

WASHINGTON, DC,
April 21, 1999.

I hereby appoint the Honorable JOHN SHIMKUS to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶36.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SHIMKUS, announced he had examined and approved the Journal of the proceedings of Tuesday, April 20, 1999.

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

¶36.3 COMMUNICATIONS

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

1617. A communication from the President of the United States, transmitting a request for emergency FY 1999 supplementals for the Department of Defense, the Department of State, and the U.S. Agency for International Development; (H. Doc. No. 106-50); to the Committee on Appropriations and ordered to be printed.

1618. A letter from the Chairman, National Credit Union Administration, transmitting the 1998 Annual Report of the National Credit Union Administration, pursuant to 12 U.S.C. 1752a(d); to the Committee on Banking and Financial Services.

1619. A letter from the Acting Assistant General Counsel for Regulatory Law, Department of Energy, transmitting the Department's final rule—Acquisition Letter—received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

1620. A letter from the Deputy Director, Regulations Policy and Management Staff, Office of Policy, Food and Drug Administration, transmitting the Administration's final rule—Mutual Recognition of Pharmaceutical Good Manufacturing Practice Inspection Reports, Medical Device Quality System Audit Reports, and Certain Medical Device Product Evaluation Reports Between the United States and the European Community; Correction [Docket No. 98N-0185] (RIN: 0910-ZA11) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

1621. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. Act 13-44, "Lease Approval Technical Amendment Act of 1999" received April 19, 1999, pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

1622. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. Act 13-46, "Tax Conformity Temporary Act of 1999" received April 19, 1999, pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

1623. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. Act 13-45, "Motor Vehicle Excessive Idling Fine Increase Temporary Amendment Act of 1999" received April 19, 1999, pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

1624. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. Act 12-624, "Solid Waste Facility Permit Amendment Act of 1998" received April 19, 1999, pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

1625. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. Act 13-53, "Community Development Program Amendment Act of 1999" re-

ceived April 19, 1999, pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

1626. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. Act 13-48, "Homestead Housing Preservation Amendment Act of 1999" received April 19, 1999, pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

1627. A letter from the Acting Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries off West Coast States and in the Western Pacific; Pacific Coast Ground Fishery; Trip Limit Adjustments [Docket No. 981231333-8333-01; I.D. 032599A] received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

1628. A letter from the Director, Torts Branch, Civil Division, Department of Justice, transmitting the Department's final rule—Radiation Exposure Compensation Act: Evidentiary Requirements; Definitions; and Number of Times Claims May Be Filed [A.G. Order No. 2213-99] (RIN: 1105-AA49) received April 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

1629. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Special Local Regulations; Air & Sea Show, Fort Lauderdale, Florida [CGD07-99-017] (RIN: 2115-AE46) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1630. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Special Local Regulations: St. Croix International Triathlon, St. Croix, USVI [CGD07-99-016] (RIN: 2115-AE46) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1631. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety Zone Regulation; Fireworks Display, St. Helens, Oregon [CGD13-98-037] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1632. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety Zone Regulations; Fort Vancouver Celebrate Freedom Fireworks Display [CGD13-98-036] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1633. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety Zone; Big Island Upper Reach Cape Fear River, North Carolina [CGD05-98-112] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1634. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety zone; Big Island Upper Reach Cape Fear River, North Carolina [CGD05-98-110] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1635. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety zone; Big Island Upper Reach Cape Fear River, North Carolina [CGD05-98-109] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1636. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety zone; Big Island Upper Reach Cape Fear River, North Carolina [CGD05-98-108] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1637. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety zone; Big Island Upper Reach Cape Fear River, North Carolina [CGD05-98-107] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1638. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety zone; Big Island Upper Reach Cape Fear River, North Carolina [CGD05-98-105] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1639. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety zone; Big Island Upper Reach Cape Fear River, North Carolina [CGD05-98-104] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1640. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety zone; Atlantic Intracoastal Waterway at Mile Hammock Bay; Vicinity of Marine Corps Base Camp Lejeune, North Carolina [CGD05-98-091] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1641. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety Zone; West Point Crab Carnival Fireworks Display, [CGD05-98-085] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1642. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety Zone; Michelob Golf Championship Fireworks Display, James River, Williamsburg, VA [CGD05-98-080] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1643. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Opening Night Fireworks, Newport, RI [CGD01-98-182] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C.

Transportation, transmitting the Department's final rule—Safety Zone Regulations; Palm Beach County, Florida [COTP MIAMI-98-071] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1671. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety Zone Regulations; Palm Beach County, Florida [COTP MIAMI-98-069] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1672. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Security Zone Regulations; Bal Harbor, Florida [COTP MIAMI-98-067] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1673. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety Zone Regulations; West Palm Beach, Florida [COTP MIAMI-98-066] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1674. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety Zone Regulations; West Palm Beach, Florida [COTP MIAMI-98-064] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1675. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety zone; Licking river, Campell County, Kentucky [COTP LOUISVILLE 98-003] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1676. A letter from the Acting Chief, Office of Regulations & Administrative Law, Department of Transportation, transmitting the Department's final rule—Safety Zone Cancellation; Santa Barbara, CA [COTP Los Angeles-Long Beach, CA 98-011] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1677. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety/Security Zone; Long Beach Harbor, CA [COTP Los Angeles-Long Beach, CA; 98-009] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1678. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety/Security Zone; Long Beach Harbor, CA [COTP Los Angeles-Long Beach, CA; 98-008] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1679. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of

Transportation, transmitting the Department's final rule—Safety Zone; Pierpont Bay, Ventura, CA [COTP Los Angeles-Long Beach, CA; 98-007] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1680. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety Zone; Long Beach Harbor, CA [COTP Los Angeles-Long Beach, CA; 98-006] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1681. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety zone; Houston Ship Channel, Houston, TX [COTP Houston-Galveston 98-011] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1682. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety Zone; Agana Bay, Guam [COTP GUAM 98-004] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1683. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety Zone: Waters inside the Firing Dangerous Area as designated on NOAA Chart number 81054 [COTP GUAM 98-003] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1684. A letter from the Acting Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety Zone; Victoria Barge Canal [COTP Corpus Christi, Texas 98-005] (RIN: 2115-AA97) received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1685. A letter from the Chief, Office of Regulations & Administrative Law U.S. Coast Guard Headquarters, Department of Transportation, transmitting the Department's final rule—Safety Zone; Santa Barbara Channel, CA [COTP Los Angeles-Long Beach, CA; 99-001] (RIN: 2115-AA97) received April 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1686. A letter from the Chief, Regulations Branch, U.S. Customs Service, Department of the Treasury, transmitting the Department's final rule—Import Restrictions Imposed on Byzantine Ecclesiastical and Ritual Ethnological Material from Cyprus [T.D. 99-35] (RIN: 1515-AC46) Received April 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1687. A communication from the President of the United States, transmitting an account of all Federal agency climate change programs and Activities; jointly to the Committees on Appropriations, International Relations, Science, Commerce, and Ways and Means.

¶36.4 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed a

bill of the following title, in which the concurrence of the House is requested:

S. 507. An Act to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes.

The message also announced that pursuant to Public Law 105-83, the Chair, on behalf of the Majority Leader, announces the appointment of the Senator from Ohio (Mr. DEWINE) to serve as a member of the National Council on the Arts.

¶36.5 WAIVING POINTS OF ORDER

AGAINST THE CONFERENCE REPORT TO ACCOMPANY H.R. 800

Ms. PRYCE of Ohio, by direction of the Committee on Rules, called up the following resolution (H. Res. 143):

Resolved, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 800) to provide for education flexibility partnerships. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.

When said resolution was considered.

After debate,

On motion of Ms. PRYCE of Ohio, 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.

¶36.6 EDUCATION FLEXIBILITY

PARTNERSHIP

Mr. GOODLING, pursuant to House Resolution 143, called up the following conference report (Rept. No. 106-102):

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 800), to provide for education flexibility partnerships, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

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

In lieu of the matter proposed to be inserted by the Senate amendment, insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Education Flexibility Partnership Act of 1999".

SEC. 2. FINDINGS.

Congress makes the following findings:

(1) States differ substantially in demographics, in school governance, and in school finance and funding. The administrative and funding mechanisms that help schools in 1 State improve may not prove successful in other States.

(2) Although the Elementary and Secondary Education Act of 1965 and other Federal education statutes afford flexibility to State educational agencies and local educational agencies in implementing Federal programs, certain requirements of Federal education statutes or regulations may impede local efforts to reform and improve education.

(3) By granting waivers of certain statutory and regulatory requirements, the Fed-