

GILMAN, Mr. STARK, Mr. FROST, Mrs. MINK of Hawaii, Mr. DELLUMS, Mr. HYDE, Mrs. SCHROEDER, Mr. FALEOMAVAEGA, Mr. TOWNS, Ms. SLAUGHTER, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. VELAZQUEZ, and Mr. RANGEL);

H.J. Res. 70. Joint resolution authorizing the Alpha Phi Alpha Fraternity to establish a memorial to Martin Luther King, Jr. in the District of Columbia or its environs; to the Committee on House Oversight.

¶34.30 MEMORIALS

Under clause 4 of rule XXII.

18. The SPEAKER presented a memorial of the Senate of the Commonwealth of Pennsylvania, relative to the Low-Income Energy Assistance Program [LIHEAP]; jointly, to the Committees on Commerce and Economic and Educational Opportunities.

¶34.31 PRIVATE BILLS AND RESOLUTIONS

Under clause 1 of rule XXII.

Ms. LOFGREN introduced a bill (H.R. 1087) for the relief of Nguyen Quy An and Nguyen Ngoc Kim Quy; which was referred to the Committee on the Judiciary.

¶34.32 ADDITIONAL SPONSORS

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

H.R. 28: Mr. LAHOOD.

H.R. 40: Mr. ORTON, Mr. NETHERCUTT, Mrs. SEASTRAND, Mr. WALSH, Mr. FIELDS of Texas, Mr. TALENT, Mr. PAXON, Mr. EMERSON, Mr. CHRYSLER, and Mr. HOSTETTLER.

H.R. 70: Mr. BILBRAY.

H.R. 200: Mr. ROEMER, Mr. CANADY, and Mr. VISCLOSKEY.

H.R. 246: Mr. BASS, Mr. HOEKSTRA, Mr. GRAHAM, Mr. BARRETT of Nebraska, Mr. HUTCHINSON, Mr. NORWOOD, and Mr. GREENWOOD.

H.R. 315: Ms. LOFGREN.

H.R. 325: Mr. BENTSEN, Mrs. WALDHOLTZ, Mrs. SEASTRAND, Mr. COX, Mr. QUINN, Mr. DREIER, Mr. HANCOCK, Mr. KLUG, Mr. PETRI, Mr. STEARNS, Mr. NETHERCUTT, Mr. BACHUS, Mr. ROGERS, Mr. LEWIS of California, and Mr. HAYES.

H.R. 328: Mr. HAYES.

H.R. 353: Mr. RICHARDSON, Mr. FALEOMAVAEGA, and Mr. EVANS.

H.R. 354: Mr. BAKER of Louisiana and Mr. WICKER.

H.R. 363: Mr. NADLER and Mr. SERRANO.

H.R. 394: Mr. KIM, Mr. FALEOMAVAEGA, Mr. WELDON of Florida, Mr. CHAPMAN, Mr. HERGER, and Mr. LEWIS of California.

H.R. 427: Mr. PETE GEREN of Texas, Mr. STENHOLM, Mr. FOLEY, Mr. FIELDS of Texas, and Mr. MCKEON.

H.R. 502: Mr. RIGGS, Mr. KIM, Mrs. MEYERS of Kansas, Mr. SMITH of Texas, and Mr. JOHNSTON of Florida.

H.R. 526: Mr. DOOLITTLE, Mr. WELLER, Mr. LAHOOD, and Mr. REGULA.

H.R. 580: Mr. MCCRERY and Mr. TAYLOR of North Carolina.

H.R. 645: Mr. FROST and Mr. TUCKER.

H.R. 662: Mr. BACHUS and Mr. ALLARD.

H.R. 699: Mr. PETE GEREN of Texas, Mr. BREWSTER, and Mr. RICHARDSON.

H.R. 710: Mr. ENGEL.

H.R. 736: Mr. BAKER of Louisiana and Mr. LAHOOD.

H.R. 739: Mr. WELDON of Florida, Mr. STOCKMAN, Mr. COX, Mr. HERGER, and Mr. SHUSTER.

H.R. 743: Mr. HUTCHINSON, Mr. DEAL of Georgia, Mr. KLUG, and Mr. MILLER of Florida.

H.R. 773: Mr. KNOLLENBERG, Ms. RIVERS, Mr. ROYCE, Mr. BEILSON, Mr. SCHUMER, Mr.

GUNDERSON, Ms. SLAUGHTER, Mr. MARKEY, Mr. SHAYS, Mr. KLUG, and Mr. RICHARDSON.

H.R. 774: Mr. EHLERS, Mr. FIELDS of Texas, and Mr. CALVERT.

H.R. 789: Mr. MCKEON and Mr. LIPINSKI.

H.R. 791: Mr. GOSS and Mr. BARTON of Texas.

H.R. 793: Mr. WICKER.

H.R. 849: Mr. CUNNINGHAM, Mr. WELDON of Pennsylvania, Mr. VENTO, Mr. PALLONE, Mr. FROST, Mr. LANTOS, Mr. JOHNSTON of Florida, Mr. HUTCHINSON, and Mr. KLINK.

H.R. 860: Mr. SENSENBRENNER and Mr. WHITFIELD.

H.R. 862: Mr. SMITH of New Jersey.

H.R. 911: Mr. PASTOR.

H.R. 922: Ms. LOFGREN, Mr. PALLONE, and Mr. BORSKI.

H.R. 930: Mr. FILNER.

H.R. 939: Mr. EMERSON and Mr. STUPAK.

H.R. 940: Mr. DEFAZIO, Mr. BORSKI, and Mr. JOHNSTON of Florida.

H.R. 941: Mr. PAYNE of Virginia, Mr. TORRICELLI, Ms. WATERS, Mr. YATES, Mr. JOHNSTON of Florida, Ms. ESHOO, Mr. WARD, Mr. MORAN, Mr. MILLER of California, Mr. GEJDENSON, and Mr. ACKERMAN.

H.R. 966: Mr. MILLER of California and Mr. MARTINEZ.

H.R. 971: Mr. OBERSTAR and Mr. GEJDENSON.

H.R. 1021: Mr. RICHARDSON.

H.R. 1024: Mr. LAHOOD.

H.R. 1033: Mr. TOWNS and Mr. SMITH of New Jersey.

H. Con. Res. 18: Mr. KLINK, Ms. KAPTUR, Mr. DELLUMS, Mr. EVANS, Mr. NEY, and Ms. MCKINNEY.

H. Con. Res. 21: Mr. DEFAZIO, Mr. PALLONE, Ms. ROYBAL-ALLARD, Mrs. SCHROEDER, and Mr. WOLF.

H. Res. 30: Mr. SHAW, Mr. ACKERMAN, Mr. THORNBERRY, Mr. ALLARD, Mr. FOLEY, Mr. NADLER, Mr. OLVER, Mr. DAVIS, and Mr. MEEHAN.

¶34.33 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 70: Mr. TORRES.

WEDNESDAY, MARCH 1, 1995 (35)

The House was called to order by the SPEAKER.

¶35.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of February 28, 1995.

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

¶35.2 COMMUNICATIONS

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

426. A letter from the President and chairman, Export-Import Bank of the United States, transmitting the semiannual report on the tied aid credits, pursuant to Public Law 99-472, section 19 (100 Stat. 1207); to the Committee on Banking and Financial Services.

427. A letter from the Secretary of Energy, transmitting a draft of proposed legislation entitled, "Nuclear Waste Disposal Funding Act"; to the Committee on Commerce.

428. A letter from the Assistant Secretary (Civil Rights), Office for Civil Rights, transmitting the annual report summarizing the compliance and enforcement activities of the Office for Civil Rights and identifying sig-

nificant civil rights or compliance problems, pursuant to 20 U.S.C. 3413(b)(1); jointly, to the Committee on Economic and Educational Opportunities and the Judiciary.

429. A letter from the Secretary of Transportation, transmitting a draft of proposed legislation entitled, "Coast Guard Authorization Act for fiscal years 1996 and 1997," pursuant to 31 U.S.C. 1110; jointly, to the Committee on Transportation and Infrastructure, National Security, Commerce, the Judiciary, Resources, and Ways and Means.

¶35.3 MEXICO-U.S. INTERPARLIAMENTARY GROUP

The SPEAKER, pursuant to the provisions of 22 U.S.C. 276h, appointed as a member of the Mexico-United States Delegation Interparliamentary Group, Mr. KOLBE, Chairman, for the First Session of the 104th Congress, on the part of the House.

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

¶35.4 MESSAGES FROM THE PRESIDENT

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

¶35.5 MESSAGE FROM THE PRESIDENT—DEPARTMENT OF ENERGY

The SPEAKER pro tempore, Mr. BURTON, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

In accordance with the requirements of section 657 of the Department of Energy Organization Act (Public Law 95-91; 42 U.S.C. 7267), I transmit herewith the 13th Annual Report of the Department of Energy, which covers the years 1992 and 1993.

WILLIAM J. CLINTON.

THE WHITE HOUSE, *March 1, 1995.*

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Commerce.

¶35.6 MESSAGE FROM THE PRESIDENT—NATIONAL SECURITY STRATEGY

The SPEAKER pro tempore, Mr. BURTON, 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 603 of the Goldwater-Nichols Department of Defense Reorganization Act of 1986, I am transmitting a report on the National Security Strategy of the United States.

WILLIAM J. CLINTON.

THE WHITE HOUSE, *February 28, 1995.*

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on National Security.

¶35.7 MESSAGE FROM THE PRESIDENT—DEPARTMENT OF TRANSPORTATION

The SPEAKER pro tempore, Mr. BURTON, 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 308 of Public Law 97-449 (49 U.S.C. 308(a)), I

transmit herewith the Twenty-seventh Annual Report of the Department of Transportation, which covers fiscal year 1993.

WILLIAM J. CLINTON.

THE WHITE HOUSE, March 1, 1995.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Transportation and Infrastructure.

35.8 REGULATORY REFORM AND RELIEF

The SPEAKER pro tempore, Mr. BURTON, pursuant to House Resolution 100 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 926) to promote regulatory flexibility and enhance public participation in Federal agency rulemaking and for other purposes.

The SPEAKER pro tempore, Mr. BURTON, by unanimous consent, designated Mr. BARRETT as Chairman of the Committee of the Whole; and after some time spent therein,

35.9 RECORDED VOTE

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

Page 2, line 11, strike "180 days" and insert "one year notwithstanding any other provision of law", in line 24, strike "(2)(A)" and all that follows through "(B)" in line 4 on page 3, and beginning in line 7 strike the dash and all that follows through line 13 and insert "one year notwithstanding any other provision of law".

It was decided in the affirmative Yeas 420 Nays 5

35.10 [Roll No. 184] AYES—420

- Abercrombie Bryant (TN) Davis
Ackerman Bryant (TX) de la Garza
Allard Bunn Deal
Archer Bunning DeFazio
Army Burr DeLauro
Bachus Buyer DeLay
Baesler Callahan Dellums
Baker (CA) Calvert Deutsch
Baker (LA) Camp Diaz-Balart
Baldacci Canady Dickey
Ballenger Cardin Dicks
Barcia Castle Dingell
Barr Chabot Dixon
Barrett (NE) Chambliss Doggett
Barrett (WI) Chapman Dooley
Bartlett Chenoweth Doolittle
Barton Christensen Dornan
Bass Chrysler Doyle
Bateman Clay Dreier
Becerra Clayton Duncan
Beilenson Clement Dunn
Bentsen Clinger Durbin
Bereuter Clyburn Edwards
Berman Coble Ehlers
Bevill Coburn Ehrlich
Bilbray Coleman Emerson
Bilirakis Collins (GA) Engel
Bishop Collins (MI) English
Bliley Combest Ensign
Blute Condit Eshoo
Boehlert Conyers Evans
Boehner Cooley Everett
Bonilla Costello Ewing
Bonior Cox Farr
Bono Coyne Fattah
Borski Cramer Fawell
Boucher Crane Fazio
Brewster Crapo Fields (LA)
Browder Cremeans Fields (TX)
Brown (FL) Cubin Filner
Brown (OH) Cunningham Flake
Brownback Danner Flanagan

- Foglietta
Foley
Fobes
Fowler
Fox
Frank (MA)
Franks (CT)
Franks (NJ)
Frelinghuysen
Frisa
Frost
Funderburk
Furse
Gallegly
Ganske
Gejdenson
Gekas
Gephardt
Geren
Gibbons
Gilchrist
Gillmor
Gilman
Goodlatte
Goodling
Gordon
Goss
Graham
Green
Greenwood
Gunderson
Gutierrez
Gutknecht
Hall (OH)
Hall (TX)
Hamilton
Hancock
Hansen
Harman
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hefner
Heineman
Herger
Hilleary
Hilliard
Hinchev
Hobson
Hoekstra
Hoke
Holden
Horn
Hostettler
Houghton
Hoyer
Hutchinson
Hyde
Inglis
Istook
Jackson-Lee
Jacobs
Jefferson
Johnson (CT)
Johnson (SD)
Johnson, E.B.
Johnson, Sam
Jones
Kanjorski
Kaptur
Kasich
Kelly
Kennedy (MA)
Kennedy (RI)
Kennelly
Kildee
Kim
King
Kingston
Klecza
Klink
Klug
Knollenberg
Kolbe
LaFalce
LaHood
Lantos
Largent
Latham
LaTourette
Laughlin
Lazio
Leach
Levin
Lewis (GA)
Lewis (KY)
Lightfoot
Lincoln
Linder
Lipinski
Livingston
LoBiondo
Lofgren
Longley
Lowey
Lucas
Luther
Maloney
Manton
Manzullo
Markey
Martinez
Martini
Mascara
Matsui
McCarthy
McCollum
McCrery
McDade
McDermott
McHale
McHugh
McInnis
McIntosh
McKeon
McNulty
Meehan
Meek
Menendez
Metcalfe
Meyers
Mfume
Mica
Miller (CA)
Miller (FL)
Mineta
Minge
Mink
Molinari
Mollohan
Montgomery
Moorhead
Moran
Morella
Murtha
Myers
Myrick
Neal
Nethercutt
Neumann
Ney
Norwood
Nussle
Oberstar
Obey
Olver
Ortiz
Orton
Owens
Oxley
Packard
Pallone
Parker
Pastor
Paxon
Payne (NJ)
Payne (VA)
Pelosi
Peterson (FL)
Peterson (MN)
Petri
Pickett
Pombo
Pomeroy
Porter
Portman
Poshard
Pryce
Quillen
Quinn
Radanovich
Rahall
Ramstad
Rangel
Reed
Reed
Yates
Young (AK)
Young (FL)
Zeliff
Zimmer

- Rogers
Rohrabacher
Ros-Lehtinen
Rose
Roth
Roukema
Roybal-Allard
Royce
Sabo
Salmon
Sanders
Sanford
Sawyer
Saxton
Scarborough
Schaefer
Schiff
Schroeder
Schumer
Scott
Seastrand
Sensenbrenner
Serrano
Shadegg
Shaw
Shays
Shuster
Sisisky
Skaggs
Skeen
Skelton
Slaughter
Smith (MI)
Smith (NJ)
Smith (TX)
Smith (WA)
Solomon
Souder
Spence
Spratt
Stark
Stearns
Stenholm
Stockman
Stokes
Studds
Stump
Stupak
Talent
Tanner
Tate
Tauzin
Taylor (MS)
Taylor (NC)
Tejeda
Thomas
Thompson
Thornberry
Thornton
DeLauro
Dellums
Thurman
Tiahrt
Torkildsen
Torres
Torricelli
Towns
Doyle
Traficant
Tucker
Engel
Eshoo
Evans
Farr
Fattah
Fazio
Fields (LA)
Filner
Flake
Foglietta
Ford
Frank (MA)
Frost
Furse
Gejdenson
Gephardt

NOES—5
Andrews McKinney Watt (NC)
Ford Nadler
NOT VOTING—9
Brown (CA) Gonzalez Moakley
Burton Hunter Rush
Collins (IL) Johnston Waters

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

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

Page 8, line 11, strike out "50,000,000 or more;" and insert "100,000,000 or more; and" and strike lines 12 through 20.

It was decided in the Yeas 159 Nays 266

35.12 [Roll No. 185] AYES—159

- Ackerman Gibbons Nadler
Andrews Gordon Neal
Baldacci Green Oberstar
Barcia Gutierrez Obey
Barrett (WI) Hall (OH) Olver
Becerra Hamilton Ortiz
Beilenson Hastings (FL) Owens
Bentsen Hefner Pallone
Berman Hilliard Pastor
Bishop Hinchev Payne (NJ)
Bonior Holden Pelosi
Borski Hoyer Pomeroy
Boucher Jackson-Lee Rahall
Brown (FL) Jefferson Rangel
Brown (OH) Johnson (SD) Reed
Bryant (TX) Johnson, E. B. Reynolds
Clay Johnston Richardson
Clayton Kanjorski Rivers
Clement Kaptur Roemer
Clyburn Kennedy (MA) Rose
Coleman Kennedy (RI) Roybal-Allard
Collins (IL) Kennelly Sabo
Collins (MI) Kildee Sanders
Conyers Klink Sawyer
Costello LaFalce Schroeder
Coyne Lantos Schumer
de la Garza Levin Scott
DeFazio Lewis (GA) Serrano
Dellauro Lipinski Shays
Dellums Lofgren Skaggs
Deutsch Lowey Slaughter
Dicks Luther Spratt
Dingell Maloney Stark
Dixon Manton Stokes
Doggett Markey Studds
Doyle Martinez Stupak
Durbin Mascara Thompson
Engel Matsui Torres
Eshoo McCarthy Torricelli
Evans McDermott Towns
Farr McHale Traficant
Fattah McKinney Tucker
Fazio Meehan Vento
Fields (LA) Meek Visclosky
Filner Menendez Ward
Flake Mfume Waters
Foglietta Miller (CA) Watt (NC)
Ford Mineta Waxman
Frank (MA) Minge Williams
Frost Mink Woolsey
Furse Moran Wyden
Gejdenson Morella Wynn
Gephardt Murtha Yates

NOES—266

- Abercrombie Bereuter Bunning
Allard Bevill Burr
Archer Bilbray Burton
Army Bilirakis Buyer
Baesler Bliley Callahan
Bachus Blute Calvert
Baesler Boehlert Camp
Baker (CA) Boehner Canady
Baker (LA) Bonilla Cardin
Ballenger Bono Castle
Barr Brewster Chabot
Barrett (NE) Browder Chambliss
Bartlett Browder Chapman
Barton Brownback Chenoweth
Bass Bryant (TN) Christensen
Bateman Bunn

Chrysler
Clinger
Coble
Coburn
Collins (GA)
Combest
Condit
Cooley
Cox
Cramer
Crane
Crapo
Creameans
Cubin
Cunningham
Danner
Davis
Deal
DeLay
Diaz-Balart
Dickey
Doolley
Doolittle
Dornan
Dreier
Duncan
Dunn
Edwards
Ehlers
Ehrlich
Emerson
English
Ensign
Everett
Ewing
Fawell
Fields (TX)
Flanagan
Foley
Forbes
Fowler
Fox
Franks (CT)
Franks (NJ)
Frelinghuysen
Frisa
Funderburk
Gallegly
Ganske
Gekas
Geren
Gilchrest
Gillmor
Gilman
Goodlatte
Goodling
Goss
Graham
Greenwood
Gunderson
Gutknecht
Hall (TX)
Hancock
Hansen
Harman
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Heineman
Herger
Hilleary
Hobson

NOT VOTING—9

Brown (CA) Istook Rush
Gonzalez Kleczka Thornton
Hunter Moakley Velazquez

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

35.13 RECORDED VOTE

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

Page 9, line 21, strike the close quotation marks and the period following and insert after line 21 the following:

“(5) In a rulemaking involving a major rule, the agency conducting the rulemaking shall make a written record describing the subject of all contacts the agency made with persons outside the agency relating to such rulemaking. If the contact was made with a non-governmental person, the written record

of such contact shall be made available, upon request to the public.”.

It was decided in the affirmative { Yeas 406
Nays 23

35.14

[Roll No. 186]

AYES—406

Abercrombie Dixon Jefferson
Ackerman Doggett Johnson (CT)
Allard Dooley Johnson (SD)
Andrews Dornan Johnson, E. B.
Bachus Doyle Johnston
Baesler Dreier Jones
Baker (LA) Duncan Kanjorski
Baldacci Dunn Kaptur
Ballenger Durbin Kachich
Barcia Edwards Kelly
Barr Ehrlich Kennedy (MA)
Barrett (NE) Emerson Kennedy (RI)
Barrett (WI) Engel Kennelly
Bartlett English Kildee
Barton Ensign Kim
Bass Eshoo Kingston
Bateman Evans Kleczka
Becerra Everett Klink
Beilenson Ewing Klug
Bentsen Farr Knollenberg
Berman Fattah Kolbe
Bevill Fawell LaFalce
Billbray Fazio LaHood
Bilirakis Lantos Fields (LA)
Bishop Fields (TX) Largent
Bilely Filner Latham
Blute Flake LaTourette
Boehlert Flanagan Laughlin
Boehner Foglietta Lizio
Bonior Foley Leach
Bono Ford Levin
Borski Fowler Lewis (CA)
Boucher Fox Lewis (GA)
Brewster Frank (MA) Lewis (KY)
Browder Franks (CT) Lightfoot
Brown (CA) Franks (NJ) Lincoln
Brown (FL) Frelinghuysen Lipinski
Brown (OH) Frisa Livingston
Brownback Frost LoBiondo
Bryant (TN) Funderburk Lofgren
Bryant (TX) Furse Longley
Bunn Gallegly Lowey
Bunning Ganske Lucas
Burr Gejdenson Luther
Burton Gekas Maloney
Buyer Gephardt Manton
Callahan Calvert Manzano
Camp Gibbons Markey
Canady Gilchrest Martinez
Cardin Gillmor Martini
Castle Gilman Mascara
Chabot Goodlatte Matsui
Chambliss Goodling McCarthy
Chapman Gordon McCollum
Chenoweth Goss McCreery
Christensen Graham McDade
Clay Green McDermott
Clayton Greenwood McHale
Clinger Gunderson McHugh
Clyburn Gutierrez McInnis
Coble Hall (OH) McKeon
Coleman Hall (TX) McKinney
Collins (GA) Hamilton Meehan
Collins (IL) Hansen Meek
Collins (MI) Harman Menendez
Condit Hastert Metcalf
Conyers Hastings (FL) Meyers
Costello Hastings (WA) Mfume
Cox Hayes Mica
Coyne Hefley Miller (CA)
Cramer Hefner Miller (FL)
Crane Heineman Mineta
Crapo Herger Minge
Creameans Hilliard Mink
Cubin Hinchey Mollohan
Cunningham Hobson Montgomery
Danner Hoekstra Moorhead
Davis Hoke Moran
de la Garza Holden Morella
Deal Horn Murtha
DeFazio Hostettler Myrick
DeLauro Houghton Nadler
Dellums Hoyer Neal
Deutsch Hutchinson Ney
Diaz-Balart Hyde Norwood
Dickey Inglis Nussle
Dicks Istook Oberstar
Dingell Jackson-Lee Obey
Jacobs Olver

Ortiz Salmon Thompson
Orton Sanders Thornberry
Owens Sanford Thornton
Oxley Sawyer Thurman
Packard Saxton Tiahrt
Pallone Scarborough Torkildsen
Parker Schaefer Torres
Pastor Schiff Torricelli
Paxon Schroeder Towns
Payne (NJ) Schumer Traficant
Payne (VA) Scott Tucker
Pelosi Seastrand Upton
Peterson (FL) Sensenbrenner Velazquez
Peterson (MN) Serrano Vento
Petri Shadegg Visclosky
Pickett Shaw Volkmer
Pombo Shays Vucanovich
Pomeroy Shuster Waldholz
Porter Sisisky Walker
Portman Skaggs Walsh
Poshard Skeen Wamp
Pryce Skelton Ward
Quillen Slaughter Waters
Quinn Smith (MI) Watt (NC)
Radanovich Smith (NJ) Watts (OK)
Rahall Smith (TX) Waxman
Ramstad Smith (WA) Weldon (FL)
Rangel Solomon Weldon (PA)
Reed Spence Weller
Regula Spratt White
Reynolds Stark Whitfield
Richardson Stearns Williams
Riggs Stenholm Wilson
Rivers Stockman Wise
Roberts Stokes Wolf
Roemer Studds Woolsey
Rogers Stupak Wyden
Rohrabacher Talent Wynn
Ros-Lehtinen Tanner Yates
Rose Tate Young (AK)
Roth Tauzin Young (FL)
Roukema Taylor (MS) Zelliff
Roybal-Allard Taylor (NC) Zimmer
Royce Tejada
Sabo Thomas

NOES—23

Archer DeLay Linder
Army Doolittle McIntosh
Baker (CA) Ehlers Molinari
Beureter Forbes Myers
Bonilla Hancock Nethercutt
Coburn Hayworth Stump
Combest Johnson, Sam Wicker
Cooley King

NOT VOTING—5

Gonzalez Moakley Souder
Hunter Rush

So the amendment was agreed to.
After some further time,
The SPEAKER pro tempore, Mr. HASTERT, assumed the Chair.

When Mr. BARRETT, Chairman, pursuant to House Resolution 100, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

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

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Regulatory Reform and Relief Act”.

TITLE I—STRENGTHENING REGULATORY FLEXIBILITY

SEC. 101. JUDICIAL REVIEW.

(a) AMENDMENT.—Section 611 of title 5, United States Code, is amended to read as follows:

“§ 611. Judicial review

“(a)(1) Except as provided in paragraph (2), not later than one year notwithstanding any other provision of law after the effective date of a final rule with respect to which an agency—

“(A) certified, pursuant to section 605(b), that such rule would not have a significant

economic impact on a substantial number of small entities; or

“(B) prepared a final regulatory flexibility analysis pursuant to section 604, an affected small entity may petition for the judicial review of such certification or analysis in accordance with the terms of this subsection. A court having jurisdiction to review such rule for compliance with the provisions of section 553 or under any other provision of law shall have jurisdiction to review such certification or analysis. In the case where an agency delays the issuance of a final regulatory flexibility analysis pursuant to section 608(b), a petition for judicial review under this subsection shall be filed not later than one year notwithstanding any other provision of law after the date the analysis is made available to the public.

“(2) For purposes of this subsection, the term ‘affected small entity’ means a small entity that is or will be adversely affected by the final rule.

“(3) Nothing in this subsection shall be construed to affect the authority of any court to stay the effective date of any rule or provision thereof under any other provision of law.

“(4)(A) In the case where the agency certified that such rule would not have a significant economic impact on a substantial number of small entities, the court may order the agency to prepare a final regulatory flexibility analysis pursuant to section 604 if the court determines, on the basis of the rulemaking record, that the certification was arbitrary, capricious, an abuse of discretion, or otherwise not in accordance with law.

“(B) In the case where the agency prepared a final regulatory flexibility analysis, the court may order the agency to take corrective action consistent with the requirements of section 604 if the court determines, on the basis of the rulemaking record, that the final regulatory flexibility analysis was prepared by the agency without observance of procedure required by section 604.

“(5) If, by the end of the 90-day period beginning on the date of the order of the court pursuant to paragraph (4) (or such longer period as the court may provide), the agency fails, as appropriate—

“(A) to prepare the analysis required by section 604; or

“(B) to take corrective action consistent with the requirements of section 604, the court may stay the rule or grant such other relief as it deems appropriate.

“(6) In making any determination or granting any relief authorized by this subsection, the court shall take due account of the rule of prejudicial error.

“(b) In an action for the judicial review of a rule, any regulatory flexibility analysis for such rule (including an analysis prepared or corrected pursuant to subsection (a)(4)) shall constitute part of the whole record of agency action in connection with such review.

“(c) Nothing in this section bars judicial review of any other impact statement or similar analysis required by any other law if judicial review of such statement or analysis is otherwise provided by law.”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply only to final agency rules issued after the date of enactment of this Act.

SEC. 102. RULES COMMENTED ON BY SBA CHIEF COUNSEL FOR ADVOCACY.

(a) IN GENERAL.—Section 612 of title 5, United States Code, is amended by adding at the end the following new subsection:

“(d) ACTION BY THE SBA CHIEF COUNSEL FOR ADVOCACY.—

“(1) TRANSMITTAL OF PROPOSED RULES AND INITIAL REGULATORY FLEXIBILITY ANALYSIS TO SBA CHIEF COUNSEL FOR ADVOCACY.—On or be-

fore the 30th day preceding the date of publication by an agency of general notice of proposed rulemaking for a rule, the agency shall transmit to the Chief Counsel for Advocacy of the Small Business Administration—

“(A) a copy of the proposed rule; and

“(B)(i) a copy of the initial regulatory flexibility analysis for the rule if required under section 603; or

“(ii) a determination by the agency that an initial regulatory flexibility analysis is not required for the proposed rule under section 603 and an explanation for the determination.

“(2) STATEMENT OF EFFECT.—On or before the 15th day following receipt of a proposed rule and initial regulatory flexibility analysis from an agency under paragraph (1), the Chief Counsel for Advocacy may transmit to the agency a written statement of the effect of the proposed rule on small entities.

“(3) RESPONSE.—If the Chief Counsel for Advocacy transmits to an agency a statement of effect on a proposed rule in accordance with paragraph (2), the agency shall publish the statement, together with the response of the agency to the statement, in the Federal Register at the time of publication of general notice of proposed rulemaking for the rule.

“(4) SPECIAL RULE.—Any proposed rules issued by an appropriate Federal banking agency (as that term is defined in section 3(q) of the Federal Deposit Insurance Act (12 U.S.C. 1813(q)), the National Credit Union Administration, or the Office of Federal Housing Enterprise Oversight, in connection with the implementation of monetary policy or to ensure the safety and soundness of federally insured depository institutions, any affiliate of such an institution, credit unions, or government sponsored housing enterprises or to protect the Federal deposit insurance funds shall not be subject to the requirements of this subsection.”.

(b) CONFORMING AMENDMENT.—Section 603(a) of title 5, United States Code, is amended by inserting “in accordance with section 612(d)” before the period at the end of the last sentence.

SEC. 103. SENSE OF CONGRESS REGARDING SBA CHIEF COUNSEL FOR ADVOCACY.

It is the sense of Congress that the Chief Counsel for Advocacy of the Small Business Administration should be permitted to appear as amicus curiae in any action or case brought in a court of the United States for the purpose of reviewing a rule.

TITLE II—REGULATORY IMPACT ANALYSES

SEC. 201. DEFINITIONS.

Section 551 of title 5, United States Code, is amended by striking “and” at the end of paragraph (13), by striking the period at the end of paragraph (14) and inserting a semicolon, and by adding at the end the following:

“(15) ‘major rule’ means any rule subject to section 553(c) that is likely to result in—

“(A) an annual effect on the economy of \$50,000,000 or more;

“(B) a major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions; or

“(C) significant adverse effects on competition, employment, investment, productivity, innovation, or on the ability of United States-based enterprises to compete with foreign-based enterprises in domestic and export markets; and

“(16) ‘Director’ means the Director of the Office of Management and Budget.”.

SEC. 202. RULEMAKING NOTICES FOR MAJOR RULES.

Section 553 of title 5, United States Code, is amended by adding at the end the following:

“(f)(1) Each agency shall for a proposed major rule publish in the Federal Register, at least 90 days before the date of publication of the general notice required under subsection (b), a notice of intent to engage in rulemaking.

“(2) A notice under paragraph (1) for a proposed major rule shall include, to the extent possible, the information required to be included in a regulatory impact analysis for the rule under subsection (i)(4)(B) and (D).

“(3) For a major rule proposed by an agency, the head of the agency shall include in a general notice under subsection (b), a preliminary regulatory impact analysis for the rule prepared in accordance with subsection (i).

“(4) For a final major rule, the agency shall include with the statement of basis and purpose—

“(A) a summary of a final regulatory impact analysis of the rule in accordance with subsection (i); and

“(B) a clear delineation of all changes in the information included in the final regulatory impact analysis under subsection (i) from any such information that was included in the notice for the rule under subsection (b).

The agency shall provide the complete text of a final regulatory impact analysis upon request.

“(5) The issuance of a notice of intent to engage in rulemaking under paragraph (1) and the issuance of a preliminary regulatory impact analysis under paragraph (3) shall not be considered final agency action for purposes of section 704.

“(6) In a rulemaking involving a major rule, the agency conducting the rulemaking shall make a written record describing the subject of all contacts the agency made with persons outside the agency relating to such rulemaking. If the contact was made with a non-governmental person, the written record of such contact shall be made available, upon request to the public.”.

SEC. 203. HEARING REQUIREMENT FOR PROPOSED RULES; AND EXTENSION OF COMMENT PERIOD.

(a) HEARING REQUIREMENT.—Section 553 of title 5, United States Code, as amended by section 202, is further amended by adding after subsection (f) the following:

“(g) If more than 100 interested persons acting individually submit requests for a hearing to an agency regarding any major rule proposed by the agency, the agency shall hold such a hearing on the proposed rule.”.

(b) EXTENSION OF COMMENT PERIOD.—Section 553 of title 5, United States Code, as amended by subsection (a), is further amended by adding after subsection (g) the following:

“(h) If during the 90-day period beginning on the date of publication of a notice under subsection (f) for a proposed major rule, or if during the period beginning on the date of publication or service of notice required by subsection (b) for a proposed major rule, more than 100 persons individually contact the agency to request an extension of the period for making submissions under subsection (c) pursuant to the notice, the agency—

“(1) shall provide an additional 30-day period for making those submissions; and

“(2) may not adopt the rule until after the additional period.”.

(c) RESPONSE TO COMMENTS.—Section 553(c) of title 5, United States Code, is amended—

(1) by inserting “(1)” after “(c)”; and

(2) by adding at the end the following:

“(2) Each agency shall publish in the Federal Register, with each rule published under section 552(a)(1)(D), responses to the substance of the comments received by the agency regarding the rule.”.

SEC. 204. REGULATORY IMPACT ANALYSIS.

Section 553 of title 5, United States Code, as amended by section 203, is amended by adding after subsection (h) the following:

“(i)(1) Each agency shall, in connection with every major rule, prepare, and, to the extent permitted by law, consider, a regulatory impact analysis. Such analysis may be combined with any regulatory flexibility analysis performed under sections 603 and 604.

“(2) Each agency shall initially determine whether a rule it intends to propose or issue is a major rule. The Director shall have authority to order a rule to be treated as a major rule and to require any set of related rules to be considered together as a major rule.

“(3) Except as provided in subsection (j), agencies shall prepare—

“(A) a preliminary regulatory impact analysis, which shall be transmitted, along with a notice of proposed rulemaking, to the Director at least 60 days prior to the publication of notice of proposed rulemaking, and

“(B) a final regulatory impact analysis, which shall be transmitted along with the final rule at least 30 days prior to the publication of a major rule.

“(4) Each preliminary and final regulatory impact analysis shall contain the following information:

“(A) A description of the potential benefits of the rule, including any beneficial effects that cannot be quantified in monetary terms and the identification of those likely to receive the benefits.

“(B) An explanation of the necessity, legal authority, and reasonableness of the rule and a description of the condition that the rule is to address.

“(C) A description of the potential costs of the rule, including any adverse effects that cannot be quantified in monetary terms, and the identification of those likely to bear the costs.

“(D) An analysis of alternative approaches, including market based mechanisms, that could substantially achieve the same regulatory goal at a lower cost and an explanation of the reasons why such alternative approaches were not adopted, together with a demonstration that the rule provides for the least costly approach.

“(E) A statement that the rule does not conflict with, or duplicate, any other rule or a statement of the reasons why such a conflict or duplication exists.

“(F) A statement of whether the rule will require on-site inspections or whether persons will be required by the rule to maintain any records which will be subject to inspection, and a statement of whether the rule will require persons to obtain licenses, permits, or other certifications including specification of any associated fees or fines.

“(G) An estimate of the costs to the agency for implementation and enforcement of the rule and of whether the agency can be reasonably expected to implement the rule with the current level of appropriations.

“(5)(A) the Director is authorized to review and prepare comments on any preliminary or final regulatory impact analysis, notice of proposed rulemaking, or final rule based on the requirements of this subsection.

“(B) Upon the request of the Director, an agency shall consult with the Director concerning the review of a preliminary impact analysis or notice of proposed rulemaking and shall refrain from publishing its preliminary regulatory impact analysis or notice of proposed rulemaking until such review is concluded. The Director’s review may not take longer than 90 days after the date of the request of the Director.

“(6)(A) An agency may not adopt a major rule unless the final regulatory impact analysis for the rule is approved or commented

upon in writing by the Director or by an individual designated by the Director for that purpose.

“(B) Upon receiving notice that the Director intends to comment in writing with respect to any final regulatory impact analysis or final rule, the agency shall refrain from publishing its final regulatory impact analysis or final rule until the agency has responded to the Director’s comments and incorporated those comments in the agency’s response in the rulemaking file. If the Director fails to make such comments in writing with respect to any final regulatory impact analysis or final rule within 90 days of the date the Director gives such notice, the agency may adopt such final regulatory impact analysis or final rule.

“(7) Notwithstanding section 551(16), for purposes of this subsection with regard to any rule proposed or issued by an appropriate Federal banking agency (as that term is defined in section 3(q) of the Federal Deposit Insurance Act (12 U.S.C. 1813(q)), the National Credit Union Administration, or the Office of Federal Housing Enterprise Oversight, the term ‘Director’ means the head of such agency, Administration, or Office.”.

SEC. 205. STANDARD OF CLARITY.

Section 553 of title 5, United States Code, as amended in section 204, is amended by adding after subsection (i) the following:

“(j) To the extent practicable, the head of an agency shall seek to ensure that any proposed major rule or regulatory impact analysis of such a rule is written in a reasonably simple and understandable manner and provides adequate notice of the content of the rule to affected persons.”.

SEC. 206. EXEMPTIONS.

Section 553 of title 5, United States Code, as amended by section 205, is further amended by adding after subsection (j) the following:

“(k)(1) The provisions of this section regarding major rules shall not apply to—

“(A) any regulation that responds to an emergency situation if such regulation is reported to the Director as soon as is practicable;

“(B) any regulation for which consideration under the procedures of this section would conflict with deadlines imposed by statute or by judicial order;

“(C) any regulation proposed or issued in connection with the implementation of monetary policy or to ensure the safety and soundness of federally insured depository institutions, any affiliate of such institution, credit unions, or government sponsored housing enterprises regulated by the Office of Federal Housing Enterprise Oversight;

“(D) any agency action that the head of the agency certifies is limited to interpreting, implementing, or administering the internal revenue laws of the United States, including any regulation proposed or issued in connection with ensuring the collection of taxes from a subsidiary of a foreign company doing business in the United States; and

“(E) any regulation proposed or issued pursuant to section 553 of title 5, United States Code, in connection with imposing trade sanctions against any country that engages in illegal trade activities against the United States that are injurious to American technology, jobs, pensions, or general economic well-being.

A regulation described in subparagraph (B) shall be reported to the Director with a brief explanation of the conflict and the agency, in consultation with the Director, shall, to the extent permitted by statutory or judicial deadlines, adhere to the process of this section.

“(2) The Director may in accordance with the purposes of this section exempt any class

or category of regulations from any or all requirements of this section.

“(3) For purposes of paragraph (1), the term ‘emergency situation’ means a situation that is—

“(A) immediately impending and extraordinary in nature, or

“(B) demanding attention due to a condition, circumstance, or practice reasonably expected to cause death, serious illness, or severe injury to humans or substantial endangerment to private property or the environment if no action is taken.”.

SEC. 207. REPORT.

The Director of the Office of Management and Budget shall submit a report to the Congress no later than 24 months after the date of the enactment of this Act containing an analysis of rulemaking procedures of Federal agencies and an analysis of the impact of those rulemaking procedures on the regulated public and regulatory process.

SEC. 208. EFFECTIVE DATE.

The amendment made by this title shall apply only to final agency rules issued after rulemaking begun after the date of enactment of this Act.

TITLE III—PROTECTIONS

SEC. 301. PRESIDENTIAL ACTION.

Pursuant to the authority of section 7301 of title 5, United States Code, the President shall, within 180 days of the date of the enactment of this title, prescribe regulations for employees of the executive branch to ensure that Federal laws and regulations shall be administered consistent with the principle that any person shall, in connection with the enforcement of such laws and regulations—

(1) be protected from abuse, reprisal, or retaliation, and

(2) be treated fairly, equitably, and with due regard for such person’s rights under the Constitution.

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

The question being put, viva voce,
Will the House pass said bill?

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

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

A quorum not being present,

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

When there appeared { Yeas 415
Nays 15

¶35.15 [Roll No. 187]
YEAS—415

Abercrombie	Berman	Burr
Ackerman	Bevill	Burton
Allard	Bilbray	Buyer
Andrews	Bilirakis	Callahan
Archer	Bishop	Calvert
Army	Bliley	Camp
Bachus	Blute	Canady
Baesler	Boehlert	Cardin
Baker (CA)	Boehner	Castle
Baker (LA)	Bonilla	Chabot
Baldacci	Bono	Chambliss
Ballenger	Borski	Chapman
Barcia	Boucher	Chenoweth
Barr	Brewster	Christensen
Barrett (NE)	Browder	Chrysler
Barrett (WI)	Brown (CA)	Clay
Bartlett	Brown (FL)	Clayton
Barton	Brown (OH)	Clement
Bass	Brownback	Clinger
Bateman	Bryant (TN)	Clyburn
Beilenson	Bryant (TX)	Coble
Bentsen	Bunn	Coburn
Bereuter	Bunning	Coleman

Collins (CA)	Hefner	Moran
Combest	Heineman	Morella
Condit	Herger	Murtha
Cooley	Hilleary	Myers
Costello	Hilliard	Myrick
Cox	Hobson	Neal
Coyne	Hoekstra	Nethercatt
Cramer	Hoke	Neumann
Crane	Holden	Ney
Crapo	Horn	Norwood
Creameans	Hostettler	Nussle
Cubin	Houghton	Oberstar
Cunningham	Hoyer	Obey
Danner	Hutchinson	Olver
Davis	Hyde	Ortiz
de la Garza	Inglis	Orton
Deal	Istook	Owens
DeFazio	Jackson-Lee	Oxley
DeLauro	Jacobs	Packard
DeLay	Jefferson	Pallone
Deutsch	Johnson (CT)	Parker
Diaz-Balart	Johnson (SD)	Pastor
Dickey	Johnson, E. B.	Paxon
Dicks	Johnson, Sam	Payne (NJ)
Dingell	Jones	Payne (VA)
Dixon	Kanjorski	Pelosi
Doggett	Kaptur	Peterson (FL)
Dooley	Kasich	Peterson (MN)
Doolittle	Kelly	Petri
Dorman	Kennedy (MA)	Pickett
Doyle	Kennedy (RI)	Pombo
Dreier	Kennelly	Pomeroy
Duncan	Kildee	Porter
Dunn	Kim	Portman
Durbin	King	Poshard
Edwards	Kingston	Pryce
Ehlers	Klecza	Quillen
Ehrlich	Klink	Quinn
Emerson	Klug	Radanovich
Engel	Knollenberg	Rahall
English	Kolbe	Ramstad
Ensign	LaFalce	Reed
Eshoo	LaHood	Regula
Evans	Lantos	Reynolds
Everett	Largent	Richardson
Ewing	Latham	Riggs
Farr	LaTourrette	Rivers
Fattah	Laughlin	Roberts
Fawell	Lazio	Roemer
Fazio	Leach	Rogers
Fields (LA)	Levin	Rohrabacher
Fields (TX)	Lewis (CA)	Ros-Lehtinen
Filner	Lewis (GA)	Rose
Flake	Lewis (KY)	Roth
Flanagan	Lightfoot	Roukema
Foglietta	Lincoln	Roybal-Allard
Foley	Linder	Royce
Forbes	Lipinski	Sabo
Ford	Livingston	Salmon
Fowler	LoBiondo	Sanders
Fox	Lofgren	Sanford
Frank (MA)	Longley	Sawyer
Franks (CT)	Lowey	Saxton
Franks (NJ)	Lucas	Scarborough
Frelinghuysen	Luther	Schaefer
Frisa	Maloney	Schiff
Frost	Manton	Schroeder
Funderburk	Manzullo	Schumer
Furse	Markey	Scott
Galleghy	Martinez	Seastrand
Ganske	Martini	Sensenbrenner
Gejdenson	Mascara	Serrano
Gekas	Matsui	Shadegg
Gephardt	McCarthy	Shaw
Geren	McCollum	Shays
Gibbons	McCrery	Shuster
Gilchrest	McDade	Sisisky
Gillmor	McDermott	Skaggs
Gilman	McHale	Skeen
Goodlatte	McHugh	Skelton
Goodling	McInnis	Slaughter
Gordon	McIntosh	Smith (MI)
Goss	McKeon	Smith (NJ)
Graham	McNulty	Smith (TX)
Green	Meehan	Smith (WA)
Greenwood	Meek	Solomon
Gunderson	Menendez	Souder
Gutierrez	Metcalf	Spence
Gutknecht	Meyers	Spratt
Hall (OH)	Mfume	Stark
Hall (TX)	Mica	Stearns
Hamilton	Miller (CA)	Stenholm
Hancock	Miller (FL)	Stockman
Hansen	Mineta	Stokes
Harman	Minge	Studds
Hastert	Mink	Stump
Hastings (WA)	Molinari	Stupak
Hayes	Mollohan	Talent
Hayworth	Montgomery	Tanner
Hefley	Moorhead	Tate

Tauzin	Upton	Whitfield
Taylor (MS)	Velazquez	Wicker
Taylor (NC)	Vento	Williams
Tejeda	Visclosky	Wilson
Thomas	Volker	Wise
Thompson	Vucanovich	Wolf
Thornberry	Waldholtz	Woolsey
Thornton	Walker	Wyden
Thurman	Walsh	Wynn
Tiahrt	Wamp	Yates
Torkildsen	Ward	Young (AK)
Torres	Watts (OK)	Young (FL)
Torricelli	Weldon (FL)	Zeliff
Towns	Weldon (PA)	Zimmer
Traficant	Weller	
Tucker	White	

NAYS—15

Becerra	Dellums	Nadler
Bonior	Hastings (FL)	Rangel
Collins (IL)	Hinchey	Waters
Collins (MI)	Johnston	Watt (NC)
Conyers	McKinney	Waxman

NOT VOTING—4

Gonzalez	Moakley
Hunter	Rush

So the bill was passed.

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

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

35.16 MEXICAN ECONOMY

Mr. LEACH, by direction of the Committee on Banking and Financial Services and pursuant to the order of the House of February 28, 1995, called up the following privileged resolution (H. Res. 80):

Resolved, That the President is hereby requested to provide to the House of Representatives, not later than 14 days after the adoption of this resolution, the following documents:

(1) Any document concerning the assured source of repayment to the United States for any short-, intermediate-, or long-term credit facility made available to Mexico after December 31, 1994.

(2) Any document concerning the net worth of Pemex, the historical annual revenues of Pemex, the projected annual revenues during the 5-year period beginning on the date of the adoption of this resolution, and the extent to which the proceeds from the sale of Mexican oil to customers within Mexico or outside of Mexico—

(A) are required to be paid to the Government of Mexico as taxes or as payments in lieu of taxes; or

(B) have been pledged as collateral for the repayment of any loans or other extensions of credit to the Government of Mexico or to Pemex other than any credit facility described in paragraph (1).

(3) Any document concerning the value of any oil the proceeds from the sale of which are pledged to assure the repayment of any financial assistance provided by the United States to Mexico, the documentation received by the United States in connection with such pledge, and the manner in which the United States may exercise any rights under such pledge to obtain the proceeds as repayment for losses incurred.

(4) Any document concerning any assurances given by the Government of Mexico to the United States Government with respect to changes in past economic policies or the adoption of a new economic plan.

(5) Any document concerning the decision by the President to use the assets of the exchange stabilization fund established under section 5302 of title 31, United States Code, in connection with any short-, intermediate-, or long-term credit facility made available to Mexico after December 31, 1994.

(6) Any document concerning the criteria used by the President or the Secretary of the Treasury in making any decision to use the assets of the exchange stabilization fund to respond to any economic, balance of payments, or exchange crisis in any country and the facts on which such determinations were made with respect to Poland, in 1989, and to Mexico in December of 1994 and early 1995.

(7) Any document concerning how the use of the assets of the exchange stabilization fund as a source of credit to Mexico compares with all prior uses of the assets of the fund since 1945 for all other countries under section 5302 of title 31, United States Code, with regard to—

(A) the dollar amount of each transaction;

(B) the type of the transaction, such as loan, loan guarantee, or swap agreement (as defined in section 11(e)(8)(D)(vi) of the Federal Deposit Insurance Act);

(C) the purpose of the transaction, such as whether it was to support the United States dollar, to support a foreign currency, or any other purpose;

(D) the duration, in years, of the transaction during which any credit was or is permitted to remain outstanding;

(E) any security or collateral pledged to assure repayment with respect to each such transaction; and

(F) the existence of any agreement involving the International Monetary Fund or the Board of Governors of the Federal Reserve System in connection with each such transaction and the terms of each agreement by such Fund or Board.

(8) Any document concerning debts owed by the Government of Mexico and any entity owned or controlled by the Government of Mexico to United States public or private creditors which are outstanding as of the date of the adoption of this resolution, the status of each such debt (including whether such debt has been refinanced), and the collateral or security pledged to assure repayment of such debt.

(9) Any document concerning an accounting of all the fund flows through the exchange stabilization fund established under section 5302 of title 31, United States Code, during the 24-month period ending on the date of the adoption of this resolution, including the identification of the amount of and purpose for each transaction involving such fund during such period.

(10) Any document concerning the balance of available assets in the exchange stabilization fund as of the date of the adoption of this resolution.

(11) Any document concerning the amount by which the total principal amount of loans, loan guarantees, and other extensions of credit which the President has announced will be made available to Mexico exceeds the total amount of available assets in the exchange stabilization fund established under section 5302 of title 31, United States Code, and the means for covering the shortfall, if any.

(12) Any document concerning the departure of the International Monetary Fund from the Fund's customary guidelines for country assistance, including any recommendation made by the President or any other officer or employee in the executive branch to the Fund regarding the amount of financial assistance the Fund was preparing to make available to Mexico, and any reciprocal agreement made by the executive branch to the Fund for making such assistance available in any amount greatly in excess of the customary guidelines.

(13) Any document concerning the factual circumstances pursuant to which the Bank for International Settlements has become a lender to individual countries beyond the Bank's customary role as a clearinghouse for central banks.

(14) Any document concerning the financial obligations of the Board of Governors of the Federal Reserve System to the Bank for International Settlements.

(15) Any document concerning the relationship among the Board of Governors of the Federal Reserve System, the Bank for International Settlements, and the central banks of other countries which are affiliated with such Bank in any manner with regard to assigning or apportioning the ultimate liability for any loss incurred in connection with the extension of credit by such Bank to the Government of Mexico.

(16) Any document, including minutes, concerning any meeting between the President and any Members of Congress concerning the proposed actions of the President, as announced on January 31, 1995, to strengthen the Mexican peso and support economic stability in Mexico.

(17) Any document concerning any discrepancy between the amount the President announced is available in the exchange stabilization fund established under section 5302 of title 31, United States Code, and the amount shown as being available in such Fund in the monthly statement of the public debt of the United States on December 31, 1994.

When said resolution was considered.

The following committee amendment in the nature of a substitute was considered:

Strike out all after the resolving clause and insert in lieu thereof the following:

That the President is hereby requested to provide to the House of Representatives (consistent with the rules of such House), not later than 14 days after the adoption of this resolution, the following documents in the possession of the executive branch, if not inconsistent with the public interest:

(1) Any document concerning—

(A) the condition of the Mexican economy; and

(B) any consultations between the Government of Mexico and the Secretary of the Treasury (or any designee of the Secretary), the International Monetary Fund, or the Bank for International Settlements.

(2) Any document containing—

(A) a description of the activities of the central bank of Mexico, including the reserve positions of such central bank and data relating to the functioning of Mexican monetary policy;

(B) information regarding the implementation and the extent of wage, price, and credit controls in the Mexican economy;

(C) a complete documentation of Mexican tax policy and any proposed changes to such policy;

(D) a description of all financial transactions, both inside and outside of Mexico, directly involving funds disbursed from the exchange stabilization fund and the International Monetary Fund, including transactions with—

(i) individuals;

(ii) partnerships;

(iii) joint ventures; and

(iv) corporations;

(E) a list of planned or pending regulations of the Government of Mexico affecting the private sector of the Mexican economy; and

(F) any efforts to privatize public sector entities in Mexico.

(3) Any document concerning any legal analysis with regard to the authority of the President or the Secretary of the Treasury under section 5302 of title 31, United States Code, the Bretton Woods Agreements Act, the Special Drawing Rights Act, the Gold Reserve Act of 1934, or any other law or legal authority to use the stabilization fund to implement the President's proposed Mexican support package.

(4) Any document concerning any legal opinion regarding the applicability or non-applicability of the provisions of the Federal Credit Reform Act of 1990 to the exchange stabilization fund.

(5) Any document concerning any agreement between the United States and the Government of Mexico (or any other appropriate Mexican entity) to provide assured sources of repayment for all payments by the United States in connection with any short-, intermediate-, or long-term credit facility made available to Mexico after December 31, 1994.

(6) Any document concerning the implementation by the President and the Secretary of the Treasury (or any designee of the Secretary) of the authority under section 5302 of title 31, United States Code, with respect to any credit facility described in paragraph (5).

(7) Any document concerning efforts by the international community to stabilize the economy of Mexico and the current status of negotiations with other countries to improve the capacity of international institutions to handle similar crises.

(8) Any document concerning the extent to which Mexico is complying with the terms and conditions agreed to in connection with the exercise of the authority under section 5302 of title 31, United States Code, with respect to any credit facility described in paragraph (5), including any document concerning the extent to which—

(A) the Government of Mexico has agreed to use the proceeds of any loan which has been made, or any security for which any guarantee has been issued, through any such facility to help strengthen the Mexican peso and help stabilize financial and exchange markets by facilitating the refinancing or redemption of short-term debt instruments issued by the Government of Mexico;

(B) the Government of Mexico has agreed to provide—

(i) a comprehensive financial plan which includes a description of the intended use of any such loan or security; and

(ii) ongoing reports on the implementation of the financial plan while any such loan or security is outstanding;

(C) the Government of Mexico is respecting the autonomy of the central bank of Mexico and the mandate of such bank to seek stability with respect to the purchasing power of the Mexican peso;

(D) the central bank of Mexico is pursuing a noninflationary monetary and credit policy that controls credit expansion and the growth of the Mexican money supply in order to maintain the Mexican peso as a strong currency;

(E) the central bank of Mexico is providing on a periodic basis to the Board of Governors of the Federal Reserve System and other appropriate governmental entities information necessary to make an assessment with respect to the policy described in subparagraph (D), including central bank money supply and monetary policy data;

(F) the Government of Mexico is implementing the privatization policy established by such Government to transfer enterprises currently owned or controlled by the Government to private ownership;

(G) the Government of Mexico continues to permit entry of foreign direct investment into Mexico and the repatriation of investments from Mexico by United States nationals; and

(H) the Government of Mexico is pursuing market-oriented measures to stem the flow of domestically owned capital from Mexico.

(9) Any document concerning any analysis of the resources which the International Monetary Fund has agreed to make available in response to the Mexican financial crisis.

(10) Any document concerning—

(A) the percentage of the resources which the International Monetary Fund has agreed to make available in response to the Mexican financial crisis which are attributable to capital contributions to such Fund by the United States; and

(B) the extent to which the participation of the International Monetary Fund in international efforts to strengthen the Mexican peso and stabilize the economy of Mexico is likely to require additional contributions to such Fund by the member states of the Fund, including the United States.

(11) Any document concerning any agreement between the United States and the Government of Mexico detailing the fee structure and the terms and conditions under which loans, loan guarantees, and other financial support may be made available to Mexico through the stabilization fund established under section 5302 of title 31, United States Code, including—

(A) any document concerning background materials on the assessment of the Mexican economy and any United States Government rationalization for pressing the central bank of Mexico to increase interest rates from 40 percent to 50 percent;

(B) any document concerning the framework agreement entered into on or about February 21, 1995, which serves as the umbrella accord for the provision of any such loan, loan guarantee, or other financial support;

(C) any document concerning the medium-term exchange stabilization agreement entered into on or about February 21, 1995, which specifies the terms and conditions for medium-term swap transactions between the United States and Mexico;

(D) any document concerning the guarantee agreement entered into on or about February 21, 1995, which specifies the terms and conditions for the issuance of guarantees by the United States of debt securities issued by Mexico; and

(E) any document concerning the oil proceeds facility agreement entered into on or about February 21, 1995, which establishes a mechanism to provide an assured source of repayment of United States resources.

(12) Any document concerning the assured source of repayment to the United States for any short-, intermediate-, or long-term credit facility made available to Mexico after December 31, 1994.

(13) Any document concerning the net worth of Pemex, the historical annual revenues of Pemex, the projected annual revenues during the 5-year period beginning on the date of the adoption of this resolution, and the extent to which the proceeds from the sale of Mexican oil to customers within Mexico or outside of Mexico—

(A) are required to be paid to the Government of Mexico as taxes or as payments in lieu of taxes; or

(B) have been pledged as collateral for the repayment of any loans or other extensions of credit to the Government of Mexico or to Pemex other than any credit facility described in paragraph (12).

(14) Any document concerning the value of any oil the proceeds from the sale of which are pledged to assure the repayment of any financial assistance provided by the United States to Mexico, the documentation received by the United States in connection with such pledge, and the manner in which the United States may exercise any rights under such pledge to obtain the proceeds as repayment for losses incurred.

(15) Any document concerning any assurances given by the Government of Mexico to the United States Government with respect to changes in past economic policies or the adoption of a new economic plan.

(16) Any document concerning the decision by the President to use the assets of the ex-

change stabilization fund established under section 5302 of title 31, United States Code, in connection with any short-, intermediate-, or long-term credit facility made available to Mexico after December 31, 1994.

(17) Any document concerning the criteria used by the President or the Secretary of the Treasury (or any designee of the Secretary) in making any decision to use the assets of the exchange stabilization fund to respond to any economic, balance of payments, or exchange crisis in any country and the facts on which such determinations were made with respect to Poland, in 1989, and to Mexico in December of 1994 and early 1995.

(18) Any document concerning how the use of the assets of the exchange stabilization fund as a source of credit to Mexico compares with all prior uses of the assets of the fund since 1945 for all other countries under section 5302 of title 31, United States Code, with regard to—

(A) the dollar amount of each transaction; (B) the type of the transaction, such as loan, loan guarantee, or swap agreement (as defined in section 11(e)(8)(D)(vi) of the Federal Deposit Insurance Act);

(C) the purpose of the transaction, such as whether it was to support the United States dollar, to support a foreign currency, or any other purpose;

(D) the duration, in years, of the transaction during which any credit was or is permitted to remain outstanding;

(E) any security or collateral pledged to assure repayment with respect to each such transaction; and

(F) the existence of any agreement involving the International Monetary Fund or the Board of Governors of the Federal Reserve System in connection with each such transaction and the terms of each agreement by such Fund or Board.

(19) Any document concerning debts owed by the Government of Mexico and any entity owned or controlled by the Government of Mexico to United States public or private creditors which are outstanding as of the date of the adoption of this resolution, the status of each such debt (including whether such debt has been refinanced), and the collateral or security pledged to assure repayment of such debt.

(20) Any document concerning an accounting of all the fund flows through the exchange stabilization fund established under section 5302 of title 31, United States Code, during the 24-month period ending on the date of the adoption of this resolution, including the identification of the amount of and purpose for each transaction involving such fund during such period.

(21) Any document concerning the balance of available assets in the exchange stabilization fund as of the date of the adoption of this resolution.

(22) Any document concerning the amount by which the total principal amount of loans, loan guarantees, and other extensions of credit which the President has announced will be made available to Mexico exceeds the total amount of available assets in the exchange stabilization fund established under section 5302 of title 31, United States Code, and the means for covering the shortfall, if any.

(23) Any document concerning the departure of the International Monetary Fund from the Fund's customary guidelines for country assistance, including any recommendation made by the President or any other officer or employee in the executive branch to the Fund regarding the amount of financial assistance the Fund was preparing to make available to Mexico, and any reciprocal agreement made by the executive branch to the Fund for making such assistance available in an amount greatly in excess of the customary guidelines.

(24) Any document concerning the factual circumstances pursuant to which the Bank for International Settlements has become a lender to individual countries beyond the Bank's customary role as a clearinghouse for central banks.

(25) Any document concerning the financial obligations of the Board of Governors of the Federal Reserve System to the Bank for International Settlements.

(26) Any document concerning the relationship among the Board of Governors of the Federal Reserve System, the Bank for International Settlements, and the central banks of other countries which are affiliated with such Bank in any manner with regard to assigning or apportioning the ultimate liability for any loss incurred in connection with the extension of credit by such Bank to the Government of Mexico.

(27) Any document concerning any discrepancy between the amount the President announced is available in the exchange stabilization fund established under section 5302 of title 31, United States Code, and the amount shown as being available in such Fund in the monthly statement of the public debt of the United States on December 31, 1994.

(28) Any document concerning conditions which were put on the credit facilities made available to Mexico through the exchange stabilization fund or the Board of Governors of the Federal Reserve System that were requested by members of the investment community.

After debate,

On motion of Mr. LEACH, the previous question was ordered on the committee amendment in the nature of a substitute and on the resolution to their adoption or rejection.

The question being put, viva voce,

Will the House agree to said committee amendment in the nature of a substitute?

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

So the committee amendment in the nature of a substitute was agreed to.

The question being put, viva voce,

Will the House agree to said resolution, as amended?

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

Mr. BURTON of Indiana demanded a recorded vote on agreeing to said resolution, 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.

It was decided in the affirmative { Yeas 407 Nays 21

35.17 [Roll No. 188] AYES—407

Table with 3 columns: Name, Name, Name. Lists members of the House of Representatives including Abercrombie, Ackerman, Allard, Andrews, Archer, Arney, Bachus, Baesler, Baker (CA), Baker (LA), Baldacci, Ballenger, Barcia, Barr, Barrett (NE), Barrett (WI), Bartlett, Barton, Bass, Bateman, Bentsen, Bereuter, Bevell, Bilbray, Bilirakis, Bishop, Bliley, Blute, Boehlert, Boehner, Bonilla, Bonior, Bono, Borski, Boucher, Brewster, Browder, Brown (CA), Brown (FL), Brown (OH), Brownback, Bryant (TN), Bryant (TX), Bunn, Bunning, Burr, Burton, Buyer, etc.

Table with 3 columns: Name, Name, Name. Lists members of the House of Representatives including Callahan, Calvert, Camp, Canady, Cardin, Castle, Chabot, Chambliss, Chapman, Chenoweth, Christensen, Chrysler, Clay, Clayton, Clement, Clinger, Clyburn, Coble, Coburn, Coleman, Collins (GA), Collins (IL), Collins (MI), Combest, Condit, Cooley, Costello, Cox, Coyne, Cramer, Crane, Crapo, Creameans, Cubin, Cunningham, Danner, Davis, Deal, DeFazio, DeLauro, DeLay, Dellums, Deutsch, Diaz-Balart, Dickey, Dicks, Dingell, Doggett, Doolittle, Dornan, Doyle, Dreier, Duncan, Dunn, Durbin, Edwards, Ehlers, Ehrlich, Emerson, Engel, English, Ensign, Eshoo, Evans, Everett, Ewing, Farr, Fattah, Fawell, Fazio, Fields (LA), Fields (TX), Filner, Flake, Flanagan, Foglietta, Foley, Forbes, Fowler, Fox, Franks (CT), Franks (NJ), Frelinghuysen, Frisa, Frost, Funderburk, Furse, Gallegly, Ganske, Gejdenson, Gekas, Geren, Gibbons, Gilchrist, Gillmor, Gilman, Goodlatte, Goodling, Gordon, Goss, Graham, Green, Greenwood, Gunderson, Gutierrez, Gutknecht, Hall (OH), Hall (TX), Hamilton, Hancock, Hansen, Harman, Hastert, Hastings (FL), Hastings (WA), Hayes, Hayworth, Hefley, Hefner, Heineman, Herger, Hillery, Hilliard, Hinchey, Hobson, Hoekstra, Hoke, Holden, Horn, Hostettler, Houghton, Hoyer, Hutchinson, Hyde, Inglis, Istook, Jackson-Lee, Jacobs, Jefferson, Johnson (CT), Johnson (SD), Johnson, Sam, Johnston, Jones, Kanjorski, Kaptur, Kasich, Kelly, Kennedy (MA), Kennedy (RI), Kennelly, Kildee, Kim, King, Kingston, Kleczka, Klink, Klug, Knollenberg, Kolbe, LaFalce, LaHood, Lantos, Largent, Latham, LaTourrette, Laughlin, Lazio, Leach, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Lightfoot, Lincoln, Linder, Lipinski, Livingston, LoBiondo, Lofgren, Longley, Lowey, Lucas, Luther, Maloney, Manton, Manzullo, Markey, Martinez, Martini, Mascara, McCarthy, McCollum, McCrery, McDade, McDermott, McHale, McHugh, McInnis, McIntosh, McKeon, McKinney, McNulty, Meehan, Meek, Menendez, Metcalf, Meyers, Mfume, Mica, Miller (CA), Miller (FL), Mineta, Minge, Mink, Molinari, Mollohan, Montgomery, Moorhead, Morella, Murtha, Myers, Myrick, Nadler, Neal, Nethercutt, Neumann, Ney, Norwood, Nussle, Oberstar, Obey, Olver, Ortiz, Orton, Owens, Oxley, Packard, Pallone, Parker, Paxon, Payne (NJ), Payne (VA), Pelosi, Peterson (FL), Petri, Pickett, Pombo, Pomeroy, Porter, Portman, Poshard, Pryce, Quillen, Quinn, Radanovich, Rahall, Ramstad, Reed, Regula, Reynolds, Riggs, Rivers, Roberts, Roemer, Rogers, Rohrabacher, Ros-Lehtinen, Rose, Roth, Roukema, Royce, Sabo, Salmon, Sanders, Sanford, Sawyer, Saxton, Scarborough, Schaefer, Schiffo, Schroeder, Schumer, Scott, Seastrand, Sensenbrenner, Shadegg, Shaw, Shays, Shuster, Sisisky, Skaggs, Skeeen, Skelton, Slaughter, Smith (MI), Smith (NJ), Smith (TX), Smith (WA), Solomon

Souder	Thornberry	Watts (OK)
Spence	Thornton	Waxman
Spratt	Thurman	Weldon (FL)
Stark	Tiahrt	Weldon (PA)
Stearns	Torkildsen	Weller
Stenholm	Torrice	White
Stockman	Towns	Whitfield
Stokes	Trafficant	Wicker
Studds	Tucker	Williams
Stump	Upton	Wilson
Stupak	Velazquez	Wise
Talent	Vento	Wolf
Tanner	Visclosky	Woolsey
Tate	Volkmer	Wyden
Tauzin	Vucanovich	Wynn
Taylor (MS)	Waldholtz	Young (AK)
Taylor (NC)	Walker	Young (FL)
Tejeda	Walsh	Zeliff
Thomas	Wamp	Zimmer
Thompson	Ward	

NOES—21

Becerra	Frank (MA)	Richardson
Beilenson	Gephardt	Roybal-Allard
Berman	Johnson, E. B.	Serrano
Conyers	Matsui	Torres
de la Garza	Moran	Waters
Dixon	Pastor	Watt (NC)
Ford	Rangel	Yates

NOT VOTING—6

Dooley	Hunter	Peterson (MN)
Gonzalez	Moakley	Rush

So the resolution, as amended, was agreed to.

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

¶35.18 COMMITTEES AND SUBCOMMITTEES TO SIT

On motion of Mr. ARMEY, by unanimous consent, the following committees and their subcommittees were granted permission to sit during the 5-minute rule on Thursday, March 2, 1995: the Committee on Banking and Financial Services, the Committee on Economic and Educational Opportunities, the Committee on Government Reform and Oversight, the Committee on International Relations, the Committee on National Security, the Committee on Resources, the Committee on Science, the Committee on Small Business, and the Committee on Transportation and Infrastructure.

¶35.19 ORDER OF BUSINESS—
CONSIDERATION OF H.R. 925

On motion of Mr. ARMEY, by unanimous consent,

Ordered, That during the postponement of any proceedings pursuant to clause 5 of rule 1 on the resolution (H. Res. 101) providing for the consideration of the bill (H.R. 925) to compensate owners of private property for the effect of certain regulatory restrictions, the House may proceed in the Committee of the Whole to general debate on the bill as though under the provisions of said resolution.

¶35.20 PROVIDING FOR THE
CONSIDERATION OF H.R. 925

Mrs. WALDHOLTZ, by direction of the Committee on Rules, called up the following resolution (H. Res. 101):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 925) to com-

pensate owners of private property for the effect of certain regulatory restrictions. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with section 302(f), 308(a), 311(a), or 401(b) of the Congressional Budget Act of 1974 are waived. General debate shall be confined to the bill and the amendment recommended by the Committee on the Judiciary and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. After general debate the bill shall be considered for amendment under the five-minute rule for a period not to exceed twelve hours. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. Points of order against the committee amendment in the nature of a substitute for failure to comply with clause 7 of rule XVI, clause 5(a) of rule XXI, or section 302(f), 311(a), or 401(b) of the Congressional Budget Act of 1974 are waived. No amendment to the committee amendment in the nature of a substitute shall be in order unless printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII before the beginning of consideration of the bill for amendment. Amendments so printed shall be considered as read. Points of order against the amendment specified in the report of the Committee on Rules accompanying this resolution to be offered by Representative Canady of Florida or a designee for failure to comply with clause 5(a) of rule XXI are waived. Pending the consideration of that amendment and before the consideration of any other amendment, it shall be in order to consider the amendment thereto specified in the report of the Committee on Rules to be offered by Representative Tauzin of Louisiana or a designee. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. After passage of H.R. 925, it shall be in order to consider in the House the bill (H.R. 9) to create jobs, enhance wages, strengthen property rights, maintain certain economic liberties, decentralize and reduce the power of the Federal Government with respect to the States, localities, and citizens of the United States, and to increase the accountability of Federal officials. All points of order against the bill and against its consideration are waived. It shall be in order to move to strike all after section 1 of the bill and insert a text composed of four divisions as follows: (1) division A, consisting of the text of H.R. 830, as passed by the House; (2) division B, consisting of the text of H.R. 925, as passed by the House; (3) division C, consisting of the text of H.R. 926, as passed by the House; and (4) division D, consisting of the text of H.R. 1022, as passed by the House. All points of order against that motion are waived. The previous question shall be considered as ordered on the motion to amend and on the bill to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

On motion of Mrs. WALDHOLTZ, 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. KLUG, announced that the yeas had it.

Mr. BEILENSON 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. KLUG, pursuant to the order of the House heretofore agreed to, announced that further proceedings on the resolution were postponed.

¶35.21 PRIVATE PROPERTY RIGHTS

The SPEAKER pro tempore, Mr. KLUG, pursuant to the order of the House heretofore agreed to and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 925) to compensate owners of private property for the effect of certain regulatory restrictions.

The SPEAKER pro tempore, Mr. KLUG, by unanimous consent, designated Mr. SHUSTER as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mrs. WALDHOLTZ, assumed the Chair.

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

¶35.22 SENATE ENROLLED BILL SIGNED

The SPEAKER announced his signature to an enrolled bill of the Senate of the following title:

S. 257. An Act to amend the charter of the Veterans of Foreign Wars to make eligible for membership those veterans that have served within the territorial limits of South Korea.

And then,

¶35.23 ADJOURNMENT

On motion of Mr. EHRLICH, at 11 o'clock and 15 minutes p.m., the House adjourned.

¶35.24 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. MOORHEAD: Committee on the Judiciary. H.R. 988. A bill to reform the Federal civil justice system; with an amendment (Rept. No. 104-62). Referred to the Committee of the Whole House on the State of the Union.

Mr. BLILEY: Committee on Commerce. H.R. 917. A bill to establish procedures for product liability actions; with an amendment (Rept. No. 104-63 Pt. 1). Ordered to be printed.

¶35.25 PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolu-

tions were introduced and severally referred as follows:

By Mr. DEFAZIO:

H.R. 1088. A bill to amend the Internal Revenue Code of 1986 to provide that the employment taxes shall not apply to amounts paid by certain State funds as compensation for unpaid wages; to the Committee on Ways and Means.

By Mr. CREMEANS:

H.R. 1089. A bill to ensure that the acquisition of lands for inclusion in the National Forest System does not result in reduced property tax revenues for the county in which the acquired lands are located; to the Committee on Agriculture.

By Mr. BILIRAKIS:

H.R. 1090. A bill to provide a minimum survivor annuity for the unmarried surviving spouses of retired members of the Armed Forces who died before having an opportunity to participate in the survivor benefit plan; to the Committee on National Security.

By Mr. BLILEY (for himself, Mr. GOODLATTE, Mr. BATEMAN, and Mr. WOLF):

H.R. 1091. A bill to improve the National Park System in the Commonwealth of Virginia; to the Committee on Resources.

By Mr. CARDIN (for himself and Mr. LEVIN):

H.R. 1092. A bill to amend the Internal Revenue Code of 1986 to provide that the depreciation rules which apply for regular tax purposes also shall apply for alternative minimum tax purposes; to the Committee on Ways and Means.

By Mr. DE LA GARZA (for himself, Mr. HOLDEN, Mr. FARR, Mr. BROWN of California, Mr. PASTOR, and Mr. STENHOLM):

H.R. 1093. A bill entitled "Food Stamp Program Integrity Act of 1995"; to the Committee on Agriculture, and in addition to the Committees on Ways and Means, and 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. DURBIN (for himself, Mr. SKEEN, and Mr. GUNDERSON):

H.R. 1094. A bill to amend the Food Stamp Act of 1977 to reduce fraud by establishing forfeiture applicable to property exchanged, used in, or resulting from trafficking in food stamp benefits; to the Committee on Agriculture.

By Mr. FIELDS of Louisiana:

H.R. 1095. A bill to establish a State system of licensing or registering persons engaged in a business which regularly and primarily charges fees for cashing checks, and to provide for insured financial depository institutions to cash checks issued by States of the United States; to the Committee on Banking and Financial Services.

By Mr. FRANKS of Connecticut:

H.R. 1096. A bill to assure compliance with the guarantees of the 5th, 14th, and 15th amendment to the Constitution by prohibiting the intentional creation of legislative districts based on race, color, or language minority status of voters within such districts; to the Committee on the Judiciary.

By Mr. GRAHAM (for himself, Mr. TAUZIN, Mr. BALLENGER, Mr. JONES, and Mr. TAYLOR of North Carolina):

H.R. 1097. A bill to terminate the Office of the Surgeon General of the Public Health Service; to the Committee on Commerce.

By Mr. HEFLEY (for himself, Mr. HERGER, and Mr. FIELDS of Texas):

H.R. 1098. A bill to provide for the elimination of the Department of Housing and Urban Development, and for other purposes; to the Committee on Banking and Financial Services, 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. HOUGHTON (for himself, Mr. BREWSTER, Mr. SHAW, and Mr. JACOBS):

H.R. 1099. A bill to amend the Internal Revenue Code of 1986 to limit the applicability of the generation-skipping transfer tax; to the Committee on Ways and Means.

By Mrs. MALONEY (for herself, Mr. JOHNSON of South Dakota, Mr. MEEHAN, Mr. TORRICELLI, Ms. RIVERS, Ms. LOWEY, Mr. BARRETT of Wisconsin, Mr. SERRANO, Ms. WOOLSEY, and Mr. FATTAH):

H.R. 1100. A bill to establish a temporary commission to recommend reforms in the laws relating to elections for Federal office; to the Committee on House Oversight, and in addition to the Committee on Rules, 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. MORAN (for himself, Mr. DAVIS, and Mrs. MORELLA):

H.R. 1101. A bill to abolish the Board of Review of the Metropolitan Washington Airports Authority, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. PETRI (for himself, Mr. OBEY, Mr. SENSENBRENNER, Mr. ROTH, Mr. GUNDERSON, Mr. KLECZKA, Mr. KLUG, Mr. BARRETT of Wisconsin, and Mr. NEUMANN):

H.R. 1102. A bill to amend the Federal Water Pollution Control Act to reserve a portion of the funds made available for capitalization grants for water pollution control revolving funds for the purpose of making grants to States that set aside amounts of State funds for water pollution control in excess of the amounts required under such act, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. POMBO (for himself, Mr. DOOLITTLE, Mr. FOLEY, Mrs. THURMAN, Mr. PASTOR, and Mr. FARR):

H.R. 1103. A bill entitled "Amendments to the Perishable Agricultural Commodities Act, 1930"; to the Committee on Agriculture.

By Mr. SANFORD (for himself, Mr. DEAL of Georgia and Mrs. CHENOWETH):

H.R. 1104. A bill to protect and enforce the equal privileges and immunities of citizens of the United States and the constitutional rights of the people to choose Senators and Representatives in Congress; to the Committee on House Oversight.

By Mr. SCHUMER:

H.R. 1105. A bill to amend the Truth in Lending Act to require additional disclosures with respect to credit card accounts, to require a study of the competitiveness of the credit card industry, and for other purposes; to the Committee on Banking and Financial Services.

By Mr. STUDDS:

H.R. 1106. A bill to deauthorize a portion of the project for navigation, Falmouth, MA, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. VISCLOSKEY:

H.R. 1107. A bill to direct the Secretary of the Army to develop a watershed management plan for the Lake George area of Indiana, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. McNULTY (for himself and Mr. SHAYS):

H.J. Res. 71. Joint resolution proposing an amendment to the Constitution of the United States repealing the 22d article of

amendment, thereby removing the restrictions on the number of terms an individual may serve as President; to the Committee on the Judiciary.

By Mr. OBERSTAR (for himself, Mr. BURTON of Indiana, Mr. LIPINSKI, Mr. YOUNG of Alaska, and Mr. SMITH of New Jersey):

H.J. Res. 72. Joint resolution proposing an amendment to the Constitution of the United States with respect to the right to life; to the Committee on the Judiciary.

By Mr. SANFORD (for himself, Mr. KLUG, Mr. BROWNBACK, Mr. ENSIGN, Mr. SOUDER, Mr. SALMON, Mr. DAVIS, Mr. STOCKMAN, Mr. COOLEY, Mr. THORNBERRY, Mr. BRYANT of Tennessee, Mr. LARGENT, Mr. NEUMANN, Mr. MCINTOSH, Mr. LATHAM, Mr. FOLEY, Mr. GRAHAM, Mrs. CUBIN, Mr. GANSKE, and Mr. HOSTETTLER):

H. Res. 102. Resolution requiring the transfer to private sector providers of responsibility for certain administrative and maintenance entities and functions of the House of Representatives, and for other purposes; to the Committee on Rules, and in addition to the Committee on House Oversight, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

¶35.26 PRIVATE BILLS AND RESOLUTIONS

Under clause 1 of rule XXII,

Mr. ROTH introduced a bill (H.R. 1108) to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade and on the Great Lakes and their tributary and connecting waters in trade with Canada for each of two barges; which was referred to the Committee on Transportation and Infrastructure.

¶35.27 ADDITIONAL SPONSORS

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

- H.R. 65: Mr. RIGGS and Mr. CRAMER.
- H.R. 70: Mr. ANDREWS.
- H.R. 78: Mr. WELDON of Florida.
- H.R. 103: Ms. BROWN of Florida.
- H.R. 104: Ms. LOFGREN.
- H.R. 109: Mr. GALLEGLY and Ms. SLAUGHTER.
- H.R. 159: Mr. HANCOCK, Mr. HOSTETTLER, Mr. BILBRAY, and Mr. SAXTON.
- H.R. 240: Mr. SPENCE and Mr. BURR.
- H.R. 246: Mr. FUNDERBURK.
- H.R. 303: Ms. WOOLSEY, Mr. RIGGS, and Mr. CRAMER.
- H.R. 328: Mr. FORBES and Mr. JEFFERSON.
- H.R. 359: Mrs. CHENOWETH.
- H.R. 482: Mr. HERGER and Mr. SCHAEFER.
- H.R. 491: Mr. STUMP.
- H.R. 495: Mr. NEUMANN, Mr. ZELIFF, and Mr. BARTLETT of Maryland.
- H.R. 564: Mr. LIPINSKI.
- H.R. 595: Mr. BONILLA.
- H.R. 598: Mr. DICKEY, Mr. KLECZKA, Mr. PETRI, Mr. SAXTON, Mrs. JOHNSON of Connecticut, Mr. GANSKE, Mr. THORNBERRY, Mr. BILBRAY, and Mr. WELLER.
- H.R. 692: Mr. COLEMAN, Mr. THOMPSON, and Mr. OLVER.
- H.R. 698: Mr. SENSENBRENNER, Mr. LAHOOD, and Mr. SPENCE.
- H.R. 789: Mr. ANDREWS and Mrs. ROUKEMA.
- H.R. 809: Mr. CANADY.
- H.R. 822: Mr. WICKER, Mr. GUTKNECHT, and Mr. BACHUS.
- H.R. 838: Mr. MINGE.
- H.R. 844: Mr. FROST, Mr. LIGHTFOOT, Mr. COOLEY, Mr. JOHNSON of South Dakota, and Mr. EWING.
- H.R. 860: Mr. GOSS, Mr. ROYCE, and Mr. HEFLEY.

H.R. 887: Mr. PETERSON of Minnesota.
 H.R. 895: Mr. GUTKNECHT, Mr. ROMERO-BARCELO, Ms. LOFGREN, and Mr. KNOLLENBERG.
 H.R. 939: Mrs. KELLY.
 H.R. 971: Ms. FURSE.
 H.R. 977: Mr. DORNAN.
 H.R. 1010: Mr. TEJEDA, Mr. MCDERMOTT, Mr. UNDERWOOD, Mr. GREENWOOD, Mr. SCOTT, and Mr. EVANS.
 H.R. 1023: Mr. WELDON of Pennsylvania.
 H.R. 1029: Mrs. SCHROEDER, Mrs. JOHNSON of Connecticut, Mr. MANTON, Mr. WELLER, Ms. LOWEY, Mr. UNDERWOOD, and Ms. LOFGREN.
 H.R. 1047: Mr. SHUSTER.
 H. Con. Res. 12: Mr. FUNDERBURK, Mr. PALLONE, Mr. BOEHNER, and Mr. PETE GEREN of Texas.
 H. Res. 25: Mr. ROYCE, Mr. EMERSON, and Mr. NETHERCUTT.

¶35.28 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.J. Res. 2: Mr. HILLEARY, Mr. MCINTOSH, and Mr. ROYCE.

THURSDAY, MARCH 2, 1995 (36)

The House was called to order by the SPEAKER.

¶36.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, March 1, 1995.

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

¶36.2 COMMUNICATIONS

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

430. A letter from the Director, Standards of Conduct Office, Department of Defense, transmitting a report of individuals who filed DD Form 1787, Report of DOD and Defense Related Employment, for fiscal year 1993, pursuant to 10 U.S.C. 2397(e); to the Committee on National Security.

431. A letter from the Deputy Under Secretary of Defense (Environmental Security), transmitting a letter concerning the annual report on the progress DOD has made concerning environmental compliance at military installations; to the Committee on National Security.

432. A letter from the President, Export-Import Bank, transmitting a report of activities under the Freedom of Information Act for calendar year 1994, pursuant to 5 U.S.C. 552(d); to the Committee on Government Reform and Oversight.

433. A letter from the President and Chairman, Export-Import Bank of the United States, transmitting a report involving U.S. exports to various countries, pursuant to 12 U.S.C. 635(b)(3)(i); to the Committee on Banking and Financial Services.

434. A letter from the Chairman of the Board, National Credit Union Administration, transmitting the office's pay structure for fiscal year 1994 and fiscal year 1995, pursuant to Public Law 101-73, section 1206 (103 Stat. 523); to the Committee on Banking and Financial Services.

435. A letter from the Secretary of Housing and Urban Development, transmitting a report entitled, "Effect of the 1990 Census on CDBG Program Funding"; to the Committee on Banking and Financial Services.

436. A letter from the Executive Director, Thrift Depositor Protection Oversight Board, transmitting a report on the status of various savings associations, pursuant to 12 U.S.C. 1441a(k); to the Committee on Banking and Financial Services.

437. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the 1995 international narcotics control strategy report, pursuant to 22 U.S.C. 2291(b)(2); to the Committee on International Relations.

438. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the President's certification of the 29 major illicit narcotics producing and transit countries pursuant to section 490 of the Foreign Assistance Act; to the Committee on International Relations.

439. A communication from the President of the United States, transmitting a report regarding United States Armed Forces in Somalia (H. Doc. No. 104-42); to the Committee on International Relations and ordered to be printed.

440. A letter from the Director, U.S. Information Agency, transmitting a draft of proposed legislation to authorize appropriations for fiscal years 1996 and 1997 for the U.S. Information Agency, and for other purposes, pursuant to 31 U.S.C. 1110; to the Committee on International Relations.

441. A letter from the Comptroller General of the United States, transmitting a report on independence of legal services provided to inspectors general appointed by the President; to the Committee on Government Reform and Oversight.

442. A letter from the Special Assistant for Management and Administration, Executive Office of the President, transmitting a report of activities under the Freedom of Information Act for calendar year 1994, pursuant to 5 U.S.C. 552(d); to the Committee on Government Reform and Oversight.

443. A letter from the Chairman, Merit Systems Protection Board, transmitting the 16th annual report on the activities of the Board during fiscal year 1994, pursuant to 5 U.S.C. 1209(b); to the Committee on Government Reform and Oversight.

444. A letter from the Chairman, National Endowment for the Arts, transmitting a report of activities under the Freedom of Information Act for calendar year 1994, pursuant to 5 U.S.C. 552(d); to the Committee on Government Reform and Oversight.

445. A letter from the Executive Secretary, National Security Council, transmitting a report of activities under the Freedom of Information Act for calendar year 1994, pursuant to 5 U.S.C. 552(d); to the Committee on Government Reform and Oversight.

446. A letter from the Director, Peace Corps, transmitting a report of activities under the Freedom of Information Act for calendar year 1994, pursuant to 5 U.S.C. 552(d); to the Committee on Government Reform and Oversight.

447. A letter from the Chairman, Railroad Retirement Board, transmitting a report of activities under the Freedom of Information Act for calendar year 1994, pursuant to 5 U.S.C. 552(d); to the Committee on Government Reform and Oversight.

448. A letter from the Chairman, Securities and Exchange Commission, transmitting a report of activities under the Freedom of Information Act for calendar year 1994, pursuant to 5 U.S.C. 552(d); to the Committee on Government Reform and Oversight.

449. A letter from the Executive Director, Thrift Depositor Protection Oversight Board, transmitting a report of activities under the Freedom of Information Act for calendar year 1994, pursuant to 5 U.S.C. 552(d); to the Committee on Government Reform and Oversight.

450. A letter from the Director, U.S. Trade and Development Agency, transmitting a re-

port of activities under the Freedom of Information Act for calendar year 1994, pursuant to 5 U.S.C. 552(d); to the Committee on Government Reform and Oversight.

451. A letter from the Director, U.S. Information Agency, transmitting a report of activities under the Freedom of Information Act for calendar year 1994, pursuant to 5 U.S.C. 552(d); to the Committee on Government Reform and Oversight.

452. A letter from the Secretary of the Interior, transmitting the Department's views to H.R. 925; to the Committee on Government Reform and Oversight.

453. A letter from the Secretary, Department of Transportation, transmitting a report on tanker safety and liability, pursuant to Public Law 102-241, section 32 (105 Stat. 2222); to the Committee on Transportation and Infrastructure.

454. A letter from the Secretary, Department of Veterans Affairs, transmitting the 1994 annual report, pursuant to 38 U.S.C. 214, 221(c), 664; to the Committee on Veterans' Affairs.

455. A letter from the Chairman, Prospective Payment Assessment Commission, transmitting the annual report on the Prospective Payment Assessment Commission, pursuant to 42 U.S.C. 1395ww(e)(6)(G)(i); to the Committee on Ways and Means.

456. A letter from the U.S. Trade Representative, transmitting a draft of proposed legislation to authorize appropriations for fiscal years 1996 and 1997 for the Office of the U.S. Trade Representative; to the Committee on Ways and Means.

457. A letter from the Under Secretary of Defense, transmitting the DOD implementation plan of matching of disbursements to obligations before payment, pursuant to Public Law 103-335, section 8137; jointly, to the Committees on National Security and Appropriations.

¶36.3 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had passed without amendment a concurrent resolution of the House of the following title:

H. Con. Res. 20. Concurrent resolution permitting the use of the rotunda of the Capitol for ceremonies as part of the commemoration of the days of remembrance of victims of the Holocaust.

The message also announced that pursuant to section 2761 of title 22, United States Code, the Chair, on behalf of the President pro tempore, and upon the recommendation of the Republican leader, appoints Mr. STEVENS as chairman of the Senate delegation to the British-American Interparliamentary Group during the 104th Congress.

The message also announced that pursuant to section 201(a)(2) of Public Law 93-344, the Chair announces, on behalf of the President pro tempore of the Senate and the Speaker of the House of Representatives, the appointment of Ms. June Ellenoff O'Neill as Director of the Congressional Budget Office for the term of office beginning on January 3, 1995, effective March 1, 1995.

The message also announced that pursuant to sections 276d-276g of title 22, United States Code, the Chair, on behalf of the Vice President, appoints Mr. MURKOWSKI as chairman of the Senate delegation to the Canada-United States Interparliamentary Group during the 104th Congress.