-1078-F] (RIN: 1120-AA74) received December 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

12668. A letter from the Acting Assistant Attorney General, Department of Justice, transmitting the 1997 Annual Report of the National Institute of Justice (NIJ); to the Committee on the Judiciary.

12669. A letter from the Chairman, Inland Waterways Users Board, transmitting the Board's annual report of its activities; recommendations regarding construction, rehabilitation priorities and spending levels on the commercial navigational features and components of inland waterways and harbors, pursuant to Public Law 99-662, section 302(b) (100 Stat. 4111); to the Committee on Transportation and Infrastructure.

12670. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Amendment to Class E Airspace: Grove City, PA [Docket No. 98-AEA-31] (RIN: 2120-AA66) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12671. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Amendment to Class E Airspace: Poughkeepsie, NY [Docket No. 98-AEA-18] (RIN: 2120-AA66) received November 30, 1998, pursuant to 5 U.S.C.

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

12672. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Amendment to Class E Airspace: East Hampton, NY [Docket No. 98-AEA-30] (RIN: 2120-AA66) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12673. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Agusta A109C Helicopters [Docket No. 98-SW-14-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12674. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Eurocopter France Model AS 332C, AS 332L, AS 332L1, and AS 332L Helicopters [Docket No. 98-SW-19-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12675. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Robinson Helicopter Company Model R22 Helicopters [Docket No. 98-SW-45-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12676. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives 98-24-17 [Docket No. 97-NM-14-AD]; McDonnell Douglas Model DC-10-10, -30, and -40 Series Airplanes (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12677. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; SOCATA—Groupe AEROSPATIALE Model TBM 700 Airplanes [Docket No. 95-CE-65-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12678. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Stemme GmbH & Co. KG Models S10, S10-V, and S10-VT Sailplanes [Docket No. 98-CE-106-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12679. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Aerostar Aircraft Corporation PA-60-600 and PA-60-700 Series Airplanes [Docket No. 97-CE-139-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12680. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives 98-24-26 [Docket No. 97-NM-13-AD]; Boeing Model 747-400 Series Airplanes (RIN: 2120-AA64) November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12681. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Eurocopter France Model SE.3160, SA.316B, SA.316C, and SA.319B Helicopters [Docket No. 98-SW-17-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12682. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives 98-24-19 [Docket No. 98-NM-317-AD]; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-145 Series Airplanes (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12683. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Grob Luft-und Raumfahrt GmbH Models G 109 and G 109B Sailplanes [Docket No. 98-CE-40-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12684. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives 98-24-24 [Docket 98-NM-71-AD]; McDonnell Douglas Model MD-11 Series Airplanes (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12685. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives 98-24-25 [Docket 98-NM-84-AD]; Lockheed Model L-188A and L-188C Series Airplanes (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12686. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Eurocopter France Model AS-365N2, SA-360C, SA-365C, C1, C2, N, N1, and SA-366G1 Helicopters [Docket No. 98-SW-05-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12687. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Amendment of Class E Airspace Grand Junction, CO [Air-space Docket No. 98-ANM-17] received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12688. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Bell Helicopter Textron Model 240B, 205A, 205A-1, 205B, and 212 Helicopters [Docket No. 97-SW-20-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12689. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Dornier-Werks GmbH Model Do 27 O-6 Airplanes [Docket No. 97-CE-137-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12690. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives 98-24-18 [Docket 98-NM-299-AD]; Bombardier Model DHC-8-100 and -300 Series Airplanes (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12691. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Mooney Aircraft Corporation Models M20B, M20C, M20D, M20E, M20F, M20G, M20J, M20K, M20L, M20M, and M20R Airplanes [Docket No. 98-CE-20-AD] (RIN:

2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12692. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Ursula Hanle Model H101 "Salto" Sailplanes [Docket No. 98-CE-35-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12693. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; EXTRA Flugzeugbau GmbH Models EA-300, EA-300S, and EA-300L Airplanes [Docket No. 98-CE-53-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12694. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; HOAC-Austria Model DV-20 Katana Airplanes [Docket No. 97-CE-83-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12695. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Stemme GmbH & Co. KG Model S10 Sailplanes [Docket No. 98-CE-103-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12696. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Burkhart Grob Luft-und Raumfahrt Models G115, G115A, G115B, G115C, G115D, and G115D2 Airplanes [Docket No. 98-CE-68-AD] (RIN: 2120-AA64) received November 30, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

12697. A letter from the Administrator, Federal Aviation Administration, Department of Transportation, transmitting a report on the foreign aviation authorities to which the Federal Aviation Administration provided services in the preceding fiscal year, pursuant to Pub.L. 103-305; to the Committee on Transportation and Infrastructure.

12698. A letter from the Acting Deputy Director, National Institute of Standards and Technology, Department of Commerce, transmitting the Department's final rule—Advanced Technology Program [Docket No. 980717184-8277-02] (RIN: 0693-AB48) received November 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science.

12699. A letter from the Director, Office of Regulations Management, Department of Veterans Affairs, transmitting the Department's final rule—VA Acquisition Regulation: Title and Reference Updates (RIN: 2900-AJ29) received December 10, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

12700. A letter from the Director, Office of Personnel Management, transmitting OPM's Fiscal Year 1997 annual report on Veteran's Employment in the Federal Government, pursuant to 38 U.S.C. 4214(e)(1); to the Committee on Veterans' Affairs.

12701. A letter from the Secretary of Labor, transmitting the fourteenth report on trade and employment effects of the Caribbean Basin Economic Recovery Act, pursuant to 19 U.S.C. 2705; to the Committee on Ways and Means.

12702. A letter from the Secretary of Labor, transmitting the Department's fifth report on the impact of the Andean Trade Preference Act on U.S. trade and employment

from 1996 to 1997, pursuant to Public Law 102-182, section 207 (105 Stat. 1244); to the Committee on Ways and Means.

12703. A letter from the Assistant Secretary For Import Administration, Department of Commerce, transmitting the Department's final rule—Countervailing Duties [Docket No. 950306068-8205-05] (RIN: 0625-AA45) received November 25, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

12704. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Filing Procedure for Early Closing of Courier's Desk [Notice 98-67] received December 19, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

12705. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Abatement of Interest [TD 8789] (RIN: 1545-A V32) received December 19, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

12706. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Agency's final rule—Notice, Consent and Election Requirements of Sections 411(a)(11) and 417 for Qualified Retirement Plans [TD 8796] (RIN: 1545-AU05) received December 19, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

12707. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Treatment of Certain Payments received as Temporary Assistance for Needy Families (TANF)—received December 19, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

12708. A letter from the Assistant Commissioner, Examination, Internal Revenue Service, transmitting the Service's final rule—Coordinated Issue; Construction/Real Estate Industry Retainage Payable—received December 19, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

12709. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—New Technologies in Retirement Plan Administration [Notice 99-1] received December 19, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

12710. A letter from the the Director, the Congressional Budget Office, transmitting CBO's final sequestration report for Fiscal Year 1999, pursuant to Public Law 101-508, section 13101(a) (104 Stat. 1388-587); (H. Doc. No. 105-357); to the Committee on the Whole House on the State of the Union and ordered to be printed.

12711. A letter from the the Director, the Office of Management and Budget, transmitting OMB's final sequestration report to the President and Congress for Fiscal Year 1999, pursuant to Public Law 101-508, section 13101(a) (104 Stat. 1388-587); (H. Doc. No. 105-356); to the Committee on the Whole House on the State of the Union and ordered to be printed.

12712. A letter from the Comptroller, Department of Defense, transmitting a notification of transfer of funds as required by the provisions of section 8005 of the Department of Defense Appropriations Acts for FY 1997 and FY 1998; jointly to the Committees on Appropriations and National Security.

12713. A letter from the Administrator, Agency for International Development, transmitting a quarterly update report on development assistance program allocations updated as of June 30, 1998, pursuant to 22 U.S.C. 2413(a); jointly to the Committees on International Relations and Appropriations.

12714. A letter from the Acting Chairman, Federal Election Commission, transmitting

its FY 2000 Budget Request for consideration by the President and the Congress; jointly to the Committees on House Oversight and Appropriations.

12715. A letter from the Chairman, National Transportation Safety Board, transmitting a copy of the Board's request for supplemental appropriations, pursuant to 49 U.S.C. app. 1903(b)(7); jointly to the Committees on Transportation and Infrastructure and Appropriations.

12716. A letter from the Director, Office of Management and Budget, transmitting a report that identifies accounts containing unvouchered expenditures potentially subject to audit by the Comptroller General, pursuant to 31 U.S.C. 3524(b); jointly to the Committees on Appropriations, the Budget, and Government Reform and Oversight.

12717. A letter from the Commissioner of Social Security, Social Security Administration, transmitting the Social Security Administration's Accountability Report for Fiscal Year 1998, pursuant to 42 U.S.C. 904; jointly to the Committees on Ways and Means, Government Reform and Oversight, and the Judiciary.

12718. A letter from the Secretary of the Treasury, transmitting the "1998 Report on Foreign Treatment of U.S. Financial Institutions"; jointly to the Committees on Banking and Financial Services, Commerce, International Relations, and Ways and Means.

¶119.5 H. RES. 611—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LAHOOD, announced the unfinished business to be the further consideration of the resolution (H.Res. 611) impeaching William Jefferson Clinton, President of the United States, for high crimes and misdemeanors.

When said resolution was considered pursuant to the order of the House of December 18, 1998.

After debate,

Pursuant to the order of the House of December 18, the previous question was ordered on the resolution.

Mr. BOUCHER moved to recommit the bill to the Committee on Judiciary with instructions to report the bill back to the House forthwith with the following amendment:

Strike out all after the enacting clause and insert:

That it is the sense of the House that—

(1) on January 20, 1993, William Jefferson Clinton took the oath prescribed by the Constitution of the United States faithfully to execute the office of President; implicit in that oath is the obligation that the President set an example of high moral standards and conduct himself in a manner that fosters respect for the truth; and William Jefferson Clinton, has egregiously failed in this obligation, and through his actions violated the trust of the American people, lessened their esteem for the office of President, and dishonored the office which they have entrusted to him;

(2)(A) William Jefferson Clinton made false statements concerning his reprehensible conduct with a subordinate;

(B) William Jefferson Clinton wrongly took steps to delay discovery of the truth; and

(C) inasmuch as no person is above the law, William Jefferson Clinton remains subject to criminal and civil penalties; and

(3) William Jefferson Clinton, President of the United States, by his conduct has brought upon himself, and fully deserves, the censure and condemnation of the American people and this House.

Pending consideration of said motion,

Mr. SOLOMON reserved a point of order against the motion to recommit with instructions.

The SPEAKER pro tempore, Mr. LAHOOD, pursuant to the order of the House of December 18, 1998, recognized Mr. BOUCHER and Mr. SOLOMON for five minutes each,

After debate,

¶119.6 POINT OF ORDER

Mr. SOLOMON made a point of order against the motion to recommit with instructions, and said:

"Mr. Speaker, I do insist on my point of order and I wish to be recognized on the point of order.

"Mr. Speaker, I make the point of order against this motion to recommit on the grounds that it does violate clause 7 of House Rule XVI, that is the germaneness rule.

"Mr. Speaker, this rule is a rule of the House and it requires amendments to be germane to the text that one is attempting to amend. And, Mr. Speaker, House Resolution 611, a resolution impeaching President Clinton for high crimes and misdemeanors, was reported as a question of privileges of the House under Rule IX. This privileged status is established by the Constitution in Article I, Section 2, which grants the House the sole power of impeachment.

"It is also established by numerous precedents in the history of this House in which resolutions of impeachment have been called up as privileged matter on the floor.

"Mr. Speaker, the motion to recommit contains matter which is not privileged for consideration by this House. An attempt to insert nonprivileged matter into privileged matter by amendment clearly violates the germaneness rules of this House.

"Mr. Speaker, in order to be held germane, an amendment must share a fundamental purpose with the text one attempts to amend. Impeachment is the prescribed mechanism to address this conduct by the chief executive, and any other procedure has no foundation in the Constitution and is not contemplated by the separation of powers. To attempt to substitute a censure for impeachment is to violate the overall purpose of the Constitution's impeachment clause.

"Mr. Speaker, the fundamental purpose of the motion to recommit presently before the House obviously does not conform to the fundamental purpose of the impeachment resolution. It proposes a different end, a different result and a different method of achieving that end.

"Mr. Speaker, I urge the Chair to sustain this point of order.

"I ask unanimous consent to insert extraneous matter at this point in the RECORD. It is a 'Dear Colleague' letter to Members from myself and the incoming chairman of the Committee on Rules, the gentleman from California (Mr. DREIER).