

¶132.6 RECESS—2:04 P.M.

The SPEAKER, pursuant to clause 12 of rule I, declared the House in recess at 2 o'clock and 4 minutes p.m., subject to the call of the Chair.

¶132.7 AFTER RECESS—10:46 P.M.

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

¶132.8 ENROLLED BILLS SIGNED

Mr. THOMAS, from the Committee on House Administration, reported that that committee had examined and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 2454. An Act to assure the long-term conservation of mid-continent light geese and the biological diversity of the ecosystem upon which many North American migratory birds depend, by directing the Secretary of the Interior to implement rules to reduce the overabundant population of mid-continent light geese.

H.R. 2724. An Act to make technical corrections to the Water Resources Development Act of 1999.

¶132.9 BILL AND JOINT RESOLUTIONS PRESENTED TO THE PRESIDENT

Mr. THOMAS, from the Committee on House Administration, reported that that committee did on the following dates present to the President, for his approval, a bill and joint resolutions of the House of the following titles:

On November 9, 1999:

H.R. 3122. To permit the enrollment in the House of Representatives Child Care Center of children of Federal employees who are not employees of the legislative branch.

H.J. Res. 54. Granting the consent of Congress to the Missouri-Nebraska Boundary Compact.

On November 10, 1999:

H.J. Res. 78. Making further continuing appropriations for the fiscal year 2000, and for other purposes.

And then,

¶132.10 ADJOURNMENT

On motion of Mr. YOUNG of Florida, pursuant to the special order heretofore agreed to, at 10 o'clock and 47 minutes p.m., the House adjourned until 10:30 a.m. on Tuesday, November 16, 1999.

¶132.11 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. YOUNG of Alaska: Committee on Resources. H.R. 2828. A bill to prohibit oil and gas drilling in Mosquito Creek Lake in Cortland, Ohio (Rept. No. 106-468). Referred to the Committee of the Whole House on the State of the Union.

Mr. YOUNG of Alaska: Committee on Resources. H.R. 3063. A bill to amend the Mineral Leasing Act to increase the maximum acreage of Federal leases for sodium that may be held by an entity in any one State, and for other purposes (Rept. No. 106-469). Referred to the Committee of the Whole House on the State of the Union.

¶132.12 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. ANDREWS:

H.R. 3365. A bill to provide grants to local educational agencies to establish or expand prekindergarten programs for children who are not yet enrolled in kindergarten; to the Committee on Education and the Workforce.

By Mr. CASTLE:

H.R. 3366. A bill to suspend temporarily the duty on benzyl carbazate (DT-291); to the Committee on Ways and Means.

By Mr. CASTLE:

H.R. 3367. A bill to suspend temporarily the duty on tralkoxydim formulated ("Achieve"); to the Committee on Ways and Means.

By Mr. CASTLE:

H.R. 3368. A bill to suspend temporarily the duty on the chemical KN002; to the Committee on Ways and Means.

By Mr. CASTLE:

H.R. 3369. A bill to reduce temporarily the duty on the chemical KL084; to the Committee on Ways and Means.

By Mr. CASTLE:

H.R. 3370. A bill to suspend temporarily the duty on the chemical IN-N5297; to the Committee on Ways and Means.

By Mr. CASTLE:

H.R. 3371. A bill to reduce temporarily the duty on azoxystrobin formulated ("Heritage", "Abound", and "Quadris"); to the Committee on Ways and Means.

By Mrs. MALONEY of New York (for herself, Mrs. MORELLA, Mr. CONYERS, Mr. CROWLEY, and Mr. SHAYS):

H.R. 3372. A bill to establish a performance standard for breast pumps to facilitate their regulation under the Federal Food, Drug and Cosmetic Act, and for other purposes; to the Committee on Commerce.

By Mr. THOMPSON of California (for himself, Mr. REYES, Mr. CUNNINGHAM, Mr. PITTS, Mr. BOYD, and Ms. ESHOO):

H. Con. Res. 228. Concurrent resolution honoring the members of the Armed Forces and Federal civilian employees who served the Nation during the Vietnam era and the families of those individuals who lost their lives or remain unaccounted for or were injured during that era in Southeast Asia or elsewhere in the world in defense of United States national security interests; to the Committee on Armed Services.

¶132.13 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 675: Mr. KUCINICH.

H.R. 750: Mr. WALSH, Mr. TOWNS, and Mr. LARSON.

H.R. 809: Ms. DANNER.

H.R. 890: Mr. GEJDENSON and Mr. MALONEY of Connecticut.

H.R. 1111: Mr. WU.

H.R. 1358: Ms. WOOLSEY.

H.R. 1594: Mr. RUSH.

H.R. 1827: Mr. STEARNS.

H.R. 1885: Ms. MCKINNEY and Mrs. CAPPS.

H.R. 1926: Mr. PASTOR and Mr. PICKETT.

H.R. 2385: Mr. BARRETT of Wisconsin.

H.R. 2548: Mr. TALENT and Mr. SHUSTER.

H.R. 2722: Mr. CONYERS.

H.R. 2870: Mr. BOEHLERT.

H.R. 2883: Mr. CAMPBELL and Mr. DICKEY.

H.R. 2896: Mrs. MALONEY of New York and Mr. BENTSEN.

H.R. 2900: Mr. ACKERMAN, Mr. PALLONE, and Mr. SMITH of New Jersey.

H.R. 2961: Mr. BACHUS.

H.R. 3047: Mrs. THURMAN.

H.R. 3132: Ms. SCHAKOWSKY and Mr. HINOJOSA.

H.R. 3150: Ms. DEGETTE and Mr. BAIRD.

H.R. 3165: Mr. BORSKI, Mr. WEINER, Mr. FARR of California, Mr. CROWLEY, Mr. OWENS, Mr. HOYER, and Mr. CROWLEY.

H.R. 3244: Mr. GILLMOR.

H.R. 3270: Ms. ROS-LEHTINEN and Mr. SMITH of New Jersey.

H.R. 3293: Mr. LAFALCE, Mrs. CAPPS, Mr. RADANOVICH, Ms. DANNER, and Mr. PICKETT.

H.J. Res. 77: Mr. DOOLITTLE, Mr. MCINTOSH, and Mr. SESSIONS.

H. Con. Res. 177: Mr. OWENS, Mr. WEINER, Mr. DEFALZO, Mr. SANDERS, Mr. WYNN, Mr. CLAY, Mr. ROMERO-BARCELÓ, Mr. FATTAH, Mr. GORDON, Mr. RODRIGUEZ, and Mr. JEFFERSON.

H. Con. Res. 216: Mr. KLECZKA.

H. Con. Res. 218: Ms. ESHOO, Ms. SLAUGHTER, Mr. SHAYS, Mr. MEEHAN, Mr. CUMMINGS, Mr. RYUN of Kansas, and Mr. MORAN of Virginia.

H. Res. 325: Mr. RANGEL.

TUESDAY, NOVEMBER 16, 1999 (133)

The House was called to order at 10:30 a.m. by the SPEAKER, when, pursuant to the order of the House of Tuesday, January 19, 1999, Members were recognized for "morning-hour debate".

¶133.1 RECESS—10:51 A.M.

The SPEAKER pro tempore, Mr. OSE, pursuant to clause 12 of rule I, declared the House in recess until 12 noon.

¶133.2 AFTER RECESS—12 NOON

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

¶133.3 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. OSE, announced he had examined and approved the Journal of the proceedings of Monday, November 15, 1999. Mr. GIBBONS, pursuant to clause 1, rule I, objected to the Chair's approval of the Journal.

The question being put, viva voce,

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

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

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

The SPEAKER pro tempore, Mr. OSE, pursuant to clause 8, rule XX, announced that the vote would be postponed until later today.

The point of no quorum was considered as withdrawn.

¶133.4 COMMUNICATIONS

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

5367. A letter from the Acquisition and Technology, Under Secretary of Defense, transmitting the quarterly Selected Acquisition Reports (SARS) as of September 30, 1999, pursuant to 10 U.S.C. 2432; to the Committee on Armed Services.

5368. A letter from the Secretary of Defense, transmitting a report on the study directed by section 746 of the National Defense Authorization Act for Fiscal Year 1997; to the Committee on Armed Services.

5369. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Final Flood Elevation Determinations—received

November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

5370. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Changes in Flood Elevation Determinations—received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

5371. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Changes in Flood Elevation Determinations [Docket No. FEMA-7304] received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

5372. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Interim Final Determination that State has Corrected Deficiencies State of Arizona; Maricopa County [AZ 086-0018c; FRL-6468-8] received November 10, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5373. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Partial Withdrawal of Direct Final Rule for Approval and Promulgation of Implementation Plans; California State Implementation Plan Revision, Kern County Air Pollution Control District [CA 172-0188; FRL-6462-9] received November 10, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5374. A letter from the Chief, Accounting Policy Division, Common Carrier Bureau, Federal Communications Commission, transmitting the Commission's final rule—In the Matter of Federal-State Joint Board on Universal Service [CC Docket 96-45] received November 10, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5375. A letter from the Director, Defense Security Cooperation Agency, transmitting notification concerning the Department of the Army's Proposed Letter(s) of Offer and Acceptance (LOA) to Columbia for defense articles and services (Transmittal No. 00-19), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

5376. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract the Netherlands [Transmittal No. DTC 165-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5377. A letter from the Executive Director, Federal Retirement Thrift Investment Board, transmitting the Board's report under the Inspector General Act of 1978, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

5378. A letter from the Executive Director, Office of Navajo and Hopi Indian Relocation, transmitting a report in accordance with the requirements of the Federal Managers' Fiscal Integrity Act of 1982, and the Inspector General Act of 1988; to the Committee on Government Reform.

5379. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule—Prevailing Rate Systems; Definition of Napa County, California to a Nonappropriated Fund Wage Area (RIN: 3206-A186) received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

5380. A letter from the Chairman, Federal Election Commission, transmitting the Commission's final rule—Public Financing of Presidential Primary and General Election Candidates [Notice 1999-26] received November 10, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on House Administration.

5381. A letter from the Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule—West Virginia Regulatory Program [WV-074-FOR] received November 8, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5382. A letter from the Acting Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 620 of the Gulf of Alaska [Docket No. 990304062-9062-01; I.D. 100899C] received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5383. A letter from the Deputy Assistant Administrator, National Ocean Service, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Coastal Services Center Broad Area Announcement [Docket No. 991014275-9275-01 I.D. 102799B] (RIN: 0648-ZA73) received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5384. A letter from the Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Atlantic Highly Migratory Species (HMS) Fisheries; Large Coastal Shark Species; Adjustments [I.D. 052499C] received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5385. A letter from the Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Northeastern United States; Atlantic Sea Scallop Exemption Program [Docket No. 990527146-9146-01; I.D. 110199B] received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5386. A letter from the Deputy Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coral Reef Resources of Puerto Rico and the U.S. Virgin Islands; Amendment 1 [Docket No. 990722200-9292-02; I.D. 060899D] (RIN: 0648-AG88) received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5387. A letter from the Deputy Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Atlantic Highly Migratory Species Fisheries; Atlantic Bluefin Tuna Fishery; Regulatory Adjustment [Docket No. 990811217-9286-02; I.D. 061899A] (RIN: 0648-AM82) received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5388. A letter from the Administrator, Federal Highway Administration, Department of Transportation, transmitting a report entitled, "Fundamental Properties of Asphalts and Modified Asphalts-II"; to the Committee on Transportation and Infrastructure.

5389. A letter from the Chief, Office of Regulations and Administrative Law, National Oceanic and Atmospheric Administration, transmitting the Department's final rule—Licensing and Manning for Officers of Towing Vessels [USCG-1999-6224] (RIN: 2115-AF23) received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶133.5 PRIVATE CALENDAR BUSINESS DISPENSED WITH

On motion of Mr. SENSENBRENNER, by unanimous consent,

Ordered, That business in order today, under clause 5, rule XV, the Private Calendar rule, be dispensed with.

¶133.6 SUBMISSION OF CONFERENCE REPORT—H.R. 2116

Mr. STUMP submitted a conference report (Rept. No. 106-470) on the bill (H.R. 2116) to amend title 38, United States Code, to establish a program of extended care services for veterans and to make other improvements in health care programs of the Department of Veterans Affairs; together with a statement thereon, for printing in the Record under the rule.

¶133.7 STATE FLEXIBILITY CLARIFICATION

Mr. REYNOLDS moved to suspend the rules and pass the bill (H.R. 3257) to amend the Congressional Budget Act of 1974 to assist the Congressional Budget Office with the scoring of State and local mandates; as amended.

The SPEAKER pro tempore, Mr. OSE, recognized Mr. REYNOLDS and Mr. MOAKLEY, each for 20 minutes.

After debate,

The question being put, *viva voce*,

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

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

Mr. REYNOLDS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. OSE, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

¶133.8 LAND IN WASHINGTON COUNTY, UTAH

Mr. HANSEN moved to suspend the rules and pass the bill (H.R. 2862) to direct the Secretary of the Interior to release reversionary interests held by the United States in certain parcels of land in Washington County, Utah, to facilitate an anticipated land exchange.

The SPEAKER pro tempore, Mr. OSE, recognized Mr. HANSEN and Mr. ROMERO-BARCELLO, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

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

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

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

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

¶133.9 RED CLIFFS DESERT RESERVE

Mr. HANSEN moved to suspend the rules and pass the bill (H.R. 2863) to clarify the legal effect on the United

States of the acquisition of a parcel of land in the Red Cliffs Desert Reserve in the State of Utah.

The SPEAKER pro tempore, Mr. OSE, recognized Mr. HANSEN and Mr. ROMERO-BARCELO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

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

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

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

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

¶133.10 GULF ISLANDS NATIONAL SEASHORE

Mr. HANSEN moved to suspend the rules and pass the bill (H.R. 2541) to adjust the boundaries of the Gulf Islands National Seashore to include Cat Island, Mississippi; as amended.

The SPEAKER pro tempore, Mr. OSE, recognized Mr. HANSEN and Mr. ROMERO-BARCELO, each for 20 minutes.

After debate,

The question being put, viva voce,

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

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

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

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

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

¶133.11 MOSQUITO CREEK LAKE

Mr. HANSEN moved to suspend the rules and pass the bill (H.R. 2818) to prohibit oil and gas drilling in Mosquito Creek Lake in Cortland, Ohio.

The SPEAKER pro tempore, Mr. OSE, recognized Mr. HANSEN and Mr. ROMERO-BARCELO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

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

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and

said bill was passed was, by unanimous consent, laid on the table.

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

¶133.12 MINERAL LEASING

Mr. HANSEN moved to suspend the rules and pass the bill (H.R. 3063) to amend the Mineral Leasing Act to increase the maximum acreage of federal leases for sodium that may be held by an entity in any one State, and for other purposes.

The SPEAKER pro tempore, Mr. OSE, recognized Mr. HANSEN and Mr. ROMERO-BARCELO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

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

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

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

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

¶133.13 ASSASSINATION OF ARMENIAN PRIME MINISTER AND OFFICIALS

Mr. GILMAN moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 222):

Whereas on October 27, 1999, several armed individuals broke into Armenia's Parliament and assassinated the Prime Minister of Armenia, Vazgen Sargsian, the Chairman of the Armenian Parliament, Karen Demirchian, the Deputy Chairman of the Armenian Parliament, Yuri Bakhshian, the Minister of Operative Issues, Leonard Petrossian, and other members of the Armenian Government;

Whereas Armenia is working toward democracy, the rule of law, and a viable free market economy since obtaining its freedom from Soviet rule in 1991; and

Whereas all nations of the world mourn the loss suffered by Armenia on October 27, 1999: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That the Congress—

(1) deplors the slaying of the Prime Minister of Armenia, Vazgen Sargsian, the Chairman of the Armenian Parliament, Karen Demirchian, the Deputy Chairman of the Armenian Parliament, Yuri Bakhshian, the Minister of Operative Issues, Leonard Petrossian, and other members of the Armenian Government struck down in this violent attack;

(2) strongly shares the determination of the Armenian people that the perpetrators of these vile acts will be swiftly brought to justice so that Armenia may demonstrate its resolute opposition to acts of terror;

(3) commends the efforts of the late Prime Minister and the Armenian Government for their commitment to democracy, the rule of law, and for supporting free market movements internationally; and

(4) continues to cherish the strong friendship between Armenia and the United States.

The SPEAKER pro tempore, Mr. OSE, recognized Mr. GILMAN and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

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

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BALLENGER, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

¶133.14 REPUBLIC OF INDIA

Mr. CAMPBELL moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 211):

Whereas the Republic of India is a long-standing parliamentary democracy where citizens may freely change their government;

Whereas India has a thriving multiparty system where a broad spectrum of political views are represented;

Whereas India recently conducted a successful round of elections, involving over 650,000,000 registered voters and resulting in a 60 percent voter turnout and re-election of Prime Minister Atal Bihari Vajpayee;

Whereas India and the United States share a special relationship as the world's most populous democracy and the world's oldest democracy, respectively, and have a shared commitment to upholding the will of the people and the rule of law;

Whereas the President has expressed his continued desire to travel to South Asia; and

Whereas India continues to be a shining example of democracy for all of Asia to follow: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That the Congress—

(1) congratulates the people of the Republic of India on the successful conclusion of their recent national elections;

(2) congratulates Prime Minister Atal Bihari Vajpayee on his re-election;

(3) calls on the President to travel to India as part of any trip to South Asia; and

(4) urges the President to broaden our special relationship with India into a strategic partnership.

The SPEAKER pro tempore, Mr. BALLENGER, recognized Mr. CAMPBELL and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

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

Mr. GILMAN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BALLENGER, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

¶133.15 H.R. 3257—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BALLENGER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 3257) to amend the Congressional Budget Act of 1974 to assist the Congressional Budget Office with the scoring of State and local mandates; as amended.

The question being put,

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

The vote was taken by electronic device.

It was decided in the { Yeas 401
affirmative { Nays 0

¶133.16 [Roll No. 587]
YEAS—401

Abercrombie	Costello	Hansen
Aderholt	Cox	Hastings (FL)
Allen	Coyne	Hastings (WA)
Andrews	Cramer	Hayes
Archer	Crane	Hayworth
Armey	Crowley	Hefley
Bachus	Cubin	Herger
Baird	Cummings	Hill (IN)
Baker	Cunningham	Hilleary
Baldacci	Danner	Hinchee
Baldwin	Davis (FL)	Hinojosa
Ballenger	Davis (IL)	Hobson
Barr	Deal	Hoefel
Barrett (NE)	DeFazio	Hoekstra
Barrett (WI)	DeGette	Holden
Bartlett	Delahunt	Holt
Barton	DeLauro	Hooley
Bass	DeLay	Horn
Bateman	DeMint	Hostettler
Becerra	Deutsch	Houghton
Bentsen	Diaz-Balart	Hoyer
Bereuter	Dickey	Hulshof
Berkley	Dicks	Hunter
Berry	Dingell	Hutchinson
Biggart	Dixon	Hyde
Bilbray	Doggett	Inslee
Bilirakis	Dooley	Isakson
Bishop	Doolittle	Istook
Blagojevich	Doyle	Jackson (IL)
Bliley	Dreier	Jackson-Lee
Blumenauer	Duncan	(TX)
Blunt	Edwards	Jefferson
Boehlert	Ehlers	Jenkins
Boehner	Emerson	John
Bonilla	English	Johnson (CT)
Bonior	Eshoo	Johnson, E. B.
Bono	Etheridge	Johnson, Sam
Borski	Evans	Jones (OH)
Boswell	Everett	Kanjorski
Boucher	Farr	Kaptur
Boyd	Fattah	Kasich
Brady (PA)	Filner	Kelly
Brady (TX)	Fletcher	Kennedy
Brown (FL)	Foley	Kildee
Brown (OH)	Forbes	Kilpatrick
Bryant	Ford	Kind (WI)
Burr	Fowler	King (NY)
Burton	Frank (MA)	Kingston
Buyer	Franks (NJ)	Kleczka
Callahan	Frelinghuysen	Klink
Calvert	Frost	Knollenberg
Camp	Gallegly	Kolbe
Campbell	Ganske	Kucinich
Canady	Gejdenson	Kuykendall
Cannon	Gekas	LaFalce
Capps	Gephardt	Lampson
Capuano	Gibbons	Lantos
Cardin	Gilchrest	Largent
Carson	Gillmor	Larson
Castle	Gilman	Latham
Chabot	Gonzalez	LaTourette
Chambliss	Goode	Lazio
Chenoweth-Hage	Goodlatte	Leach
Clay	Goodling	Lee
Clayton	Gordon	Levin
Clement	Goss	Lewis (CA)
Clyburn	Graham	Lewis (GA)
Coble	Granger	Lewis (KY)
Coburn	Green (TX)	Linder
Combust	Green (WI)	Lipinski
Condit	Greenwood	LoBiondo
Conyers	Gutierrez	Lofgren
Cook	Hall (OH)	Lowey
Cooksey	Hall (TX)	Lucas (KY)

Lucas (OK)	Phelps	Souder
Luther	Pickering	Spence
Maloney (CT)	Pickett	Spratt
Maloney (NY)	Pitts	Stabenow
Manzullo	Pombo	Stark
Markey	Pomeroy	Stearns
Martinez	Porter	Stenholm
Mascara	Portman	Strickland
Matsui	Price (NC)	Stump
McCarthy (MO)	Pryce (OH)	Stupak
McCarthy (NY)	Quinn	Sununu
McCollum	Rahall	Sweeney
McDermott	Ramstad	Talent
McGovern	Rangel	Tancredo
McHugh	Regula	Tanner
McInnis	Reynolds	Tauscher
McIntosh	Riley	Tauzin
McKeon	Rivers	Taylor (MS)
McKinney	Rodriguez	Taylor (NC)
McNulty	Roemer	Terry
Meek (FL)	Rogan	Thomas
Meeks (NY)	Rogers	Thompson (CA)
Menendez	Rohrabacher	Thompson (MS)
Mica	Ros-Lehtinen	Thornberry
Millender-McDonald	Rothman	Thune
Miller (FL)	Roukema	Thurman
Miller, George	Roybal-Allard	Tiahrt
Minge	Royce	Tierney
Mink	Rush	Toomey
Moakley	Ryan (WI)	Towns
Mollohan	Ryun (KS)	Trafigant
Moore	Sabo	Turner
Moran (KS)	Salmon	Udall (CO)
Moran (VA)	Sanchez	Udall (NM)
Morella	Sanders	Upton
Murtha	Sandlin	Velazquez
Myrick	Sanford	Vento
Nadler	Sawyer	Visclosky
Napolitano	Saxton	Vitter
Neal	Scarborough	Walden
Nethercutt	Schaffer	Walsh
Ney	Schakowsky	Wamp
Northup	Scott	Watt (NC)
Norwood	Sensenbrenner	Watts (OK)
Nussle	Serrano	Weiner
Obey	Sessions	Weldon (FL)
Oliver	Shaw	Weldon (PA)
Ose	Shays	Weller
Owens	Sherman	Wexler
Packard	Sherwood	Weygand
Pallone	Shimkus	Whitfield
Pascrell	Shows	Wicker
Pastor	Simpson	Wilson
Paul	Sisisky	Wolf
Pease	Skeen	Woolsey
Pelosi	Skelton	Wu
Peterson (MN)	Slaughter	Wynn
Peterson (PA)	Smith (NJ)	Young (AK)
Petri	Smith (TX)	Young (FL)
	Smith (WA)	
	Snyder	

NOT VOTING—32

Ackerman	Hill (MT)	Payne
Barcia	Hilliard	Radanovich
Berman	Jones (NC)	Reyes
Collins	LaHood	Shadegg
Davis (VA)	McCrery	Shuster
Dunn	McIntyre	Smith (MI)
Ehrlich	Meehan	Waters
Engel	Metcalfe	Watkins
Ewing	Miller, Gary	Waxman
Fossella	Ortiz	Wise
Gutknecht	Oxley	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

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

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

¶133.17 H. CON. RES. 222—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BALLENGER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 222) condemning the assassination of Armenian

Prime Minister Vazgen Sargsian and other officials of the Armenian Government and expressing the sense of the Congress in mourning this tragic loss of the duly elected leadership of Armenia.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the { Yeas 399
affirmative { Nays 0

¶133.18 [Roll No. 588]
YEAS—399

Abercrombie	Cummings	Hobson
Aderholt	Cunningham	Hoefel
Andrews	Danner	Hoekstra
Archer	Davis (FL)	Holden
Armey	Davis (IL)	Holt
Bachus	Deal	Hooley
Baird	DeFazio	Horn
Baker	DeGette	Hostettler
Baldacci	Delahunt	Houghton
Baldwin	DeLauro	Hoyer
Ballenger	DeLay	Hulshof
Barr	DeMint	Hunter
Barrett (NE)	Deutsch	Hutchinson
Barrett (WI)	Diaz-Balart	Hyde
Bartlett	Dickey	Inslee
Barton	Dicks	Isakson
Bass	Dingell	Istook
Bateman	Dixon	Jackson (IL)
Becerra	Doggett	Jackson-Lee
Bentsen	Dooley	(TX)
Bereuter	Doolittle	Jefferson
Berkley	Doyle	Jenkins
Berry	Dreier	John
Biggart	Duncan	Johnson (CT)
Bilbray	Edwards	Johnson, E. B.
Bilirakis	Ehlers	Johnson, Sam
Bishop	Emerson	Jones (OH)
Blagojevich	Engel	Kanjorski
Bliley	English	Kaptur
Blumenauer	Eshoo	Kasich
Blunt	Etheridge	Kelly
Boehlert	Evans	Kennedy
Boehner	Everett	Kildee
Bonilla	Farr	Kilpatrick
Bonior	Fattah	Kind (WI)
Bono	Filner	King (NY)
Borski	Fletcher	Kingston
Boswell	Foley	Kleczka
Boucher	Forbes	Klink
Boyd	Ford	Knollenberg
Brady (PA)	Fowler	Kolbe
Brady (TX)	Frank (MA)	Kucinich
Brown (FL)	Franks (NJ)	Kuykendall
Brown (OH)	Frelinghuysen	LaFalce
Bryant	Frost	Lampson
Burr	Gallegly	Lantos
Burton	Ganske	Largent
Buyer	Gejdenson	Larson
Callahan	Gekas	Latham
Calvert	Gephardt	LaTourette
Camp	Gibbons	Lazio
Campbell	Gilchrest	Leach
Canady	Gillmor	Lee
Cannon	Gilman	Levin
Capps	Gonzalez	Lewis (CA)
Capuano	Goode	Lewis (GA)
Cardin	Goodlatte	Lewis (KY)
Carson	Goodling	Linder
Castle	Gordon	Lipinski
Chabot	Goss	LoBiondo
Chambliss	Graham	Lofgren
Chenoweth-Hage	Granger	Lowey
Clay	Green (TX)	Lucas (KY)
Clayton	Green (WI)	Lucas (OK)
Clement	Greenwood	Luther
Clyburn	Gutierrez	Maloney (NY)
Coble	Gutknecht	Manzullo
Coburn	Hall (OH)	Markey
Combust	Hall (TX)	Martinez
Condit	Hansen	Mascara
Conyers	Hastings (FL)	Matsui
Cook	Hastings (WA)	McCarthy (MO)
Cooksey	Hayes	McCarthy (NY)
Costello	Hayworth	McCollum
Cox	Hefley	McDermott
Coyne	Herger	McGovern
Cramer	Hill (IN)	McHugh
Crane	Hilleary	McInnis
Crowley	Hinchee	McIntosh
Cubin	Hinojosa	McKeon

McKinney Rahall Stenholm
 McNulty Ramstad Strickland
 Meek (FL) Rangel Stump
 Meeks (NY) Regula Stupak
 Menendez Reynolds Sununu
 Mica Riley Sweeney
 Millender- Rivers Talent
 McDonald Rodriguez Tancredo
 Miller (FL) Roemer Thompson (CA)
 Miller, George Rogan Tauscher
 Minge Rogers Tauszin
 Mink Rohrabacher Taylor (MS)
 Moakley Ros-Lehtinen Taylor (NC)
 Mollohan Rothman Terry
 Moore Roukema Thomas
 Moran (KS) Roybal-Allard Thompson (CA)
 Moran (VA) Royce Thompson (MS)
 Morella Ryan (WI) Thornberry
 Murtha Ryun (KS) Thune
 Myrick Sabo Thurman
 Nadler Sanchez Tiahrt
 Napolitano Sanders Tierney
 Neal Sandlin Toomey
 Nethercutt Sanford Towns
 Ney Sawyer Trafficant
 Northup Saxton Turner
 Norwood Scarborough Udall (CO)
 Nussle Schaffer Udall (NM)
 Oberstar Schakowsky Upton
 Obey Scott Velazquez
 Oliver Sensenbrenner Vento
 Ose Serrano Visclosky
 Owens Sessions Vitter
 Packard Shaw Walden
 Pallone Shays Walsh
 Pascrell Sherman Wamp
 Pastor Sherwood Watt (NC)
 Paul Shimkus Watts (OK)
 Pease Shows Weiner
 Pelosi Simpson Weldon (FL)
 Peterson (MN) Sisisky Weldon (PA)
 Peterson (PA) Skeen Weller
 Petri Skelton Wexler
 Phelps Slaughter Weygand
 Pickering Smith (NJ) Whitfield
 Pickett Smith (TX) Wicker
 Pitts Smith (WA) Wilson
 Pombo Snyder Wolf
 Pomeroy Souder Woolsey
 Porter Spence Wu
 Portman Spratt Wynn
 Price (NC) Stabenow Young (AK)
 Pryce (OH) Stark Young (FL)
 Quinn Stearns

NOT VOTING—34

Ackerman Jones (NC) Reyes
 Allen LaHood Rush
 Barcia Maloney (CT) Salmon
 Berman McCrery Shadegg
 Collins McIntyre Shuster
 Davis (VA) Meehan Smith (MI)
 Dunn Metcalf Waters
 Ehrlich Miller, Gary Watkins
 Ewing Ortiz Waxman
 Fossella Oxley Wise
 Hill (MT) Payne
 Hilliard Radanovich

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

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

133.19 H. CON. RES. 211—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BALLENGER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 211) expressing the strong support of the Congress for the recently concluded elections in the Republic of India and urging the President to travel to India.

The question being put,
 Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 396
 Nays 4

133.20 [Roll No. 589]

YEAS—396

Abercrombie DeLauro Istook
 Aderholt DeLay Jackson (IL)
 Allen DeMint Jackson-Lee
 Andrews Deutsch (TX)
 Archer Diaz-Balart Jefferson
 Arney Dickey Jenkins
 Bachus Dicks John
 Baird Dingell Johnson (CT)
 Baker Dixon Johnson, E. B.
 Baldacci Doggett Johnson, Sam
 Baldwin Dooley Jones (OH)
 Ballenger Doolittle Kanjorski
 Barr Doyle Kaptur
 Barrett (NE) Dreier Kasich
 Barrett (WI) Duncan Kelly
 Bartlett Edwards Kennedy
 Barton Ehlers Kildee
 Bateman Emerson Kilpatrick
 Becerra Engel Kind (WI)
 Bentsen English King (NY)
 Bereuter Eshoo Kingston
 Berkeley Etheridge Kleczka
 Berry Evans Klink
 Biggert Everett Knollenberg
 Bilbray Farr Kolbe
 Bilirakis Fattah Kucinich
 Bishop Filner Kuykendall
 Blagojevich Fletcher LaFalce
 Biley Foley Lampson
 Blumenauer Forbes Lantos
 Blunt Ford Largent
 Boehlert Fowler Larson
 Boehner Frank (MA) Latham
 Bonilla Franks (NJ) LaTourette
 Bono Frelinghuysen Lazio
 Borski Frost Leach
 Boswell Gallegly Levin
 Boucher Ganske Lewis (CA)
 Boyd Gejdenson Lewis (GA)
 Brady (PA) Gekas Lewis (KY)
 Brady (TX) Gephardt Linder
 Brown (FL) Gibbons Lipinski
 Brown (OH) Gilchrest LoBiondo
 Bryant Gillmor Lofgren
 Burr Gilman Lowey
 Burton Gonzalez Lucas (KY)
 Buyer Goode Lucas (OK)
 Callahan Goodlatte Luther
 Calvert Goodling Maloney (CT)
 Camp Gordon Maloney (NY)
 Campbell Goss Manzullo
 Canady Graham Martinez
 Cannon Granger Mascara
 Capps Green (TX) Matsui
 Capuano Green (WI) McCarthy (MO)
 Cardin Greenwood McCarthy (NY)
 Carson Gutierrez McCollum
 Castle Gutknecht McDermott
 Chabot Hall (OH) McGovern
 Chambliss Hall (TX) McHugh
 Clay Hansen McInnis
 Clayton Hastings (FL) McIntosh
 Clement Hastings (WA) McKeon
 Clyburn Hayes McKinney
 Coble Hayworth McNulty
 Coburn Hefley Meek (FL)
 Combust Herger Meeks (NY)
 Condit Hill (IN) Menendez
 Conyers Hilleary Mica
 Cook Hinchey Millender-
 Cooksey Hinojosa McDonald
 Costello Hobson Miller (FL)
 Cox Hoeffel Miller, George
 Coyne Hoekstra Minge
 Cramer Holden Mink
 Crane Holt Moakley
 Crowley Hooley Mollohan
 Cubin Horn Moore
 Cummings Hostettler Moran (KS)
 Cunningham Houghton Moran (VA)
 Danner Hoyer Morella
 Davis (FL) Hulshof Murtha
 Davis (IL) Hunter Myrick
 Deal Hunter Hutchinson
 DeFazio Hyde
 DeGette Insee
 Delahunt Isakson Nethercutt

Ney Ryan (WI) Tanner
 Northup Ryun (KS) Tauscher
 Norwood Sabo Tauszin
 Nussle Salmon Taylor (MS)
 Oberstar Sanchez Taylor (NC)
 Obey Sanders Terry
 Oliver Sandlin Thomas
 Ose Sanford Thompson (CA)
 Owens Sawyer Thompson (MS)
 Packard Saxton Thornberry
 Pallone Scarborough Thune
 Pascrell Schaffer Thurman
 Pastor Schakowsky Tiahrt
 Pease Scott Tierney
 Pelosi Sensenbrenner Toomey
 Peterson (MN) Serrano Towns
 Peterson (PA) Sessions Trafficant
 Petri Shaw Turner
 Phelps Shays Udall (CO)
 Pickering Sherman Udall (NM)
 Pickett Sherwood Upton
 Pitts Shimkus Velazquez
 Pombo Shows Vento
 Pomeroy Simpson Visclosky
 Porter Sisisky Vitter
 Portman Skeen Walden
 Price (NC) Skelton Walsh
 Pryce (OH) Slaughter Wamp
 Quinn Smith (NJ) Watt (NC)
 Rahall Smith (TX) Watts (OK)
 Ramstad Smith (WA) Weiner
 Regula Snyder Weldon (FL)
 Reynolds Souder Weldon (PA)
 Riley Spence Weller
 Rivers Spratt Wexler
 Rodriguez Stabenow Weygand
 Roemer Stark Whitfield
 Rogan Stearns Wicker
 Rogers Stenholm Wilson
 Rohrabacher Strickland Wolf
 Ros-Lehtinen Stump Woolsey
 Rothman Stupak Wu
 Roukema Sununu Wynn
 Roybal-Allard Sweeney Young (AK)
 Royce Talent Young (FL)
 Rush Tancredo

NAYS—4

Bonior Markey
 Chenoweth-Hage Paul

NOT VOTING—33

Ackerman Hilliard Payne
 Barcia Jones (NC) Radanovich
 Bass LaHood Rangel
 Berman Lee Reyes
 Collins McCrery Shadegg
 Davis (VA) McIntyre Shuster
 Dunn Meehan Smith (MI)
 Ehrlich Metcalf Waters
 Ewing Miller, Gary Watkins
 Fossella Ortiz Waxman
 Hill (MT) Oxley Wise

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

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

133.21 MULTIDISTRICT, MULTIPARTY, MULTIFORUM JURISDICTION

On motion of Mr. SENSENBRENNER, by direction of the Committee on the Judiciary and pursuant to clause 1 of rule XXII, the bill (H.R. 2112) to amend title 28, United States Code, to allow a judge to whom a case is transferred to retain jurisdiction over certain multidistrict litigation cases for trial, and to provide for Federal jurisdiction of certain multiparty, multiforum civil actions; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. SENSENBRENNER, it was,

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

Thereupon, the SPEAKER pro tempore, Mr. BALLENGER, by unanimous consent, appointed Messrs. HYDE, SENSENBRENNER, COBLE, CONYERS, and BERMAN, as managers on the part of the House at said conference.

Ordered, That the Clerk notify the Senate thereof.

¶133.22 LAO PEOPLE'S DEMOCRATIC REPUBLIC

Mr. GILMAN moved to suspend the rules and agree to the following resolution (H. Res. 169); as amended:

Whereas since the 1975 overthrow of the existing Royal Lao Government, Laos has been under the sole control of the Lao People's Revolutionary Party;

Whereas the present Lao constitution provides for a wide range of freedoms for the Lao people, including freedom of speech, freedom of assembly, and freedom of religion, and Laos is a signatory to international conventions on genocide, racial discrimination, discrimination against women, war crimes, and rights of the child;

Whereas since July 1997, Laos has been a member of the Association of Southeast Asian Nations (ASEAN), an organization which has set forth a vision for the year 2020 of a membership consisting of "open societies . . . governed with the consent and greater participation of the people" and "focus(ed) on the welfare and dignity of the human person and the good of the community";

Whereas, despite the Lao constitution and the membership by Laos in ASEAN, the Department of State's Laos Country Report on Human Rights Practices for 1998 states that the Lao Government's human rights record deteriorated and that the Lao Government restricts freedom of speech, assembly, association, and religion;

Whereas Amnesty International reports that serious problems persist in the Lao Government's performance in the area of human rights, including the continued detention of prisoners of conscience in extremely harsh conditions, and that in one case a prisoner of conscience held without trial since 1996 was chained and locked in wooden stocks for a period of 20 days;

Whereas Thongsouk Saysangkhi, a political prisoner sentenced to 14 years imprisonment in November 1992 after a grossly unfair trial, died in February 1998 due to complications of diabetes after having been detained in harsh conditions with no medical facilities;

Whereas there are at least 5 identified, long-term political prisoners inside the Lao Government's prison system and the possibility of others whose names are not known;

Whereas there continue to be credible reports that some members of the Lao Government's security forces commit human rights abuses, including arbitrary detention and intimidation;

Whereas two United States citizens, Mr. Houa Ly, a resident of Appleton, Wisconsin, and Mr. Michael Vang, a resident of Fresno, California, were traveling along the border between Laos and Thailand on April 19, 1999;

Whereas the families of Messrs. Ly and Vang have been able to learn very little from the United States Government regarding the whereabouts or current circumstances of their loved ones; and

Whereas the Congress will not tolerate any unjustified arrest, abduction, imprisonment, disappearance, or other act of aggression against United States citizens by a foreign government: Now, therefore, be it

Resolved, That—

(1) it is the sense of the House of Representatives that the present Government of Laos should—

(A) respect internationally recognized norms of human rights and the democratic freedoms of the people of Laos and honor in full its commitments to those norms and freedoms as embodied in its constitution and its participation in international organizations and agreements;

(B) issue a public statement specifically reaffirming its commitment to protecting religious freedom and other basic human rights;

(C) institute fully a democratic electoral system, with openly contested, free, and fair elections by secret ballot, beginning no later than the next National Assembly elections, currently scheduled to be held in 2002; and

(D) allow unrestricted access by international human rights monitors, including the International Committee of the Red Cross and Amnesty International, to all prisons and to all regions of the country to investigate alleged abuses of human rights, including those against the Hmong minority; and

(2) the House of Representatives—

(A) decries the disappearance of Houa Ly and Michael Vang, recognizing it as an incident worthy of congressional attention;

(B) urges the Lao Government to return Messrs. Ly and Vang, or their remains, to United States authorities and their families in America at once, if it is determined that the Lao Government is responsible for the disappearance of Messrs. Ly and Vang;

(C) warns the Lao Government of the serious consequences, including sanctions, of any unjustified arrest, abduction, imprisonment, disappearance, or other act of aggression against United States citizens; and

(D) urges the Department of State and other appropriate United States agencies to share the maximum amount of information regarding the disappearance of Messrs. Ly and Vang.

The SPEAKER pro tempore, Mr. BALLENGER, recognized Mr. GILMAN and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, *viva voce*, Will the House suspend the rules and agree to said resolution, as amended?

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

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BALLENGER, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

¶133.23 SLOVAK REPUBLIC

Mr. GILMAN moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 165):

Resolved by the House of Representatives (the Senate concurring),

SECTION 1. FINDINGS.

The Congress finds the following:

(1) Elections held in May 1999 brought the first ever popularly elected President of the Slovak Republic to office and demonstrated

the commitment of the Slovak people to full economic reforms, democratic government, and western ideals.

(2) The parliamentary elections held in September 1998 brought to office a coalition government in the Slovak Republic which has shown its commitment to economic reforms through economic austerity measures approved in May 1999, increased foreign investments through privatization of markets that were formerly state controlled, and discipline in government and currency policies.

(3) The Government of the Slovak Republic formed after the elections of September 1998 has renewed efforts to ensure the proper treatment of its citizens, regardless of ethnic background, including those of ethnic Hungarian background through the placement of three ethnic Hungarians in the cabinet of the Government (including the Deputy Premier for Human and Minority Rights), and through the passage of the Minority Language Use Act on July 10, 1999, in accordance with European Union guidelines, which will take effect on September 1, 1999, to protect the rights of all citizens.

(4) The Government of the Slovak Republic has made Slovakia's integration into pan-European and trans-Atlantic institutions, including the European Union and the North Atlantic Treaty Organization (NATO), the highest foreign policy priority, and through active participation with the Visegrad Four, the Slovak Republic has undertaken efforts to promote stability in the region.

(5) The Government of the Slovak Republic has stated its continuing support for the mission of NATO in supporting democratization and stability across Europe, and the Government demonstrated its commitment to these principles by fully cooperating with NATO during the recent conflict in Kosovo, allowing NATO full access to Slovak airspace, highways, and railways.

(6) The Slovak Republic subsequently provided military engineers to assist the peacekeeping force of NATO in Kosovo (KFOR), approved a \$2,000,000 humanitarian aid package for Kosovo, and housed over 100 refugees from the conflict.

(7) The Government of the Slovak Republic has continually worked to retain civilian control of its military through participation with NATO forces and has been an active participant in the Partnership-for-Peace program.

(8) The Slovak Republic has provided military personnel for participation in and support of multinational peacekeeping operations such as the United Nations operations in Rwanda and Liberia.

SEC. 2. POLICY TOWARD THE SLOVAK REPUBLIC.

It is the policy of the United States—

(1) to promote the development in the Slovak Republic of a market-based economy and a democratic government that respects the rights of all of its citizens, regardless of ethnic background; and

(2) to support the eventual integration of the Slovak Republic into pan-European and trans-Atlantic economic and security institutions.

SEC. 3. SENSE OF THE CONGRESS.

It is the sense of the Congress that—

(1) the Government of the Slovak Republic formed after the elections of September 1998 is to be commended—

(A) for its efforts to address the issue of proper treatment of its citizens, regardless of ethnic background, particularly those of ethnic Hungarian background;

(B) for its efforts to improve the economic situation in the Slovak Republic and for its efforts to accelerate the privatization of state-owned enterprises in a fair and transparent process; and

(C) for its support for the North Atlantic Treaty Organization (NATO) in the recent conflict in Kosovo;

(2) the Government of the Slovak Republic should continue to implement programs that may qualify the Slovak Republic for entrance into the European Union and NATO and is to be commended for its continued support of the NATO effort to ensure stability and democratization across Europe; and

(3) the United States should support efforts for the eventual integration of the Slovak Republic into pan-European and trans-Atlantic institutions and should view such integration as an important factor in consolidating democratic government and economic stability in the Slovak Republic.

The SPEAKER pro tempore, Mr. BALLENGER, recognized Mr. GILMAN and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

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

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SHIMKUS, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

¶133.24 NORTH CAUCASUS REGION OF RUSSIAN FEDERATION

Mr. GILMAN moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 206); as amended:

Whereas during the Russo-Chechen War of 1994-1996, Russian Federation military forces used massive force against civilians in Chechnya, causing immense human casualties, gross human rights violations, large-scale displacement of individuals, and destruction of property;

Whereas Chechnya has been the site of internal lawlessness and numerous kidnappings, including that of United States citizen Fred Cuny, whose exact fate is still unknown;

Whereas in recent months, extremist forces based in Chechnya have mounted armed incursions into the adjacent Russian Federation Republic of Dagestan and attempted to establish a political entity therein against the wishes of the majority of the population of Dagestan;

Whereas almost 300 persons have died as a result of unsolved terrorist bombings in Russia that coincided with the armed incursions into Dagestan and Russian authorities have attributed the terrorist bombings to Chechen insurgents;

Whereas the United States recognizes the territorial integrity of the Russian Federation;

Whereas Russian Federation armed forces have conducted armed attacks against Chechnya and positioned forces with the stated intention of sealing Chechnya's borders and creating a security zone in the region;

Whereas such attacks and indiscriminate and disproportionate use of force have harmed innocent civilians and given rise to over 100,000 internally displaced persons, most of whom have escaped into neighboring regions of Russia;

Whereas such indiscriminate attacks are a violation of paragraph 19 of the Code of Conduct on Politico-Military Aspects of Security,

approved at the 1994 Summit of the Organization for Security and Cooperation in Europe, held in Budapest, Hungary, which states that in the event of armed conflict, participating States "will seek to create conditions favorable to the political solution of the conflict. They will cooperate in support of humanitarian assistance to alleviate suffering among the civilian population, including facilitating the movement of personnel and resources to such tasks", and paragraph 36, which states, "If recourse to force cannot be avoided in performing internal security missions, each participating State will ensure that its use must be commensurate with the needs for enforcement. The armed forces will take due care to avoid injury to civilians or their property.";

Whereas the conflict in the North Caucasus may threaten democratic development, the rule of law, and respect for human rights throughout Russia;

Whereas authorities in Moscow and other cities of the Russian Federation have used terrorist bombings as a pretext to intensify a campaign against individuals from the North Caucasus region, including the detention and forcible expulsion of such individuals from these cities; and

Whereas in response to Russian attacks the elected Government of Chechnya has declared its solidarity with renegade Chechen forces in opposing Russian attacks: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That the Congress—

(1) urges the Government of the Russian Federation and all parties to cease the indiscriminate use of force against the civilian population in Chechnya, in accordance with commitments of the Organization for Security and Cooperation in Europe;

(2) urges all parties, including the Government of the Russian Federation, to enter into negotiations on the North Caucasus conflict with legitimate political representatives of the region, including President Maskhadov and his Government, and to avail itself of the conflict prevention and crisis management capabilities of the Organization for Security and Cooperation in Europe, which helped broker an end to the 1994-1996 War;

(3) urges the Chechen authorities to use every appropriate means to deny extremist forces located in its territory a base of operations for the mounting of armed incursions that threaten peace and stability in the North Caucasus region;

(4) urges the Chechen authorities to create a rule of law environment with legal norms based upon internationally accepted standards;

(5) cautions that forcible resettlement of internally displaced persons would evoke outrage from the international community;

(6) urges that the Government of the Russian Federation seek and accept international humanitarian assistance to alleviate the suffering of the internally displaced persons from Chechnya, so as to reduce the risk of civilian casualties; and

(7) calls on the Government of the United States to express to all parties the necessity of resolving the conflict peacefully, with full respect to the human rights of all the citizens of the Russian Federation, and to support the provision of appropriate international humanitarian assistance.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. GILMAN and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended,?

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

Mr. SMITH of New Jersey demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SHIMKUS, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

¶133.25 FUNDING FOR DIABETES

Mr. BILIRAKIS moved to suspend the rules and agree to the following resolution (H. Res. 325):

Whereas diabetes is a devastating, lifelong condition that affects people of every age, race, income level, and nationality;

Whereas diabetes is a serious disease that has a devastating impact, in both human and economic terms, on Americans of all ages;

Whereas an estimated 16 million Americans suffer from diabetes, and millions more are at greater risk for diabetes;

Whereas the number of Americans with diabetes has increased nearly 700 percent in the last 40 years, leading the Centers for Disease Control and Prevention to call it the "epidemic of our time";

Whereas approximately 800,000 people will be diagnosed with diabetes in 1999, and diabetes will contribute to an estimated 198,000 deaths this year, making diabetes the sixth leading cause of death;

Whereas diabetes costs our Nation an estimated \$105 billion each year;

Whereas more than 1 out of every 10 health care dollars in the United States and about 1 out of every 4 Medicare dollars is spent on the care of people with diabetes;

Whereas more than \$40 billion a year in tax dollars are spent treating people with diabetes through Medicare, Medicaid, veterans care, Federal employee health benefits, and other Federal health programs;

Whereas diabetes frequently goes undiagnosed and an estimated 5.4 million Americans have the disease but do not know it;

Whereas diabetes is the leading cause of kidney failure, blindness in adults, and amputations;

Whereas diabetes is a major risk factor for heart disease, stroke, and birth defects and shortens average life expectancy by up to 15 years;

Whereas 800,000 Americans have type one diabetes, formerly known as juvenile diabetes, and 15.2 million have type two diabetes, formerly known as adult onset diabetes;

Whereas 18.4 percent of Americans age 65 years or older have diabetes and 8.2 percent of Americans age 20 years or older have diabetes;

Whereas Hispanic, African, Asian, and Native Americans suffer from diabetes at rates much higher than the general population, including children as young as eight years old who are now being diagnosed with type two diabetes;

Whereas there is currently no method to prevent or cure diabetes and available treatments have only limited success in controlling its devastating consequences;

Whereas reducing the tremendous health and human burden of diabetes and its enormous economic toll depends on identifying the factors responsible for the disease and developing new methods for treatment and prevention;

Whereas improvements in technology and the general growth in scientific knowledge

have created unprecedented opportunities for advances that might lead to better treatments, prevention, and ultimately a cure;

Whereas after extensive review and deliberations, the Diabetes Research Working Group—established by Congress and selected by the National Institutes of Health—has found that “many scientific opportunities are not being pursued due to insufficient funding, lack of appropriate mechanisms, and a shortage or trained researchers”;

Whereas the Diabetes Research Working Group has developed a comprehensive plan for diabetes research funded by the National Institutes of Health and has recommended a funding level of \$827 million for diabetes research at the National Institutes of Health in fiscal year 2000; and

Whereas the House of Representatives as an institution and Members of Congress as individuals are in unique positions to help raise public awareness about the need for increased funding for research and for early diagnosis and treatment: Now, therefore, be it

Resolved, That it is the sense of the House of Representatives that—

(1) the Federal Government has a responsibility—

(A) to continue to increase research funding, as recommended by the Diabetes Research Working Group, so that the causes of, and improved treatment and cure for, diabetes may be discovered;

(B) to endeavor to raise awareness about the importance of the early detection and proper treatment of diabetes; and

(C) to continue to consider ways to improve access to, and the quality of, health care services for diagnosing and treating diabetes;

(2) all Americans should take an active role in fighting diabetes by using all the means available to them, including watching for the symptoms of diabetes, such as frequent urination, unusual thirst, extreme hunger, unusual weight loss, extreme fatigue, and irritability; and

(3) national and community organizations and health care providers should endeavor to promote awareness of diabetes and its complications and should encourage early detection of diabetes through regular screenings, education, and by providing information, support, and access to services.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. BILLRAKIS and Ms. DEGETTE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

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

Ms. DEGETTE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SHIMKUS, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

133.26 HONORING WALTER PAYTON

Mrs. BIGGERT moved to suspend the rules and agree to the following resolution (H. Res. 370):

Whereas Walter Payton was born in Columbia, Mississippi, on July 25, 1954;

Whereas Walter Payton was a distinguished alumnus of Jackson State Univer-

sity, home of the Jackson State Tigers and the nationally renowned Sonic Boom of the South;

Whereas Walter Payton was known by all as “Sweetness”;

Whereas Walter Payton serves as the highest example of his Christian faith and his sport in countless public and private ways;

Whereas Walter Payton was truly a hero and role model for all Mississippians who had the privilege of watching him play the game he loved so much;

Whereas Walter Payton was viewed by his friends and former classmates as a fun-loving, warm, and smiling man with a joy for life, his family, and his sport;

Whereas Walter Payton played the game of football with unparalleled determination, passion, and desire;

Whereas Walter Payton, an extraordinary Mississippian and the National Football League’s greatest running back of all time, died leaving us great memories of personal and athletic achievements;

Whereas Walter Payton received national acclaim as a running back and was the Chicago Bears’ first pick, and was chosen fourth overall, in the 1975 draft;

Whereas Walter Payton played 13 seasons in the National Football League;

Whereas Walter Payton played a critical role in helping the Chicago Bears win Super Bowl XX in 1986;

Whereas Walter Payton was inducted into the College Football Hall of Fame in 1996;

Whereas Walter Payton was inducted into the Professional Football Hall of Fame in 1993;

Whereas Walter Payton holds the National Football League record for career yards—16,726 yards;

Whereas Walter Payton holds the National Football League record for career rushing attempts—3,838 attempts;

Whereas Walter Payton holds the National Football League record for yards gained in a single game—275 yards in a game against the Minnesota Vikings on November 20, 1977;

Whereas Walter Payton holds the National Football League record for seasons with 1,000 or more yards—10 seasons, 1976 to 1981 and 1983 to 1986;

Whereas Walter Payton holds the National Football League record for consecutive seasons leading the league in rushing attempts—4 seasons, from 1976 to 1979;

Whereas Walter Payton holds the National Football League record for most career games with 100 or more yards—77 games;

Whereas Walter Payton holds the National Football League record for combined net yards in a career—21,803 yards;

Whereas Walter Payton holds the National Football League record for combined attempts in a career—4,368 attempts;

Whereas one of Walter Payton’s greatest achievements was the founding of the Walter Payton Foundation, which provides financial and motivational support to youth and helps children realize that they can raise the quality of their lives and the lives of those around them;

Whereas the Walter Payton Foundation’s greatest legacy has been the funding and support of children’s educational programs, as well as programs assisting abused or neglected children; and

Whereas Walter Payton died on November 1, 1999, of liver disease: Now, therefore, be it

Resolved, That the House of Representatives—

(1) recognizes and honors Walter Payton—
(A) as one of the greatest professional football players;

(B) for his many contributions to Mississippi and the Nation throughout his lifetime; and

(C) for transcending the game of football and becoming a timeless symbol of athletic

talent, spirited competition, and a role model as a Christian gentleman and a loving father and husband; and

(2) extends its deepest condolences to Walter Payton’s wife Connie, his children Brit-tany and Jarrett, his mother Alyne, his brother Eddie and sister Pam, and the other members of his family on their tragic loss.

SEC. 2. The Clerk of the House of Representatives shall transmit an enrolled copy of this resolution to the family of Walter Payton.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mrs. BIGGERT and Mr. CUMMINGS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

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

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

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

133.27 MESSAGES FROM THE PRESIDENT

Messages in writing from the President of the United States was communicated to the House by Mr. Edwin Thomas, one of his secretaries.

133.28 RECOGNITION OF MAYOR JOE SERNA, JR.

Mr. OSE moved to suspend the rules and agree to the following resolution (H. Res. 363):

Whereas Joe Serna, Jr., was born in Stockton, California, on September 3, 1939;

Whereas Joe Serna, Jr., was the loving husband of Isabelle Hernandez-Serna and devoted father of Phillip and Lisa;

Whereas Joe Serna, Jr., was the son of Gerania and Jose Serna and the brother of Maria Elena Serna, Reuben Serna, and Jesse Serna;

Whereas Joe Serna, Jr., grew up the son of an immigrant farm worker, and was widely recognized as ambitious with an irrepressible drive to succeed;

Whereas Joe Serna, Jr., experienced a pivotal point in his life when he became a successful football player on the Lodi Flames as a sophomore qualifying to play on the varsity squad;

Whereas Joe Serna, Jr., graduated from Lodi High School and went to work, where he later lost his job because he endorsed a strike at the trailer manufacturing facility where he was employed, and decided to further his education, beginning at junior college in Stockton, California, then transferring to Sacramento City College and finally to California State University, Sacramento, where he graduated in 1966;

Whereas Joe Serna, Jr., joined the Peace Corps in Guatemala, where he became involved in the election of a Mayan Indian as mayor of a small town, providing him with a first-hand education regarding the importance of electoral politics;

Whereas Joe Serna Jr., spent more than a decade working with migrant farm workers under the guidance of his role model, Cesar Chavez, and organized food workers and co-ordinated election campaigns;

Whereas Joe Serna, Jr., began teaching classes on government and ethics at Cali-

fornia State University, Sacramento, and became the primary caregiver for his children when his first marriage ended;

Whereas Joe Serna, Jr., was elected to the Sacramento City Council on November 3, 1981, where he served until he was elected mayor on November 3, 1992;

Whereas Joe Serna, Jr., was known as an elected official with profound vision for the future and the energy to implement that vision, who could build coalitions, ignite community involvement, and succeed in achieving his goals;

Whereas Joe Serna, Jr., leaves a legacy in Sacramento of downtown revitalization and growth, more parks and places for Sacramentans to gather and enjoy their families and neighbors, a better public school system, more jobs, more community police, and a higher quality of life; and

Whereas Joe Serna, Jr., faced many challenges in his life, and eventually succumbed to his greatest challenge, the fight against cancer: Now, therefore, be it

Resolved,

SECTION 1. HONORING MAYOR JOE SERNA, JR.

The House of Representatives—

(1) recognizes and honors Sacramento Mayor Joe Serna, Jr.—

(A) as a profoundly successful leader whose drive and energy inspired thousands,

(B) for his many lifetime contributions to Sacramento, the State of California, and the Nation, and

(C) for selflessly devoting his life to the advancement of others through activism, public service, education, and dedication; and

(2) extends the deepest condolences to Mayor Joe Serna's wife, Isabelle, his son, Phillip, and his daughter, Lisa, as well the citizens of Sacramento, California, for the loss of their dedicated mayor.

SEC. 2. TRANSMITTAL OF ENROLLED COPY TO THE FAMILY OF MAYOR JOE SERNA, JR.

The Clerk of the House of Representatives shall transmit an enrolled copy of this resolution to the family of Joe Serna, Jr.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. OSE and Mr. CUMMINGS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

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

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

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

¶133.29 VETERANS MILLENNIUM HEALTH CARE

Mr. STUMP moved to suspend the rules and agree to the following conference report (Rept. No. 106-470):

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 2116), to amend title 38, United States Code, to establish a program of extended care services for veterans and to make other improvements in health care programs of the Department of Veterans Affairs, 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 to the

text of the bill 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; TABLE OF CONTENTS.

(a) *SHORT TITLE.*—This Act may be cited as the “Veterans Millennium Health Care and Benefits Act”.

(b) *TABLE OF CONTENTS.*—The table of contents of this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. References to title 38, United States Code.

Sec. 3. Secretary and Department defined.

TITLE I—ACCESS TO CARE

Subtitle A—Long-Term Care

Sec. 101. Requirement to provide extended care services.

Sec. 102. Pilot programs relating to long-term care.

Sec. 103. Pilot program relating to assisted living.

Subtitle B—Other Access-to-Care Matters

Sec. 111. Reimbursement for emergency treatment in non-Department of Veterans Affairs facilities.

Sec. 112. Eligibility for care of combat-injured veterans.

Sec. 113. Access to care for TRICARE-eligible military retirees.

Sec. 114. Treatment and services for drug or alcohol dependency.

Sec. 115. Counseling and treatment for veterans who have experienced sexual trauma.

Sec. 116. Specialized mental health services.

TITLE II—MEDICAL PROGRAM ADMINISTRATION

Sec. 201. Medical care collections.

Sec. 202. Health Services Improvement Fund.

Sec. 203. Allocation to health care facilities of amounts made available from Medical Care Collections Fund.

Sec. 204. Authority to accept funds for education and training.

Sec. 205. Extension of certain authorities.

Sec. 206. Reestablishment of Committee on Post-Traumatic Stress Disorder.

Sec. 207. State home grant program.

Sec. 208. Expansion of enhanced-use lease authority.

Sec. 209. Ineligibility for employment by Veterans Health Administration of health care professionals who have lost license to practice in one jurisdiction while still licensed in another jurisdiction.

Sec. 210. Report on coordination of procurement of pharmaceuticals and medical supplies by the Department of Veterans Affairs and the Department of Defense.

Sec. 211. Reimbursement of medical expenses of veterans located in Alaska.

TITLE III—MISCELLANEOUS MEDICAL PROVISIONS

Sec. 301. Review of proposed changes to operation of medical facilities.

Sec. 302. Patient services at Department facilities.

Sec. 303. Chiropractic treatment.

Sec. 304. Designation of hospital bed replacement building at Ioannis A. Lougaris Department of Veterans Affairs Medical Center, Reno, Nevada.

TITLE IV—CONSTRUCTION AND FACILITIES MATTERS

Sec. 401. Authorization of major medical facility projects.

Sec. 402. Authorization of major medical facility leases.

Sec. 403. Authorization of appropriations.

TITLE V—BENEFITS AND EMPLOYMENT MATTERS

Subtitle A—Compensation and DIC

Sec. 501. Dependency and indemnity compensation for surviving spouses of former prisoners of war.

Sec. 502. Reinstatement of certain benefits for remarried surviving spouses of veterans upon termination of their remarriage.

Sec. 503. Presumption that bronchiolo-alveolar carcinoma is service-connected.

Subtitle B—Employment

Sec. 511. Clarification of veterans' civil service employment opportunities.

TITLE VI—MEMORIAL AFFAIRS MATTERS

Subtitle A—American Battle Monuments Commission

Sec. 601. Codification and expansion of authority for World War II memorial.

Sec. 602. General authority to solicit and receive contributions.

Sec. 603. Intellectual property and related items.

Sec. 604. Technical amendments.

Subtitle B—National Cemeteries

Sec. 611. Establishment of additional national cemeteries.

Sec. 612. Use of flat grave markers at Santa Fe National Cemetery, New Mexico.

Sec. 613. Independent study on improvements to veterans' cemeteries.

Subtitle C—Burial Benefits

Sec. 621. Independent study on improvements to veterans' burial benefits.

TITLE VII—EDUCATION AND HOUSING MATTERS

Subtitle A—Education Matters

Sec. 701. Availability of Montgomery GI Bill benefits for preparatory courses for college and graduate school entrance exams.

Sec. 702. Determination of eligibility period for members of the Armed Forces commissioned following completion of officer training school.

Sec. 703. Report on veterans' education and vocational training benefits provided by the States.

Sec. 704. Technical amendments.

Subtitle B—Housing Matters

Sec. 711. Extension of authority for housing loans for members of the Selected Reserve.

Sec. 712. Technical amendment relating to transitional housing loan guarantee program.

TITLE VIII—DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATIVE MATTERS

Sec. 801. Enhanced quality assurance program within the Veterans Benefits Administration.

Sec. 802. Extension of authority to maintain a regional office in the Republic of the Philippines.

Sec. 803. Extension of Advisory Committee on Minority Veterans.

Sec. 804. Technical amendment to automobile assistance program.

TITLE IX—HOMELESS VETERANS PROGRAMS

Sec. 901. Homeless veterans' reintegration programs.

Sec. 902. Extension of program of housing assistance for homeless veterans.

Sec. 903. Homeless veterans programs.

Sec. 904. Plan for evaluation of performance of programs to assist homeless veterans.

TITLE X—UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS

Sec. 1001. Short title.

Sec. 1002. Definition.

Subtitle A—Transitional Provisions To Stagger Terms of Judges

Sec. 1011. Early retirement authority for current judges.

Sec. 1012. Modified terms for next two judges appointed to the Court.

Subtitle B—Other Matters Relating to Retired Judges

Sec. 1021. Recall of retired judges.

Sec. 1022. Judges' retired pay.

Sec. 1023. Survivor annuities.

Sec. 1024. Limitation on activities of retired judges.

Subtitle C—Rotation of Service of Judges as Chief Judge of the Court

Sec. 1031. Repeal of separate appointment of chief judge.

Sec. 1032. Designation and term of chief judge of Court.

Sec. 1033. Salary.

Sec. 1034. Precedence of judges.

Sec. 1035. Conforming amendments.

Sec. 1036. Applicability of amendments.

TITLE XI—VOLUNTARY SEPARATION INCENTIVE PROGRAM

Sec. 1101. Short title.

Sec. 1102. Plan for payment of voluntary separation incentive payments.

Sec. 1103. Voluntary separation incentive payments.

Sec. 1104. Effect of subsequent employment with the Government.

Sec. 1105. Additional agency contributions to Civil Service Retirement and Disability Fund.

Sec. 1106. Continued health insurance coverage.

Sec. 1107. Prohibition of reduction of full-time equivalent employment level.

Sec. 1108. Regulations.

Sec. 1109. Limitation; savings clause.

Sec. 1110. Eligible employees.

SEC. 2. REFERENCES TO TITLE 38, UNITED STATES CODE.

Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of title 38, United States Code.

SEC. 3. SECRETARY AND DEPARTMENT DEFINED.

For purposes of this Act—

(1) the term "Secretary" means the Secretary of Veterans Affairs; and

(2) the term "Department" means the Department of Veterans Affairs.

TITLE I—ACCESS TO CARE

Subtitle A—Long-Term Care

SEC. 101. REQUIREMENT TO PROVIDE EXTENDED CARE SERVICES.

(a) **REQUIRED NURSING HOME CARE.**—(1) Chapter 17 is amended by inserting after section 1710 the following new section:

"§ 1710A. Required nursing home care

"(a) The Secretary shall provide nursing home care which the Secretary determines is needed (1) to any veteran in need of such care for a service-connected disability, and (2) to any veteran who is in need of such care and who has a service-connected disability rated at 70 percent or more.

"(b)(1) The Secretary shall ensure that a veteran described in subsection (a) who continues to need nursing home care is not, after placement in a Department nursing home, transferred from the facility without the consent of the veteran, or, in the event the veteran cannot provide informed consent, the representative of the veteran.

"(2) Nothing in subsection (a) may be construed as authorizing or requiring that a veteran who is receiving nursing home care in a Department nursing home on the date of the enactment of this section be displaced, transferred, or discharged from the facility.

"(c) The provisions of subsection (a) shall terminate on December 31, 2003."

(2) The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 1710 the following new item:

"1710A. Required nursing home care."

(b) **REQUIRED NONINSTITUTIONAL EXTENDED CARE SERVICES.**—Section 1701 is amended by adding at the end the following new paragraph:

"(10)(A) During the period beginning on the date of the enactment of the Veterans Millennium Health Care and Benefits Act and ending on December 31, 2003, the term 'medical services' includes noninstitutional extended care services.

"(B) For the purposes of subparagraph (A), the term 'noninstitutional extended care services' means such alternatives to institutional extended care which the Secretary may furnish (i) directly, (ii) by contract, or (iii) (through provision of case management) by another provider or payor."

(c) **PROGRAM OF EXTENDED CARE SERVICES.**—(1) Chapter 17 is amended by inserting after section 1710A, as added by subsection (a), the following new section:

"§ 1710B. Extended care services

"(a) The Secretary (subject to section 1710(a)(4) of this title and subsection (c) of this section) shall operate and maintain a program to provide extended care services to eligible veterans in accordance with this section. Such services shall include the following:

"(1) Geriatric evaluation.

"(2) Nursing home care (A) in facilities operated by the Secretary, and (B) in community-based facilities through contracts under section 1720 of this title.

"(3) Domiciliary services under section 1710(b) of this title.

"(4) Adult day health care under section 1720(f) of this title.

"(5) Such other noninstitutional alternatives to nursing home care as the Secretary may furnish as medical services under section 1701(10) of this title.

"(6) Respite care under section 1720B of this title.

"(b) The Secretary shall ensure that the staffing and level of extended care services provided by the Secretary nationally in facilities of the Department during any fiscal year is not less than the staffing and level of such services provided nationally in facilities of the Department during fiscal year 1998.

"(c)(1) Except as provided in paragraph (2), the Secretary may not furnish extended care services for a non-service-connected disability other than in the case of a veteran who has a compensable service-connected disability unless the veteran agrees to pay to the United States a copayment (determined in accordance with subsection (d)) for any period of such services provided that veteran in that year.

"(2) Paragraph (1) shall not apply—

"(A) to a veteran whose annual income (determined under section 1503 of this title) is less than the amount in effect under section 1521(b) of this title; or

"(B) with respect to an episode of extended care services that a veteran is being furnished by the Department on the date of the enactment of the Veterans Millennium Health Care and Benefits Act.

"(d)(1) A veteran who is furnished extended care services under this chapter and who is required under subsection (c) to pay an amount to the United States in order to be furnished such services shall be liable to the United States for that amount.

"(2) In implementing subsection (c), the Secretary shall develop a methodology for establishing the amount of the copayment for which a veteran described in subsection (c) is liable. That methodology shall provide for—

"(A) establishing a maximum monthly copayment (based on all income and assets of the veteran and the spouse of such veteran);

"(B) protecting the spouse of a veteran from financial hardship by not counting all of the income and assets of the veteran and spouse (in the case of a spouse who resides in the community) as available for determining the copayment obligation; and

"(C) allowing the veteran to retain a monthly personal allowance.

"(e)(1) There is established in the Treasury of the United States a revolving fund known as the Department of Veterans Affairs Extended Care Fund (hereinafter in this section referred to as the 'fund'). Amounts in the fund shall be available, without fiscal year limitation and without further appropriation, exclusively for the purpose of providing extended care services under subsection (a).

"(2) All amounts received by the Department under this section shall be deposited in or credited to the fund."

(2) The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 1710A, as added by subsection (a)(2), the following new item:

"1710B. Extended care services."

(d) **ADULT DAY HEALTH CARE.**—Section 1720(f)(1)(A) is amended to read as follows:

"(f)(1)(A) The Secretary may furnish adult day health care services to a veteran enrolled under section 1705(a) of this title who would otherwise require nursing home care."

(e) **RESPITE CARE PROGRAM.**—Section 1720B is amended—

(1) in subsection (a), by striking "eligible" and inserting "enrolled";

(2) in subsection (b)—

(A) by striking "the term 'respite care' means hospital or nursing home care" and inserting "the term 'respite care services' means care and services";

(B) by striking "is" at the beginning of each of paragraphs (1), (2), and (3) and inserting "are"; and

(C) by striking "in a Department facility" in paragraph (2); and

(3) by adding at the end the following new subsection:

"(c) In furnishing respite care services, the Secretary may enter into contract arrangements."

(f) **CONFORMING AMENDMENTS.**—Section 1710(a) is amended—

(1) in paragraph (1), by striking "and may furnish nursing home care,";

(2) in paragraph (2)(A), by inserting "or, with respect to nursing home care during any period during which the provisions of section 1710A(a) of this title are in effect, a compensable service-connected disability rated less than 70 percent" after "50 percent";

(3) in paragraph (4), by inserting "and the requirement in section 1710B of this title that the Secretary provide a program of extended care services," after "medical services"; and

(4) by adding at the end the following new paragraph:

"(5) During any period during which the provisions of section 1710A(a) of this title are not in effect, the Secretary may furnish nursing home care which the Secretary determines is needed to any veteran described in paragraph (1), with the priority for such care on the same basis as if provided under that paragraph."

(g) **STATE HOMES.**—Section 1741(a)(2) is amended by striking "adult day health care in a State home" and inserting "extended care services described in any of paragraphs (4) through (6) of section 1710B(a) of this title under a program administered by a State home".

(h) **EFFECTIVE DATE.**—(1) Except as provided in paragraph (2), the amendments made by this section shall take effect on the date of the enactment of this Act.

(2) Subsection (c) of section 1710B of title 38, United States Code (as added by subsection (b)), shall take effect on the effective date of regulations prescribed by the Secretary of Veterans Af-

fairs under subsections (c) and (d) of such section. The Secretary shall publish the effective date of such regulations in the Federal Register.

(3) The provisions of section 1710(f) of title 38, United States Code, shall not apply to any day of nursing home care on or after the effective date of regulations under paragraph (2).

(i) REPORT.—Not later than January 1, 2003, the Secretary shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report on the operation of this section (including the amendments made by this section). The Secretary shall include in the report—

(1) the Secretary's assessment of the experience of the Department under the provisions of this section;

(2) the costs incurred by the Department under the provisions of this section and a comparison of those costs with the Secretary's estimate of the costs that would have been incurred by the Secretary for extended care services if this section had not been enacted; and

(3) the Secretary's recommendations, with respect to the provisions of section 1710A(a) of title 38, United States Code, as added by subsection (a), and with respect to the provisions of section 1701(10) of such title, as added by subsection (b), as to—

(A) whether those provisions should be extended or made permanent; and

(B) what modifications, if any, should be made to those provisions.

SEC. 102. PILOT PROGRAMS RELATING TO LONG-TERM CARE.

(a) PILOT PROGRAMS.—The Secretary shall carry out three pilot programs for the purpose of determining the effectiveness of different models of all-inclusive care-delivery in reducing the use of hospital and nursing home care by frail, elderly veterans.

(b) LOCATIONS OF PILOT PROGRAMS.—In selecting locations in which the pilot programs will be carried out, the Secretary may not select more than one location in any given health care region of the Veterans Health Administration.

(c) SCOPE OF SERVICES UNDER PILOT PROGRAMS.—Each of the pilot programs under this section shall be designed to provide participating veterans with integrated, comprehensive services which include the following:

(1) Adult-day health care services on an eight-hour per day, five-day per week basis.

(2) Medical services (including primary care, preventive services, and nursing home care, as needed).

(3) Coordination of needed services.

(4) Transportation services.

(5) Home care services.

(6) Respite care.

(d) PROGRAM REQUIREMENTS.—In carrying out the pilot programs under this section, the Secretary shall—

(1) employ the use of interdisciplinary care-management teams to provide the required array of services;

(2) determine the appropriate number of patients to be enrolled in each program and the criteria for enrollment; and

(3) ensure that funding for each program is based on the complex care category under the resource allocation system (known as the Veterans Equitable Resource Allocation system) established pursuant to section 429 of Public Law 104–204 (110 Stat. 2929).

(e) DESIGN OF PILOT PROGRAMS.—To the maximum extent feasible, the Secretary shall use the following three models in designing the three pilot programs under this section:

(1) Under one of the pilot programs, the Secretary shall provide services directly through facilities and personnel of the Department.

(2) Under one of the pilot programs, the Secretary shall provide services through a combination of—

(A) services provided under contract with appropriate public and private entities; and

(B) services provided through facilities and personnel of the Department.

(3) Under one of the pilot programs, the Secretary shall arrange for the provision of services through a combination of—

(A) services provided through cooperative arrangements with appropriate public and private entities; and

(B) services provided through facilities and personnel of the Department.

(f) IN-KIND ASSISTANCE.—In providing for the furnishing of services under a contract in carrying out the pilot program described in subsection (e)(2), the Secretary may, subject to reimbursement, provide in-kind assistance (through the services of Department employees and the sharing of other Department resources) to a facility furnishing care to veterans. Such reimbursement may be made by reduction in the charges to the Secretary under such contract.

(g) LIMITATION.—In providing for the furnishing of services in carrying out a pilot program described in subsection (e)(2) or (e)(3), the Secretary shall make payment for services only to the extent that payment for such services is not otherwise covered (notwithstanding any provision of title XVIII or XIX of the Social Security Act) by another government or non-government entity or program.

(h) DURATION OF PROGRAMS.—The authority of the Secretary to provide services under a pilot program under this section shall cease on the date that is three years after the date of the commencement of that pilot program.

(i) REPORT.—(1) Not later than nine months after the completion of all of the pilot programs under this section, the Secretary shall submit to the Committees on Veterans' Affairs of the Senate and the House of Representatives a report on those programs.

(2) The report shall include the following:

(A) A description of the implementation and operation of each such program.

(B) An analysis comparing use of institutional care and use of other services among enrollees in each of the pilot programs with the experience of comparable patients who are not enrolled in one of the pilot programs.

(C) An assessment of the satisfaction of participating veterans with each of those programs.

(D) An assessment of the health status of participating veterans in each of those programs and of the ability of those veterans to function independently.

(E) An analysis of the costs and benefits under each of those programs.

SEC. 103. PILOT PROGRAM RELATING TO ASSISTED LIVING.

(a) PROGRAM AUTHORITY.—The Secretary may carry out a pilot program for the purpose of determining the feasibility and practicability of enabling eligible veterans to secure needed assisted living services as an alternative to nursing home care.

(b) LOCATION OF PILOT PROGRAM.—The pilot program shall be carried out in a designated health care region of the Department selected by the Secretary for purposes of this section.

(c) SCOPE OF PROGRAM.—In carrying out the pilot program, the Secretary may enter into contracts with appropriate facilities for the provision for a period of up to six months of assisted living services on behalf of eligible veterans in the region where the program is carried out.

(d) ELIGIBLE VETERANS.—A veteran is an eligible veteran for purposes of this section if the veteran—

(1) is eligible for placement assistance by the Secretary under section 1730(a) of title 38, United States Code;

(2) is unable to manage routine activities of daily living without supervision and assistance; and

(3) could reasonably be expected to receive ongoing services after the end of the contract period under another government program or through other means.

(e) REPORT.—(1) Not later than 90 days before the end of the pilot program under this section, the Secretary shall submit to the Committees on

Veterans' Affairs of the Senate and the House of Representatives a report on the program.

(2) The report under paragraph (1) shall include the following:

(A) A description of the implementation and operation of the program.

(B) An analysis comparing use of institutional care among participants in the program with the experience of comparable patients who are not enrolled in the program.

(C) A comparison of assisted living services provided by the Department through the pilot program with domiciliary care provided by the Department.

(D) The Secretary's recommendations, if any, regarding an extension of the program.

(f) DURATION.—The authority of the Secretary to provide services under the pilot program shall cease on the date that is three years after the date of the commencement of the pilot program.

(g) DEFINITION.—For purposes of this section, the term "assisted living services" means services in a facility that provides room and board and personal care for and supervision of residents as necessary for the health, safety, and welfare of residents.

(h) STANDARDS.—The Secretary may not enter into a contract with a facility under this section unless the facility meets the standards established in regulations prescribed under section 1730 of title 38, United States Code.

Subtitle B—Other Access-to-Care Matters

SEC. 111. REIMBURSEMENT FOR EMERGENCY TREATMENT IN NON-DEPARTMENT OF VETERANS AFFAIRS FACILITIES.

(a) AUTHORITY TO PROVIDE REIMBURSEMENT.—Chapter 17 is amended by inserting after section 1724 the following new section:

"§ 1725. Reimbursement for emergency treatment"

"(a) GENERAL AUTHORITY.—(1) Subject to subsections (c) and (d), the Secretary may reimburse a veteran described in subsection (b) for the reasonable value of emergency treatment furnished the veteran in a non-Department facility.

"(2) In any case in which reimbursement is authorized under subsection (a)(1), the Secretary, in the Secretary's discretion, may, in lieu of reimbursing the veteran, make payment of the reasonable value of the furnished emergency treatment directly—

"(A) to a hospital or other health care provider that furnished the treatment; or

"(B) to the person or organization that paid for such treatment on behalf of the veteran.

"(b) ELIGIBILITY.—(1) A veteran referred to in subsection (a)(1) is an individual who is an active Department health-care participant who is personally liable for emergency treatment furnished the veteran in a non-Department facility.

"(2) A veteran is an active Department health-care participant if—

"(A) the veteran is enrolled in the health care system established under section 1705(a) of this title; and

"(B) the veteran received care under this chapter within the 24-month period preceding the furnishing of such emergency treatment.

"(3) A veteran is personally liable for emergency treatment furnished the veteran in a non-Department facility if the veteran—

"(A) is financially liable to the provider of emergency treatment for that treatment;

"(B) has no entitlement to care or services under a health-plan contract (determined, in the case of a health-plan contract as defined in subsection (f)(2)(B) or (f)(2)(C), without regard to any requirement or limitation relating to eligibility for care or services from any department or agency of the United States);

"(C) has no other contractual or legal recourse against a third party that would, in whole or in part, extinguish such liability to the provider; and

"(D) is not eligible for reimbursement for medical care or services under section 1728 of this title.

“(c) **LIMITATIONS ON REIMBURSEMENT.**—(1) The Secretary, in accordance with regulations prescribed by the Secretary, shall—

“(A) establish the maximum amount payable under subsection (a);

“(B) delineate the circumstances under which such payments may be made, to include such requirements on requesting reimbursement as the Secretary shall establish; and

“(C) provide that in no event may a payment under that subsection include any amount for which the veteran is not personally liable.

“(2) Subject to paragraph (1), the Secretary may provide reimbursement under this section only after the veteran or the provider of emergency treatment has exhausted without success all claims and remedies reasonably available to the veteran or provider against a third party for payment of such treatment.

“(3) Payment by the Secretary under this section on behalf of a veteran to a provider of emergency treatment shall, unless rejected and refunded by the provider within 30 days of receipt, extinguish any liability on the part of the veteran for that treatment. Neither the absence of a contract or agreement between the Secretary and the provider nor any provision of a contract, agreement, or assignment to the contrary shall operate to modify, limit, or negate the requirement in the preceding sentence.

“(d) **INDEPENDENT RIGHT OF RECOVERY.**—(1) In accordance with regulations prescribed by the Secretary, the United States shall have the independent right to recover any amount paid under this section when, and to the extent that, a third party subsequently makes a payment for the same emergency treatment.

“(2) Any amount paid by the United States to the veteran (or the veteran’s personal representative, successor, dependents, or survivors) or to any other person or organization paying for such treatment shall constitute a lien in favor of the United States against any recovery the payee subsequently receives from a third party for the same treatment.

“(3) Any amount paid by the United States to the provider that furnished the veteran’s emergency treatment shall constitute a lien against any subsequent amount the provider receives from a third party for the same emergency treatment.

“(4) The veteran (or the veteran’s personal representative, successor, dependents, or survivors) shall ensure that the Secretary is promptly notified of any payment received from any third party for emergency treatment furnished to the veteran. The veteran (or the veteran’s personal representative, successor, dependents, or survivors) shall immediately forward all documents relating to such payment, cooperate with the Secretary in the investigation of such payment, and assist the Secretary in enforcing the United States right to recover any payment made under subsection (c)(3).

“(e) **WAIVER.**—The Secretary, in the Secretary’s discretion, may waive recovery of a payment made to a veteran under this section that is otherwise required by subsection (d)(1) when the Secretary determines that such waiver would be in the best interest of the United States, as defined by regulations prescribed by the Secretary.

“(f) **DEFINITIONS.**—For purposes of this section:

“(1) The term ‘emergency treatment’ means medical care or services furnished, in the judgment of the Secretary—

“(A) when Department or other Federal facilities are not feasibly available and an attempt to use them beforehand would not be reasonable;

“(B) when such care or services are rendered in a medical emergency of such nature that a prudent layperson reasonably expects that delay in seeking immediate medical attention would be hazardous to life or health; and

“(C) until such time as the veteran can be transferred safely to a Department facility or other Federal facility.

“(2) The term ‘health-plan contract’ includes any of the following:

“(A) An insurance policy or contract, medical or hospital service agreement, membership or subscription contract, or similar arrangement under which health services for individuals are provided or the expenses of such services are paid.

“(B) An insurance program described in section 1811 of the Social Security Act (42 U.S.C. 1395c) or established by section 1831 of that Act (42 U.S.C. 1395j).

“(C) A State plan for medical assistance approved under title XIX of such Act (42 U.S.C. 1396 et seq.).

“(D) A workers’ compensation law or plan described in section 1729(a)(2)(A) of this title.

“(E) A law of a State or political subdivision described in section 1729(a)(2)(B) of this title.

“(3) The term ‘third party’ means any of the following:

“(A) A Federal entity.

“(B) A State or political subdivision of a State.

“(C) An employer or an employer’s insurance carrier.

“(D) An automobile accident reparations insurance carrier.

“(E) A person or entity obligated to provide, or to pay the expenses of, health services under a health-plan contract.”

(b) **CONFORMING AMENDMENTS.**—(1) Section 1729A(b) is amended—

(A) by redesignating paragraphs (5) and (6) as paragraphs (6) and (7), respectively; and

(B) by inserting after paragraph (4) the following new paragraph:

“(5) Section 1725 of this title.”

(2) The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 1724 the following new item:

“1725. Reimbursement for emergency treatment.”

(c) **EFFECTIVE DATE.**—The amendments made by this section shall take effect 180 days after the date of the enactment of this Act.

(d) **IMPLEMENTATION REPORTS.**—The Secretary shall include with the budget justification materials submitted to Congress in support of the Department of Veterans Affairs budget for fiscal year 2002 and for fiscal year 2003 a report on the implementation of section 1725 of title 38, United States Code, as added by subsection (a). Each such report shall include information on the experience of the Department under that section and the costs incurred, and expected to be incurred, under that section.

SEC. 112. ELIGIBILITY FOR CARE OF COMBAT-INJURED VETERANS.

Chapter 17 is amended—

(1) in section 1710(a)(2)(D), by inserting “or who was awarded the Purple Heart” after “former prisoner of war”; and

(2) in section 1705(a)(3), by inserting “or who were awarded the Purple Heart” after “former prisoners of war”.

SEC. 113. ACCESS TO CARE FOR TRICARE-ELIGIBLE MILITARY RETIREES.

(a) **INTERAGENCY AGREEMENT.**—(1) The Secretary of Defense shall enter into an agreement (characterized as a memorandum of understanding or otherwise) with the Secretary of Veterans Affairs with respect to the provision of medical care by the Secretary of Veterans Affairs to eligible military retirees in accordance with the provisions of subsection (c). That agreement shall include provisions for reimbursement of the Secretary of Veterans Affairs by the Secretary of Defense for medical care provided by the Secretary of Veterans Affairs to an eligible military retiree and may include such other provisions with respect to the terms and conditions of such care as may be agreed upon by the two Secretaries.

(2) Reimbursement under the agreement under paragraph (1) shall be in accordance with rates agreed upon by the Secretary of Defense and

the Secretary of Veterans Affairs. Such reimbursement may be made by the Secretary of Defense or by the appropriate TRICARE Managed Care Support contractor, as determined in accordance with that agreement.

(3) In entering into the agreement under paragraph (1), particularly with respect to determination of the rates of reimbursement under paragraph (2), the Secretary of Defense shall consult with TRICARE Managed Care Support contractors.

(4) The Secretary of Veterans Affairs may not enter into an agreement under paragraph (1) for the provision of care in accordance with the provisions of subsection (c) with respect to any geographic service area, or a part of any such area, of the Veterans Health Administration unless—

(A) in the judgment of that Secretary, the Department of Veterans Affairs will recover the costs of providing such care to eligible military retirees; and

(B) that Secretary has certified and documented, with respect to any geographic service area in which the Secretary proposes to provide care in accordance with the provisions of subsection (c), that such geographic service area, or designated part of any such area, has adequate capacity (consistent with the requirements in section 1705(b)(1) of title 38, United States Code, that care to enrollees shall be timely and acceptable in quality) to provide such care.

(5) The agreement under paragraph (1) shall be entered into by the Secretaries not later than nine months after the date of the enactment of this Act. If the Secretaries are unable to reach agreement, they shall jointly report, by that date or within 30 days thereafter, to the Committees on Armed Services and the Committees on Veterans’ Affairs of the Senate and House of Representatives on the reasons for their inability to reach an agreement and their mutually agreed plan for removing any impediments to final agreement.

(b) **DEPOSITING OF REIMBURSEMENTS.**—Amounts received by the Secretary of Veterans Affairs under the agreement under subsection (a) shall be deposited in the Department of Veterans Affairs Health Services Improvement Fund established under section 1729B of title 38, United States Code, as added by section 202.

(c) **COPAYMENT REQUIREMENT.**—The provisions of subsections (f)(1) and (g)(1) of section 1710 of title 38, United States Code, shall not apply in the case of an eligible military retiree who is covered by the agreement under subsection (a).

(d) **PHASED IMPLEMENTATION.**—(1) The Secretary of Defense shall include in each TRICARE contract entered into after the date of the enactment of this Act provisions to implement the agreement under subsection (a).

(2) The provisions of the agreement under subsection (a)(2) and the provisions of subsection (c) shall apply to the furnishing of medical care by the Secretary of Veterans Affairs in any area of the United States only if that area is covered by a TRICARE contract that was entered into after the date of the enactment of this Act.

(e) **ELIGIBLE MILITARY RETIREES.**—For purposes of this section, an eligible military retiree is a member of the Army, Navy, Air Force, or Marine Corps who—

(1) has retired from active military, naval, or air service;

(2) is eligible for care under the TRICARE program established by the Secretary of Defense;

(3) has enrolled for care under section 1705 of title 38, United States Code; and

(4) is not described in paragraph (1) or (2) of section 1710(a) of such title.

SEC. 114. TREATMENT AND SERVICES FOR DRUG OR ALCOHOL DEPENDENCY.

(a) **AUTHORITY TO PROVIDE TREATMENT AND SERVICES FOR MEMBERS ON ACTIVE DUTY.**—Section 1720A(c) is amended in the first sentence of paragraph (1)—

(1) by striking “may not be transferred” and inserting “may be transferred”; and

(2) by striking "unless such transfer is during the last thirty days of such member's enlistment or tour of duty".

(b) CONFORMING AMENDMENT.—The first sentence of paragraph (2) of that section is amended by striking "during the last thirty days of such person's enlistment period or tour of duty".

SEC. 115. COUNSELING AND TREATMENT FOR VETERANS WHO HAVE EXPERIENCED SEXUAL TRAUMA.

(a) EXTENSION OF PERIOD OF PROGRAM.—Subsection (a) of section 1720D is amended—

(1) in paragraph (1), by striking "December 31, 2001" and inserting "December 31, 2004"; and

(2) in paragraph (3), by striking "December 31, 2001" and inserting "December 31, 2004".

(b) MANDATORY NATURE OF PROGRAM.—(1) Subsection (a)(1) of such section is further amended by striking "may provide counseling to a veteran who the Secretary determines requires such counseling" and inserting "shall operate a program under which the Secretary provides counseling and appropriate care and services to veterans who the Secretary determines require such counseling and care and services".

(2) Subsection (a) of such section is further amended—

(A) by striking paragraph (2); and
(B) by redesignating paragraph (3) (as amended by subsection (a)(2)) as paragraph (2).

(c) OUTREACH EFFORTS.—Subsection (c) of such section is amended—

(1) by inserting "and treatment" in the first sentence and in paragraph (2) after "counseling";

(2) by striking "and" at the end of paragraph (1);

(3) by redesignating paragraph (2) as paragraph (3); and

(4) by inserting after paragraph (1) the following new paragraph (2):

"(2) shall ensure that information about the counseling and treatment available to veterans under this section—

"(A) is revised and updated as appropriate;
"(B) is made available and visibly posted at appropriate facilities of the Department; and
"(C) is made available through appropriate public information services; and".

(d) REPORT ON IMPLEMENTATION OF OUTREACH ACTIVITIES.—Not later than six months after the date of the enactment of this Act, the Secretary of Veterans Affairs shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report on the Secretary's implementation of paragraph (2) of section 1720D(c) of title 38, United States Code, as added by subsection (c). Such report shall include examples of the documents and other means of communication developed for compliance with that paragraph.

(e) STUDY OF EXPANDING ELIGIBILITY FOR COUNSELING AND TREATMENT.—(1) The Secretary of Veterans Affairs, in consultation with the Secretary of Defense, shall conduct a study to determine—

(A) the extent to which former members of the reserve components of the Armed Forces experienced physical assault of a sexual nature or battery of a sexual nature while serving on active duty for training;

(B) the extent to which such former members have sought counseling from the Department of Veterans Affairs relating to those incidents; and

(C) the additional resources that, in the judgment of the Secretary, would be required to meet the projected need of those former members for such counseling.

(2) Not later than 16 months after the date of the enactment of this Act, the Secretary of Veterans Affairs shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report on the results of the study conducted under paragraph (1).

(f) OVERSIGHT OF OUTREACH ACTIVITIES.—Not later than 14 months after the date of the enactment of this Act, the Secretary of Veterans Af-

fairs and the Secretary of Defense shall submit to the appropriate congressional committees a joint report describing in detail the collaborative efforts of the Department of Veterans Affairs and the Department of Defense to ensure that members of the Armed Forces, upon separation from active military, naval, or air service, are provided appropriate and current information about programs of the Department of Veterans Affairs to provide counseling and treatment for sexual trauma that may have been experienced by those members while in the active military, naval, or air service, including information about eligibility requirements for, and procedures for applying for, such counseling and treatment. The report shall include proposed recommendations from both the Secretary of Veterans Affairs and the Secretary of Defense for the improvement of their collaborative efforts to provide such information.

(g) REPORT ON IMPLEMENTATION OF SEXUAL TRAUMA TREATMENT PROGRAM.—Not later than 14 months after the date of the enactment of this Act, the Secretary shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report on the use made of the authority provided under section 1720D of title 38, United States Code, as amended by this section. The report shall include the following with respect to activities under that section since the enactment of this Act:

(1) The number of veterans who have received counseling under that section.

(2) The number of veterans who have been referred to non-Department mental health facilities and providers in connection with sexual trauma counseling and treatment.

SEC. 116. SPECIALIZED MENTAL HEALTH SERVICES.

(a) IMPROVEMENT TO SPECIALIZED MENTAL HEALTH SERVICES.—The Secretary, in furtherance of the responsibilities of the Secretary under section 1706(b) of title 38, United States Code, shall carry out a program to expand and improve the provision of specialized mental health services to veterans. The Secretary shall establish the program in consultation with the Committee on Care of Severely Chronically Mentally Ill Veterans established pursuant to section 7321 of title 38, United States Code.

(b) COVERED PROGRAMS.—For purposes of this section, the term "specialized mental health services" includes programs relating to—

(1) the treatment of post-traumatic stress disorder; and

(2) substance use disorders.

(c) FUNDING.—(1) In carrying out the program described in subsection (a), the Secretary shall identify, from funds available to the Department for medical care, an amount of not less than \$15,000,000 to be available to carry out the program and to be allocated to facilities of the Department pursuant to subsection (d).

(2) In identifying available amounts pursuant to paragraph (1), the Secretary shall ensure that, after the allocation of those funds under subsection (d), the total expenditure for programs relating to (A) the treatment of post-traumatic stress disorder, and (B) substance use disorders is not less than \$15,000,000 in excess of the baseline amount.

(3) For purposes of paragraph (2), the baseline amount is the amount of the total expenditures on such programs for the most recent fiscal year for which final expenditure amounts are known, adjusted to reflect any subsequent increase in applicable costs to deliver such services in the Veterans Health Administration, as determined by the Committee on Care of Severely Chronically Mentally Ill Veterans.

(d) ALLOCATION OF FUNDS TO DEPARTMENT FACILITIES.—The Secretary shall allocate funds identified pursuant to subsection (c)(1) to individual medical facilities of the Department as the Secretary determines appropriate based upon proposals submitted by those facilities for the use of those funds for improvements to specialized mental health services.

(e) REPORT.—Not later than 12 months after the date of the enactment of this Act, the Secretary shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report describing the implementation of this section. The Secretary shall include in the report information on the allocation of funds to facilities of the Department under the program and a description of the improvements made with those funds to specialized mental health services for veterans.

TITLE II—MEDICAL PROGRAM ADMINISTRATION

SEC. 201. MEDICAL CARE COLLECTIONS.

(a) LIMITED AUTHORITY TO SET COPAYMENTS.—Section 1722A is amended—

(1) by redesignating subsections (b) and (c) as subsections (c) and (d), respectively;

(2) by inserting after subsection (a) the following new subsection (b):

"(b) The Secretary, pursuant to regulations which the Secretary shall prescribe, may—

"(1) increase the copayment amount in effect under subsection (a); and

"(2) establish a maximum monthly and a maximum annual pharmaceutical copayment amount under subsection (a) for veterans who have multiple outpatient prescriptions."; and

(3) in subsection (c), as redesignated by paragraph (1)—

(A) by striking "this section" and inserting "subsection (a)"; and

(B) by adding at the end the following new sentence: "Amounts collected through use of the authority under subsection (b) shall be deposited in the Department of Veterans Affairs Health Services Improvement Fund.".

(b) OUTPATIENT TREATMENT.—Section 1710(g) is amended—

(1) in paragraph (1), by striking "the amount determined under paragraph (2) of this subsection" and inserting "in the case of each outpatient visit the applicable amount or amounts established by the Secretary by regulation"; and

(2) in paragraph (2), by striking all after "for an amount" and inserting "which the Secretary shall establish by regulation.".

SEC. 202. HEALTH SERVICES IMPROVEMENT FUND.

(a) ESTABLISHMENT OF FUND.—Chapter 17 is amended by inserting after section 1729A the following new section:

"§ 1729B. Health Services Improvement Fund

"(a) There is established in the Treasury of the United States a fund to be known as the Department of Veterans Affairs Health Services Improvement Fund.

"(b) Amounts received or collected after the date of the enactment of this section under any of the following provisions of law shall be deposited in the fund:

"(1) Section 1713A of this title.

"(2) Section 1722A(b) of this title.

"(3) Section 8165(a) of this title.

"(4) Section 113 of the Veterans Millennium Health Care and Benefits Act.

"(c) Amounts in the fund are hereby available, without fiscal year limitation, to the Secretary for the purposes stated in subparagraphs (A) and (B) of section 1729A(c)(1) of this title.

"(d) The Secretary shall allocate amounts in the fund in the same manner as applies under subsection (d) of section 1729A of this title with respect to amounts made available from the fund under that section."

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 1729A the following new item:

"1729B. Health Services Improvement Fund.".

SEC. 203. ALLOCATION TO HEALTH CARE FACILITIES OF AMOUNTS MADE AVAILABLE FROM MEDICAL CARE COLLECTIONS FUND.

Section 1729A(d) is amended—

(1) by striking "(1)";

(2) by striking "each designated health care region" and inserting "each Department health care facility";

(3) by striking "each region" and inserting "each facility";

(4) by striking "such region" both places it appears and inserting "such facility"; and

(5) by striking paragraph (2).

SEC. 204. AUTHORITY TO ACCEPT FUNDS FOR EDUCATION AND TRAINING.

(a) ESTABLISHMENT OF NONPROFIT CORPORATIONS AT MEDICAL CENTERS.—Section 7361(a) is amended—

(1) by inserting "and education" after "research"; and

(2) by adding at the end the following: "Such a corporation may be established to facilitate either research or education or both research and education."

(b) PURPOSE OF CORPORATIONS.—Section 7362 is amended—

(1) in the first sentence—

(A) by inserting "(a)" before "Any corporation"; and

(B) by inserting "and education and training as described in sections 7302, 7471, 8154, and 1701(6)(B) of this title" after "of this title";

(2) in the second sentence—

(A) by inserting "or education" after "research"; and

(B) by striking "that purpose" and inserting "these purposes"; and

(3) by adding at the end the following new subsection:

"(b) For purposes of this section, the term 'education and training' means the following:

"(1) In the case of employees of the Veterans Health Administration, such term means work-related instruction or other learning experiences to—

"(A) improve performance of current duties;

"(B) assist employees in maintaining or gaining specialized proficiencies; and

"(C) expand understanding of advances and changes in patient care, technology, and health care administration.

Such term includes (in the case of such employees) education and training conducted as part of a residency or other program designed to prepare an individual for an occupation or profession.

"(2) In the case of veterans under the care of the Veterans Health Administration, such term means instruction or other learning experiences related to improving and maintaining the health of veterans to patients and to the families and guardians of patients."

(c) BOARD OF DIRECTORS.—Section 7363(a) is amended—

(1) in subsection (a)(1), by striking all after "medical center, and" and inserting "as appropriate, the assistant chief of staff for research for the medical center and the assistant chief of staff for education for the medical center, or, in the case of a facility at which such positions do not exist, those officials who are responsible for carrying out the responsibilities of the medical center director, chief of staff, and, as appropriate, the assistant chief of staff for research and the assistant chief of staff for education; and";

(2) in subsection (a)(2), by inserting "or education, as appropriate" after "research"; and

(3) in subsection (c), by inserting "or education" after "research".

(d) APPROVAL OF EXPENDITURES.—Section 7364 is amended by adding at the end the following new subsection:

"(c)(1) A corporation established under this subchapter may not spend funds for an education activity unless the activity is approved in accordance with procedures prescribed by the Under Secretary for Health.

"(2) The Under Secretary for Health shall prescribe policies and procedures to guide the expenditure of funds by corporations under paragraph (1) consistent with the purpose of such corporations as flexible funding mechanisms."

(e) ACCOUNTABILITY AND OVERSIGHT.—Section 7366(d) is amended—

(1) in paragraph (2)(B), by inserting "for research and the amount received from governmental entities for education" after "entities";

(2) in paragraph (2)(C), by inserting "for research and the amount received from all other sources for education" after "sources";

(3) in paragraph (2)(D), by striking "the" and inserting "a";

(4) in paragraph (3)(A), by striking "and" and inserting ", the amount expended for salary for education staff, and the amount expended";

(5) in paragraph (3)(B), by inserting "and the amount expended for direct support of education" after "research"; and

(6) by adding at the end the following new paragraph:

"(4) The amount expended by each corporation during the year for travel conducted in conjunction with research and the amount expended for travel in conjunction with education."

SEC. 205. EXTENSION OF CERTAIN AUTHORITIES.

(a) READJUSTMENT COUNSELING.—Section 1712A(a)(1)(B)(ii) is amended by striking "January 1, 2000" and inserting "January 1, 2004".

(b) NEWSLETTER ON MEDICAL CARE FOR PERSIAN GULF VETERANS.—Section 105(b)(2) of the Persian Gulf War Veterans' Benefits Act (title I of Public Law 103-446; 108 Stat. 4659; 38 U.S.C. 1117 note) is amended by striking "December 31, 1999" and inserting "December 31, 2003".

(c) EVALUATION OF HEALTH OF SPOUSES AND CHILDREN OF PERSIAN GULF VETERANS.—Section 107(b) of that Act is amended by striking "December 31, 1999" and inserting "December 31, 2003".

SEC. 206. REESTABLISHMENT OF COMMITTEE ON POST-TRAUMATIC STRESS DISORDER.

Section 110 of the Veterans' Health Care Act of 1984 (38 U.S.C. 1712A note) is amended—

(1) by striking "Chief Medical Director" each place it appears and inserting "Under Secretary for Health";

(2) by striking "Veterans' Administration" each place it appears (other than in subsection (a)(1)) and inserting "Department";

(3) by striking "Veterans' Administration" in subsection (a)(1) and inserting "Department of Veterans Affairs";

(4) by striking "Department of Medicine and Surgery" each place it appears and inserting "Veterans Health Administration";

(5) by striking "section 612A" in subsection (a)(2) and inserting "section 1712A";

(6) by striking "Department" in the second sentence of subsection (b)(1) and inserting "Veterans Health Administration";

(7) by striking "Department of Veterans' Benefits" in subsection (b)(4)(E) and inserting "Veterans Benefits Administration";

(8) in subsection (e)(1), by striking "Not later than March 1, 1985, the Administrator" and inserting "Not later than March 1, 2000, the Secretary"; and

(9) in subsection (e)(2)—

(A) by striking "Not later than February 1, 1986" and inserting "Not later than February 1, 2001";

(B) by striking "Administrator" and inserting "Secretary"; and

(C) by striking "before the submission of such report" and inserting "since the enactment of the Veterans Millennium Health Care and Benefits Act".

SEC. 207. STATE HOME GRANT PROGRAM.

(a) GENERAL REGULATIONS.—Section 8134 is amended—

(1) by redesignating subsection (b) as subsection (c);

(2) by striking the matter in subsection (a) preceding paragraph (2) and inserting the following:

"(a)(1) The Secretary shall prescribe regulations for the purposes of this subchapter.

"(2) In those regulations, the Secretary shall prescribe for each State the number of nursing home and domiciliary beds for which assistance under this subchapter may be furnished. Such regulations shall be based on projected demand for such care 10 years after the date of the en-

actment of the Veterans Millennium Health Care and Benefits Act by veterans who at such time are 65 years of age or older and who reside in that State. In determining such projected demand, the Secretary shall take into account travel distances for veterans and their families.

"(3)(A) In those regulations, the Secretary shall establish criteria under which the Secretary shall determine, with respect to an application for assistance under this subchapter for a project described in subparagraph (B) which is from a State that has a need for additional beds as determined under subsections (a)(2) and (d)(1), whether the need for such beds is most aptly characterized as great, significant, or limited. Such criteria shall take into account the availability of beds already operated by the Secretary and other providers which appropriately serve the needs which the State proposes to meet with its application.

"(B) This paragraph applies to a project for the construction or acquisition of a new State home facility, a project to increase the number of beds available at a State home facility, and a project to replace beds at a State home facility.

"(4) The Secretary shall review and, as necessary, revise regulations prescribed under paragraphs (2) and (3) not less often than every four years.

"(b) The Secretary shall prescribe the following by regulation:"

(3) by redesignating paragraphs (2) and (3) of subsection (b), as designated by paragraph (2), as paragraphs (1) and (2);

(4) in subsection (c), as redesignated by paragraph (1), by striking "subsection (a)(3)" and inserting "subsection (b)(2)"; and

(5) by adding at the end the following new subsection:

"(d)(1) In prescribing regulations to carry out this subchapter, the Secretary shall provide that in the case of a State that seeks assistance under this subchapter for a project described in subsection (a)(3)(B), the determination of the unmet need for beds for State homes in that State shall be reduced by the number of beds in all previous applications submitted by that State under this subchapter, including beds which have not been recognized by the Secretary under section 1741 of this title.

"(2)(A) Financial assistance under this subchapter for a renovation project may only be provided for a project for which the total cost of construction is in excess of \$400,000 (as adjusted from time to time in such regulations to reflect changes in costs of construction).

"(B) For purposes of this paragraph, a renovation project is a project to remodel or alter existing buildings for which financial assistance under this subchapter may be provided and does not include maintenance and repair work which is the responsibility of the State."

(b) APPLICATIONS WITH RESPECT TO PROJECTS.—Section 8135 is amended—

(1) in subsection (a)—

(A) by striking "set forth—" in the matter preceding paragraph (1) and inserting "set forth the following";

(B) by capitalizing the first letter of the first word in each of paragraphs (1) through (9);

(C) by striking the comma at the end of each of paragraphs (1) through (7) and inserting a period; and

(D) by striking ", and" at the end of paragraph (8) and inserting a period;

(2) by redesignating subsections (b), (c), (d), and (e) as subsections (c), (d), (e), and (f), respectively;

(3) by inserting after subsection (a) the following new subsection (b):

"(b)(1) Any State seeking to receive assistance under this subchapter for a project that would involve construction or acquisition of either nursing home or domiciliary facilities shall include with its application under subsection (a) the following:

"(A) Documentation (i) that the site for the project is in reasonable proximity to a sufficient concentration and population of veterans who

are 65 years of age and older, and (ii) that there is a reasonable basis to conclude that the facilities when complete will be fully occupied.

“(B) A financial plan for the first three years of operation of such facilities.

“(C) A five-year capital plan for the State home program for that State.

“(2) Failure to provide adequate documentation under paragraph (1)(A) or to provide an adequate financial plan under paragraph (1)(B) shall be a basis for disapproving the application.”; and

(4) in subsection (c), as redesignated by paragraph (2)—

(A) in paragraph (1), by striking “for a grant under subsection (a) of this section” in the matter preceding subparagraph (A) and inserting “under subsection (a) for financial assistance under this subchapter”;

(B) in paragraph (2)—

(i) by striking “the construction or acquisition of” in subparagraph (A); and

(ii) by striking subparagraphs (B), (C), and (D) and inserting the following:

“(B) An application from a State for a project at an existing facility to remedy a condition or conditions that have been cited by an accrediting institution, by the Secretary, or by a local licensing or approving body of the State as being threatening to the lives or safety of the patients in the facility.

“(C) An application from a State that has not previously applied for award of a grant under this subchapter for construction or acquisition of a State nursing home.

“(D) An application for construction or acquisition of a nursing home or domiciliary from a State that the Secretary determines, in accordance with regulations under this subchapter, has a great need for the beds to be established at such home or facility.

“(E) An application from a State for renovations to a State home facility other than renovations described in subparagraph (B).

“(F) An application for construction or acquisition of a nursing home or domiciliary from a State that the Secretary determines, in accordance with regulations under this subchapter, has a significant need for the beds to be established at such home or facility.

“(G) An application that meets other criteria as the Secretary determines appropriate and has established in regulations.

“(H) An application for construction or acquisition of a nursing home or domiciliary from a State that the Secretary determines, in accordance with regulations under this subchapter, has a limited need for the beds to be established at such home or facility.”; and

(C) in paragraph (3), by striking subparagraph (A) and inserting the following:

“(A) may not accord any priority to a project for the construction or acquisition of a hospital; and”.

(c) **TRANSITION.**—(1) The provisions of sections 8134 and 8135 of title 38, United States Code, as in effect on November 10, 1999, shall continue in effect after that date with respect to applications described in section 8135(b)(2)(A) of such title, as in effect on that date, that are identified in paragraph (2) (and to projects and grants pursuant to those applications). The Secretary shall accord priority among those applications in the order listed in paragraph (2).

(2) Applications covered by paragraph (1) are the following:

(A) Any application for a fiscal year 1999 priority one project.

(B) Any application for a fiscal year 2000 priority one project that was submitted by a State that (i) did not receive grant funds from amounts appropriated for fiscal year 1999 under the State home grant program, and (ii) does not have any fiscal year 1999 priority one projects.

(3) For purposes of this subsection—

(A) the term “fiscal year 1999 priority one project” means a project on the list of approved projects established by the Secretary on October 29, 1998, under section 8135(b)(4) of title 38,

United States Code, as in effect on that date that (pursuant to section 8135(b)(2)(A) of that title) is in the grouping of projects on that list designated as Priority Group I;

(B) the term “fiscal year 2000 priority one project” means a project on the list of approved projects established by the Secretary on November 3, 1999, under section 8135(b)(4) of title 38, United States Code, as in effect on that date that (pursuant to section 8135(b)(2)(A) of that title) is in the grouping of projects on that list designated as Priority Group I; and

(C) the term “State home grant program” means the grant program under subchapter III of chapter 81 of title 38, United States Code.

(d) **EFFECTIVE DATE FOR INITIAL REGULATIONS.**—The Secretary shall prescribe the initial regulations under subsection (a) of section 8134 of title 38, United States Code, as added by subsection (a), not later than April 30, 2000.

SEC. 208. EXPANSION OF ENHANCED-USE LEASE AUTHORITY.

(a) **AUTHORITY.**—Section 8162(a)(2) is amended—

(1) by striking “only if the Secretary” and inserting “only if—

“(A) the Secretary”;

(2) by redesignating subparagraphs (A), (B), and (C) as clauses (i), (ii), and (iii), respectively, and realigning those clauses so as to be four ems from the left margin;

(3) by striking the period at the end of clause (iii), as so redesignated, and inserting “; or”; and

(4) by adding at the end the following:

“(B) the Secretary determines that the implementation of a business plan proposed by the Under Secretary for Health for applying the consideration under such a lease to the provision of medical care and services would result in a demonstrable improvement of services to eligible veterans in the geographic service-delivery area within which the property is located.”.

(b) **TERM OF ENHANCED-USE LEASE.**—Section 8162(b) is amended—

(1) in paragraph (2), by striking “may not exceed—” and all that follows and inserting “may not exceed 75 years.”; and

(2) by striking paragraph (4) and inserting the following:

“(4) The terms of an enhanced-use lease may provide for the Secretary to—

“(A) obtain facilities, space, or services on the leased property; and

“(B) use minor construction funds for capital contribution payments.”.

(c) **DESIGNATION OF PROPERTY PROPOSED TO BE LEASED.**—(1) Subsection (b) of section 8163 is amended—

(A) by striking “include—” and inserting “include the following:”;

(B) by capitalizing the first letter of the first word of each of paragraphs (1), (2), (3), (4), and (5);

(C) by striking the semicolon at the end of paragraphs (1), (2), and (3) and inserting a period; and

(D) by striking subparagraphs (A), (B), and (C) of paragraph (4) and inserting the following:

“(A) would—

“(i) contribute in a cost-effective manner to the mission of the Department;

“(ii) not be inconsistent with the mission of the Department;

“(iii) not adversely affect the mission of the Department; and

“(iv) affect services to veterans; or

“(B) would result in a demonstrable improvement of services to eligible veterans in the geographic service-delivery area within which the property is located.”.

(2) Subparagraph (E) of subsection (c)(1) of that section is amended by striking clauses (i), (ii), and (iii) and inserting the following:

“(i) would—

“(I) contribute in a cost-effective manner to the mission of the Department;

“(II) not be inconsistent with the mission of the Department;

“(III) not adversely affect the mission of the Department; and

“(IV) affect services to veterans; or

“(ii) would result in a demonstrable improvement of services to eligible veterans in the geographic service-delivery area within which the property is located.”.

(d) **USE OF PROCEEDS.**—Section 8165(a) is amended by striking paragraph (1) and inserting the following:

“(a)(1) Funds received by the Department under an enhanced-use lease and remaining after any deduction from those funds under subsection (b) shall be deposited in the Department of Veterans Affairs Health Services Improvement Fund established under section 1729B of this title.”.

(e) **EXTENSION OF AUTHORITY.**—Section 8169 is amended by striking “December 31, 2001” and inserting “December 31, 2011”.

(f) **TRAINING AND OUTREACH REGARDING AUTHORITY.**—The Secretary shall take appropriate actions to provide training and outreach to personnel at Department medical centers regarding the enhanced-use lease authority under subchapter V of chapter 81 of title 38, United States Code. The training and outreach shall address methods of approaching potential lessees in the medical or commercial sectors regarding the possibility of entering into leases under that authority and other appropriate matters.

(g) **INDEPENDENT ANALYSIS OF OPPORTUNITIES FOR USE OF AUTHORITY.**—(1) The Secretary shall take appropriate actions to secure from an appropriate entity (or entities) independent of the Department an analysis (or analyses) of opportunities for the use of the enhanced-use lease authority under subchapter V of chapter 81 of title 38, United States Code.

(2) An analysis under paragraph (1) shall include—

(A) a survey of facilities of the Department for purposes of identifying Department property that presents an opportunity for lease under the enhanced-use lease authority;

(B) an assessment of the feasibility of entering into enhanced-use leases under that authority in the case of any property identified under subparagraph (A) as presenting an opportunity for such lease; and

(C) an assessment of the resources required at the Department facilities concerned, and at the Department Central Office, in order to facilitate the entering into of enhanced-used leases in the case of property so identified.

(3) If as a result of a survey under paragraph (2)(A) an entity carrying out an analysis under this subsection determines that a particular Department property presents no opportunities for lease under the enhanced-use lease authority, the analysis shall include the entity’s explanation of that determination.

(4) If as a result of such a survey an entity carrying out an analysis under this subsection determines that certain Department property presents an opportunity for lease under the enhanced-use lease authority, the analysis shall include a single integrated business plan, developed by the entity, that addresses the strategy and resources necessary to implement the plan for all property determined to present an opportunity for such lease.

SEC. 209. INELIGIBILITY FOR EMPLOYMENT BY VETERANS HEALTH ADMINISTRATION OF HEALTH CARE PROFESSIONALS WHO HAVE LOST LICENSE TO PRACTICE IN ONE JURISDICTION WHILE STILL LICENSED IN ANOTHER JURISDICTION.

Section 7402 is amended by adding at the end the following new subsection:

“(f) A person may not be employed in a position under subsection (b) (other than under paragraph (4) of that subsection) if—

“(1) the person is or has been licensed, registered, or certified (as applicable to such position) in more than one State; and

“(2) either—

“(A) any of those States has terminated such license, registration, or certification for cause; or

“(B) the person has voluntarily relinquished such license, registration, or certification in any of those States after being notified in writing by that State of potential termination for cause.”.

SEC. 210. REPORT ON COORDINATION OF PROCUREMENT OF PHARMACEUTICALS AND MEDICAL SUPPLIES BY THE DEPARTMENT OF VETERANS AFFAIRS AND THE DEPARTMENT OF DEFENSE.

(a) **REQUIREMENT.**—Not later than July 31, 2000, the Secretary of Veterans Affairs and the Secretary of Defense shall jointly submit to the Committees on Veterans' Affairs and Armed Services of the Senate and the Committees on Veterans' Affairs and Armed Services of the House of Representatives a report on the cooperation between the Department of Veterans Affairs and the Department of Defense in the procurement of pharmaceuticals and medical supplies.

(b) **REPORT ELEMENTS.**—The report under subsection (a) shall include the following:

(1) A description of the current cooperation between the Department of Veterans Affairs and the Department of Defense in the procurement of pharmaceuticals and medical supplies.

(2) An assessment of the means by which cooperation between the departments in such procurement could be enhanced or improved.

(3) A description of any existing memoranda of agreement between the Department of Veterans Affairs and the Department of Defense that provide for the cooperation referred to in subsection (a).

(4) A description of the effects, if any, such agreements will have on current staffing levels at the Defense Supply Center in Philadelphia, Pennsylvania, and the Department of Veterans Affairs National Acquisition Center in Hines, Illinois.

(5) A description of the effects, if any, of such cooperation on military readiness.

(6) A comprehensive assessment of cost savings realized and projected over the five fiscal year period beginning in fiscal year 1999 for the Department of Veterans Affairs and the Department of Defense as a result of such cooperation, and the overall savings to the Treasury of the United States as a result of such cooperation.

(7) A list of the types of medical supplies and pharmaceuticals for which cooperative agreements would not be appropriate and the reason or reasons therefor.

(8) An assessment of the extent to which cooperative agreements could be expanded to include medical equipment, major systems, and durable goods used in the delivery of health care by the Department of Veterans Affairs and the Department of Defense.

(9) A description of the effects such agreements might have on distribution of items purchased cooperatively by the Department of Veterans Affairs and the Department of Defense, particularly outside the continental United States.

(10) An assessment of the potential to establish common pharmaceutical formularies between the Department of Veterans Affairs and the Department of Defense.

(11) An explanation of the current Uniform Product Number (UPN) requirements of each Department and of any planned standardization of such requirements between the Departments for medical equipment and durable goods manufacturers.

SEC. 211. REIMBURSEMENT OF MEDICAL EXPENSES OF VETERANS LOCATED IN ALASKA.

(a) **PRESERVATION OF CURRENT REIMBURSEMENT RATES.**—Notwithstanding any other provision of law, the Secretary shall, for purposes of reimbursing veterans in Alaska for medical expenses under section 1728 of title 38, United States Code, during the one-year period beginning on the date of the enactment of this Act, use the fee-for-service payment schedule in effect for such purposes on July 31, 1999, rather than the Participating Physician Fee Schedule under the Medicare program.

(b) **REPORT.**—(1) Not later than 180 days after the date of the enactment of this Act, the Secretary of Veterans Affairs and the Secretary of Health and Human Services shall jointly submit to the Committees on Veterans' Affairs of the Senate and the House of Representatives a report and recommendation on the use of the Participating Physician Fee Schedule under the Medicare program as a means of calculating reimbursement rates for medical expenses of veterans located in Alaska under section 1728 of title 38, United States Code.

(2) The report shall—

(A) assess the differences between health care costs in Alaska and health care costs in the continental United States;

(B) describe any differences between the costs of providing health care in Alaska and the reimbursement rates for the provision of health care under the Participating Physician Fee Schedule; and

(C) assess the effects on health care for veterans in Alaska of implementing the Participating Physician Fee Schedule as a means of calculating reimbursement rates for medical expenses of veterans located in Alaska under section 1728 of title 38, United States Code.

TITLE III—MISCELLANEOUS MEDICAL PROVISIONS

SEC. 301. REVIEW OF PROPOSED CHANGES TO OPERATION OF MEDICAL FACILITIES.

Section 8110 is amended by adding at the end the following new subsections:

“(d) The Secretary may not in any fiscal year close more than 50 percent of the beds within a bed section (of 20 or more beds) of a Department medical center unless the Secretary first submits to the Committees on Veterans' Affairs of the Senate and the House of Representatives a report providing a justification for the closure. No action to carry out such closure may be taken after the submission of such report until the end of the 21-day period beginning on the date of the submission of the report.

“(e) The Secretary shall submit to the Committees on Veterans' Affairs of the Senate and the House of Representatives, not later than January 20 of each year, a report documenting by network for the preceding fiscal year the following:

“(1) The number of medical service and surgical service beds, respectively, that were closed during that fiscal year and, for each such closure, a description of the changes in delivery of services that allowed such closure to occur.

“(2) The number of nursing home beds that were the subject of a mission change during that fiscal year and the nature of each such mission change.

“(f) For purposes of this section:

“(1) The term ‘closure’, with respect to beds in a medical center, means ceasing to provide staffing for, and to operate, those beds. Such term includes converting the provision of such bed care from care in a Department facility to care under contract arrangements.

“(2) The term ‘bed section’, with respect to a medical center, means psychiatric beds (including beds for treatment of substance abuse and post-traumatic stress disorder), intermediate, neurology, and rehabilitation medicine beds, extended care (other than nursing home) beds, and domiciliary beds.

“(3) The term ‘justification’, with respect to closure of beds, means a written report that includes the following:

“(A) An explanation of the reasons for the determination that the closure is appropriate and advisable.

“(B) A description of the changes in the functions to be carried out and the means by which such care and services would continue to be provided to eligible veterans.

“(C) A description of the anticipated effects of the closure on veterans and on their access to care.”.

SEC. 302. PATIENT SERVICES AT DEPARTMENT FACILITIES.

Section 7803 is amended—

(1) in subsection (a)—

(A) by striking “(a)” before “The canteens”; and

(B) by striking “in this subsection;” and all that follows through “the premises” and inserting “in this section”; and

(2) by striking subsection (b).

SEC. 303. CHIROPRACTIC TREATMENT.

(a) **ESTABLISHMENT OF PROGRAM.**—Not later than 120 days after the date of the enactment of this Act, the Under Secretary for Health of the Department of Veterans Affairs, after consultation with chiropractors, shall establish a policy for the Veterans Health Administration regarding the role of chiropractic treatment in the care of veterans under chapter 17 of title 38, United States Code.

(b) **DEFINITIONS.**—For purposes of this section:

(1) The term “chiropractic treatment” means the manual manipulation of the spine performed by a chiropractor for the treatment of such musculo-skeletal conditions as the Secretary considers appropriate.

(2) The term “chiropractor” means an individual who—

(A) is licensed to practice chiropractic in the State in which the individual performs chiropractic services; and

(B) holds the degree of doctor of chiropractic from a chiropractic college accredited by the Council on Chiropractic Education.

SEC. 304. DESIGNATION OF HOSPITAL BED REPLACEMENT BUILDING AT IOANNIS A. LOUGARIS DEPARTMENT OF VETERANS AFFAIRS MEDICAL CENTER, RENO, NEVADA.

The hospital bed replacement building under construction at the Ioannis A. Lougaris Department of Veterans Affairs Medical Center in Reno, Nevada, is hereby designated as the “Jack Streeter Building”. Any reference to that building in any law, regulation, map, document, record, or other paper of the United States shall be considered to be a reference to the Jack Streeter Building.

TITLE IV—CONSTRUCTION AND FACILITIES MATTERS

SEC. 401. AUTHORIZATION OF MAJOR MEDICAL FACILITY PROJECTS.

The Secretary of Veterans Affairs may carry out the following major medical facility projects, with each project to be carried out in the amount specified for that project:

(1) Construction of a long term care facility at the Department of Veterans Affairs Medical Center, Lebanon, Pennsylvania, in an amount not to exceed \$14,500,000.

(2) Renovations and environmental improvements at the Department of Veterans Affairs Medical Center, Fargo, North Dakota, in an amount not to exceed \$12,000,000.

(3) Construction of a surgical suite and post-anesthesia care unit at the Department of Veterans Affairs Medical Center, Kansas City, Missouri, in an amount not to exceed \$13,000,000.

(4) Renovations and environmental improvements at the Department of Veterans Affairs Medical Center, Atlanta, Georgia, in an amount not to exceed \$12,400,000.

(5) Demolition of buildings at the Dwight D. Eisenhower Department of Veterans Affairs Medical Center, Leavenworth, Kansas, in an amount not to exceed \$5,600,000.

(6) Renovation to provide a domiciliary at Orlando, Florida, in a total amount not to exceed \$2,400,000, to be derived only from funds appropriated for Construction, Major Projects, for a fiscal year before fiscal year 2000 that remain available for obligation.

SEC. 402. AUTHORIZATION OF MAJOR MEDICAL FACILITY LEASES.

The Secretary of Veterans Affairs may enter into leases for medical facilities as follows:

(1) Lease of an outpatient clinic, Lubbock, Texas, in an amount not to exceed \$1,112,000.

(2) Lease of a research building, San Diego, California, in an amount not to exceed \$1,066,500.

SEC. 403. AUTHORIZATION OF APPROPRIATIONS.

(a) *IN GENERAL.*—There are authorized to be appropriated to the Secretary of Veterans Affairs for fiscal year 2000 and for fiscal year 2001—

(1) for the Construction, Major Projects, account \$57,500,000 for the projects authorized in paragraphs (1) through (5) of section 401; and

(2) for the Medical Care account, \$2,178,500 for the leases authorized in section 402.

(b) *LIMITATION.*—The projects authorized in paragraphs (1) through (5) of section 401 may only be carried out using—

(1) funds appropriated for fiscal year 2000 or fiscal year 2001 pursuant to the authorization of appropriations in subsection (a);

(2) funds appropriated for Construction, Major Projects, for a fiscal year before fiscal year 2000 that remain available for obligation; and

(3) funds appropriated for Construction, Major Projects, for fiscal year 2000 for a category of activity not specific to a project.

TITLE V—BENEFITS AND EMPLOYMENT MATTERS

Subtitle A—Compensation and DIC

SEC. 501. DEPENDENCY AND INDEMNITY COMPENSATION FOR SURVIVING SPOUSES OF FORMER PRISONERS OF WAR.

(a) *SHORT TITLE.*—This section may be cited as the “John William Rolan Act”.

(b) *ELIGIBILITY.*—Section 1318(b) is amended—

(1) by striking “that either—” in the matter preceding paragraph (1) and inserting “rated totally disabling if—”;

(2) in paragraph (1)—

(A) by inserting “the disability” after “(1)”; and

(B) by striking “or” after “death.”;

(3) in paragraph (2)—

(A) by striking “if so rated for a lesser period, was so rated continuously” and inserting “the disability was continuously rated totally disabling”;

(B) by striking the period at the end and inserting “; or”;

(4) by adding at the end the following new paragraph:

“(3) The veteran was a former prisoner of war who died after September 30, 1999, and the disability was continuously rated totally disabling for a period of not later than one year immediately preceding death.”.

SEC. 502. REINSTATEMENT OF CERTAIN BENEFITS FOR REMARRIED SURVIVING SPOUSES OF VETERANS UPON TERMINATION OF THEIR REMARRIAGE.

(a) *RESTORATION OF PRIOR ELIGIBILITY.*—Section 103(d) is amended—

(1) by inserting “(1)” after “(d)”; and

(2) by adding at the end the following:

“(2) The remarriage of the surviving spouse of a veteran shall not bar the furnishing of benefits specified in paragraph (5) to such person as the surviving spouse of the veteran if the remarriage has been terminated by death or divorce unless the Secretary determines that the divorce was secured through fraud or collusion.

“(3) If the surviving spouse of a veteran ceases living with another person and holding himself or herself out openly to the public as that person’s spouse, the bar to granting that person benefits as the surviving spouse of the veteran shall not apply in the case of the benefits specified in paragraph (5).

“(4) The first month of eligibility for benefits for a surviving spouse by reason of this subsection shall be the month after—

“(A) the month of the termination of such remarriage, in the case of a surviving spouse described in paragraph (2); or

“(B) the month of the cessation described in paragraph (3), in the case of a surviving spouse described in that paragraph.

“(5) Paragraphs (2) and (3) apply with respect to benefits under the following provisions of this title:

“(A) Section 1311, relating to dependency and indemnity compensation.

“(B) Section 1713, relating to medical care for survivors and dependents of certain veterans.

“(C) Chapter 35, relating to educational assistance.

“(D) Chapter 37, relating to housing loans.”.

(b) *CONFORMING AMENDMENT.*—Section 1311 is amended by striking subsection (e).

(c) *EFFECTIVE DATE.*—The amendments made by subsections (a) and (b) shall take effect on the first day of the first month beginning after the month in which this Act is enacted.

(d) *LIMITATION.*—No payment may be made to a person by reason of paragraphs (2) and (3) of section 103(d) of title 38, United States Code, as added by subsection (a), for any period before the effective date specified in subsection (c).

SEC. 503. PRESUMPTION THAT BRONCHIOLOALVEOLAR CARCINOMA IS SERVICE-CONNECTED.

Section 1112(c)(2) is amended by adding at the end the following new subparagraph:

“(P) Bronchiolo-alveolar carcinoma.”.

Subtitle B—Employment

SEC. 511. CLARIFICATION OF VETERANS’ CIVIL SERVICE EMPLOYMENT OPPORTUNITIES.

(a) *COORDINATION OF AMENDMENTS.*—If the Federal Reserve Board Retirement Portability Act is enacted before this Act, the amendments made by subsection (b) shall be made and the amendments made by subsection (c) shall not be made. Otherwise, the amendments made by subsection (c) shall be made and the amendments made by subsection (b) and the amendments made by section 204 of the Federal Reserve Board Retirement Portability Act shall not be made.

(b) *CLARIFICATION OF CIVIL SERVICE EMPLOYMENT OPPORTUNITIES.*—Subject to subsection (a), section 3304(f) of title 5, United States Code, as amended by section 204 of the Federal Reserve Board Retirement Portability Act, is amended—

(1) in paragraph (2), as added by such section, by striking “shall acquire competitive status and”;

(2) by adding at the end the following new paragraph:

“(5) The Office of Personnel Management shall prescribe regulations necessary for the administration of this subsection. The regulations shall ensure that an individual who has completed an initial tour of active duty is not excluded from the application of this subsection because of having been released from such tour of duty shortly before completing 3 years of active service, having been honorably released from such duty.”.

(c) *CLARIFICATION OF CIVIL SERVICE EMPLOYMENT OPPORTUNITIES.*—Subject to subsection (a), section 3304(f) of title 5, United States Code, is amended—

(1) by striking paragraph (4);

(2) by redesignating paragraphs (2) and (3) as paragraphs (3) and (4), respectively;

(3) by inserting after paragraph (1) the following new paragraph (2):

“(2) If selected, a preference eligible or veteran described in paragraph (1) shall receive a career or career-conditional appointment, as appropriate.”; and

(4) by adding at the end the following new paragraph:

“(5) The Office of Personnel Management shall prescribe regulations necessary for the administration of this subsection. The regulations shall ensure that an individual who has completed an initial tour of active duty is not excluded from the application of this subsection because of having been released from such tour of duty shortly before completing 3 years of active service, having been honorably released from such duty.”.

(d) *EFFECTIVE DATE.*—(1) If pursuant to subsection (a) the amendments specified in subsection (b) are made, those amendments shall

apply as if included in section 204 of the Federal Reserve Board Retirement Portability Act.

(2) If pursuant to subsection (a) the amendments specified in subsection (c) are made, those amendments shall take effect as of October 31, 1998, as if included in subsection (f) of section 3304 of title 5, United States Code, as enacted by section 2 of the Veterans Employment Opportunities Act of 1998 (Public Law 105-339; 112 Stat. 3182).

TITLE VI—MEMORIAL AFFAIRS MATTERS

Subtitle A—American Battle Monuments Commission

SEC. 601. CODIFICATION AND EXPANSION OF AUTHORITY FOR WORLD WAR II MEMORIAL.

(a) *CODIFICATION OF EXISTING AUTHORITY; EXPANSION OF AUTHORITY.*—(1) Chapter 21 of title 36, United States Code, is amended by adding at the end the following new section:

“§2113. World War II memorial in the District of Columbia

“(a) *SOLICITATION AND ACCEPTANCE OF CONTRIBUTIONS.*—(1) Consistent with its authority under section 2103(e) of this title, the American Battle Monuments Commission shall solicit and accept contributions for the World War II memorial.

“(2) In this section, the term ‘World War II memorial’ means the memorial authorized by Public Law 103-32 (40 U.S.C. 1003 note) to be established by the Commission on Federal land in the District of Columbia or its environs to honor members of the Armed Forces who served in World War II and to commemorate the participation of the United States in that war.

“(b) *CREATION OF MEMORIAL FUND.*—(1) There is hereby created in the Treasury a fund for the World War II memorial, which shall consist of the following:

“(A) Amounts deposited, and interest and proceeds credited, under paragraph (2).

“(B) Obligations obtained under paragraph (3).

“(C) The amount of surcharges paid to the Commission for the World War II memorial under the World War II 50th Anniversary Commemorative Coins Act (31 U.S.C. 5112 note).

“(D) Amounts borrowed using the authority provided under subsection (d).

“(E) Any funds received by the Commission under section 2114 of this title in exchange for use of, or the right to use, any mark, copyright or patent.

“(2) The Chairman of the Commission shall deposit in the fund the amounts accepted as contributions under subsection (a). The Secretary of the Treasury shall credit to the fund the interest on, and the proceeds from sale or redemption of, obligations held in the fund.

“(3) The Secretary of the Treasury shall invest any portion of the fund that, as determined by the Chairman, is not required to meet current expenses. Each investment shall be made in an interest-bearing obligation of the United States or an obligation guaranteed as to principal and interest by the United States that, as determined by the Chairman, has a maturity suitable for the fund.

“(c) *USE OF FUND.*—The fund shall be available to the Commission—

“(1) for the expenses of establishing the World War II memorial, including the maintenance and preservation amount provided for in section 8(b) of the Commemorative Works Act (40 U.S.C. 1008(b));

“(2) for such other expenses, other than routine maintenance, with respect to the World War II memorial as the Commission considers warranted; and

“(3) to secure, obtain, register, enforce, protect, and license any mark, copyright, or patent that is owned by, assigned to, or licensed to the Commission under section 2114 of this title to aid or facilitate the construction of the World War II memorial.

“(d) *SPECIAL BORROWING AUTHORITY.*—(1) To assure that groundbreaking, construction, and

dedication of the World War II memorial are carried out on a timely basis, the Commission may borrow money from the Treasury of the United States in such amounts as the Commission considers necessary, but not to exceed a total of \$65,000,000. Borrowed amounts shall bear interest at a rate determined by the Secretary of the Treasury, taking into consideration the average market yield on outstanding marketable obligations of the United States of comparable maturities during the month preceding the month in which the obligations of the Commission are issued. The interest payments on such obligations may be deferred with the approval of the Secretary, but any interest payment so deferred shall also bear interest.

"(2) The borrowing of money by the Commission under paragraph (1) shall be subject to such maturities, terms, and conditions as may be agreed upon by the Commission and the Secretary, except that the maturities may not exceed 20 years and such borrowings may be redeemable at the option of the Commission before maturity.

"(3) The obligations of the Commission shall be issued in amounts and at prices approved by the Secretary. The authority of the Commission to issue obligations under this subsection shall remain available without fiscal year limitation. The Secretary of the Treasury shall purchase any obligations of the Commission to be issued under this subsection, and for such purpose the Secretary of the Treasury may use as a public debt transaction of the United States the proceeds from the sale of any securities issued under chapter 31 of title 31. The purposes for which securities may be issued under such chapter are extended to include any purchase of the Commission's obligations under this subsection.

"(4) Repayment of the interest and principal on any funds borrowed by the Commission under paragraph (1) shall be made from amounts in the fund. The Commission may not use for such purpose any funds appropriated for any other activities of the Commission.

"(e) TREATMENT OF BORROWING AUTHORITY.—In determining whether the Commission has sufficient funds to complete construction of the World War II memorial, as required by section 8 of the Commemorative Works Act (40 U.S.C. 1008), the Secretary of the Interior shall consider the funds that the Commission may borrow from the Treasury under subsection (d) as funds available to complete construction of the memorial, whether or not the Commission has actually exercised the authority to borrow such funds.

"(f) VOLUNTARY SERVICES.—(1) Notwithstanding section 1342 of title 31, the Commission may accept from any person voluntary services to be provided in furtherance of the fund-raising activities of the Commission relating to the World War II memorial.

"(2) A person providing voluntary services under this subsection shall be considered to be a Federal employee for purposes of chapter 81 of title 5, relating to compensation for work-related injuries, and chapter 171 of title 28, relating to tort claims. A volunteer who is not otherwise employed by the United States shall not be considered to be a Federal employee for any other purpose by reason of the provision of such voluntary service, except that any volunteer given responsibility for the handling of funds or the carrying out of a Federal function is subject to the conflict of interest laws contained in chapter 11 of title 18 and the administrative standards of conduct contained in part 2635 of title 5 of the Code of Federal Regulations.

"(3) The Commission may provide for reimbursement of incidental expenses that are incurred by a person providing voluntary services under this subsection. The Commission shall determine those expenses that are eligible for reimbursement under this paragraph.

"(4) Nothing in this subsection shall be construed to require any Federal employee to work without compensation or to allow the use of vol-

unteer services to displace or replace any Federal employee.

"(g) TREATMENT OF CERTAIN CONTRACTS.—A contract entered into by the Commission for the design or construction of the World War II memorial is not a funding agreement as that term is defined in section 201 of title 35.

"(h) EXTENSION OF AUTHORITY TO ESTABLISH MEMORIAL.—Notwithstanding section 10 of the Commemorative Works Act (40 U.S.C. 1010), the authority for the construction of the World War II memorial provided by Public Law 103-32 (40 U.S.C. 1003 note) expires on December 31, 2005."

(2) The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

"2113. World War II memorial in the District of Columbia."

(b) CONFORMING AMENDMENTS.—Public Law 103-32 (40 U.S.C. 1003 note) is amended by striking sections 3, 4, and 5.

(c) EFFECT OF REPEAL OF CURRENT MEMORIAL FUND.—Upon the enactment of this Act, the Secretary of the Treasury shall transfer amounts in the fund created by section 4(a) of Public Law 103-32 (40 U.S.C. 1003 note) to the fund created by section 2113(b) of title 36, United States Code, as added by subsection (a).

SEC. 602. GENERAL AUTHORITY TO SOLICIT AND RECEIVE CONTRIBUTIONS.

Subsection (e) of section 2103 of title 36, United States Code, is amended to read as follows:

"(e) SOLICITATION AND RECEIPT OF CONTRIBUTIONS.—(1) The Commission may solicit and receive funds and in-kind donations and gifts from any State, municipal, or private source to carry out the purposes of this chapter. The Commission shall deposit such funds in a separate account in the Treasury. Funds from that account shall be disbursed upon vouchers approved by the Chairman of the Commission.

"(2) The Commission shall establish written guidelines setting forth the criteria to be used in determining whether the acceptance of funds and in-kind donations and gifts under paragraph (1) would—

"(A) reflect unfavorably on the ability of the Commission, or any member or employee of the Commission, to carry out the responsibilities or official duties of the Commission in a fair and objective manner; or

"(B) compromise the integrity or the appearance of the integrity of the programs of the Commission or any official involved in those programs."

SEC. 603. INTELLECTUAL PROPERTY AND RELATED ITEMS.

(a) IN GENERAL.—Chapter 21 of title 36, United States Code, as amended by section 601(a)(1), is further amended by adding at the end the following new section:

"§2114. Intellectual property and related items

"(a) AUTHORITY TO USE AND REGISTER INTELLECTUAL PROPERTY.—The American Battle Monuments Commission may—

"(1) adopt, use, register, and license trademarks, service marks, and other marks;

"(2) obtain, use, register, and license the use of copyrights consistent with section 105 of title 17;

"(3) obtain, use, and license patents; and

"(4) accept gifts of marks, copyrights, patents, and licenses for use by the Commission.

"(b) AUTHORITY TO GRANT LICENSES.—The Commission may grant exclusive and nonexclusive licenses in connection with any mark, copyright, patent, or license for the use of such mark, copyright or patent, except to the extent the grant of such license by the Commission would be contrary to any contract or license by which the use of the mark, copyright, or patent was obtained.

"(c) ENFORCEMENT AUTHORITY.—The Commission may enforce any mark, copyright, or patent by an action in the district courts under any

law providing for the protection of such marks, copyrights, or patents.

"(d) LEGAL REPRESENTATION.—The Attorney General shall furnish the Commission with such legal representation as the Commission may require under subsection (c). The Secretary of Defense shall provide representation for the Commission in administrative proceedings before the Patent and Trademark Office and Copyright Office.

"(e) IRREVOCABILITY OF TRANSFERS OF COPYRIGHTS TO COMMISSION.—Section 203 of title 17 shall not apply to any copyright transferred in any manner to the Commission."

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter, as amended by section 601(a)(2), is further amended by adding at the end the following new item:

"2114. Intellectual property and related items."

SEC. 604. TECHNICAL AMENDMENTS.

Chapter 21 of title 36, United States Code, is amended as follows:

(1) Section 2101(b) is amended—

(A) by striking "title 37, United States Code," in paragraph (2) and inserting "title 37"; and

(B) by striking "title 5, United States Code," in paragraph (3) and inserting "title 5".

(2) Section 2102(a)(1) is amended, by striking "title 5, United States Code" and inserting "title 5".

(3) Section 2103 is amended—

(A) by striking "title 31, United States Code" in subsection (h)(2)(A)(i) and inserting "title 31";

(B) by striking "title 44, United States Code" in subsection (i) and inserting "title 44"; and

(C) by striking "chairman" each place it appears and inserting "Chairman".

Subtitle B—National Cemeteries

SEC. 611. ESTABLISHMENT OF ADDITIONAL NATIONAL CEMETERIES.

(a) ESTABLISHMENT.—The Secretary shall establish, in accordance with chapter 24 of title 38, United States Code, a national cemetery in each of the six areas in the United States that the Secretary determines to be most in need of such a cemetery to serve the needs of veterans and their families.

(b) OBLIGATION OF FUNDS IN FISCAL YEAR 2000.—The Secretary shall obligate, from the advance planning fund in the Construction, Major Projects account appropriated to the Department for fiscal year 2000, such amounts for costs that the Secretary estimates are required for the planning and commencement of the establishment of national cemeteries under this section.

(c) REPORTS.—(1) Not later than 120 days after the date of the enactment of this Act, the Secretary shall submit to Congress a report on the establishment of the national cemeteries under subsection (a). The report shall set forth the following:

(A) The six areas of the United States determined by the Secretary to be most in need of the establishment of a new national cemetery.

(B) A schedule for such establishment.

(C) An estimate of the costs associated with such establishment.

(D) The amount obligated from the advance planning fund under subsection (b).

(2) Not later than one year after the date on which the report described in paragraph (1) is submitted, and annually thereafter until the establishment of the national cemeteries under subsection (a) is complete, the Secretary shall submit to Congress a report that updates the information included in the report described in paragraph (1).

SEC. 612. USE OF FLAT GRAVE MARKERS AT SANTA FE NATIONAL CEMETERY, NEW MEXICO.

Notwithstanding section 2404(c)(2) of title 38, United States Code, the Secretary may provide for flat grave markers at the Santa Fe National Cemetery, New Mexico.

SEC. 613. INDEPENDENT STUDY ON IMPROVEMENTS TO VETERANS' CEMETERIES.

(a) STUDY.—Not later than 180 days after the date of the enactment of this Act, the Secretary

shall enter into a contract with one or more qualified organizations to conduct a study of national cemeteries described in subsection (b). For purposes of this section, an entity of Federal, State, or local government is not a qualified organization.

(b) **MATTERS STUDIED.**—(1) The study conducted pursuant to the contract entered into under subsection (a) shall include an assessment of each of the following:

(A) The one-time repairs required at each national cemetery under the jurisdiction of the National Cemetery Administration of the Department of Veterans Affairs to ensure a dignified and respectful setting appropriate to such cemetery, taking into account the variety of age, climate, and burial options at individual national cemeteries.

(B) The feasibility of making standards of appearance of active national cemeteries, and the feasibility of making standards of appearance of closed national cemeteries, commensurate with standards of appearance of the finest cemeteries in the world.

(C) The number of additional national cemeteries that will be required for the interment and memorialization in such cemeteries of individuals qualified under chapter 24 of title 38, United States Code, who die after 2005.

(D) The advantages and disadvantages of the use by the National Cemetery Administration of flat grave markers and upright grave markers.

(E) The current condition of flat grave marker sections at each of the national cemeteries.

(2) In presenting the assessment of additional national cemeteries required under paragraph (1)(C), the report shall identify by five-year period, beginning with 2005 and ending with 2020, the following:

(A) The number of additional national cemeteries required during each such five-year period.

(B) With respect to each such five-year period, the areas in the United States with the greatest concentration of veterans whose needs are not served by national cemeteries or State veterans' cemeteries.

(c) **REPORT.**—(1) Not later than one year after the date on which a qualified organization enters into a contract under subsection (a), the organization shall submit to the Secretary a report setting forth the results of the study conducted and conclusions of the organization with respect to such results.

(2) Not later than 120 days after the date on which a report is submitted under paragraph (1), the Secretary shall transmit to the Committees on Veterans' Affairs of the House of Representatives and the Senate a copy of the report, together with any comments on the report that the Secretary considers appropriate.

Subtitle C—Burial Benefits

SEC. 621. INDEPENDENT STUDY ON IMPROVEMENTS TO VETERANS' BURIAL BENEFITS.

(a) **STUDY.**—Not later than 60 days after the date of the enactment of this Act, the Secretary shall enter into a contract with one or more qualified organizations to conduct a study of burial benefits under chapter 23 of title 38, United States Code. For purposes of this section, an entity of Federal, State, or local government is not a qualified organization.

(b) **MATTERS STUDIED.**—The study conducted pursuant to the contract entered into under subsection (a) shall include consideration of the following:

(1) An assessment of the adequacy and effectiveness of the burial benefits administered by the Secretary under chapter 23 of title 38, United States Code, in meeting the burial needs of veterans and their families.

(2) Options to better serve the burial needs of veterans and their families, including modifications to burial benefit amounts and eligibility, together with the estimated cost for each such modification.

(3) Expansion of the authority of the Secretary to provide burial benefits for burials in

private-sector cemeteries and to make grants to private-sector cemeteries.

(c) **REPORT.**—(1) Not later than 120 days after the date on which a qualified organization enters into a contract under subsection (a), the organization shall submit to the Secretary a report setting forth the results of the study conducted and conclusions of the organization with respect to those results.

(2) Not later than 60 days after the date on which a report is submitted under paragraph (1), the Secretary shall transmit to the Committees on Veterans' Affairs of the Senate and House of Representatives a copy of the report, together with any comments on the report that the Secretary considers appropriate.

TITLE VII—EDUCATION AND HOUSING MATTERS

Subtitle A—Education Matters

SEC. 701. AVAILABILITY OF MONTGOMERY GI BILL BENEFITS FOR PREPARATORY COURSES FOR COLLEGE AND GRADUATE SCHOOL ENTRANCE EXAMS.

Section 3002(3) is amended—

(1) by striking “, and” at the end of subparagraph (A) and inserting a semicolon;

(2) by redesignating subparagraph (B) as subparagraph (C); and

(3) by inserting after subparagraph (A) the following new subparagraph (B):

“(B) includes—

“(i) a preparatory course for a test that is required or used for admission to an institution of higher education; and

“(ii) a preparatory course for a test that is required or used for admission to a graduate school; and”.

SEC. 702. DETERMINATION OF ELIGIBILITY PERIOD FOR MEMBERS OF THE ARMED FORCES COMMISSIONED FOLLOWING COMPLETION OF OFFICER TRAINING SCHOOL.

(a) **MEASUREMENT OF PERIOD COUNTED FOR GI BILL ELIGIBILITY.**—Section 3011(f) is amended—

(1) in paragraph (1), by striking “paragraph (2)” and inserting “paragraph (2) or (3); and

(2) by adding at the end the following new paragraph:

“(3) This subsection applies to a member who after a period of continuous active duty as an enlisted member or warrant officer, and following successful completion of officer training school, is discharged in order to accept, without a break in service, a commission as an officer in the Armed Forces for a period of active duty.”.

(b) **CONFORMING AMENDMENTS FOR TIME LIMITATION FOR USE OF ELIGIBILITY AND ENTITLEMENT.**—Section 3031 is amended—

(1) by redesignating subsection (g) as subsection (h);

(2) in subsection (a)—

(A) by striking “through (e)” and inserting “through (g)”; and

(B) by striking “subsection (g)” and inserting “subsection (h)”; and

(3) by inserting after subsection (f) the following new subsection:

“(g) In the case of an individual described in section 3011(f)(3) of this title, the period during which that individual may use the individual's entitlement to educational assistance allowance expires on the last day of the 10-year period beginning on the date of the enactment of the Veterans Millennium Health Care and Benefits Act if that date is later than the date that would otherwise be applicable to that individual under this section.”.

(c) **EFFECTIVE DATE.**—The amendments made by subsection (a) shall take effect on the date of the enactment of this Act and apply with respect to an individual first appointed as a commissioned officer on or after July 1, 1985.

SEC. 703. REPORT ON VETERANS' EDUCATION AND VOCATIONAL TRAINING BENEFITS PROVIDED BY THE STATES.

(a) **REPORT.**—(1) Not later than six months after the date of the enactment of this Act, the

Secretary shall submit to the Committees on Veterans' Affairs of the Senate and the House of Representatives a report on veterans education and vocational training benefits provided by the States.

(2) Benefits to be considered to be veterans education and vocational training benefits for the purpose of this section include any education or vocational training benefit provided by a State (including any political subdivision of a State) for which persons are eligible by reason of service in the Armed Forces, including, in the case of persons who died in the Armed Forces or as a result of a disease or disability incurred in the Armed Forces, benefits provided by reason of the service of those persons to their survivors or dependents.

(3) For purposes of this section, the term “veteran” includes a person serving on active duty or in one of the reserve components and a person who died while in the active military, naval, or air service.

(b) **MATTERS TO BE INCLUDED.**—The report under this section shall include the following:

(1) A description, by State, of the veterans education and vocational training benefits provided, including—

(A) identification of benefits that are provided specifically for disabled veterans or for which disabled veterans receive benefits in a different amount; and

(B) identification of benefits for which survivors of persons who died in the Armed Forces (or as a result of a disease or disability incurred in the Armed Forces) or who were disabled in the Armed Forces are eligible.

(2) For each State that provides a veterans education benefit consisting of full or partial tuition assistance for post-secondary education, a description of that benefit, including whether the benefit is limited to tuition for attendance at an institution of higher education in that State or to tuition for attendance at a public institution of higher education in that State.

(3) A description of actions and programs of the Department of Veterans Affairs, the Department of Defense, the Department of Education, and the Department of Labor to encourage the States to provide benefits designed to assist veterans in securing post-secondary education and vocational training.

(c) **CONSULTATION.**—The report under this section shall be prepared in consultation with the Secretary of Education, the Secretary of Defense, and the Secretary of Labor.

(d) **STATE DEFINED.**—For purposes of this section, the term “State” has the meaning given that term in section 101(20) of title 38, United States Code.

SEC. 704. TECHNICAL AMENDMENTS.

Sections 3011(i) and 3012(g)(1) are amended by striking “Federal”.

Subtitle B—Housing Matters

SEC. 711. EXTENSION OF AUTHORITY FOR HOUSING LOANS FOR MEMBERS OF THE SELECTED RESERVE.

Section 3702(a)(2)(E) is amended by striking “September 30, 2003,” and inserting “September 30, 2007,”.

SEC. 712. TECHNICAL AMENDMENT RELATING TO TRANSITIONAL HOUSING LOAN GUARANTEE PROGRAM.

Section 3775 is amended—

(1) by inserting “(a)” before “During each”; and

(2) by adding at the end the following new subsection:

“(b) After the first three years of operation of such a multifamily transitional housing project, the Secretary may provide for periodic audits of the project.”.

TITLE VIII—DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATIVE MATTERS

SEC. 801. ENHANCED QUALITY ASSURANCE PROGRAM WITHIN THE VETERANS BENEFITS ADMINISTRATION.

(a) **IN GENERAL.**—(1) Chapter 77 is amended by adding at the end the following new subchapter:

“SUBCHAPTER III—QUALITY ASSURANCE

“§ 7731. Establishment

“(a) The Secretary shall carry out a quality assurance program in the Veterans Benefits Administration. The program may be carried out through a single quality assurance division in the Administration or through separate quality assurance entities for each of the principal organizational elements (known as ‘services’) of the Administration.

“(b) The Secretary shall ensure that any quality assurance entity established and operated under subsection (a) is established and operated so as to meet generally applicable governmental standards for independence and internal controls for the performance of quality reviews of Government performance and results.

“§ 7732. Functions

“The Under Secretary for Benefits, acting through the quality assurance entities established under section 7731(a), shall on an ongoing basis perform and oversee quality reviews of the functions of each of the principal organizational elements of the Veterans Benefits Administration.

“§ 7733. Personnel

“The Secretary shall ensure that the number of full-time employees of the Veterans Benefits Administration assigned to quality assurance functions under this subchapter is adequate to perform the quality assurance functions for which they have responsibility.

“§ 7734. Annual report to Congress

“The Secretary shall include in the annual report to the Congress required by section 529 of this title a report on the quality assurance activities carried out under this subchapter. Each such report shall include—

“(1) an appraisal of the quality of services provided by the Veterans Benefits Administration, including—

“(A) the number of decisions reviewed;

“(B) a summary of the findings on the decisions reviewed;

“(C) the number of full-time equivalent employees assigned to quality assurance in each division or entity;

“(D) specific documentation of compliance with the standards for independence and internal control required by section 7731(b) of this title; and

“(E) actions taken to improve the quality of services provided and the results obtained;

“(2) information with respect to the accuracy of decisions, including trends in that information; and

“(3) such other information as the Secretary considers appropriate.”.

(2) The table of sections at the beginning of such chapter is amended by adding at the end the following new items:

“SUBCHAPTER III—QUALITY ASSURANCE

“7731. Establishment.

“7732. Functions.

“7733. Personnel.

“7734. Annual report to Congress.”.

(b) EFFECTIVE DATE.—Subchapter III of chapter 77 of title 38, United States Code, as added by subsection (a), shall take effect at the end of the 60-day period beginning on the date of the enactment of this Act.

SEC. 802. EXTENSION OF AUTHORITY TO MAINTAIN A REGIONAL OFFICE IN THE REPUBLIC OF THE PHILIPPINES.

Section 315(b) is amended by striking “December 31, 1999” and inserting “December 31, 2003”.

SEC. 803. EXTENSION OF ADVISORY COMMITTEE ON MINORITY VETERANS.

Section 544(e) is amended by striking “December 31, 1999” and inserting “December 31, 2003”.

SEC. 804. TECHNICAL AMENDMENT TO AUTOMOBILE ASSISTANCE PROGRAM.

Section 3903(e)(2) is amended by striking “(not owned by the Government)”.

TITLE IX—HOMELESS VETERANS PROGRAMS

SEC. 901. HOMELESS VETERANS’ REINTEGRATION PROGRAMS.

(a) IN GENERAL.—Chapter 41 is amended by adding at the end the following new section:

“§411. Homeless veterans’ reintegration programs

“(a) IN GENERAL.—The Secretary, acting through the Assistant Secretary of Labor for Veterans’ Employment and Training, shall conduct, directly or through grant or contract, such programs as the Secretary determines appropriate to expedite the reintegration of homeless veterans into the labor force.

“(b) AUTHORITY TO MONITOR EXPENDITURE OF FUNDS.—The Secretary may collect such information as the Secretary considers appropriate to monitor and evaluate the distribution and expenditure of funds appropriated to carry out this section, and such information shall be furnished to the Secretary in such form as the Secretary determines appropriate.

“(c) DEFINITION.—For purposes of this section, the term ‘homeless veteran’ has the meaning given that term by section 3771(2) of this title.

“(d) AUTHORIZATION OF APPROPRIATIONS.—(1) There are authorized to be appropriated to carry out this section amounts as follows:

“(A) \$10,000,000 for fiscal year 2000.

“(B) \$15,000,000 for fiscal year 2001.

“(C) \$20,000,000 for fiscal year 2002.

“(D) \$20,000,000 for fiscal year 2003.

“(2) Funds obligated for any fiscal year to carry out this section may be expended in that fiscal year and the succeeding fiscal year.”.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“411. Homeless veterans’ reintegration programs.”.

SEC. 902. EXTENSION OF PROGRAM OF HOUSING ASSISTANCE FOR HOMELESS VETERANS.

Section 3735(c) is amended by striking “December 31, 1999” and inserting “December 31, 2003”.

SEC. 903. HOMELESS VETERANS PROGRAMS.

The Homeless Veterans Comprehensive Service Programs Act of 1992 (38 U.S.C. 7721 note) is amended as follows:

(1) Section 3(a)(1) is amended by inserting “, and expanding existing programs for furnishing,” after “new programs to furnish”.

(2) Section 3(a)(2) is amended by striking “September 30, 1999” and inserting “September 30, 2003”.

(3) Section 3(b)(2) is amended by striking “and no more than 20 programs which incorporate the procurement of vans as described in paragraph (1)”.

(4) Section 12 is amended in the first sentence by inserting “and \$50,000,000 for each of fiscal years 2000 and 2001” after “for fiscal years 1993 through 1997”.

SEC. 904. PLAN FOR EVALUATION OF PERFORMANCE OF PROGRAMS TO ASSIST HOMELESS VETERANS.

(a) REPORT.—Not later than 90 days after the date of the enactment of this Act, the Secretary shall submit to the Committees on Veterans’ Affairs of the Senate and the House of Representatives a report containing a detailed plan for the evaluation by the Department of Veterans Affairs of the effectiveness of programs to assist homeless veterans. The plan shall be prepared in consultation with the Secretary of Housing and Urban Development and the Secretary of Labor.

(b) INCLUSION OF OUTCOME MEASURES.—The plan shall include outcome measures to show whether veterans for whom housing or employment is secured through one or more of those programs continue to be housed or employed, as the case may be, after six months.

TITLE X—UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS

SEC. 1001. SHORT TITLE.

This title may be cited as the “Court of Appeals for Veterans Claims Amendments of 1999”.

SEC. 1002. DEFINITION.

In this title, the term “Court” means the United States Court of Appeals for Veterans Claims.

Subtitle A—Transitional Provisions To Stagger Terms of Judges

SEC. 1011. EARLY RETIREMENT AUTHORITY FOR CURRENT JUDGES.

(a) RETIREMENT AUTHORIZED.—One eligible judge may retire in accordance with this section in 2000 or 2001, and one additional eligible judge may retire in accordance with this section in 2001.

(b) ELIGIBLE JUDGES.—For purposes of this section, an eligible judge is a judge of the Court (other than the chief judge) who—

(1) has at least 10 years of service creditable under section 7296 of title 38, United States Code;

(2) has made an election to receive retired pay under section 7296 of such title;

(3) has at least 20 years of service described in section 7297(l) of such title; and

(4) is at least 55 years of age.

(c) MULTIPLE ELIGIBLE JUDGES.—If for any year specified in subsection (a) more than one eligible judge provides notice in accordance with subsection (d), the judge who has the greatest seniority as a judge of the Court shall be the judge who is eligible to retire in accordance with this section in that year.

(d) NOTICE.—An eligible judge who desires to retire in accordance with this section with respect to any year covered by subsection (a) shall provide to the President and the chief judge of the Court written notice to that effect and stating that the judge agrees to the temporary service requirements of subsection (j). Such notice shall be provided not later than April 1 of that year and shall specify the retirement date in accordance with subsection (e). Notice provided under this subsection shall be irrevocable.

(e) DATE OF RETIREMENT.—A judge who is eligible to retire in accordance with this section shall be retired during the calendar year as to which notice is provided pursuant to subsection (d), but not earlier than 30 days after the date on which that notice is provided pursuant to subsection (d).

(f) APPLICABLE PROVISIONS.—Except as provided in subsections (g) and (j), a judge retired in accordance with this section shall be considered for all purposes to be retired under section 7296(b)(1) of title 38, United States Code.

(g) APPLICABILITY OF RECALL STATUS AUTHORITY.—The provisions of section 7257 of this title shall apply to a judge retired in accordance with this section as if the judge is a judge specified in subsection (a)(2)(A) of that section.

(h) RATE OF RETIRED PAY.—The rate of retired pay for a judge retiring in accordance with this section is—

(1) the rate applicable to that judge under section 7296(c)(1) of title 38, United States Code, multiplied by

(2) the fraction (not in excess of 1) in which—

(A) the numerator is the number of years of service of the judge as a judge of the Court creditable under section 7296 of such title; and

(B) the denominator is 15.

(i) ADJUSTMENTS IN RETIRED PAY FOR JUDGES AVAILABLE FOR RECALL.—Subject to section 7296(f)(3)(B) of title 38, United States Code, an adjustment provided by law in annuities payable under civil service retirement laws shall apply to retired pay under this section in the case of a judge who is a recall-eligible retired judge under section 7257 of such title or who was a recall-eligible retired judge under that section and was removed from recall status under subsection (b)(4) of that section by reason of disability.

(j) DUTY OF ACTUARY.—Section 7298(e)(2) is amended—

(1) by redesignating subparagraph (C) as subparagraph (D); and

(2) by inserting after subparagraph (B) the following new subparagraph:

“(C) For purposes of subparagraph (B), the term ‘present value’ includes a value determined by an actuary with respect to a payment that may be made under subsection (b) from the retirement fund within the contemplation of law.”.

(k) TRANSITIONAL SERVICE OF JUDGE RETIRED UNDER THIS SECTION.—(1) A judge who retires under this section shall continue to serve on the Court during the period beginning on the effective date of the judge’s retirement under subsection (e) and ending on the earlier of—

(A) the date on which a person is appointed to the position on the Court vacated by the judge’s retirement; and

(B) the date on which the judge’s original appointment to the court would have expired.

(2) Subsections (f) and (g) of section 7253 of title 38, United States Code, shall apply with respect to the service of a judge on the Court under this section.

(3) Notwithstanding any other provision of law, a person whose service as a judge of the Court continues under this section shall be paid for the period of service under this subsection at the rate that is the difference between the current rate of pay for a judge of the Court and the rate of the judge’s retired pay under subsection (g).

(4) Amounts paid under paragraph (3)—

(A) shall not be treated as—

(i) compensation for employment with the United States for purposes of section 7296(e) of title 38, United States Code, or any provision of title 5, United States Code, relating to the receipt or forfeiture of retired pay or retirement annuities by a person accepting compensation for employment with the United States; or

(ii) pay for purposes of deductions or contributions for or on behalf of the person to retired pay under subchapter V of chapter 72 of title 38, United States Code, or under chapter 83 or 84 of title 5, United States Code, as applicable; but

(B) may, at the election of the person, be treated as pay for purposes of deductions or contributions for or on behalf of the person to a retirement or other annuity, or both, under subchapter V of chapter 72 of title 38, United States Code, or under chapter 83 or 84 of title 5, United States Code, as applicable.

(5) Amounts paid under paragraph (3) shall be derived from amounts available for payment of salaries and benefits of judges of the Court.

(6) The service as a judge of the Court under this subsection of a person who makes an election provided for under paragraph (4)(B) shall constitute creditable service toward the judge’s years of judicial service for purposes of section 7297 of title 38, United States Code, with such service creditable at a rate equal to the rate at which such service would be creditable for such purposes if served by a judge of the Court under chapter 72 of that title. For purposes of subsection (k)(3) of that section, the average annual pay for such service shall be the sum of the judge’s retired pay and the amount paid under paragraph (3) of this subsection.

(7) In the case of such a person who makes an election provided for under paragraph (4)(B), upon the termination of the service of that person as a judge of the Court under this subsection, the retired pay of that person under subsection (g) shall be recomputed to reflect the additional period of service served under this subsection.

(l) TREATMENT OF POLITICAL PARTY MEMBERSHIP.—For purposes of determining compliance with the last sentence of section 7253(b) of title 38, United States Code, the political party membership of a judge serving on the Court under subsection (j) shall not be taken into account.

SEC. 1012. MODIFIED TERMS FOR NEXT TWO JUDGES APPOINTED TO THE COURT.

(a) MODIFIED TERMS.—The term of office of the first two judges appointed to the Court after the date of the enactment of this Act shall be 13 years (rather than the period specified in section 7253(c) of title 38, United States Code).

(b) ELIGIBILITY FOR RETIREMENT.—(1) For purposes of determining the eligibility to retire under section 7296 of title 38, United States Code, of the two judges of the Court whose term of office is determined under subsection (a)—

(A) the age and service requirements in the table in paragraph (2) shall apply to those judges rather than the otherwise applicable age and service requirements specified in the table in subsection (b)(1) of that section; and

(B) the minimum years of service applicable to those judges for eligibility to retire under the first sentence of subsection (b)(2) of that section shall be 13 years instead of 15 years.

(2) The age and service requirements in this paragraph are as follows:

The judge has attained age:	And the years of service as a judge are at least
65	13
66	13
67	13
68	12
69	11
70	10

Subtitle B—Other Matters Relating to Retired Judges

SEC. 1021. RECALL OF RETIRED JUDGES.

(a) AUTHORITY TO RECALL RETIRED JUDGES.—Chapter 72 is amended by inserting after section 7256 the following new section:

“§ 7257. Recall of retired judges

“(a)(1) A retired judge of the Court may be recalled for further service on the Court in accordance with this section. To be eligible to be recalled for such service, a retired judge must at the time of the judge’s retirement provide to the chief judge of the Court (or, in the case of the chief judge, to the clerk of the Court) notice in writing that the retired judge is available for further service on the Court in accordance with this section and is willing to be recalled under this section. Such a notice provided by a retired judge is irrevocable.

“(2) For the purposes of this section—

“(A) a retired judge is a judge of the Court of Appeals for Veterans Claims who retires from the Court under section 7296 of this title or under chapter 83 or 84 of title 5; and

“(B) a recall-eligible retired judge is a retired judge who has provided a notice under paragraph (1).

“(b)(1) The chief judge may recall for further service on the Court a recall-eligible retired judge in accordance with this section. Such a recall shall be made upon written certification by the chief judge that substantial service is expected to be performed by the retired judge for such period, not to exceed 90 days (or the equivalent), as determined by the chief judge to be necessary to meet the needs of the Court.

“(2) A recall-eligible retired judge may not be recalled for more than 90 days (or the equivalent) during any calendar year without the judge’s consent or for more than a total of 180 days (or the equivalent) during any calendar year.

“(3) If a recall-eligible retired judge is recalled by the chief judge in accordance with this section and (other than in the case of a judge who has previously during that calendar year served at least 90 days (or the equivalent) of recalled service on the court) declines (other than by reason of disability) to perform the service to which recalled, the chief judge shall remove that retired judge from the status of a recall-eligible judge.

“(4) A recall-eligible retired judge who becomes permanently disabled and as a result of that disability is unable to perform further serv-

ice on the Court shall be removed from the status of a recall-eligible judge. Determination of such a disability shall be made pursuant to section 7253(g) or 7296(g) of this title.

“(c) A retired judge who is recalled under this section may exercise all of the judicial powers and duties of the office of a judge in active service.

“(d)(1) The pay of a recall-eligible retired judge who retired under section 7296 of this title is specified in subsection (c) of that section.

“(2) A judge who is recalled under this section who retired under chapter 83 or 84 of title 5 shall be paid, during the period for which the judge serves in recall status, pay at the rate of pay in effect under section 7253(e) of this title for a judge performing active service, less the amount of the judge’s annuity under the applicable provisions of chapter 83 or 84 of title 5.

“(e)(1) Except as provided in subsection (d), a judge who is recalled under this section who retired under chapter 83 or 84 of title 5 shall be considered to be a reemployed annuitant under that chapter.

“(2) Nothing in this section affects the right of a judge who retired under chapter 83 or 84 of title 5 to serve as a reemployed annuitant in accordance with the provisions of title 5.”.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 7256 the following new item:

“7257. Recall of retired judges.”.

SEC. 1022. JUDGES’ RETIRED PAY.

(a) IN GENERAL.—Subsection (c)(1) of section 7296 is amended by striking “at the rate of pay in effect at the time of retirement.” and inserting the following: “as follows:

“(A) In the case of a judge who is a recall-eligible retired judge under section 7257 of this title or who was a recall-eligible retired judge under that section and was removed from recall status under subsection (b)(4) of that section by reason of disability, the retired pay of the judge shall be the pay of a judge of the court.

“(B) In the case of a judge who at the time of retirement did not provide notice under section 7257 of this title of availability for service in a recalled status, the retired pay of the judge shall be the rate of pay applicable to that judge at the time of retirement.

“(C) In the case of a judge who was a recall-eligible retired judge under section 7257 of this title and was removed from recall status under subsection (b)(3) of that section, the retired pay of the judge shall be the pay of the judge at the time of the removal from recall status.”.

(b) COST-OF-LIVING ADJUSTMENTS.—Subsection (f) of such section is amended by adding at the end the following new paragraph:

“(3)(A) A cost-of-living adjustment provided by law in annuities payable under civil service retirement laws shall apply to retired pay under this section only in the case of retired pay computed under paragraph (2) of subsection (c).

“(B) If such a cost-of-living adjustment would (but for this subparagraph) result in the retired pay of a retired judge being in excess of the annual rate of pay in effect for judges of the Court as provided in section 7253(e) of this title, such adjustment may be made only in such amount as results in the retired pay of the retired judge being equal to that annual rate of pay (as in effect on the effective date of such adjustment).”.

SEC. 1023. SURVIVOR ANNUITIES.

(a) SURVIVING SPOUSE.—Subsection (a)(5) of section 7297 is amended by striking “two years” and inserting “one year”.

(b) ELECTION TO PARTICIPATE.—Subsection (b) of such section is amended in the first sentence by inserting before the period “or within six months after the date on which the judge marries if the judge has retired under section 7296 of this title”.

(c) REDUCTION IN CONTRIBUTIONS.—Subsection (c) of such section is amended by striking “3.5 percent of the judge’s pay” and inserting “that percentage of the judge’s pay that is the same as

provided for the deduction from the salary or retirement salary of a judge of the United States Court of Federal Claims for the purpose of a survivor annuity under section 376(b)(1)(B) of title 28.”

(d) **INTEREST PAYMENTS.**—Subsection (d) of such section is amended—

(1) by inserting “(1)” after “(d)”; and

(2) by adding at the end the following new paragraph:

“(2) The interest required under the first sentence of paragraph (1) shall not be required for any period—

“(A) during which a judge was separated from any service described in section 376(d)(2) of title 28; and

“(B) during which the judge was not receiving retired pay based on service as a judge or receiving any retirement salary as described in section 376(d)(1) of title 28.”

(e) **SERVICE ELIGIBILITY.**—(1) Subsection (f) of such section is amended—

(A) in paragraph (1), in the matter preceding subparagraph (A)—

(i) by striking “at least 5 years” and inserting “at least 18 months”; and

(ii) by striking “last 5 years” and inserting “last 18 months”; and

(B) by adding at the end the following new paragraph:

“(5) If a judge dies as a result of an assassination and leaves a survivor or survivors who are otherwise entitled to receive annuity payments under this section, the 18-month requirement in the matter in paragraph (1) preceding subparagraph (A) shall not apply.”

(2) Subsection (a) of such section is further amended—

(A) in paragraph (2), by inserting “who is in active service or who has retired under section 7296 of this title” after “Court”; and

(B) in paragraph (3), by striking “7296(c)” and inserting “7296”; and

(C) by adding at the end the following new paragraph:

“(8) The term ‘assassination’ as applied to a judge shall have the meaning provided that term in section 376(a)(7) of title 28 as applied to a judicial official.”

(f) **AGE REQUIREMENT OF SURVIVING SPOUSE.**—Subsection (f) of such section is further amended by striking “or following the surviving spouse’s attainment of the age of 50 years, whichever is the later” in paragraph (1)(A).

SEC. 1024. LIMITATION ON ACTIVITIES OF RETIRED JUDGES.

(a) **IN GENERAL.**—Chapter 72 is amended by adding at the end the following new section:

“§ 7299. Limitation on activities of retired judges

“(a) A retired judge of the Court who is recall-eligible under section 7257 of this title and who in the practice of law represents (or supervises or directs the representation of) a client in making any claim relating to veterans’ benefits against the United States or any agency thereof shall, pursuant to such section, be considered to have declined recall service and be removed from the status of a recall-eligible judge. The pay of such a judge, pursuant to section 7296 of this title, shall be the pay of the judge at the time of the removal from recall status.

“(b) A recall-eligible judge shall be considered to be an officer or employee of the United States, but only during periods when the judge is serving in recall status. Any prohibition, limitation, or restriction that would otherwise apply to the activities of a recall-eligible judge shall apply only during periods when the judge is serving in recall status.”

(b) **CLERICAL AMENDMENT.**—The table of sections at the beginning of such chapter is amended by adding at the end the following new item: “7299. Limitation on activities of retired judges.”

Subtitle C—Rotation of Service of Judges as Chief Judge of the Court

SEC. 1031. REPEAL OF SEPARATE APPOINTMENT OF CHIEF JUDGE.

Subsection (a) of section 7253 is amended to read as follows:

“(a) **COMPOSITION.**—The Court of Appeals for Veterans Claims is composed of at least three and not more than seven judges, one of whom shall serve as chief judge in accordance with subsection (d).”

SEC. 1032. DESIGNATION AND TERM OF CHIEF JUDGE OF COURT.

(a) **ROTATION.**—Subsection (d) of section 7253 is amended to read as follows:

“(d) **CHIEF JUDGE.**—(1) The chief judge of the Court shall be the judge of the Court in regular active service who is senior in commission among the judges of the Court who—

“(A) have served for one or more years as judges of the Court; and

“(B) have not previously served as chief judge.

“(2) In any case in which there is no judge of the Court in regular active service who has served as a judge of the Court for at least one year, the judge of the court in regular active service who is senior in commission and has not served previously as chief judge shall act as the chief judge.

“(3) Except as provided in paragraph (4), a judge of the Court shall serve as the chief judge under paragraph (1) for a term of five years or until the judge becomes age 70, whichever occurs first. If no other judge is eligible under paragraph (1) to serve as chief judge upon the expiration of that term, that judge shall continue to serve as chief judge until another judge becomes eligible under that paragraph to serve as chief judge.

“(4)(A) The term of a chief judge shall be terminated before the end of the term prescribed by paragraph (3) if—

“(i) the chief judge leaves regular active service as a judge of the court; or

“(ii) the chief judge notifies the other judges of the court in writing that such judge desires to be relieved of the duties of chief judge.

“(B) The effective date of a termination of the term under subparagraph (A) shall be the date on which the chief judge leaves regular active service or the date of the notification under subparagraph (A)(ii), as the case may be.

“(5) If a chief judge is temporarily unable to perform the duties of chief judge, those duties shall be performed by the judge of the court in active service who is present, able and qualified to act, and is next in precedence.

“(6) Judges who have the same seniority in commission shall be eligible for service as chief judge in accordance with their relative precedence.”

(b) **INELIGIBILITY OF JUDGES ON TEMPORARY SERVICE.**—A person serving as a judge of the Court under section 1011 may not serve as chief judge of the Court.

SEC. 1033. SALARY.

Subsection (e) of section 7253 is amended to read as follows:

“(e) **SALARY.**—Each judge of the Court shall receive a salary at the same rate as is received by judges of the United States district courts.”

SEC. 1034. PRECEDENCE OF JUDGES.

Subsection (d) of section 7254 is amended to read as follows:

“(d) **PRECEDENCE OF JUDGES.**—The chief judge of the Court shall have precedence and preside at any session that the chief judge attends. The other judges shall have precedence and preside according to the seniority of their original commissions. Judges whose commissions bear the same date shall have precedence according to seniority in age.”

SEC. 1035. CONFORMING AMENDMENTS.

Chapter 72 is amended as follows:

(1) Section 7281(g) is amended to read as follows:

“(g) The chief judge of the Court may exercise the authority of the Court under this section whenever there are not at least two other judges of the Court.”

(2) Sections 7296(a)(2) and 7297(a)(2) are amended by striking “the chief judge or an associate judge” and inserting “a judge”.

SEC. 1036. APPLICABILITY OF AMENDMENTS.

(a) **EFFECTIVE DATE.**—The amendments made by this subtitle shall take effect on the date of the enactment of this Act.

(b) **SAVINGS PROVISION FOR INCUMBENT CHIEF JUDGE.**—The amendments made by this subtitle shall not apply while the individual who is chief judge of the Court on the date of the enactment of this Act continues to serve as chief judge. If that individual, upon termination of service as chief judge, provides notice under section 7257 of title 38, United States Code, of availability for service in a recalled status, the rate of pay applicable to that individual under section 7296(c)(1)(A) of such title while serving in a recalled status shall be at the rate of pay applicable to that individual at the time of retirement, if greater than the rate otherwise applicable under that section.

TITLE XI—VOLUNTARY SEPARATION INCENTIVE PROGRAM

SEC. 1101. SHORT TITLE.

This title may be cited as the “Department of Veterans Affairs Employment Reduction Assistance Act of 1999”.

SEC. 1102. PLAN FOR PAYMENT OF VOLUNTARY SEPARATION INCENTIVE PAYMENTS.

(a) **IN GENERAL.**—The Secretary of Veterans Affairs shall, before obligating any funds for the payment of voluntary separation incentive payments under this title, submit to the Director of the Office of Management and Budget an operational plan outlining the proposed use of such incentive payments and a proposed organizational chart for the elements of the Department of Veterans Affairs covered by the plan once the payment of such incentive payments has been completed.

(b) **CONTENTS.**—The plan under subsection (a) shall—

(1) take into account the limitations on elements, and personnel within elements, of the Department specified in subsection (c);

(2) specify the positions to be reduced or eliminated and functions to be restructured or reorganized, identified by element of the Department, geographic location, occupational category, and grade level;

(3) specify the manner in which the plan will improve operating efficiency, or meet actual or anticipated levels of budget or staffing resources, of each element covered by the plan and of the Department generally; and

(4) include a description of how each element of the Department covered by the plan will operate without the functions or positions affected by the implementation of the plan.

(c) **LIMITATION ON ELEMENTS AND PERSONNEL.**—The plan under subsection (a) shall be limited to the elements of the Department, and the number of positions within such elements, as follows:

(1) The Veterans Health Administration, 4,400 positions.

(2) The Veterans Benefits Administration, 240 positions.

(3) Department of Veterans Affairs Staff Offices, 45 positions.

(4) The National Cemetery Administration, 15 positions.

(d) **APPROVAL.**—(1) The Director of the Office of Management and Budget shall approve or disapprove the plan submitted under subsection (a).

(2) In approving the plan, the Director may make such modifications to the plan as the Director considers appropriate with respect to the following:

(A) The number and amounts of voluntary incentive payments that may be paid under the plan.

(B) Any other matter that the Director considers appropriate.

(3) In the event of the disapproval of a plan by the Director under paragraph (1), the Secretary may modify and resubmit the plan to the Director. The provisions of this section shall apply to any plan submitted to the Director under this paragraph as if such plan were the initial plan submitted to the Director under subsection (a).

SEC. 1103. VOLUNTARY SEPARATION INCENTIVE PAYMENTS.

(a) **AUTHORITY TO PAY VOLUNTARY SEPARATION INCENTIVE PAYMENTS.**—(1) The Secretary may pay a voluntary separation incentive payment to an eligible employee only—

(A) to the extent necessary to reduce or restructure the positions and functions identified by the plan approved under section 1102; and

(B) if the Under Secretary concerned, or the head of the staff office concerned, approves the payment of the voluntary separation incentive payment to that employee.

(2) In order to receive a voluntary separation incentive payment under this title, an employee must separate from service with the Department voluntarily (whether by retirement or resignation) under the provisions of this title.

(b) **AMOUNT AND TREATMENT OF PAYMENTS.**—A voluntary separation incentive payment—

(1) shall be paid in a lump sum after the employee's separation under this title;

(2) shall be in an amount equal to the lesser of—

(A) an amount equal to the amount the employee would be entitled to receive under section 5595(c) of title 5, United States Code, if the employee were entitled to payment under that section (without adjustment for any previous payment made under that section); or

(B) an amount determined by the Secretary, not to exceed \$25,000;

(3) shall not be a basis for payment, and shall not be included in the computation, of any other type of Government benefit; and

(4) shall not be taken into account in determining the amount of severance pay to which an employee may be entitled under section 5595 of title 5, United States Code, based on any other separation.

(c) **SOURCE OF FUNDS.**—Voluntary separation incentive payments under this title shall be paid from the appropriations or funds available for payment of the basic pay of the employees of the Department.

SEC. 1104. EFFECT OF SUBSEQUENT EMPLOYMENT WITH THE GOVERNMENT.

(a) **REPAYMENT UPON REEMPLOYMENT.**—Except as provided in subsection (b), an individual who is paid a voluntary separation incentive payment under this title and who subsequently accepts employment with the Government within five years after the date of the separation on which the payment is based shall be required to repay to the Secretary, before the individual's first day of such employment, the entire amount of the voluntary separation incentive payment paid to the individual under this title.

(b) **WAIVER AUTHORITY FOR CERTAIN INDIVIDUALS.**—(1) If the employment of an individual under subsection (a) is with an Executive agency (as defined by section 105 of title 5, United States Code), the United States Postal Service, or the Postal Rate Commission, the Director of the Office of Personnel Management may, at the request of the head of such agency, waive repayment by the individual under that subsection if the individual possesses unique abilities and is the only qualified applicant available for the position.

(2) If the employment of an individual under subsection (a) is with an entity in the legislative branch, the head of the entity or the appointing official may waive repayment by the individual under that subsection if the individual involved possesses unique abilities and is the only qualified applicant available for the position.

(3) If the employment of an individual under subsection (a) is with the judicial branch, the

Director of the Administrative Office of the United States Courts may waive repayment by the individual under that subsection if the individual involved possesses unique abilities and is the only qualified applicant available for the position.

(c) **EMPLOYMENT DEFINED.**—for purposes of this section, the term "employment" includes—

(1) for purposes of subsections (a) and (b), employment of any length or under any type of appointment, but does not include employment that is without compensation; and

(2) for purposes of subsection (a), employment with any agency of the Government through a personal services contract.

SEC. 1105. ADDITIONAL AGENCY CONTRIBUTIONS TO CIVIL SERVICE RETIREMENT AND DISABILITY FUND.

(a) **REQUIREMENT.**—In addition to any other payments which it is required to make under subchapter III of chapter 83 or chapter 84 of title 5, United States Code, the Secretary shall remit to the Office of Personnel Management for deposit in the Treasury of the United States to the credit of the Civil Service Retirement and Disability Fund an amount equal to 26 percent of the final basic pay of each employee of the Department who is covered under subchapter III of chapter 83 or chapter 84 of title 5, United States Code, to whom a voluntary separation incentive is paid under this title.

(b) **FINAL BASIC PAY DEFINED.**—For purposes of this section, the term "final basic pay", with respect to an employee, means the total amount of basic pay that would be payable for a year of service by the employee, computed using the employee's final rate of basic pay, and, if last serving on other than a full-time basis, with appropriate adjustment therefor.

SEC. 1106. CONTINUED HEALTH INSURANCE COVERAGE.

Section 8905a(d) of title 5, United States Code, is amended—

(1) in paragraph (1)(A), by striking "paragraph (4)" and inserting "paragraphs (4) and (5)";

(2) in paragraph (2), by striking "(1) or (4)" and inserting "(1), (4), or (5)"; and

(3) by adding at the end the following new paragraph:

"(5)(A) If the basis for continued coverage under this section is an involuntary separation from a position in or under the Department of Veterans Affairs due to a reduction in force or a title 38 staffing readjustment—

"(i) the individual shall be liable for not more than the employee contributions referred to in paragraph (1)(A)(i); and

"(ii) the agency which last employed the individual shall pay the remaining portion of the amount required under paragraph (1)(A).

"(B) This paragraph shall only apply with respect to individuals whose continued coverage is based on a separation occurring on or after the date of the enactment of this paragraph."

SEC. 1107. PROHIBITION OF REDUCTION OF FULL-TIME EQUIVALENT EMPLOYMENT LEVEL.

(a) **PROHIBITION.**—The total full-time equivalent employment in the Department may not be reduced by reason of the separation of an employee (or any combination of employees) receiving a voluntary separation incentive payment under this title.

(b) **ENFORCEMENT.**—The President, through the Office of Management and Budget, shall monitor the Department and take any action necessary to ensure that the requirements of this section are met.

SEC. 1108. REGULATIONS.

The Director of the Office of Personnel Management may prescribe any regulations necessary to administer this title.

SEC. 1109. LIMITATION; SAVINGS CLAUSE.

(a) **LIMITATION.**—No voluntary separation incentive payment may be paid under this title based on the separation of an employee after December 31, 2000.

(b) **RELATIONSHIP TO OTHER AUTHORITY.**—This title supplements and does not supersede any other authority of the Secretary to pay voluntary separation incentive payments to employees of the Department.

SEC. 1110. ELIGIBLE EMPLOYEES.

For purposes of this title:

(1) **IN GENERAL.**—Except as provided in paragraph (2), the term "eligible employee" means an employee (as defined by section 2105 of title 5, United States Code) of the Department of Veterans Affairs, who is serving under an appointment without time limitation and has been employed by the Department as of the date of separation under this title for a continuous period of at least three years.

(2) **EXCEPTIONS.**—Such term does not include the following:

(A) A reemployed annuitant under subchapter III of chapter 83 or chapter 84 of title 5, United States Code, or another retirement system for employees of the Government.

(B) An employee having a disability on the basis of which such employee is eligible for disability retirement under subchapter III of chapter 83 or chapter 84 of title 5, United States Code, or another retirement system for employees of the Government.

(C) An employee who is in receipt of a specific notice of involuntary separation for misconduct or unacceptable performance.

(D) An employee who previously has received any voluntary separation incentive payment by the Government under this title or any other authority.

(E) An employee covered by statutory reemployment rights who is on transfer to another organization.

(F) An employee who, during the 24-month period preceding the date of separation, has received a recruitment or relocation bonus under section 5753 of title 5, United States Code, or a recruitment bonus under section 7458 of title 38, United States Code.

(G) An employee who, during the 12-month period preceding the date of separation, received a retention allowance under section 5754 of title 5, United States Code, or a retention bonus under section 458 of title 38, United States Code.

(H) An employee who, during the 24-month period preceding the date of separation, was relocated at the expense of the Federal Government.

And the Senate agree to the same.

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

In lieu of the Senate amendment to the title of the bill, amend the title so as to read: "An Act to amend title 38, United States Code, to establish a program of extended care services for veterans, to make other improvements in health care programs of the Department of Veterans Affairs, to enhance compensation, memorial affairs, and housing programs of the Department of Veterans Affairs, to improve retirement authorities applicable to judges of the United States Court of Appeals for Veterans Claims, and for other purposes."

And the Senate agree to the same.

BOB STUMP,
CHRIS SMITH,
JACK QUINN,
CLIFF STEARNS,
LANE EVANS,
CORRINE BROWN,
MIKE DOYLE,

Managers on the Part of the House.

ARLEN SPECTER,
STROM THURMOND,
JAY ROCKEFELLER,

Managers on the Part of the Senate.

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

After debate,
The question being put, viva voce,
Will the House suspend the rules and agree to said conference report?

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

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said conference report was agreed to.

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

Ordered, That the Clerk notify the Senate thereof.

¶133.30 LEIF ERICSON MILLENNIUM
COMMEMORATIVE COIN

Mr. LEACH moved to suspend the rules and pass the bill (H.R. 3373) to require the Secretary of the Treasury to mint coins in conjunction with the minting of coins by the Republic of Iceland in commemoration of the millennium of the discovery of the New World by Leif Ericson.

The SPEAKER pro tempore, Mr. BARR, recognized Mr. LEACH and Mr. LAFALCE, each for 20 minutes.

After debate,
The question being put, viva voce,
Will the House suspend the rules and pass said bill?

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

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

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

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

¶133.31 PROVIDING FOR MOTIONS TO
SUSPEND THE RULES

Mr. DREIER, by direction of the Committee on Rules, called up the following resolution (H. Res. 374):

Resolved, That it shall be in order at any time on or before the legislative day of Wednesday, November 17, 1999, for the Speaker to entertain motions to suspend the rules, provided that the object of any such motion is announced from the floor at least one hour before the motion is offered. In scheduling the consideration of legislation under this authority, the Speaker or his designee shall consult with the Minority Leader or his designee.

SEC. 2. Provides that House Resolution 342 is laid on the table.

When said resolution was considered,
After debate,

On motion of Mr. DREIER, the previous question was ordered on the resolution to its adoption or rejection.

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

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

Mr. MOAKLEY 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 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas 214
Nays 202

¶133.32 [Roll No. 590]
YEAS—214

Aderholt	Goodlatte	Pickering
Archer	Goodling	Pitts
Armey	Goss	Pombo
Bachus	Graham	Porter
Baker	Granger	Portman
Ballenger	Green (WI)	Pryce (OH)
Barr	Greenwood	Radanovich
Barrett (NE)	Gutknecht	Ramstad
Bartlett	Hansen	Regula
Barton	Hastings (WA)	Reynolds
Bass	Hayes	Riley
Bateman	Hayworth	Rogan
Bereuter	Hefley	Rogers
Biggett	Herger	Rohrabacher
Bilbray	Hillery	Ros-Lehtinen
Bilirakis	Hobson	Roukema
Bliley	Hoekstra	Royce
Blunt	Horn	Ryan (WI)
Boehlert	Hostettler	Ryun (KS)
Boehner	Houghton	Salmon
Bonilla	Hulshof	Sanford
Bono	Hunter	Saxton
Brady (TX)	Hutchinson	Scarborough
Bryant	Hyde	Schaffer
Burr	Isakson	Sensenbrenner
Burton	Jenkins	Sessions
Buyer	Johnson (CT)	Shadegg
Callahan	Jones (NC)	Shaw
Calvert	Kasich	Shays
Camp	Kelly	Sherman
Campbell	King (NY)	Sherwood
Canady	Kingston	Shimkus
Cannon	Knollenberg	Shuster
Castle	Kolbe	Simpson
Chabot	Kuykendall	Skeen
Chambliss	LaHood	Smith (NJ)
Chenoweth-Hage	Largent	Smith (TX)
Coble	Latham	Souder
Collins	LaTourette	Spence
Combest	Lazio	Stearns
Cook	Leach	Stump
Cooksey	Lewis (CA)	Sununu
Cox	Lewis (KY)	Sweeney
Crane	Linder	Talent
Cubin	LoBiondo	Tancredo
Cunningham	Lucas (OK)	Tauzin
Davis (VA)	Manzullo	Taylor (NC)
Deal	McCollum	Terry
DeLay	McCrery	Thomas
DeMint	McHugh	Thornberry
Diaz-Balart	McInnis	Thune
Dickey	McIntosh	Tiahrt
Doolittle	McKeon	Toomey
Dreier	Metcaif	Trafficant
Duncan	Mica	Upton
Ehlers	Miller (FL)	Vitter
Ehrlich	Miller, Gary	Walden
Emerson	Moran (KS)	Walsh
English	Morella	Wamp
Everett	Myrick	Watts (OK)
Fletcher	Nethercutt	Weldon (FL)
Foley	Ney	Weldon (PA)
Fowler	Northup	Weller
Franks (NJ)	Norwood	Whitfield
Frelinghuysen	Nussle	Wicker
Galleghy	Ose	Wilson
Ganske	Oxley	Wolf
Gekas	Packard	Woolsey
Gibbons	Paul	Young (AK)
Gilchrest	Pease	Young (FL)
Gillmor	Peterson (PA)	
Gilman	Petri	

NAYS—202

Abercrombie	Berry	Brown (OH)
Allen	Bishop	Capps
Andrews	Blagojevich	Capuano
Baird	Blumenauer	Cardin
Baldacci	Bonior	Carson
Baldwin	Borski	Clay
Barcia	Boswell	Clayton
Barrett (WI)	Boucher	Clement
Becerra	Boyd	Clyburn
Bentsen	Brady (PA)	Coburn
Berkley	Brown (FL)	Condit

Conyers	Johnson, Sam	Pastor
Costello	Jones (OH)	Pelosi
Coyne	Kanjorski	Peterson (MN)
Cramer	Kaptur	Phelps
Crowley	Kennedy	Pickett
Cummings	Kildee	Pomeroy
Danner	Kilpatrick	Price (NC)
Davis (FL)	Kind (WI)	Rahall
Davis (IL)	Kleczka	Rangel
DeFazio	Klink	Reyes
DeGette	Kucinich	Rivers
Delahunt	LaFalce	Rodriguez
DeLauro	Lampson	Roemer
Deutsch	Lantos	Rothman
Dicks	Larson	Roybal-Allard
Dingell	Lee	Rush
Dixon	Levin	Sabo
Doggett	Lewis (GA)	Sanchez
Dooley	Lipinski	Sanders
Doyle	Lofgren	Sandlin
Edwards	Lowey	Sawyer
Engel	Lucas (KY)	Schakowsky
Eshoo	Luther	Scott
Etheridge	Maloney (CT)	Serrano
Evans	Maloney (NY)	Shows
Farr	Markey	Sisisky
Fattah	Martinez	Skelton
Filner	Mascara	Slaughter
Forbes	Matsui	Smith (WA)
Ford	McCarthy (MO)	Snyder
Frank (MA)	McCarthy (NY)	Spratt
Frost	McDermott	Stabenow
Gejdenson	McGovern	Stark
Gonzalez	McKinney	Stenholm
Goode	McNulty	Strickland
Gordon	Meek (FL)	Stupak
Green (TX)	Meeke (NY)	Tanner
Gutierrez	Menendez	Tauscher
Hall (OH)	Millender	Taylor (MS)
Hall (TX)	McDonald	Thompson (CA)
Hastings (FL)	Miller, George	Thompson (MS)
Hill (IN)	Minge	Thurman
Hilliard	Mink	Tierney
Hinchey	Moakley	Towns
Hinojosa	Mollohan	Turner
Hoeffel	Moore	Udall (CO)
Holden	Moran (VA)	Udall (NM)
Holt	Murtha	Velazquez
Hoolley	Nadler	Vento
Hoyer	Napolitano	Visclosky
Inslee	Neal	Waters
Jackson (IL)	Oberstar	Watt (NC)
Jackson-Lee	Obey	Weiner
(TX)	Oliver	Wexler
Jefferson	Owens	Weygand
John	Pallone	Wu
Johnson, E. B.	Pascrell	Wynn

NOT VOTING—17

Ackerman	Hill (MT)	Quinn
Berman	Istook	Smith (MI)
Dunn	McIntyre	Watkins
Ewing	Meehan	Waxman
Fossella	Ortiz	Wise
Gephardt	Payne	

So the resolution was agreed to.

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

Pursuant to section 2 of House Resolution 374, House Resolution 342 was laid on the table.

¶133.33 H. RES. 169—UNFINISHED
BUSINESS

The SPEAKER pro tempore, Mr. BARR, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 169) expressing the sense of the House of Representatives with respect to democracy, free elections, and human rights in the Lao People's Democratic Republic; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 412
Nays 1

¶133.34

[Roll No. 591]

YEAS—412

Abercrombie	DeMint	Johnson, E. B.
Aderholt	Deutsch	Johnson, Sam
Allen	Diaz-Balart	Jones (NC)
Andrews	Dickey	Jones (OH)
Armey	Dicks	Kanjorski
Bachus	Dingell	Kaptur
Baird	Dixon	Kasich
Baker	Doggett	Kelly
Baldacci	Dooley	Kennedy
Baldwin	Doolittle	Kildee
Balenger	Doyle	Kilpatrick
Barcia	Dreier	Kind (WI)
Barr	Duncan	King (NY)
Barrett (NE)	Edwards	Kingston
Barrett (WI)	Ehlers	Kleczka
Bartlett	Ehrlich	Klink
Barton	Emerson	Knollenberg
Bass	Engel	Kolbe
Bateman	English	Kucinich
Becerra	Eshoo	Kuykendall
Bentsen	Etheridge	LaFalce
Bereuter	Evans	LaHood
Berkley	Everett	Lampson
Berry	Farr	Lantos
Biggert	Fattah	Largent
Bilbray	Filner	Larson
Bilirakis	Fletcher	Latham
Bishop	Foley	LaTourette
Blagojevich	Forbes	Lazio
Biley	Ford	Leach
Blumenauer	Fowler	Lee
Blunt	Frank (MA)	Levin
Boehlert	Franks (NJ)	Lewis (CA)
Boehner	Frelinghuysen	Lewis (GA)
Bonilla	Frost	Lewis (KY)
Bonior	Gallegly	Linder
Bono	Ganske	Lipinski
Borski	Gejdenson	LoBiondo
Boswell	Gekas	Lofgren
Boucher	Gibbons	Lowey
Boyd	Gilchrest	Lucas (KY)
Brady (PA)	Gillmor	Lucas (OK)
Brady (TX)	Gilman	Luther
Brown (FL)	Gonzalez	Maloney (CT)
Brown (OH)	Goode	Maloney (NY)
Bryant	Goodlatte	Manzullo
Burr	Goodling	Markey
Burton	Gordon	Martinez
Buyer	Goss	Mascara
Callahan	Graham	Matsui
Calvert	Granger	McCarthy (MO)
Camp	Green (TX)	McCarthy (NY)
Campbell	Green (WI)	McCrery
Canady	Greenwood	McDermott
Cannon	Gutierrez	McGovern
Capps	Gutknecht	McHugh
Capuano	Hall (OH)	McInnis
Cardin	Hall (TX)	McIntosh
Carson	Hansen	McKeon
Castle	Hastings (FL)	McKinney
Chabot	Hastings (WA)	McNulty
Chambliss	Hayes	Meek (FL)
Chenoweth-Hage	Hayworth	Meeks (NY)
Clay	Hefley	Menendez
Clayton	Herger	Mica
Clement	Hill (IN)	Millender-
Clyburn	Hilleary	McDonald
Coble	Hilliard	Miller (FL)
Coburn	Hinchev	Miller, Gary
Collins	Hinojosa	Miller, George
Combest	Hobson	Minge
Condit	Hoefel	Mink
Conyers	Hoekstra	Moakley
Cook	Holden	Mollohan
Cooksey	Holt	Moore
Costello	Hooley	Moran (KS)
Cox	Horn	Moran (VA)
Coyne	Hostettler	Morella
Cramer	Houghton	Murtha
Crane	Hoyer	Myrick
Crowley	Hulshof	Nadler
Cubin	Hunter	Napolitano
Cummings	Hutchinson	Neal
Cunningham	Hyde	Nethercutt
Danner	Inslee	Ney
Davis (FL)	Isakson	Northup
Davis (IL)	Istook	Norwood
Davis (VA)	Jackson (IL)	Nussle
Deal	Jackson-Lee	Oberstar
DeFazio	(TX)	Obey
DeGette	Jefferson	Olver
Delahunt	Jenkins	Ose
DeLauro	John	Owens
DeLay	Johnson (CT)	Oxley

Packard	Sanders	Tauscher
Pallone	Sandlin	Tauzin
Pascrell	Sanford	Taylor (MS)
Pastor	Sawyer	Taylor (NC)
Pease	Saxton	Terry
Pelosi	Scarborough	Thompson (CA)
Peterson (MN)	Schaffer	Thompson (MS)
Peterson (PA)	Schakowsky	Thornberry
Petri	Scott	Thune
Phelps	Sensenbrenner	Thurman
Pickering	Serrano	Tiahrt
Pickett	Sessions	Tierney
Pitts	Shadegg	Toomey
Pombo	Shaw	Towns
Pomeroy	Shays	Trafigant
Porter	Sherman	Turner
Portman	Sherwood	Udall (CO)
Price (NC)	Shimkus	Udall (NM)
Pryce (OH)	Shows	Upton
Radanovich	Shuster	Velazquez
Rahall	Simpson	Vento
Ramstad	Sisisky	Visclosky
Rangel	Skeen	Vitter
Regula	Skelton	Walden
Reyes	Slaughter	Walsh
Reynolds	Smith (NJ)	Wamp
Riley	Smith (TX)	Waters
Rivers	Smith (WA)	Watt (NC)
Rodriguez	Snyder	Watts (OK)
Roemer	Souder	Weiner
Rogan	Spence	Weldon (FL)
Rogers	Spratt	Weldon (PA)
Rohrabacher	Stabenow	Weller
Ros-Lehtinen	Stark	Wexler
Rothman	Stearns	Weygand
Roukema	Stenholm	Whitfield
Roybal-Allard	Strickland	Wicker
Royce	Stump	Wilson
Rush	Stupak	Wolf
Ryan (WI)	Sununu	Woolsey
Ryun (KS)	Sweeney	Wu
Sabo	Talent	Wynn
Salmon	Tancredo	Young (AK)
Sanchez	Tanner	Young (FL)

NAYS—1

Paul

NOT VOTING—20

Ackerman	Hill (MT)	Quinn
Archer	McCollum	Smith (MI)
Berman	McIntyre	Thomas
Dunn	Meehan	Watkins
Ewing	Metcalf	Waxman
Fossella	Ortiz	Wise
Gephardt	Payne	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A resolution condemning the Communist regime in Laos for its many human rights abuses."

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

¶133.35 H. CON. RES. 165—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BARR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said concurrent resolution (H. Con. Res. 165) expressing United States policy toward the Slovak Republic.

The question being put, Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 404
Nays 12

¶133.36

[Roll No. 592]

YEAS—404

Abercrombie	Dicks	Kasich
Aderholt	Dingell	Kelly
Allen	Dixon	Kennedy
Andrews	Doggett	Kildee
Archer	Dooley	Kilpatrick
Armey	Doolittle	Kind (WI)
Bachus	Doyle	King (NY)
Baird	Dreier	Kingston
Baker	Duncan	Kleczka
Baldacci	Edwards	Klink
Baldwin	Ehlers	Knollenberg
Balenger	Ehrlich	Kolbe
Barcia	Emerson	Kucinich
Barrett (NE)	Engel	Kuykendall
Barrett (WI)	English	LaFalce
Bartlett	Eshoo	LaHood
Barton	Etheridge	Lampson
Bass	Evans	Lantos
Bateman	Everett	Largent
Becerra	Farr	Larson
Bentsen	Fattah	Latham
Bereuter	Filner	LaTourette
Berkley	Fletcher	Lazio
Berry	Foley	Leach
Biggert	Forbes	Lee
Bilbray	Ford	Levin
Bilirakis	Fowler	Lewis (CA)
Bishop	Frank (MA)	Lewis (GA)
Blagojevich	Franks (NJ)	Lewis (KY)
Biley	Frelinghuysen	Linder
Blumenauer	Frost	Lipinski
Blunt	Gallegly	LoBiondo
Boehlert	Ganske	LoBiondo
Boehner	Gejdenson	Lofgren
Bonilla	Gekas	Lowey
Bonior	Gibbons	Lucas (KY)
Bono	Gilchrest	Lucas (OK)
Borski	Gillmor	Luther
Boswell	Gilman	Maloney (CT)
Boucher	Gonzalez	Maloney (NY)
Boyd	Goode	Markey
Brady (PA)	Gooding	Martinez
Brady (TX)	Gordon	Mascara
Brown (FL)	Goss	Matsui
Brown (OH)	Graham	McCarthy (MO)
Bryant	Granger	McCarthy (NY)
Burr	Green (TX)	McCollum
Burton	Green (WI)	McCrery
Buyer	Greenwood	McDermott
Callahan	Gutierrez	McGovern
Calvert	Gutknecht	McHugh
Camp	Hall (OH)	McInnis
Campbell	Hall (TX)	McIntosh
Canady	Hansen	McKeon
Cannon	Hastings (FL)	McKinney
Capps	Hastings (WA)	McNulty
Capuano	Hayes	Meek (FL)
Cardin	Hefley	Meeks (NY)
Carson	Herger	Menendez
Castle	Hill (IN)	Metcalf
Chabot	Hilleary	Mica
Chambliss	Hilliard	Millender-
Chenoweth-Hage	Hinchev	McDonald
Clay	Hinojosa	Miller (FL)
Clayton	Hobson	Miller, Gary
Clement	Hoefel	Miller, George
Clyburn	Hoekstra	Minge
Coble	Holden	Mink
Coburn	Holt	Moakley
Collins	Hooley	Mollohan
Combest	Horn	Moore
Condit	Hostettler	Moran (KS)
Conyers	Houghton	Moran (VA)
Cox	Hoyer	Morella
Coyne	Hulshof	Murtha
Cramer	Hunter	Myrick
Crane	Hutchinson	Nadler
Crowley	Hyde	Napolitano
Cubin	Inslee	Neal
Cummings	Isakson	Nethercutt
Cunningham	Istook	Ney
Danner	Jackson (IL)	Northup
Davis (FL)	Jackson-Lee	Norwood
Davis (IL)	(TX)	Nussle
Davis (VA)	Jefferson	Oberstar
Deal	Jenkins	Obey
DeFazio	John	Olver
DeGette	Johnson (CT)	Ose
Delahunt	Johnson, E. B.	Owens
DeLauro	Johnson, Sam	Oxley
DeLay	Jones (NC)	Packard
	Jones (OH)	Pallone
	Kanjorski	Pascrell
	Kaptur	Pastor
		Pease
		Pelosi

Peterson (MN)	Schaffer	Thomas
Peterson (PA)	Schakowsky	Thompson (CA)
Petri	Scott	Thompson (MS)
Phelps	Sensenbrenner	Thornberry
Pickering	Serrano	Thune
Pickett	Sessions	Thurman
Pitts	Shadegg	Tiahrt
Pombo	Shaw	Tierney
Pomeroy	Shays	Toomey
Porter	Sherman	Towns
Portman	Sherwood	Traficant
Price (NC)	Shimkus	Turner
Pryce (OH)	Shows	Udall (CO)
Radanovich	Shuster	Udall (NM)
Rahall	Simpson	Upton
Ramstad	Sisisky	Velazquez
Rangel	Skeen	Vento
Regula	Skelton	Visclosky
Reyes	Slaughter	Vitter
Reynolds	Smith (NJ)	Walden
Riley	Smith (TX)	Walsh
Rivers	Smith (WA)	Wamp
Rodriguez	Snyder	Waters
Roemer	Spence	Watt (NC)
Rogan	Spratt	Watts (OK)
Rogers	Stabenow	Weiner
Rohrabacher	Stark	Weldon (FL)
Ros-Lehtinen	Stearns	Weldon (PA)
Rothman	Stenholm	Weller
Roukema	Strickland	Wexler
Roybal-Allard	Stump	Weygant
Royce	Stupak	Whitfield
Rush	Sununu	Wicker
Ryan (WI)	Sweeney	Wilson
Ryun (KS)	Talent	Wolf
Sabo	Tancredo	Woolsey
Salmon	Tanner	Wu
Sanchez	Tauscher	Wynn
Sanders	Tauzin	Young (AK)
Sandlin	Taylor (MS)	Young (FL)
Sawyer	Taylor (NC)	
Saxton	Terry	

NAYS—12

Barr	Cook	Paul
Chenoweth-Hage	Hayworth	Sanford
Coble	Manzullo	Scarborough
Collins	McKinney	Souder

NOT VOTING—17

Ackerman	Goodlatte	Quinn
Berman	Hill (MT)	Smith (MI)
Dunn	McIntyre	Watkins
Ewing	Meehan	Waxman
Fossella	Ortiz	Wise
Gephardt	Payne	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

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

¶133.37 H. CON. RES. 206—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BARR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 206) expressing grave concern regarding armed conflict in the North Caucasus region of the Russian Federation which has resulted in civilian casualties and internally displaced persons, and urging all sides to pursue dialog for peaceful resolution of the conflict; as amended.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 407
Nays 4

¶133.38 [Roll No. 593]

YEAS—407

Abercrombie	Deutsch	Kapture
Aderholt	Diaz-Balart	Kasich
Allen	Dicks	Kelly
Andrews	Dingell	Kennedy
Archer	Dixon	Kildee
Armye	Doggett	Kilpatrick
Bachus	Dooley	Kind (WI)
Baird	Doyle	King (NY)
Baker	Dreier	Kingston
Baldacci	Duncan	Kleczka
Baldwin	Edwards	Klink
Ballenger	Ehlers	Knollenberg
Barcia	Ehrlich	Kolbe
Barr	Emerson	Kucinich
Barrett (NE)	Engel	Kuykendall
Barrett (WI)	English	LaFalce
Bartlett	Eshoo	LaHood
Barton	Etheridge	Lampson
Bass	Evans	Lantos
Bateman	Everett	Largent
Becerra	Farr	Larson
Bentsen	Fattah	Latham
Bereuter	Filner	LaTourette
Berkley	Fletcher	Lazio
Berry	Foley	Leach
Biggert	Forbes	Lee
Bilbray	Ford	Levin
Bilirakis	Fowler	Lewis (CA)
Bishop	Frank (MA)	Lewis (GA)
Blagojevich	Franks (NJ)	Lewis (KY)
Biley	Frelinghuysen	Linder
Blumenauer	Frost	Lipinski
Blunt	Gallegly	LoBiondo
Boehert	Ganske	Lofgren
Boehner	Gejdenson	Lowey
Bonilla	Gekas	Lucas (KY)
Bonior	Gibbons	Luther
Bono	Gilchrest	Maloney (CT)
Borski	Gillmor	Maloney (NY)
Boswell	Gilman	Manzullo
Boucher	Gonzalez	Markey
Boyd	Goode	Martinez
Brady (PA)	Goodlatte	Mascara
Brady (TX)	Goodling	Matsui
Brown (FL)	Gordon	McCarthy (MO)
Brown (OH)	Goss	McCarthy (NY)
Bryant	Graham	McCollum
Burr	Granger	McCrery
Buyer	Green (TX)	McDermott
Callahan	Green (WI)	McGovern
Calvert	Greenwood	McHugh
Camp	Gutierrez	McInnis
Campbell	Gutknecht	McIntosh
Canady	Hall (OH)	McKeon
Cannon	Hall (TX)	McKinney
Capps	Hansen	McNulty
Capuano	Hastings (FL)	Meeke (FL)
Cardin	Hastings (WA)	Meeke (NY)
Carson	Hayes	Menendez
Castle	Hayworth	Metcalf
Chabot	Hefley	Mica
Chambless	Hill (IN)	Millender-
Clay	Hilleary	McDonald
Clayton	Hilliard	Miller (FL)
Clement	Hinchee	Miller, Gary
Clyburn	Hinojosa	Miller, George
Coble	Hobson	Minge
Coburn	Hoefel	Mink
Collins	Hoekstra	Moakley
Combest	Holden	Mollohan
Condit	Holt	Moore
Conyers	Hooley	Moran (KS)
Cook	Horn	Moran (VA)
Cooksey	Houghton	Morella
Costello	Hoyer	Murtha
Cox	Hulshof	Myrick
Coyne	Hunter	Nadler
Cramer	Hutchinson	Napolitano
Crane	Hyde	Neal
Crowley	Inslee	Nethercutt
Cubin	Isakson	Ney
Cummings	Istook	Northup
Cunningham	Jackson (IL)	Norwood
Danner	Jackson-Lee	Nussle
Davis (FL)	(TX)	Oberstar
Davis (IL)	Jefferson	Obey
Davis (VA)	Jenkins	Olver
Deal	John	Ose
DeFazio	Johnson (CT)	Owens
DeGette	Johnson, E. B.	Oxley
Delahunt	Johnson, Sam	Packard
DeLauro	Jones (NC)	Pallone
DeLay	Jones (OH)	Pascarell
DeMint	Kanjorski	Pastor

Pease	Saxton	Terry
Pelosi	Scarborough	Thomas
Peterson (MN)	Schaffer	Thompson (CA)
Peterson (PA)	Schakowsky	Thompson (MS)
Petri	Scott	Thornberry
Phelps	Sensenbrenner	Thune
Pickering	Serrano	Thurman
Pickett	Sessions	Tiahrt
Pitts	Shadegg	Tierney
Pomeroy	Shaw	Toomey
Porter	Shays	Towns
Portman	Sherwood	Traficant
Price (NC)	Shimkus	Turner
Pryce (OH)	Shows	Udall (CO)
Radanovich	Shuster	Udall (NM)
Rahall	Simpson	Upton
Ramstad	Sisisky	Velazquez
Rangel	Skeen	Vento
Regula	Skelton	Visclosky
Reyes	Slaughter	Vitter
Reynolds	Smith (NJ)	Walden
Riley	Smith (TX)	Walsh
Rivers	Smith (WA)	Wamp
Rodriguez	Snyder	Waters
Roemer	Souder	Watt (NC)
Rogan	Spence	Watts (OK)
Rogers	Spratt	Weiner
Rohrabacher	Stabenow	Weldon (FL)
Ros-Lehtinen	Stark	Weldon (PA)
Rothman	Stearns	Weller
Roukema	Stenholm	Wexler
Roybal-Allard	Strickland	Weygant
Royce	Stump	Whitfield
Rush	Stupak	Wicker
Ryan (WI)	Sununu	Wilson
Ryun (KS)	Sweeney	Wolf
Sabo	Talent	Woolsey
Salmon	Tancredo	Wu
Sanchez	Tanner	Wynn
Sanders	Tauscher	Young (AK)
Sandlin	Tauzin	Young (FL)
Sawyer	Taylor (MS)	
	Taylor (NC)	

NAYS—4

Burton	Paul
Chenoweth-Hage	Sherman

NOT VOTING—22

Ackerman	Heger	Pombo
Berman	Hill (MT)	Quinn
Dickey	Hostettler	Smith (MI)
Doolittle	Lucas (OK)	Watkins
Dunn	McIntyre	Waxman
Ewing	Meehan	Wise
Fossella	Ortiz	
Gephardt	Payne	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was passed was, by unanimous consent, laid on the table.

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

¶133.39 H. RES. 325—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BARR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 325) expressing the sense of the House of Representatives regarding the importance of increased support and funding to combat diabetes.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 414
Nays 0

¶133.40

[Roll No. 594]

YEAS—414

Abercrombie	DeMint	Johnson, E. B.
Aderholt	Deutsch	Johnson, Sam
Allen	Diaz-Balart	Jones (NC)
Andrews	Dickey	Jones (OH)
Archer	Dicks	Kanjorski
Armey	Dingell	Kaptur
Baird	Dixon	Kasich
Baker	Doggett	Kelly
Baldacci	Dooley	Kennedy
Baldwin	Doolittle	Kildee
Ballenger	Doyle	Kilpatrick
Barcia	Dreier	Kind (WI)
Barr	Duncan	King (NY)
Barrett (NE)	Edwards	Kingston
Barrett (WI)	Ehlers	Kleczka
Bartlett	Ehrlich	Klink
Barton	Emerson	Knollenberg
Bass	Engel	Kolbe
Bateman	English	Kucinich
Becerra	Eshoo	Kuykendall
Bentsen	Etheridge	LaFalce
Bereuter	Evans	LaHood
Berkley	Everett	Lampson
Berry	Farr	Lantos
Biggert	Fattah	Largent
Bilbray	Filner	Larson
Bilirakis	Fletcher	Latham
Bishop	Foley	LaTourette
Blagojevich	Forbes	Lazio
Biley	Ford	Leach
Blumenauer	Fowler	Lee
Blunt	Frank (MA)	Levin
Boehlert	Franks (NJ)	Lewis (CA)
Boehner	Frelinghuysen	Lewis (GA)
Bonilla	Frost	Lewis (KY)
Bonior	Gallegly	Linder
Bono	Ganske	Lipinski
Borski	Gejdenson	LoBiondo
Boswell	Gekas	Lofgren
Boucher	Gibbons	Lowey
Boyd	Gilchrest	Lucas (KY)
Brady (PA)	Gillmor	Lucas (OK)
Brady (TX)	Gilman	Luther
Brown (FL)	Gonzalez	Maloney (CT)
Brown (OH)	Goode	Manzullo
Bryant	Goodlatte	Markey
Burr	Goodling	Martinez
Burton	Gordon	Mascara
Buyer	Goss	Matsui
Callahan	Graham	McCarthy (MO)
Calvert	Granger	McCarthy (NY)
Camp	Green (TX)	McCollum
Campbell	Green (WI)	McCrery
Canady	Greenwood	McDermott
Cannon	Gutierrez	McGovern
Capps	Gutknecht	McHugh
Capuano	Hall (OH)	McInnis
Cardin	Hall (TX)	McIntosh
Carson	Hansen	McKeon
Castle	Hastings (FL)	McKinney
Chabot	Hastings (WA)	McNulty
Chambliss	Hayes	Meek (FL)
Chenoweth-Hage	Hayworth	Meeks (NY)
Clay	Hefley	Menendez
Clayton	Herger	Metcalf
Clement	Hill (IN)	Mica
Clyburn	Hilleary	Millender-
Coble	Hilliard	McDonald
Coburn	Hinche	Miller (FL)
Collins	Hinojosa	Miller, Gary
Combest	Hobson	Miller, George
Condit	Hoefel	Minge
Conyers	Hoekstra	Mink
Cook	Holden	Moakley
Cooksey	Holt	Mollohan
Costello	Hooley	Moore
Cox	Horn	Moran (KS)
Coyne	Hostettler	Moran (VA)
Cramer	Houghton	Morella
Crane	Hoyer	Murtha
Crowley	Hulshof	Myrick
Cubin	Hunter	Nadler
Cummings	Hutchinson	Napolitano
Cunningham	Hyde	Neal
Danner	Inslee	Nethercutt
Davis (FL)	Isakson	Ney
Davis (IL)	Istook	Northup
Davis (VA)	Jackson (IL)	Norwood
Deal	Jackson-Lee	Nussle
DeFazio	(TX)	Oberstar
DeGette	Jefferson	Obey
Delahunt	Jenkins	Olver
DeLauro	John	Ose
DeLay	Johnson (CT)	Owens

Oxley	Sanders	Tauzin
Packard	Sandlin	Taylor (MS)
Pallone	Sanford	Taylor (NC)
Pascarell	Sawyer	Terry
Pastor	Saxton	Thomas
Pease	Scarborough	Thompson (CA)
Pelosi	Schaffer	Thompson (MS)
Peterson (MN)	Schakowsky	Thornberry
Peterson (PA)	Scott	Thune
Petri	Sensenbrenner	Thurman
Phelps	Serrano	Tiahrt
Pickering	Sessions	Tierney
Pickett	Shadegg	Toomey
Pitts	Shaw	Towns
Pombo	Shays	Trafigant
Pomeroy	Sherman	Turner
Porter	Sherwood	Udall (CO)
Portman	Shimkus	Udall (NM)
Price (NC)	Shows	Upton
Price (OH)	Shuster	Velazquez
Radanovich	Simpson	Vento
Rahall	Sisisky	Visclosky
Ramstad	Skeen	Vitter
Rangel	Skelton	Walden
Regula	Slaughter	Walsh
Reyes	Smith (NJ)	Wamp
Reynolds	Smith (TX)	Waters
Riley	Smith (WA)	Watt (NC)
Rivers	Snyder	Watts (OK)
Rodriguez	Souder	Weiner
Roemer	Spence	Weldon (FL)
Rogan	Spratt	Weldon (PA)
Rogers	Stabenow	Weller
Rohrabacher	Stark	Wexler
Ros-Lehtinen	Stearns	Weygand
Rothman	Stenholm	Whitfield
Roukema	Strickland	Wicker
Roybal-Allard	Stump	Wilson
Royce	Stupak	Wolf
Rush	Sununu	Woolsey
Ryan (WI)	Sweeney	Wu
Ryun (KS)	Talent	Wynn
Sabo	Tancredo	Young (AK)
Salmon	Tanner	Young (FL)
Sanchez	Tauscher	

It was decided in the negative { Yeas 183
Nays 231

¶133.42

[Roll No. 595]

AYES—183

Allen	Gonzalez	Oberstar
Bachus	Goodling	Owens
Baldacci	Goss	Oxley
Barcia	Granger	Packard
Barrett (NE)	Greenwood	Pallone
Barrett (WI)	Gutknecht	Pascarell
Bartlett	Hall (OH)	Pelosi
Bass	Hansen	Peterson (MN)
Bateman	Hastings (WA)	Pickett
Bereuter	Hinche	Pitts
Berkley	Hobson	Porter
Biggert	Hoefel	Pryce (OH)
Bilbray	Hoekstra	Regula
Bilirakis	Holt	Riley
Blagojevich	Hooley	Rivers
Biley	Biley	Rogan
Boehlert	Houghton	Ros-Lehtinen
Bonilla	Hoyer	Rothman
Bonior	Hunter	Salmon
Bono	Hutchinson	Sanders
Borski	Hyde	Sanford
Brady (PA)	Jackson (IL)	Sawyer
Bryant	Jefferson	Schakowsky
Calvert	Jenkins	Scott
Campbell	Johnson (CT)	Serrano
Canady	Kasich	Shaw
Cannon	Kind (WI)	Shuster
Cardin	Knollenberg	Simpson
Chabot	Kolbe	Sisisky
Clement	Kuykendall	Skeen
Coburn	LaFalce	Slaughter
Combest	Lantos	Smith (TX)
Cooksey	Largent	Smith (WA)
Cox	Larson	Snyder
Coyne	Lazio	Souder
Crane	Lewis (CA)	Spence
Cummings	Linder	Stabenow
Danner	Lipinski	Stark
Davis (VA)	Lowey	Strickland
DeGette	Luther	Tanner
DeLauro	Maloney (CT)	Terry
Deutsch	Maloney (NY)	Thomas
Diaz-Balart	Markey	Thornberry
Dicks	Martinez	Towns
Doyle	Mascara	Trafigant
Ehlers	Matsui	Velazquez
Engel	McCarthy (NY)	Vento
English	McCollum	Vitter
Eshoo	McHugh	Walden
Evans	McKeon	Watt (NC)
Farr	Metcalf	Weiner
Fattah	Miller (FL)	Weldon (FL)
Foley	Miller, Gary	Weldon (PA)
Fowler	Miller, George	Weller
Frank (MA)	Minge	Wexler
Gallegly	Moakley	Weygand
Ganske	Morella	Wicker
Gejdenson	Nadler	Wilson
Gilchrest	Nethercutt	Wolf
Gillmor	Ney	Young (AK)
Gilman	Northup	Young (FL)

NOT VOTING—19

Ackerman	Hill (MT)	Quinn
Bachus	Maloney (NY)	Smith (MI)
Berman	McIntyre	Watkins
Dunn	Meehan	Waxman
Ewing	Ortiz	Wise
Fossella	Paul	
Gephardt	Payne	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

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

¶133.41 H.R. 2336—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BARR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2336) to amend title 28, United States Code, to provide for appointment of United States marshals by the Attorney General; as amended.

The question being put, viva voce,

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

The SPEAKER pro tempore, Mr. BARR, announced that two-thirds of those present had voted in the affirmative.

Mr. COLLINS demanded a recorded vote on the motion to suspend the rules and pass said bill, as amended, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

NOES—231

Abercrombie	Carson	Ehrlich
Aderholt	Chambliss	Emerson
Andrews	Chenoweth-Hage	Etheridge
Archer	Clay	Everett
Armey	Clayton	Filner
Baird	Clyburn	Fletcher
Baker	Coble	Forbes
Baldwin	Collins	Ford
Ballenger	Condit	Franks (NJ)
Barr	Conyers	Frelinghuysen
Barton	Cook	Frost
Becerra	Costello	Gekas
Bentsen	Cramer	Gibbons
Berry	Crowley	Goode
Bishop	Cubin	Goodlatte
Blumenauer	Cunningham	Gordon
Blunt	Davis (FL)	Graham
Boehner	Davis (IL)	Green (TX)
Boswell	Deal	Green (WI)
Boucher	Delahunt	Gutierrez
Boyd	DeLay	Hall (TX)
Brady (TX)	DeMint	Hastings (FL)
Brown (FL)	Dickey	Hayes
Brown (OH)	Dingell	Hayworth
Burr	Dixon	Hefley
Burton	Doggett	Herger
Buyer	Dooley	Hill (IN)
Callahan	Doolittle	Hilleary
Camp	Dreier	Hilliard
Capps	Duncan	Hinojosa
Capuano	Edwards	Holden

Hostettler	Menendez	Saxton
Hulshof	Mica	Scarborough
Inslee	Millender-	Schaffer
Isakson	McDonald	Sensenbrenner
Istook	Mink	Sessions
Jackson-Lee	Mollohan	Shadegg
(TX)	Moore	Shays
John	Moran (KS)	Sherman
Johnson, E. B.	Moran (VA)	Sherwood
Johnson, Sam	Myrick	Shimkus
Jones (NC)	Napolitano	Shows
Jones (OH)	Neal	Skelton
Kanjorski	Norwood	Smith (NJ)
Kaptur	Nussle	Spratt
Kelly	Obey	Stearns
Kennedy	Olver	Stenholm
Kildee	Ose	Stump
Kilpatrick	Pastor	Stupak
King (NY)	Paul	Sununu
Kingston	Pease	Sweeney
Kleczka	Peterson (PA)	Talent
Klink	Petri	Tancredo
Kucinich	Phelps	Tauscher
LaHood	Pickering	Tauzin
Lampson	Pombo	Taylor (MS)
Latham	Pomeroy	Taylor (NC)
LaTourette	Portman	Thompson (CA)
Leach	Price (NC)	Thompson (MS)
Lee	Radanovich	Thune
Levin	Rahall	Thurman
Lewis (GA)	Ramstad	Tiahrt
Lewis (KY)	Rangel	Tierney
LoBiondo	Reyes	Toomey
Lofgren	Reynolds	Turner
Lucas (KY)	Rodriguez	Udall (CO)
Lucas (OK)	Roemer	Udall (NM)
Manzullo	Rogers	Upton
McCarthy (MO)	Rohrabacher	Visclosky
McCrery	Roukema	Walsh
McDermott	Roybal-Allard	Wamp
McGovern	Royce	Waters
McInnis	Rush	Watts (OK)
McIntosh	Ryan (WI)	Whitfield
McKinney	Ryun (KS)	Woolsey
McNulty	Sabo	Wu
Meek (FL)	Sanchez	Wynn
Meeks (NY)	Sandlin	

NOT VOTING—19

Ackerman	Gephardt	Quinn
Berman	Hill (MT)	Smith (MI)
Castle	McIntyre	Watkins
DeFazio	Meehan	Waxman
Dunn	Murtha	Wise
Ewing	Ortiz	
Fossella	Payne	

So, less than two-thirds of the Members present having voted in favor thereof, the rules were not suspended and said bill, as amended, was not passed.

¶133.43 UNFINISHED BUSINESS—
APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. BARR, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Monday, November 15, 1999.

The question being put, *viva voce*, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. BARR, announced that the yeas had it. So the Journal was approved.

¶133.44 MESSAGE FROM THE
PRESIDENT—FEDERAL LABOR
RELATIONS BOARD

The SPEAKER pro tempore, Mr. BARR, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

In accordance with section 701 of the Civil Service Reform Act of 1978 (Public Law 95-454; 5 U.S.C. 7104(e)), I have the pleasure of transmitting to you the twentieth Annual Report of the Fed-

eral Labor Relations Authority for Fiscal Year 1998.

The report includes information on the cases heard and decisions rendered by the Federal Labor Relations Authority, the General Counsel of the Authority, and the Federal Service Im-

passes Panel.

WILLIAM J. CLINTON.

THE WHITE HOUSE, November 16, 1999.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Government Reform.

¶133.45 MESSAGE FROM THE
PRESIDENT—NATIONAL EMERGENCY
WITH RESPECT TO IRAN

The SPEAKER pro tempore, Mr. BARR, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

As required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c) of the International Emergency Economic Powers Act (IEEPA), 50 U.S.C. 1703(c), I transmit herewith a 6-month periodic report on the national emergency with respect to Iran that was declared in Executive Order 12170 of November 14, 1979.

WILLIAM J. CLINTON.

THE WHITE HOUSE, November 16, 1999.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on International Relations and ordered to be printed (H. Doc. 106-159).

¶133.46 MESSAGE FROM THE
PRESIDENT—RAILROAD RETIREMENT
BOARD

The SPEAKER pro tempore, Mr. BARR, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

I transmit herewith the Annual Report of the Railroad Retirement Board for Fiscal Year 1998, pursuant to the provisions of section 7(b)(6) of the Railroad Retirement Act and section 12(1) of the Railroad Unemployment Insurance Act.

WILLIAM J. CLINTON.

THE WHITE HOUSE, November 16, 1999.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Transportation and Infrastructure and the Committee on Ways and Means.

¶133.47 SUSPENSION OF THE RULES
NOTICE

Mr. THUNE, pursuant to House Resolution 374, at 7:19 p.m., announced the Speaker would recognize Members for motions to suspend the rules under clause 1 of rule XV with respect to the following bills: S. 1844, to amend part D of title IV of the Social Security Act to provide for an alternative penalty procedure with respect to compliance with requirements for State disbursement unit; S. 1418, to provide for the holding of court at Natchez, Mississippi in the same manner as court is held at Vicks-

burg, Mississippi, and for other purposes; S. 1235, to amend part G of title I of the Omnibus Crime Control and Safe Streets Act of 1968 to allow railroad police officers to attend the Federal Bureau of Investigation National Academy for law enforcement training; H.R. 1953, to authorize leases for terms not to exceed 99 years on land held in trust for the Torres Martinez Desert Cahuilla Indians and the Guidiville Band of Pomo Indians of the Guidiville Indian Rancheria; H.R. 3051, to direct the Secretary of the Interior, the Bureau of Reclamation, to conduct a feasibility study on the Jicarilla Apache Reservation in the State of New Mexico, and for other purposes; S. 278, to direct the Secretary of the Interior to convey certain lands to the county of Rio Arriba, New Mexico; S. 416, to direct the Secretary of Agriculture to convey to the city of Sisters, Oregon, a certain parcel of land for use in connection with a sewage treatment facility; S. 1843, to designate certain Federal land in the Talledega National Forest, Alabama, as the "Dugger Mountain Wilderness"; H.R. 1167, to amend the Indian Self-Determination and Education Assistance Act to provide for further self-governance by Indian tribes, and for other purposes; S. 382, to establish the Minuteman Missile National Historic Site in the State of South Dakota, and for other purposes; H.R. 1827, to improve the economy and efficiency of Government operations by requiring the use of recovery audits by Federal agencies; and S. 440, to provide support for certain institutes and schools.

¶133.48 RECESS—11:59 P.M.

The SPEAKER pro tempore, Mr. COOKSEY, pursuant to clause 12 of rule I, declared the House in recess at 11 o'clock and 59 minutes p.m., subject to the call of the Chair.

WEDNESDAY, NOVEMBER 17
(LEGISLATIVE DAY OF NOVEMBER
16), 1999

¶133.49 AFTER RECESS—12:44 A.M.

The SPEAKER pro tempore, Mr. HASTINGS of Washington, called the House to order.

¶133.50 PROVIDING FOR THE
CONSIDERATION OF H.J. RES. 80

Mr. DREIER, by direction of the Committee on Rules, reported (Rept. No. 106-473) the resolution (H. Res. 381) providing for consideration of the joint resolution (H. J. Res. 80) making further continuing appropriations for the fiscal year 2000, and for other purposes.

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

¶133.51 BILLS PRESENTED TO THE
PRESIDENT

Mr. THOMAS, from the Committee on House Administration, reported that that committee did on this day present to the President, for his ap-

proval, bills of the House of the following titles:

H.R. 2454. To assure the long-term conservation of mid-continent light geese and the biological diversity of the ecosystem upon which many North American migratory birds depend, by directing the Secretary of the Interior to implement rules to reduce the overabundant population of mid-continent light geese.

H.R. 2724. To make technical corrections to the Water Resources Development Act of 1999.

¶133.52 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. HILL, for today;

To Mr. WISE, for today;

To Mr. UNDERWOOD, for today and balance of the week;

To Mr. LAHOOD, for today until 6 p.m.;

To Mr. ORTIZ, for today; and

To Mr. PAYNE of New Jersey, for today.

And then,

¶133.53 ADJOURNMENT

On motion of Mr. DREIER, at 12 o'clock and 45 minutes a.m., Wednesday, November 17 (legislative day of Tuesday, November 16), 1999, the House adjourned.

¶133.54 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. STUMP: Committee of Conference. Conference report on H.R. 2116. A bill to amend title 38, United States Code, to establish a program of extended care services for veterans and to make other improvements in health care programs of the Department of Veterans Affairs (Rept. No. 106-470). Ordered to be printed.

Mr. YOUNG of Alaska: Committee on Resources. H.R. 1695. A bill to provide for the conveyance of certain Federal public lands in the Ivanpah Valley, Nevada, to Clark County, Nevada, for the development of an airport facility, and for other purposes; with an amendment (Rept. No. 106-471). Referred to the Committee of the Whole House on the State of the Union.

Mr. SENSENBRENNER: Committee on Science. H.R. 2086. A bill to authorize funding for networking and information technology research and development for fiscal years 2000 through 2004, and for other purposes; with an amendment (Rept. No. 106-472 Pt. 1). Ordered to be printed.

Mr. GOSS: Committee on Rules. House Resolution 381. Resolution providing for consideration of the joint resolution (H.J. Res. 80) making further continuing appropriations for the fiscal year 2000, and for other purposes (Rept. No. 106-473). Referred to the House Calendar.

¶133.55 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. LEACH:

H.R. 3373. A bill to require the Secretary of the Treasury to mint coins in conjunction with the minting of coins by the Republic of Iceland in commemoration of the millennium of the discovery of the New World by

Lief Ericson; to the Committee on Banking and Financial Services.

H.R. 3374. A bill to strengthen the special examination authority of the Federal Deposit Insurance Corporation in order to protect the Bank Insurance Fund and the Savings Association Insurance Fund, and for other purposes; to the Committee on Banking and Financial Services.

By Mr. GILMAN (for himself, Mr. STUPAK, and Mr. RAMSTAD):

H.R. 3375. A bill to facilitate the exchange by law enforcement agencies of DNA identification information relating to violent offenders, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Armed 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 Mr. BILBRAY:

H.R. 3376. A bill to prohibit the use of Federal funds for the purchase of buses other than low-polluting buses; to the Committee on Transportation and Infrastructure.

By Mr. KUCINICH (for himself, Mr. METCALF, Mr. BONIOR, Mr. DEFAZIO, Mr. SANDERS, Mr. SMITH of New Jersey, Mr. DOYLE, Mr. LIPINSKI, Mr. BROWN of Ohio, Mr. HINCHEY, Ms. SCHAKOWSKY, Ms. NORTON, Mr. STARK, Ms. WOOLSEY, Mrs. MINK of Hawaii, Mr. MARTINEZ, Mr. MCDERMOTT, Ms. LEE, and Ms. WATERS):

H.R. 3377. A bill to amend the Federal Food, Drug, and Cosmetic Act, the Federal Meat Inspection Act, and the Poultry Products Inspection Act to require that food that contains a genetically engineered material, or that is produced with a genetically engineered material, be labeled accordingly; to the Committee on Agriculture, and in addition to the Committee on Commerce, 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. BILBRAY (for himself and Mr. FILNER):

H.R. 3378. A bill to authorize certain actions to address the comprehensive treatment of sewage emanating from the Tijuana River in order to substantially reduce river and ocean pollution in the San Diego border region; to the Committee on Transportation and Infrastructure, and in addition to the Committee on International Relations, 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. HOYER (for himself, Mr. NEY, Mr. DAVIS of Florida, Mr. CLEMENT, Mr. GORDON, Mr. WAMP, Mr. TANNER, Mr. FORD, Mr. JENKINS, Mr. DUNCAN, Mr. SERRANO, and Ms. MCCARTHY of Missouri):

H.R. 3379. A bill to establish the National Recording Registry in the Library of Congress to maintain and preserve recordings that are culturally, historically, or aesthetically significant, and for other purposes; to the Committee on House Administration, and in addition to the Committee on the Judiciary, 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. CHAMBLISS (for himself and Mr. MCCOLLUM):

H.R. 3380. A bill to amend title 18, United States Code, to establish Federal jurisdiction over offenses committed outside the United States by persons employed by or accompanying the Armed Forces, or by members of the Armed Forces who are released or

separated from active duty prior to being identified and prosecuted for the commission of such offenses, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Armed 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 Mr. MANZULLO (for himself, Mr. MENENDEZ, Mr. GILMAN, and Mr. GEJDENSON):

H.R. 3381. A bill to reauthorize the Overseas Private Investment Corporation and the Trade and Development Agency, and for other purposes; to the Committee on International Relations.

By Mr. MCCOLLUM (for himself, Mr. DELAY, and Mr. DIAZ-BALART):

H.R. 3382. A bill to modify the enforcement of certain anti-terrorism judgments, and for other purposes; to the Committee on the Judiciary.

By Mr. BARTON of Texas:

H.R. 3383. A bill to amend the Atomic Energy Act of 1954 to remove separate treatment or exemption for nuclear safety violations by nonprofit institutions; to the Committee on Commerce.

H.R. 3384. A bill to strengthen provisions in the Energy Policy Act of 1992 with respect to potential Climate Change; to the Committee on Commerce.

H.R. 3385. A bill to strengthen provisions in the Federal Nonnuclear Energy Research and Development Act of 1974 with respect to potential Climate Change; to the Committee on Science.

By Mrs. CAPPS:

H.R. 3386. A bill to amend the Elementary and Secondary Education Act of 1965 to establish a program to identify and mentor college eligible high school students and their parents or legal guardians, and for other purposes; to the Committee on Education and the Workforce.

By Mr. DELAHUNT (for himself, Mr.

ABERCROMBIE, Mr. ALLEN, Ms. BALDWIN, Mr. BARRETT of Wisconsin, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BLUMENAUER, Mr. BOEHLERT, Mr. BONIOR, Mr. BROWN of Ohio, Mr. CAPUANO, Mr. CONYERS, Mr. CROWLEY, Mr. DEFAZIO, Ms. DEGETTE, Ms. DELAURO, Mr. DINGELL, Mr. FARR of California, Mr. FORBES, Mr. FORD, Mr. FRANK of Massachusetts, Mr. GILCHREST, Mr. GUTIERREZ, Mr. HINCHEY, Mr. HOLT, Ms. HOOLEY of Oregon, Mrs. JOHNSON of Connecticut, Ms. KAPTUR, Mr. KENNEDY of Rhode Island, Mr. KUCINICH, Mr. LEWIS of Georgia, Mrs. LOWEY, Mr. LUTHER, Mr. MALONEY of Connecticut, Mr. MARKEY, Mrs. MCCARTHY of New York, Ms. MCCARTHY of Missouri, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MEEHAN, Mr. GEORGE MILLER of California, Mr. MOAKLEY, Mr. NADLER, Mr. NEAL of Massachusetts, Mr. PALLONE, Mr. OLVER, Mr. ROMERO-BARCELÓ, Mr. SANDERS, Ms. SCHAKOWSKY, Ms. SLAUGHTER, Mr. STARK, Mr. TIERNEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. UNDERWOOD, Mr. VENTO, Mr. WAXMAN, Mr. WEINER, Mr. WEYGAND, Mr. WEXLER, Ms. WOOLSEY, and Mr. WU):

H.R. 3387. A bill to repeal the fiscal year 2000 prohibition on the use of Department of Defense funds to pay environmental fines and penalties imposed against the Department; to the Committee on Armed Services.

By Mr. DOOLITTLE (for himself and Mr. GIBBONS):

H.R. 3388. A bill to promote environmental restoration around the Lake Tahoe basin; to the Committee on Resources, and in addition

to the Committees on Agriculture, and Transportation and Infrastructure, 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. ENGLISH (for himself, Mr. FATTAH, Mrs. JOHNSON of Connecticut, Mr. OWENS, Mr. SMITH of Texas, Mr. FORBES, Ms. DELAURO, and Mrs. CHRISTENSEN):

H.R. 3389. A bill to amend the Internal Revenue Code of 1986 to exclude from the gross income of an employee certain housing incentives provided by such employee's employer to purchase and reside in housing located in qualified urban areas; to the Committee on Ways and Means.

By Mr. GOSS (for himself and Mr. TAUZIN):

H.R. 3390. A bill to conserve Atlantic highly migratory species of fish, and for other purposes; to the Committee on Resources.

By Mr. HINCHEY:

H.R. 3391. A bill to provide for public library construction and technology enhancement; to the Committee on Education and the Workforce.

By Mr. HUNTER:

H.R. 3392. A bill to provide tax incentives for the construction of seagoing cruise ships in United States shipyards, and to facilitate the development of a United States-flag, United States-built cruise industry, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Armed Services, and Transportation and Infrastructure, 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. LEVIN (for himself, Mr. HOUGHTON, and Mrs. THURMAN):

H.R. 3393. A bill to amend the Trade Act of 1974 to provide for identification of, and actions relating to, foreign countries that maintain sanitary or phytosanitary measures that deny fair and equitable market access to United States food, beverage, or other plant or animal products, to amend the Trade Act of 1974 and the Sherman Act to address foreign private and joint public-private market access barriers that harm United States trade, and to amend the Trade Act of 1974 to address the failure of foreign governments to cooperate in the provision of information relating to certain investigations; to the Committee on Ways and Means, and in addition to the Committee on the Judiciary, 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. MCCRERY:

H.R. 3394. A bill to amend the Internal Revenue Code of 1986 to provide individuals with an election to reduce the basis of depreciable real property in lieu of gain recognition on such property; to the Committee on Ways and Means.

By Mr. MCHUGH:

H.R. 3395. A bill to establish certain procedures regarding the appointment and tenure of persons to the International St. Lawrence River Board of Control established by the International Joint Commission under the Boundary Waters Treaty of 1909; to the Committee on Transportation and Infrastructure.

By Mr. MCKEON (for himself and Ms. SANCHEZ):

H.R. 3396. A bill to require the Secretary of Defense to submit to Congress a report on production alternatives for the Joint Strike Fighter program; to the Committee on Armed Services.

By Mr. GEORGE MILLER of California (for himself, Mr. YOUNG of Alaska,

Mr. BONIOR, Mr. WAXMAN, Mr. KILDEE, Mr. KENNEDY of Rhode Island, Mr. ABERCROMBIE, Mr. HAYWORTH, Mr. INSLEE, Mr. FALCOMAVAEGA, Mr. GALLEGLY, Mr. SMITH of Washington, Mrs. NAPOLITANO, Mr. KIND, Mrs. CHRISTENSEN, Mr. BLUMENAUER, Ms. KILPATRICK, Ms. LEE, Ms. BALDWIN, Ms. PELOSI, Mr. HINCHEY, Mr. JEFFERSON, Mr. FILNER, Mr. OBERSTAR, Mr. DIAZ-BALART, Ms. STABENOW, Mr. NETHERCUTT, and Mr. MARTINEZ) (all by request):

H.R. 3397. A bill to improve the implementation of the Federal responsibility for the care and education of Indian people by improving the services and facilities of Federal Indian health programs and encouraging maximum participation of Indians in such programs, and for other purposes; to the Committee on Resources, and in addition to the Committees on Commerce, Ways and Means, and Government Reform, 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. NADLER:

H.R. 3398. A bill to ensure that a national railroad system is maintained or created which is adequate to provide the transportation services needed for the United States economy, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. PAUL:

H.R. 3399. A bill to prohibit the Secretary of the Treasury and the Board of Governors of the Federal Reserve System from including any information storage capability on the currency of the United States or imposing any fee or penalty on any person for the holding by such person of currency of the United States, including Federal reserve notes, for any period of time; to the Committee on Banking and Financial Services.

H.R. 3400. A bill to provide that the inferior courts of the United States do not have jurisdiction to hear abortion-related cases; to the Committee on the Judiciary.

By Mr. POMEROY:

H.R. 3401. A bill to provide a final settlement on certain debt owed by the city of Dickinson, North Dakota, for construction of the bascule gates on the Dickinson Dam; to the Committee on Resources.

By Mr. RAMSTAD:

H.R. 3402. A bill to amend title 28, United States Code, to authorize Federal district courts to hear civil actions to recover damages for deprivation of property under or resulting from the Nazi government of Germany; to the Committee on the Judiciary.

By Mr. RANGEL:

H.R. 3403. A bill to amend the Internal Revenue Code of 1986 with respect to the treatment of cooperative housing corporations; to the Committee on Ways and Means.

By Mr. REYNOLDS:

H.R. 3404. A bill to amend the Act establishing the Women's Rights National Historical Park in the State of New York to permit the Secretary of the Interior to acquire title in fee simple to the Hunt House located in Waterloo, New York; to the Committee on Resources.

By Mr. ROTHMAN (for himself, Ms. ROS-LEHTINEN, Mr. CROWLEY, and Mr. GEJDENSON):

H.R. 3405. A bill to promote full equality at the United Nations for Israel; to the Committee on International Relations.

By Mr. SAWYER:

H.R. 3406. A bill to require the President to report annually to the Congress on the effects of the imposition of unilateral economic sanctions by the United States; to the Committee on International Relations, and in addition to the Committees on Ways and

Means, 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 Mr. SAXTON:

H.R. 3407. A bill to assist in the conservation of keystone species throughout the world; to the Committee on Resources.

By Mr. SESSIONS:

H.R. 3408. A bill to amend the Fair Credit Reporting Act to exempt certain investigative reports from the definition of consumer report, and for other purposes; to the Committee on Banking and Financial Services.

H.R. 3409. A bill to provide that employees of employers who provide certain increases in health insurance coverage will not be covered by an increase in the Federal minimum wage; to the Committee on Education and the Workforce.

H.R. 3410. A bill to eliminate the requirement that fingerprints be supplied for background checks on volunteers; to the Committee on the Judiciary.

By Mr. SOUDER (for himself, Mr. HASTERT, Ms. KAPTUR, Mr. GILLMOR, Mr. LAHOOD, Mr. LATOURETTE, Mr. BOEHNER, Mr. PORTMAN, Mr. STUPAK, Mr. ENGLISH, Mr. BARCIA, Mr. EWING, Mr. ROEMER, Mrs. JONES of Ohio, Mr. HOEKSTRA, Mr. MCINTOSH, Mr. SAWYER, Mr. PHELPS, Mr. GREEN of Wisconsin, Ms. STABENOW, and Mr. OXLEY):

H.R. 3411. A bill to designate the Northwest Territory of the Great Lakes National Heritage Area, and for other purposes; to the Committee on Resources.

By Mr. STUPAK:

H.R. 3412. A bill to provide for and approve the settlement of certain land claims of the Bay Mills Indian Community and the Sault Ste. Marie Tribe of Chippewa Indians; to the Committee on Resources.

By Mr. TIERNEY (for himself and Mr. GEORGE MILLER of California):

H.R. 3413. A bill to amend the Safe and Drug-Free Schools and Communities Act of 1994 to provide comprehensive technical assistance and implement prevention programs that meet a high scientific standard of program effectiveness; to the Committee on Education and the Workforce.

By Mr. YOUNG of Florida:

H.J. Res. 79. A joint resolution making further continuing appropriations for the fiscal year 2000, and for other purposes; to the Committee on Appropriations.

By Mr. DREIER:

H.J. Res. 80. A joint resolution making further continuing appropriations for the fiscal year 2000, and for other purposes; to the Committee on Appropriations.

By Mr. PAUL:

H.J. Res. 81. A joint resolution proposing an amendment to the Constitution of the United States relative to abolishing personal income, estate, and gift taxes and prohibiting the United States Government from engaging in business in competition with its citizens; to the Committee on the Judiciary.

By Mr. DAVIS of Virginia:

H. Con. Res. 229. Concurrent resolution expressing the sense of Congress regarding the United States Congressional Philharmonic Society and its mission of promoting musical excellence throughout the educational system and encouraging people of all ages to commit to the love and expression of musical performance; to the Committee on Education and the Workforce.

By Mr. GEJDENSON:

H. Con. Res. 230. Concurrent resolution expressing the strong opposition of Congress to the continued egregious violations of human rights and the lack of progress toward the establishment of democracy and the rule of law in Belarus and calling on President Alex-

ander Lukashenka to engage in negotiations with the representatives of the opposition and to restore the constitutional rights of the Belarusian people; to the Committee on International Relations.

By Mr. PAUL:

H. Con. Res. 231. Concurrent resolution expressing the sense of the Congress that the Panama Canal and the Panama Canal Zone should be considered to be the sovereign territory of the United States; to the Committee on Armed Services.

By Mr. CONDIT (for himself and Mr. PORTMAN):

H. Res. 377. A resolution amending the Rules of the House of Representatives to improve deliberation on proposed Federal private sector mandates; to the Committee on Rules.

By Mr. GREEN of Wisconsin:

H. Res. 378. A resolution recognizing the vital importance of hunting as a legitimate tool of wildlife resource management; to the Committee on Resources.

By Mr. SCARBOROUGH:

H. Res. 379. A resolution recognizing and commending the personnel of Eglin Air Force Base, Florida, for their participation and efforts in support of the North Atlantic Treaty Organization's (NATO) Operation Allied Force in the Balkan region; to the Committee on Armed Services.

By Mr. WELDON of Pennsylvania (for himself, Mr. OBERSTAR, Mr. GILMAN, Mr. SAXTON, Mr. BURTON of Indiana, Mr. HILL of Montana, Mr. KUYKENDALL, Mr. CAMPBELL, Mr. WALDEN of Oregon, Mr. SWEENEY, Mr. TRAFICANT, Mr. PITTS, Mr. LEWIS of Kentucky, Mr. BARTLETT of Maryland, Mr. WICKER, Mr. LOBIONDO, Mr. WELDON of Florida, Mr. PACKARD, Mr. TAYLOR of Mississippi, Mr. GOODE, Mr. CONDIT, Mr. CRAMER, Mr. REYES, Mr. RODRIGUEZ, Mr. DICKS, Mr. ANDREWS, Mr. BORSKI, Mr. HOLDEN, Mr. KLINK, and Mr. ABERCROMBIE):

H. Res. 380. A resolution expressing the sense of the House of Representatives concerning the location and removal of weapons caches placed in the United States by the Russian or Soviet Government; to the Committee on International Relations, and in addition to the Committee on Armed 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.

133.56 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. MORAN of Kansas:

H.R. 3414. A bill for the relief of Luis A. Leon-Molina, Ligia Padron, Juan Leon Padron, Rendy Leon Padron, Manuel Leon Padron, and Luis Leon Padron; to the Committee on the Judiciary.

By Mr. QUINN:

H.R. 3415. A bill for the relief of Natasha Lobankova, Valentina Lobankova, and Boris Lobankova; to the Committee on the Judiciary.

By Mr. TOWNS:

H.R. 3416. A bill for the relief of Desmond J. Burke; to the Committee on the Judiciary.

133.57 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 21: Mr. MASCARA and Mr. MEEKS of New York.

H.R. 25: Mr. SMITH of New Jersey.

H.R. 72: Mr. STEARNS.

H.R. 82: Mr. WU and Mr. ROTHMAN.

H.R. 113: Mr. KINGSTON.

H.R. 229: Mr. CUMMINGS.

H.R. 239: Mr. SISISKY, Mr. NADLER, Mr. LANTOS, Mr. HALL of Texas, Mr. SHAYS, and Mr. ANDREWS.

H.R. 271: Mr. UDALL of Colorado.

H.R. 303: Mr. QUINN, Mr. CANNON, and Mr. RUSH.

H.R. 382: Ms. SLAUGHTER and Mrs. CAPPS.

H.R. 443: Mr. WOLF, Ms. SLAUGHTER, Mr. SANDERS, and Mr. GOSS.

H.R. 491: Mrs. CAPPS.

H.R. 531: Mr. ROGAN.

H.R. 568: Mrs. JONES of Ohio.

H.R. 664: Mr. LAFALCE.

H.R. 710: Mr. HILLIARD.

H.R. 721: Ms. SLAUGHTER.

H.R. 745: Mr. ANDREWS.

H.R. 750: Mr. OWENS.

H.R. 765: Mr. BACHUS and Mr. CUNNINGHAM.

H.R. 835: Mr. LANTOS.

H.R. 844: Mr. GOODLING, Mr. UDALL of New Mexico, Mr. CUNNINGHAM, Mr. DOOLITTLE, Ms. PELOSI, Ms. CARSON, Mr. BAIRD, Mr. TURNER, Mr. BURTON of Indiana, and Mr. CLEMENT.

H.R. 860: Ms. ROYBAL-ALLARD.

H.R. 878: Mr. CHABOT.

H.R. 952: Mr. FARR of California.

H.R. 960: Mr. KENNEDY of Rhode Island.

H.R. 1003: Mr. SESSIONS.

H.R. 1020: Mr. SPRATT.

H.R. 1029: Mr. BONIOR, Mr. SNYDER, Ms. SCHAKOWSKY, Mr. COOK, and Mr. LARSON.

H.R. 1041: Mr. CHABOT, and Mr. STEARNS.

H.R. 1167: Mr. BLUMENAUER.

H.R. 1172: Mrs. MALONEY of New York, Mr. BROWN of Ohio, Mr. DIAZ-BALART, Mr. GORDON, Mr. BAKER, Mr. BALDACCI, Mr. BILBRAY, Mrs. JONES of Ohio, Mr. SAWYER, Mr. LAHOOD, Mr. BARTLETT of Maryland, Mr. SANDERS, Mr. CALLAHAN, Mrs. ROUKEMA, Ms. DUNN, Mr. RODRIGUEZ, Mr. MCINTYRE, and Mrs. NAPOLITANO.

H.R. 1176: Mrs. LOWEY.

H.R. 1187: Mr. BALLENGER.

H.R. 1193: Mr. BLUMENAUER.

H.R. 1195: Mr. PAYNE.

H.R. 1228: Mr. HALL of Ohio and Mr. BERMAN.

H.R. 1234: Mr. COX.

H.R. 1275: Mr. CROWLEY, Mr. LARSON, Mr. TOWNS, Mr. LOBIONDO, Mr. MARKEY, Mr. WHITFIELD, Mr. WOLF, Mr. WEYGAND, Mr. SAWYER, Ms. BALDWIN, Mr. PASCRELL, Mr. WELDON of Pennsylvania, Mr. TRAFICANT, Mr. LEVIN, Mr. BAIRD, Mr. SANDERS, Ms. MCKINNEY, Mrs. JOHNSON of Connecticut, Mr. DIXON, Mr. KLINK, Mr. CRANE, Mrs. ROUKEMA, Ms. MILLENDER-MCDONALD, Mr. KILDEE, Mr. GUTIERREZ, Mr. DAVIS of Virginia, Mr. BECERRA, Mr. GREEN of Texas, Ms. STABENOW, and Mr. TOOMEY.

H.R. 1291: Mr. MALONEY of Connecticut.

H.R. 1358: Mr. PRICE of North Carolina.

H.R. 1456: Ms. STABENOW and Mr. SANDLIN.

H.R. 1495: Mrs. MINK of Hawaii and Mr. LAFALCE.

H.R. 1505: Mr. DUNCAN and Mr. KLINK.

H.R. 1592: Mr. RUSH.

H.R. 1620: Mr. HASTINGS of Washington.

H.R. 1640: Mr. SERRANO, Mr. OWENS, Mr. NADLER, and Mr. HINCHEY.

H.R. 1697: Mr. NUSSLE.

H.R. 1776: Mr. JOHN, Mr. LARSON, Mr. KIND, Mr. FORBES, Mr. COMBEST, and Mr. THOMPSON of California.

H.R. 1795: Mr. HEFLEY, Mr. HAYES, Mr. LEWIS of Georgia, Mr. SPENCE, and Mr. HOSTETTLER.

H.R. 1827: Mr. TURNER and Mr. FOLEY.

H.R. 1837: Mr. SHERMAN and Mrs. CHRISTENSEN.

H.R. 1843: Mrs. CLAYTON, Mrs. MALONEY of New York, Mr. VITTER, and Mr. BALDACCI.

H.R. 1857: Mr. MORAN of Virginia.

H.R. 1871: Mr. COYNE and Mr. OWENS.

H.R. 1876: Mr. GONZALEZ.

H.R. 1885: Mr. JACKSON of Illinois, Mr. GEORGE MILLER of California, Mr. TIERNEY, and Mr. BONIOR.

H.R. 1886: Mr. FLETCHER.

H.R. 1893: Ms. LOFGREN.

H.R. 1899: Mr. EDWARDS.

H.R. 1941: Mr. STRICKLAND and Ms. BERKLEY.

H.R. 1975: Mr. FRANKS of New Jersey.

H.R. 2000: Mr. MCINTYRE and Mr. MICA.

H.R. 2053: Mr. HINCHEY.

H.R. 2059: Mr. BAIRD and Mr. SMITH of Texas.

H.R. 2066: Mr. SCHAFFER and Mr. BARTON of Texas.

H.R. 2106: Mr. WAMP.

H.R. 2121: Mr. PETRI and Ms. BALDWIN.

H.R. 2129: Mr. HUNTER, Mr. HERGER, Mr. CRAMER, Mr. NUSSLE, Mr. MCHUGH, Mr. FRANKS of New Jersey, Mr. ANDREWS, Mr. WATTS of Oklahoma, Mr. NORWOOD, and Mr. SWEENEY.

H.R. 2162: Mr. SESSIONS and Mr. BASS.

H.R. 2166: Mrs. MALONEY of New York.

H.R. 2247: Mr. STEARNS.

H.R. 2258: Ms. PELOSI.

H.R. 2267: Mr. REGULA.

H.R. 2282: Mr. RYUN of Kansas, Mr. ROGAN, and Mrs. MYRICK.

H.R. 2298: Mr. JACKSON of Illinois.

H.R. 2341: Mr. MARKEY and Mr. MCGOVERN.

H.R. 2359: Mr. CAMP.

H.R. 2362: Mr. PETRI and Mr. MCINTOSH.

H.R. 2372: Ms. DUNN, Mr. GOODLATTE, Mr. COLLINS, Mr. RYUN of Kansas, Mr. CRAMER, and Mr. JOHN.

H.R. 2386: Ms. SLAUGHTER.

H.R. 2450: Mr. FILNER.

H.R. 2486: Mr. OWENS.

H.R. 2493: Mr. GARY MILLER of California.

H.R. 2495: Mr. ANDREWS.

H.R. 2511: Mr. BACHUS and Mr. ROGAN.

H.R. 2567: Mr. RANGEL and Ms. NORTON.

H.R. 2573: Mr. COYNE.

H.R. 2620: Mr. BENTSEN.

H.R. 2631: Ms. WOOLSEY, Mr. BLUMENAUER, and Mr. BERMAN.

H.R. 2640: Mr. REGULA.

H.R. 2650: Ms. LEE.

H.R. 2659: Mr. NADLER, Ms. SCHAKOWSKY, and Mr. RANGEL.

H.R. 2697: Ms. MCKINNEY.

H.R. 2727: Mr. UPTON.

H.R. 2733: Mr. WOLF, Mr. PITTS, Mr. RYUN of Kansas, Mr. ROGAN, and Mrs. MYRICK.

H.R. 2735: Mr. FRANKS of New Jersey.

H.R. 2738: Mr. RAHALL, Mr. BAIRD, Ms. NORTON, and Mr. STUPAK.

H.R. 2749: Ms. PRYCE of Ohio and Mrs. THURMAN.

H.R. 2817: Mr. KENNEDY of Rhode Island.

H.R. 2827: Mr. CHAMBLISS.

H.R. 2832: Mrs. CHRISTENSEN.

H.R. 2859: Mr. GUTIERREZ.

H.R. 2890: Mr. PASTOR and Ms. ROYBAL-ALLARD.

H.R. 2892: Mr. FRELINGHUYSEN.

H.R. 2899: Mr. KENNEDY of Rhode Island.

H.R. 2900: Mr. SANDERS.

H.R. 2902: Mr. MARKEY, Mr. ACKERMAN, Ms. MCKINNEY, and Mrs. JONES of Ohio.

H.R. 2929: Mr. DEFazio and Mrs. MALONEY of New York.

H.R. 2971: Mr. CALVERT.

H.R. 2980: Mrs. JONES of Ohio.

H.R. 2985: Mr. GEKAS.

H.R. 2991: Mr. ORTIZ, Mr. SESSIONS, Mr. BRYANT, Mr. LARGENT, Mr. HUTCHINSON, Ms. STABENOW, Mr. WATTS of Oklahoma, and Mr. SMITH of Texas.

H.R. 3086: Mr. COSTELLO.

H.R. 3100: Mr. BILBRAY and Mr. FRANK of Massachusetts.

H.R. 3115: Ms. BERKLEY, Mr. CLYBURN, Mrs. CUBIN, Mr. HILL of Montana, Mr. LEWIS of Kentucky, and Mr. PICKERING.

H.R. 3142: Mr. LATOURETTE.

H.R. 3144: Ms. RIVERS, Ms. MCKINNEY, Mr. FALCOMA, and Mrs. THURMAN.

H.R. 3150: Mr. DIXON.
H.R. 3159: Mr. BOSWELL.
H.R. 3169: Ms. CARSON.
H.R. 3174: Mr. HUTCHINSON.
H.R. 3180: Ms. CARSON and Mr. KUCINICH.
H.R. 3185: Mr. HOYER.
H.R. 3186: Mr. OXLEY.
H.R. 3246: Mr. KINGSTON.
H.R. 3248: Mr. PITTS and Mr. STEARNS.
H.R. 3251: Ms. DANNER.
H.R. 3257: Mr. HASTINGS of Washington.
H.R. 3293: Mr. KLINK.
H.R. 3294: Mr. COMBEST and Mr. RODRIGUEZ.
H.R. 3299: Mr. HAYES.
H.R. 3301: Mr. DELAHUNT.
H.R. 3313: Mr. HOUGHTON, Mr. QUINN, and Mr. LAFALCE.

H.R. 3320: Ms. DELAURO, Mr. STARK, Mr. GEORGE MILLER of California, Mr. INSLEE, Mr. COSTELLO, Mr. EDWARDS, Mr. NADLER, Mr. McDERMOTT, Mr. DELAHUNT, Mr. GREEN of Texas, Mr. OLVER, Mr. NEAL of Massachusetts, Mr. CAPUANO, Ms. BROWN of Florida, Mr. FILNER, Mrs. MINK of Hawaii, Ms. WATERS, Mr. DEFazio, Ms. SLAUGHTER, and Mr. MCGovern.

H.R. 3324: Mr. BOSWELL and Mr. ROEMER.
H.R. 3329: Mr. MENENDEZ.
H.R. 3330: Mr. ROHRBACHER, Mr. HOLT, Mr. GUTIERREZ, and Mr. MARKEY.
H.J. Res. 53: Mr. DUNCAN and Mr. GOODLING.

H.J. Res. 77: Mr. STEARNS, Mr. SWEENEY, and Mr. TANCREDO.

H. Con. Res. 115: Mr. CUMMINGS.
H. Con. Res. 165: Mr. ROMERO-BARCELÓ.
H. Con. Res. 182: Ms. GRANGER.
H. Con. Res. 186: Mr. HASTINGS of Washington, Mr. TAYLOR of North Carolina, Mr. THUNE, Mr. HILL of Montana, Mr. HANSEN, and Mr. LUCAS of Oklahoma.

H. Con. Res. 206: Mr. GILMAN.
H. Con. Res. 209: Ms. WATERS, Mrs. CHRISTENSEN, and Mr. RUSH.
H. Con. Res. 211: Mr. BROWN of Ohio and Mr. HASTINGS of Florida.

H. Con. Res. 212: Mr. GOODLING.
H. Con. Res. 217: Mr. YOUNG of Florida, Mr. BOYD, and Mr. SCARBOROUGH.

H. Con. Res. 218: Mr. FRANK of Massachusetts, Mr. BLAGOJEVICH, Mr. MATSUI, Mr. GUTIERREZ, Mr. NEAL of Massachusetts, Mr. KLINK, Mr. FRANKS of New Jersey, Mr. COX, Mr. MOAKLEY, and Mr. DUNCAN.

H. Con. Res. 220: Mr. NEY.
H. Con. Res. 228: Mr. EVANS, Mrs. BONO, Mr. BRADY of Pennsylvania, Mr. TURNER, Mr. MARTINEZ, Mr. LARSON, Mr. BERMAN, Mr. HUNTER, Mr. LANTOS, and Mrs. JONES of Ohio.

H. Res. 201: Mrs. ROUKEMA.
H. Res. 238: Mr. PITTS, Mr. RYUN of Kansas, and Mrs. MYRICK.
H. Res. 298: Mr. GILLMOR and Mr. COBLE.
H. Res. 304: Mr. ROTHMAN.
H. Res. 315: Mr. THOMPSON of California.
H. Res. 363: Mr. OSE.

H. Res. 370: Mr. HILLIARD, Mr. SERRANO, Mr. COSTELLO, Mr. EVANS, Mr. SHIMKUS, Mr. LUCAS of Kentucky, and Mr. PORTER.

¶133.58 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsor was deleted from the public bill as follows:

H.R. 2420: Mr. OWENS.

WEDNESDAY, NOVEMBER 17, 1999 (134)

¶134.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. PEASE,

who laid before the House the following communication:

U.S. HOUSE OF REPRESENTATIVES,
WASHINGTON, DC,
November 17, 1999.

I hereby appoint the Honorable EDWARD A. PEASE to act as Speaker pro tempore on this day.

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

¶134.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. PEASE, announced he had examined and approved the Journal of the proceedings of Tuesday, November 16, 1999. Pursuant to clause 1, rule I, the Journal was approved.

¶134.3 COMMUNICATIONS

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

5390. A letter from the Administrator, Farm Service Agency, Department of Agriculture, transmitting the Department's final rule—Providing Notice to Delinquent Farm Loan Program Borrowers of the Potential for Cross-Servicing (RIN: 0560-AF89) received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5391. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule—Mediterranean Fruit Fly; Removal of Quarantined Area [Docket No. 98-083-7] received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5392. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule—User Fees; Agricultural Quarantine and Inspection Services [Docket No. 98-073-2] (RIN: 0579-AB05) received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5393. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Paraquat; Pesticide Tolerances for Emergency Exemptions [OPP-300949; FRL-6392-9] (RIN: 2070-AB78) received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5394. A letter from the Secretary of Agriculture, transmitting a draft of proposed legislation to reform the state inspection of meat and poultry in the United States; to the Committee on Agriculture.

5395. A letter from the Acting Director, Defense Procurement, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Comprehensive Small Business Subcontracting Plans [DFARS Case 99-D306] received November 12, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

5396. A letter from the Acting Director, Defense Procurement, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Contract Goal for Small Disadvantaged Business and Certain Institutions of Higher Education [DFARS Case 99-D305] received November 12, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

5397. A letter from the Acting Director, Defense Procurement, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Debarment Investigation and Re-

ports [DFARS Case 99-D013] received November 12, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

5398. A letter from the Acting Director, Defense Procurement, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Subcontracting Goals for Purchases Benefiting People Who Are Blind or Severely Disabled [DFARS Case 99-D304] received November 12, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

5399. A letter from the Secretary of Defense, transmitting the approved retirement and advancement to the grade of vice admiral of Vice Admiral Daniel T. Oliver; to the Committee on Armed Services.

5400. A letter from the Federal Register Liaison Officer, Regulations and Legislation Division, Department of the Treasury, transmitting the Department's final rule—Safety and Soundness Standards [Docket No. 99-50] (RIN: 1550-AB27) received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

5401. A letter from the Federal Register Liaison Officer, Regulations and Legislation Division, Department of the Treasury, transmitting the Department's final rule—Interagency Guidelines Establishing Year 2000 Standards for Safety and Soundness [Docket No. 99-35] (RIN: 1550-AB27) received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

5402. A letter from the Acting Executive Director, Emergency Oil and Gas Guaranteed Loan Board, transmitting the Board's final rule—Emergency Oil and Gas Guaranteed Loan Program (RIN: 3003-ZA00) received November 10, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

5403. A letter from the Managing Director, Office of the General Counsel, Federal Housing Finance Board, transmitting the Board's final rule—Allocation of Joint and Several Liability on Consolidated Obligations Among the Federal Home Loan Banks [No. 99-51] (RIN: 3069-AA78) received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

5404. A letter from the Director, Executive Office of the President, transmitting Congressional Budget Office and Office of Management and Budget estimates under the Balanced Budget and Emergency Deficit Control Act of 1985, pursuant to Public Law 105-33 section 10205(2) (111 Stat. 703); to the Committee on the Budget.

5405. A letter from the Under Secretary, Food, Nutrition and Consumer Services, Department of Agriculture, transmitting the Department's final rule—National School Lunch Program, School Breakfast Program and Child and Adult Care Food Program: Amendments to the Infant Meal Pattern (RIN: 0584-AB81) received November 12, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

5406. A letter from the Director, Corporate Policy and Research Department, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule—Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing Benefits—received November 16, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

5407. A letter from the Environmental Protection Agency, transmitting a report on the Benefits and Costs of the Clean Air Act, 1990 to 2010; to the Committee on Commerce.

5408. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Approval of