

¶37.25 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: Mrs. SEASTRAND.

MONDAY, MARCH 6, 1995 (38)

¶38.1 DESIGNATION OF SPEAKER PRO
TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. GOSS, at 12:30 p.m., who laid before the House the following communication:

WASHINGTON, DC,
March 6, 1995.

I hereby designate the Honorable PORTER J. GOSS to act as Speaker pro tempore on this day.

NEWT GINGRICH,

Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Wednesday, January 4, 1995 and Thursday, February 16, 1995, Members were recognized for "morning hour" debates.

¶38.2 RECESS—1:00 P.M.

The SPEAKER pro tempore, Mr. GOSS, pursuant to clause 12 of rule I, declared the House in recess until 2:00 p.m.

¶38.3 AFTER RECESS—2:00 P.M.

The SPEAKER called the House to order.

¶38.4 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Friday, March 3, 1995.

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

¶38.5 COMMUNICATIONS

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

474. A letter from the Deputy Secretary of Defense, transmitting a report on C-17 milestones and exit criteria; to the Committee on National Security.

475. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed license for the export of major defense equipment and services sold commercially to Greece (Transmittal No. DTC-3-95), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

476. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed license for the export of major defense equipment and services sold commercially to Sweden (Transmittal No. DTC-1-95), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

477. A letter from the Chairman, Board of Governors of the Federal Reserve System, 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.

478. A letter from the Assistant Secretary for Legislative Affairs, Department of State, 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.

479. A letter from the Administrator, General Services Administration, transmitting an informational copy of the fiscal year 1996 GSA's Public Buildings Service Capital Investment and Leasing Program, pursuant to 40 U.S.C. 606(a); to the Committee on Transportation and Infrastructure.

480. A letter from the Secretary of Energy, transmitting the Department's 15th annual report on the Automotive Technology Development Program, fiscal year 1993, pursuant to 42 U.S.C. 5914; to the Committee on Science.

481. A letter from the Secretary of Veterans Affairs, transmitting a draft of proposed legislation to amend title 38, United States Code, to increase, effective as of December 1, 1995, the rates of disability compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for survivors of such veterans, and for other purposes; to the Committee on Veterans' Affairs.

482. A letter from the Secretary of Veterans Affairs, transmitting a draft of proposed legislation to amend title 38, United States Code, to provide for cost savings in the housing loan program for veterans, to limit cost-of-living increases for Montgomery GI Bill benefits, and for other purposes; jointly, to the Committees on Veterans' Affairs and National Security.

483. A letter from the Director, Office of Management and Budget, transmitting a draft of proposed legislation to revise and streamline the acquisition laws of the Federal Government, and for other purposes; jointly, to the Committees on Government Reform and Oversight, National Security, the Judiciary, International Relations, Small Business, Science, and Commerce.

¶38.6 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.

¶38.7 PROVIDING FOR THE
CONSIDERATION OF H.R. 988

Mr. GOSS, by direction of the Committee on Rules, called up the following resolution (H. Res. 104):

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. 988) to reform the Federal civil justice system. The first reading of the bill shall be dispensed with. General debate shall be confined to the bill and shall not exceed two hours 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 seven 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. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. Amend-

ments so printed shall be considered as read. 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.

When said resolution was considered. After debate,

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

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

¶38.8 MESSAGE FROM THE PRESIDENT—
FLOOD PLAIN MANAGEMENT

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

To the Congress of the United States:

It is with great pleasure that I transmit *A Unified National Program for Floodplain Management* to the Congress. The Unified National Program responds to section 1302(c) of the National Flood Insurance Act of 1968 (Public Law 90-448), which calls upon the President to report to the Congress on a Unified National Program. The report sets forth a conceptual framework for managing the Nation's floodplains to achieve the dual goals of reducing the loss of life and property caused by floods and protecting and restoring the natural resources of floodplains. This document was prepared by the Federal Interagency Floodplain Management Task Force, which is chaired by FEMA.

This report differs from the 1986 and 1979 versions in that it recommends four national goals with supporting objectives for improving the implementation of floodplain management at all levels of government. It also urges the formulation of a more comprehensive, coordinated approach to protecting and managing human and natural systems to ensure sustainable development relative to long-term economic and ecological health. This report was prepared independent of *Sharing the Challenge: Floodplain Management Into the 21st Century* developed by the Floodplain Management Review Committee, which was established following the Great Midwest Flood of 1993. However, these two reports complement and reinforce each other by the commonality of their findings and recommendations. For example, both reports recognize the importance of continuing to improve our efforts to reduce the loss of life and property caused by floods and to preserve and restore the natural resources and functions of floodplains in an economically and environmentally sound manner. This is significant in that the natural resources and func-

tions of our riverine and coastal floodplains help to maintain the viability of natural systems and provide multiple benefits for people.

Effective implementation of the Unified National Program for Floodplain Management will mitigate the tragic loss of life and property, and disruption of families and communities, that are caused by floods every year in the United States. It will also mitigate the unacceptable losses of natural resources and result in a reduction in the financial burdens placed upon governments to compensate for flood damages caused by unwise land use decisions made by individuals, as well as governments.

WILLIAM J. CLINTON.

THE WHITE HOUSE, March 6, 1995.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Banking and Financial Services.

38.9 MESSAGE FROM THE PRESIDENT— NATIONAL ENDOWMENT FOR DEMOCRACY

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

To the Congress of the United States:

Pursuant to the provisions of section 504(h) of Public Law 98-164, as amended (22 U.S.C. 4413(i)), I transmit herewith the 11th Annual Report of the National Endowment for Democracy, which covers fiscal year 1994.

Promoting democracy abroad is one of the central pillars of the United States' security strategy. The National Endowment for Democracy has proved to be a unique and remarkable instrument for spreading and strengthening the rule of democracy. By continuing our support, we will advance America's interests in the world.

WILLIAM J. CLINTON.

THE WHITE HOUSE, March 6, 1995.

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

38.10 ATTORNEY ACCOUNTABILITY

The SPEAKER pro tempore, Mr. KNOLLENBERG, pursuant to House Resolution 104 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. 988) to reform the Federal civil justice system.

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

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

38.11 RECORDED VOTE

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

Page 3, line 20, insert before the period the following: "or, if the offeree made an offer

under this subsection, from the date the last such offer by the offeree was made".

Page 4, line 3, insert after "offer was made" the following: "or, if the offeree made an offer under this subsection, from the date the last such offer by the offeree was made".

It was decided in the Yeas 317 Nays 89

38.12 [Roll No. 200] AYES—317

- Archer Ensign Leach
Army Eshoo Levin
Bachus Everrett Lewis (CA)
Baker (CA) Ewing Lewis (KY)
Baker (LA) Fawell Lightfoot
Baldacci Fields (TX) Lincoln
Ballenger Flanagan Linder
Barcia Foley Livingston
Barr Forbes LoBiondo
Barrett (NE) Fowler Lofgren
Barrett (WI) Fox Longley
Bartlett Frank (MA) Lucas
Bass Franks (CT) Luther
Bateman Franks (NJ) Manzullo
Beilenson Frelinghuysen Martinez
Bentsen Frisa Martini
Beruter Funderburk Mascara
Berman Furse McCarthy
Bevill Gallegly McCollum
Bilbray Ganske McCreery
Bilirakis Gejdenson McHale
Bishop Gekas McHugh
Bliley Geren McInnis
Blute Gibbons McKeon
Boehlert Gilchrest McNulty
Boehner Gilman Meehan
Bonilla Goodlatte Menendez
Bono Goodling Metcalf
Boucher Gordon Meyers
Brewster Goss Mica
Browder Graham Miller (FL)
Brownback Green Minge
Bryant (TN) Greenwood Molinari
Bunn Gunderson Mollohan
Burton Gutknecht Montgomery
Buyer Hall (OH) Moorhead
Callahan Hall (TX) Moran
Calvert Hamilton Morella
Camp Hancock Myers
Canady Hansen Myrick
Cardin Harman Nadler
Castle Hastert Neal
Chabot Hastings (WA) Nethercutt
Chambliss Hayes Neumann
Chapman Hayworth Ney
Chenoweth Heineman Norwood
Christensen Herger Nussle
Chryslers Hilleary Obey
Clayton Hobson Olver
Clement Hoekstra Ortiz
Clinger Hoke Orton
Coble Holden Oxley
Coburn Horn Packard
Collins (GA) Hostettler Pallone
Combost Houghton Parker
Cooley Hoyer Paxon
Cox Hunter Payne (VA)
Cramer Hutchinson Peterson (FL)
Crane Hyde Peterson (MN)
Crapo Inglis Pombo
Creameans Istook Pomeroy
Cubin Jackson-Lee Porter
Cunningham Johnson (CT) Pryce
Danner Johnson, Sam Quillen
Davis Jones Quinn
de la Garza Kaptur Rahall
Deal Kasich Ramstad
DeFazio Kennedy (MA) Reed
DeLay Kennedy (RI) Regula
Diaz-Balart Kennelly Riggs
Dickey Kim Roberts
Dicks King Roemer
Dixon Kingston Rohrabacher
Doggett Kleczka Ros-Lehtinen
Doolittle Klink Royce
Dornan Klug Salmon
Doyle Knollenberg Sanford
Dreier Kolbe Sawyer
Duncan LaFalce Saxton
Dunn LaHood Scarborough
Edwards Lantos Schroeder
Ehlers Largent Schumer
Ehrlich Latham Seastrand
Emerson LaTourrette Sensenbrenner
Engel Laughlin Shaw
English Lazio Shays
Shuster

- Sisisky Taulzin Wamp
Skaggs Taylor (MS) Ward
Skeen Taylor (NC) Watts (OK)
Smith (MI) Tejada Waxman
Smith (NJ) Thomas Weldon (FL)
Smith (TX) Thornberry Weldon (PA)
Smith (WA) Thurman Weller
Solomon Tiahrt White
Souder Torkildsen Whitfield
Spence Torres Wicker
Spratt Torricelli Wilson
Stearns Traficant Wolf
Stenholm Upton Woolsey
Stockman Vento Wyden
Stump Volkmer Young (AK)
Stupak Vucanovich Young (FL)
Talent Waldholtz Zeliff
Tanner Walker Zimmer
Tate Walsh

NOES—89

- Abercrombie Gutierrez Reynolds
Ackerman Hastings (FL) Richardson
Allard Hefley Rivers
Andrews Hilliard Rose
Baesler Hinchey Roybal-Allard
Bonior Jacobs Rush
Borski Jefferson Sabo
Clay Johnson (SD) Sanders
Clyburn Johnson, E. B. Schaefer
Coleman Kanjorski Scott
Collins (IL) Kildee Serrano
Collins (MI) Lewis (GA) Shadegg
Conyers Lipinski Skelton
Costello Lowey Slaughter
Coyne Manton Stark
DeLauro Markey Stokes
Dellums Matsui Studds
Deutsch McDermott Thompson
Dingell McKinney Thornton
Durbin Mineta Towns
Evans Mink Tucker
Farr Moakley Velazquez
Fattah Murtha Visclosky
Fazio Oberstar Waters
Filner Owens Watt (NC)
Flake Pastor Williams
Foglietta Payne (NJ) Wise
Frost Petri Wynn
Gephardt Pickett Yates
Gonzalez Poshard

NOT VOTING—28

- Barton Ford Pelosi
Becerra Gillmor Portman
Brown (CA) Hefner Radanovich
Brown (FL) Johnston Rangel
Brown (OH) Maloney Rogers
Bryant (TX) McDade Roth
Bunning McIntosh Roukema
Condit Meek Schiff
Dooley Mfume
Fields (LA) Miller (CA)

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

38.13 RECORDED VOTE

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

Strike section 2 and insert the following:

SEC. 2. FRIVOLOUS ACTIONS.

(a) GENERAL RULE.—

(1) SIGNING OF COMPLAINT.—The signing or verification of a complaint in all civil actions in Federal court constitutes a certificate that to the signatory's or verifier's best knowledge, information, and belief, formed after reasonable inquiry, the action is not frivolous as determined under paragraph (2).

(2) DEFINITIONS.—

(A) For purposes of this section, an action is frivolous if the complaint is—

- (i) groundless and brought in bad faith;
(ii) groundless and brought for the purpose of harassment; or
(iii) groundless and brought for any improper purpose.

(B) For purposes of subparagraph (A), the term "groundless" means—

(i) no basis in fact; or
(ii) not warranted by existing law or a good faith argument for the extension, modification, or reversal of existing law.

(b) DETERMINATION THAT AN ACTION IS FRIVOLOUS.—

(1) MOTION FOR DETERMINATION.—Not later than 90 days after the date the complaint in any action in a Federal court is filed, the defendant to the action may make a motion that the court determine if the action is frivolous.

(2) COURT ACTION.—The court in any action in Federal court shall on the motion of a defendant or on its own motion determine if the action is frivolous.

(c) CONSIDERATIONS.—In making its determination of whether an action is frivolous, the court shall take into account—

(1) the multiplicity of parties;
(2) the complexity of the claims and defenses;

(3) the length of time available to the party to investigate and conduct discovery; and

(4) affidavits, depositions, and any other relevant matter.

(d) SANCTION.—If the court determines that the action is frivolous, the court shall impose an appropriate sanction on the signatory or verifier of the complaint and the attorney of record. The sanction shall include the following—

(1) the striking of the complaint;
(2) the dismissal of the party; and
(3) an order to pay to the defendant the amounts of the reasonable expenses incurred because of the filing of the action, including costs, witness fees, fees of experts, discovery expenses, and reasonable attorney's fees calculated on the basis of an hourly rate which may not exceed that which the court considers acceptable in the community in which the attorney practices law, taking into account the attorney's qualifications and experience and the complexity of the case, except that the amount of expenses which may be ordered under this paragraph may not exceed—

(A) the actual expenses incurred by the plaintiff because of the filing of the action; and

(B) to the extent that such expenses were not incurred because of a contingency agreement, the reasonable expenses that would have been incurred in the absence of the contingency agreement.

(e) CONSTRUCTION.—For purposes of this section the amount requested for damages in a complaint does not constitute a frivolous action.

Page 7, line 7, strike "The amendment made by section" and insert "Section".

Page 7, line 1, strike "SEC. 5." and insert "SEC. 6.".

Page 7, line 7, strike "The" and insert "Section 5 and the".

It was decided in the { Yeas 186
negative } Nays 235

Amendment submitted by Mr.MCHALE:

After section 4, insert the following:

SEC. 5. FRIVOLOUS ACTIONS.

(a) GENERAL RULE.—

(1) SIGNING OF COMPLAINT.—The signing or verification of a complaint in all civil actions in Federal court constitutes a certificate that to the signatory's or verifier's best knowledge, information, and belief, formed after reasonable inquiry, the action is not frivolous as determined under paragraph (2).

(2) DEFINITIONS.—

(A) For purposes of this section, an action is frivolous if the complaint is—

(i) groundless and brought in bad faith;
(ii) groundless and brought for the purpose of harassment; or
(iii) groundless and brought for any improper purpose.

(B) For purposes of subparagraph (A), the term "groundless" means—

(i) no basis in fact; or
(ii) not warranted by existing law or a good faith argument for the extension, modification, or reversal of existing law.

(b) DETERMINATION THAT AN ACTION IS FRIVOLOUS.—

(1) MOTION FOR DETERMINATION.—Not later than 90 days after the date the complaint in any action in a Federal court is filed, the defendant to the action may make a motion that the court determine if the action is frivolous.

(2) COURT ACTION.—The court in any action in Federal court shall on the motion of a defendant or on its own motion determine if the action is frivolous.

(c) CONSIDERATIONS.—In making its determination of whether an action is frivolous, the court shall take into account—

(1) the multiplicity of parties;
(2) the complexity of the claims and defenses;

(3) the length of time available to the party to investigate and conduct discovery; and

(4) affidavits, depositions, and any other relevant matter.

(d) SANCTION.—If the court determines that the action is frivolous, the court shall impose an appropriate sanction on the signatory or verifier of the complaint and the attorney of record. The sanction shall include the following—

(1) the striking of the complaint;
(2) the dismissal of the party; and
(3) an order to pay to the defendant the amounts of the reasonable expenses incurred because of the filing of the action, including costs, witness fees, fees of experts, discovery expenses, and reasonable attorney's fees calculated on the basis of an hourly rate which may not exceed that which the court considers acceptable in the community in which the attorney practices law, taking into account the attorney's qualifications and experience and the complexity of the case, except that the amount of expenses which may be ordered under this paragraph may not exceed—

(A) the actual expenses incurred by the plaintiff because of the filing of the action; and

(B) to the extent that such expenses were not incurred because of a contingency agreement, the reasonable expenses that would have been incurred in the absence of the contingency agreement.

(e) CONSTRUCTION.—For purposes of this section the amount requested for damages in a complaint does not constitute a frivolous action.

Page 7, line 1, strike "SEC. 5." and insert "SEC. 6.".

Page 7, line 7, strike "The" and insert "Section 5 and the".

It was decided in the { Yeas 186
negative } Nays 235

Page 7, line 1, strike "SEC. 5." and insert "SEC. 6.".

Page 7, line 7, strike "The" and insert "Section 5 and the".

It was decided in the { Yeas 186
negative } Nays 235

Amendment submitted by Mr.MCHALE:

After section 4, insert the following:

SEC. 5. FRIVOLOUS ACTIONS.

(a) GENERAL RULE.—

(1) SIGNING OF COMPLAINT.—The signing or verification of a complaint in all civil actions in Federal court constitutes a certificate that to the signatory's or verifier's best knowledge, information, and belief, formed after reasonable inquiry, the action is not frivolous as determined under paragraph (2).

(2) DEFINITIONS.—

(A) For purposes of this section, an action is frivolous if the complaint is—

(i) groundless and brought in bad faith;
(ii) groundless and brought for the purpose of harassment; or
(iii) groundless and brought for any improper purpose.

(B) For purposes of subparagraph (A), the term "groundless" means—

(i) no basis in fact; or
(ii) not warranted by existing law or a good faith argument for the extension, modification, or reversal of existing law.

- Hastings (FL)
Hayes
Hilliard
Hinchey
Holden
Hoyer
Jackson-Lee
Jacobs
Jefferson
Johnson (SD)
Johnson, E. B.
Johnston
Kanjorski
Kaptur
Kennedy (MA)
Kennedy (RI)
Kennelly
Kildee
Klecza
Klink
Owens
Pallone
Pastor
Payne (NJ)
Peterson (FL)
Peterson (MN)
Pomeroy
Poshard
Rahall
Reed
Lowey
Luther
Maloney
Manton
Markey
Martinez
Mascara
Matsui
McCarthy
McDermott
McKinney
Meehan
Meek
Menendez
Mfume
Minge
Mink
Moakley
Mollohan
Moran
Morella
Murtha
Nadler
Neal
Oberstar
Obey
Oliver
Orton
Owens
Pallone
Pastor
Payne (NJ)
Peterson (FL)
Peterson (MN)
Pomeroy
Poshard
Rahall
Reed
Lowey
Luther
Maloney
Manton
Markey
Martinez
Mascara
Matsui
McCarthy
Dunn
Ehlers
Emerson
Ensign
Everett
Ewing
Fawell
Fields (TX)
Flanagan
Foley
Forbes
Fowler
Franks (CT)
Franks (NJ)
Frelinghuysen
Frisa
Funderburk
Gallegly
Ganske
Gekas
Geren
Gilchrest
Gillmor
Goodlatte
Goodling
Goss
Graham
Greenwood
Gunderson
Gutknecht
Hall (TX)
Hancock
Hansen
Hastert
Hastings (WA)
Hayworth
Hefley
Heineman
Herger
Hilleary
Hobson
Hoekstra
Hoke
Horn
Hostettler
Houghton
Cox
Crane
Crapo
Creameans
Cubin
Cunningham
Danner
Davis
de la Garza
Deal
DeLay
Dickey
Doolittle
Dornan
Dreier
Knollenberg
Kolbe
LaHood
Largent
Latham
LaTourette
Lazio
Leach
Lewis (CA)
Lewis (KY)
Lightfoot
Linder
Livingston
LoBiondo
Lucas
Manzullo
Martini
McCollum
McCrery
McHale
McHugh
McInnis
McKeon
McNulty
Metcalf
Meyers
Mica
Miller (FL)
Mineta
Molinari
Montgomery
Moorhead
Myers
Myrick
Nethercutt
Neumann
Ney
Norwood
Nussle
Ortiz
Oxley
Packard
Parker
Paxon
Payne (VA)
Petri
Pickett
Pombo
Porter
Portman
Pryce
Quillen
Quinn
Radanovich
Ramstad
Regula
Riggs
Roberts
Rogers
Rohrabacher

NOES—235

38.14

[Roll No. 201]

AYES—186

- Ackerman
Andrews
Baesler
Baldacci
Barcia
Barrett (WI)
Bateman
Beilenson
Bentsen
Berman
Bevill
Bishop
Bonior
Borski
Boucher
Browder
Brown (CA)
Brown (FL)
Brown (OH)
Bryant (TX)
Cardin
Clay
Clayton
Clement
Clyburn
Collins (IL)
Collins (MI)
Conyers
Costello
Coyne
Cramer
DeFazio
DeLauro
Dellums
Deutsch
Diaz-Balart
Dicks
Dingell
Dixon
Doggett
Gilman
Doyle
Duncan
Durbin
Edwards
Ehrlich
Engel
English
Eshoo
Evans
Farr
Fattah
Fazio
Fields (LA)
Finler
Flake
Foglietta
Ford
Fox
Frank (MA)
Frost
Furse
Gejdenson
Gephardt
Gilman
Gonzalez
Gordon
Green
Gutierrez
Hall (OH)
Hamilton
Harman

Ros-Lehtinen Smith (WA) Upton
Roukema Solomon Vucanovich
Royce Souder Waldholtz
Salmon Spence Walker
Sanford Stearns Walsh
Saxton Stenholm Wamp
Scarborough Stockman Watts (OK)
Schaefer Stump Weldon (FL)
Schiff Talent Weller
Seastrand Tate White
Sensenbrenner Tauzin Whitfield
Shadegg Taylor (MS) Wicker
Shaw Taylor (NC) Wolf
Shays Tejada Young (AK)
Shuster Thomas Young (FL)
Skeen Thornberry Zeliff
Smith (MI) Tiaht Zimmer
Smith (NJ) Torkildsen
Smith (TX) Traficant

NOT VOTING—13

Becerra Gibbons Pelosi
Bunning Hefner Rangel
Coburn McDade Roth
Coleman McIntosh
Condit Miller (CA)

So the amendment to the amendment was not agreed to.

38.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the foregoing amendment submitted by Mr. MCHALE.

It was decided in the Yeas 115
negative Nays 306

38.16 [Roll No. 202]
AYES—115

Andrews Gilman Obey
Baker (CA) Gonzalez Orton
Barrett (WI) Goodlatte Pallone
Bateman Gordon Parker
Beilenson Goss Peterson (FL)
Bentsen Green Petri
Bevill Greenwood Pomeroy
Bilbray Gutknecht Porter
Bishop Hall (OH) Rahall
Blute Harman Ros-Lehtinen
Boucher Herger Sanford
Brown (OH) Hoke Sanford
Chenoweth Holden Sawyer
Combust Horn Scarborough
Coyne Inglis Schumer
Cramer Jefferson Shadegg
Crapo Johnston Sisisky
Davis Kanjorski Smith (MI)
DeLay Kaptur Souder
Deutsch Kelly Spence
Diaz-Balart Klink Stark
Dingell Kolbe Stenholm
Dooley Latham Studds
Doolittle Lazio Taylor (MS)
Doyle Levin Torkildsen
Duncan Lincoln Torricelli
Engel Luther Traficant
English Manton Tucker
Ensign Mascara Upton
Fazio McCollum Visclosky
Foglietta McHale Vucanovich
Forbes McKinney Waldholtz
Fowler Meek Weldon (FL)
Fox Meyers Weldon (PA)
Frank (MA) Mineta Wicker
Franks (NJ) Mollohan Wise
Gejdenson Montgomery Zimmer
Gephardt Moran
Gilchrist Murtha

NOES—306

Abercrombie Bereuter Bryant (TX)
Ackerman Berman Bunn
Allard Bilirakis Burr
Archer Bliley Burton
Armey Boehlert Buyer
Bachus Boehner Callahan
Baesler Bonilla Calvert
Baker (LA) Bonior Camp
Baldacci Bono Canady
Ballenger Borski Cardin
Barcia Brewster Castle
Barr Browder Chabot
Barrett (NE) Brown (CA) Chambliss
Bartlett Brown (FL) Chapman
Barton Brownback Christensen
Bass Bryant (TN) Chrysler

Clay Istook Poshard
Clayton Jackson-Lee Pryce
Clement Jacobs Quillen
Clinger Johnson (CT) Quinn
Clyburn Johnson (SD) Radanovich
Coble Johnson, E. B. Ramstad
Collins (GA) Johnson, Sam Reed
Collins (IL) Jones Regula
Collins (MI) Kasich Reynolds
Conyers Kennedy (MA) Richardson
Cooley Kennedy (RI) Riggs
Costello Kennelly Rivers
Cox Kildee Roberts
Crane Kim Roemer
Cremeans King Rogers
Cubin Kingston Rohrabacher
Cunningham Kleczka Rose
Danner Klug Roukema
de la Garza Knollenberg Roybal-Allard
Deal LaFalce Royce
DeFazio LaHood Sabo
DeLauro Lantos Salmon
Dellums Largent Sanders
Dickey LaTourrette Saxton
Dicks Laughlin Schaefer
Dixon Leach Schiff
Doggett Lewis (CA) Schroeder
Dornan Lewis (GA) Scott
Dreier Lewis (KY) Seastrand
Dunn Lightfoot Sensenbrenner
Durbin Linder Serrano
Edwards Lipinski Shaw
Ehlers Livingston Shays
Ehrlich LoBiondo Shuster
Emerson Lofgren Skaggs
Eshoo Longley Skeen
Evans Lowey Skelton
Everett Lucas Slaughter
Ewing Maloney Smith (NJ)
Farr Manullo Smith (TX)
Fattah Markey Smith (WA)
Fawell Martinez Solomon
Fields (LA) Martini Spratt
Fields (TX) Matsui Stearns
Filner McCarthy Stockman
Flake McCrery Stokes
Flanagan McDermott Stump
Foley McHugh Stupak
Ford McInnis Talent
Franks (CT) McKeon Tanner
Frelinghuysen McNulty Tate
Frisa Meehan Tauzin
Frost Menendez Taylor (NC)
Funderburk Metcalf Tejada
Furse Mfume Thomas
Gallegly Mica Thompson
Ganske Miller (FL) Thornberry
Gekas Minge Thornton
Geren Mink Thurman
Gillmor Moakley Tiaht
Gooding Molinari Torres
Graham Moorhead Towns
Gunderson Morella Velazquez
Gutierrez Myers Vento
Hall (TX) Myrick Volkmer
Hamilton Nader Walker
Hancock Neal Walsh
Hansen Nethercutt Wamp
Hastert Neumann Ward
Hastings (FL) Ney Waters
Hastings (WA) Norwood Watt (NC)
Hayes Nussle Watts (OK)
Hayworth Oberstar Waxman
Hefley Olver Weller
Heineman Ortiz White
Hilleary Owens Whitfield
Hilliard Oxley Williams
Hinchee Packard Wilson
Hobson Pastor Wolf
Hoekstra Paxon Woolsey
Hostettler Payne (NJ) Wyden
Houghton Payne (VA) Wynn
Hoyer Peterson (MN) Yates
Hunter Pickett Young (AK)
Hutchinson Pombo Young (FL)
Hyde Portman Zeliff

NOT VOTING—13

Becerra Gibbons Pelosi
Bunning Hefner Rangel
Coburn McDade Roth
Coleman McIntosh
Condit Miller (CA)

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

38.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the

Whole on the following amendment submitted by Mr. HOKE:

Page 6, after line 24 (after section 4) insert the following:

SEC. 5. CONTINGENT FEES OF ATTORNEYS.

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

CHAPTER 80—CONTINGENT FEES OF ATTORNEYS

1051. Limitations on contingent fees.

1052. Definition of qualifying settlement offer.

1051. Limitations on contingent fees

(a) EFFECT OF QUALIFYING SETTLEMENT OFFER.—In any Federal civil action (except an action for the protection of civil rights, including the right to vote) in which a monetary recovery is sought, the compensation to the attorney representing a plaintiff—

(1) shall, if a qualifying settlement offer is made to and accepted by that plaintiff not exceed the lesser of—

(A) the sum of—

(i) a reasonable hourly rate, previously agreed upon by the attorney and the plaintiff, for legal work actually performed; and

(ii) actual expenses of the attorney in the action; or

(B) 10 percent of the amount of the accepted qualifying settlement offer; and

(2) shall, if no qualifying settlement offer is accepted by that plaintiff, not exceed the sum of—

(A) that portion not greater than 33 percent, agreed upon by the attorney and the plaintiff before trial, of the amount by which the final recovery in the action exceeds the amount of the final qualifying settlement offer;

(B) a reasonable hourly rate, previously agreed upon by the attorney and the plaintiff, for legal work actually performed before the final qualifying settlement offer is made; and

(C) actual expenses of the attorney in the action.

1052. Definition of qualifying settlement offer

For the purposes of this chapter a qualifying settlement offer is an offer by all defendants to—

(1) to settle all claims against the defendants in the pending action; and

(2) made not later than 60 days after the date of initial contact in writing between the attorneys for the parties notifying the defendant of the claim against the defendant.”

(b) CLERICAL AMENDMENT.—The table of chapters for part III of title 28, United States Code, is amended by adding at the end the following new item:

80. Contingent Fees of Attorneys 1051”.

Redesignate succeeding sections accordingly.

It was decided in the Yeas 71
negative Nays 347

38.18 [Roll No. 203]
AYES—71

Allard Collins (GA) Horn
Armey Combust Inglis
Baker (CA) Cox Jacobs
Ballenger Creameans Kelly
Barton Cubin Kolbe
Bereuter DeLay Lewis (KY)
Bilbray Dornan Lightfoot
Boehner Dunn Martine
Bonilla Flanagan McHugh
Bono Gunderson McInnis
Brownback Gutknecht McIntosh
Bryant (TN) Hancock Metcalf
Burr Hayworth Mica
Christensen Hefley Myrick
Chrysler Herger Norwood
Coburn Hoke Parker

Paxon
Petri
Pombo
Riggs
Rohrabacher
Royce
Salmon
Saxton

Scarborough
Schaefer
Shadegg
Shays
Smith (WA)
Solomon
Stenholm
Stockman

Stump
Tate
Taylor (NC)
Thornberry
Walker
Zeliff
Zimmer

Rose
Roukema
Roybal-Allard
Rush
Sabo
Sanders
Sanford
Sawyer
Schiff
Schroeder
Schumer
Scott
Seastrand
Sensenbrenner
Serrano
Shaw
Shuster
Sisisky
Skaggs
Skeen
Skelton
Slaughter
Smith (MI)
Smith (NJ)
Smith (TX)
Souder

Spence
Spratt
Stearns
Stokes
Studds
Stupak
Talent
Tanner
Tauzin
Taylor (MS)
Tejeda
Thomas
Thompson
Thornton
Thurman
Tiahrt
Torkildsen
Torres
Torrice
Towns
Traficant
Tucker
Upton
Velazquez
Vento
Visclosky

Volkmer
Vucanovich
Waldholtz
Walsh
Wamp
Ward
Waters
Watts (OK)
Waxman
Weldon (FL)
Weldon (PA)
Weller
White
Whitfield
Wicker
Williams
Wilson
Wise
Wolf
Woolsey
Wyden
Wynn
Yates
Young (AK)
Young (FL)

NOES—347

Abercrombie
Ackerman
Andrews
Archer
Bachus
Baesler
Baker (LA)
Baldacci
Barcia
Barr
Barrett (NE)
Barrett (WI)
Bartlett
Bass
Bateman
Beilenson
Bentsen
Berman
Bevill
Bilirakis
Bishop
Bliley
Blute
Boehlert
Bonior
Borski
Boucher
Brewster
Browder
Brown (CA)
Brown (FL)
Brown (OH)
Bryant (TX)
Bunn
Burton
Buyer
Callahan
Calvert
Camp
Canady
Cardin
Castle
Chabot
Chambliss
Chenoweth
Clay
Clayton
Clement
Clinger
Clyburn
Coble
Collins (IL)
Collins (MI)
Conyers
Cooley
Costello
Coyne
Cramer
Crane
Crapo
Cunningham
Danner
Davis
de la Garza
Deal
DeFazio
DeLauro
Dellums
Deutsch
Diaz-Balart
Dickey
Dingell
Dixon
Doggett
Dooley
Doolittle
Doyle
Dreier
Duncan
Durbin
Edwards
Ehlers
Ehrlich
Emerson
Engel
English
Ensign
Eshoo
Evans
Everett

Ewing
Farr
Fattah
Fawell
Fazio
Fields (LA)
Fields (TX)
Filner
Flake
Foglietta
Foley
Forbes
Ford
Fowler
Fox
Frank (MA)
Franks (CT)
Franks (NJ)
Frelinghuysen
Frisa
Frost
Funderburk
Furse
Gallegly
Ganske
Gejdenson
Gekas
Gephardt
Geren
Gilchrest
Gillmor
Gilman
Gonzalez
Goodlatte
Goodling
Gordon
Goss
Graham
Green
Greenwood
Gutierrez
Hall (OH)
Hall (TX)
Hamilton
Harman
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Heineman
Hilleary
Hilliard
Hinchev
Hobson
Hoekstra
Holden
Hostettler
Houghton
Hoyer
Hunter
Hutchinson
Hyde
Istook
Jackson-Lee
Jefferson
Johnson (CT)
Johnson (SD)
Johnson, E. B.
Johnson, Sam
Johnston
Jones
Kanjorski
Kaptur
Kasich
Kennedy (MA)
Kennedy (RI)
Kennelly
Kildee
Kim
King
Kingston
Klecicka
Klink
Klug
Knollenberg
LaFalce
LaHood
Lantos
Largent
Latham

LaTourette
Laughlin
Lazio
Leach
Levin
Lewis (CA)
Lewis (GA)
Lincoln
Linder
Lipinski
Livingston
LoBiondo
Lofgren
Longley
Lowey
Lucas
Luther
Maloney
Manton
Manzullo
Markey
Martini
Mascara
Matsui
McCarthy
McCullum
McCrery
McDermott
McHale
McKeon
McKinney
McNulty
Meehan
Meek
Menendez
Meyers
Mfume
Miller (FL)
Mineta
Minge
Mink
Moakley
Molinari
Mollohan
Montgomery
Moorhead
Moran
Morella
Murtha
Myers
Nadler
Neal
Nethercutt
Neumann
Ney
Nussle
Oberstar
Obey
Olver
Ortiz
Orton
Owens
Oxley
Packard
Pallone
Pastor
Payne (NJ)
Payne (VA)
Peterson (FL)
Peterson (MN)
Pickett
Pomeroy
Porter
Portman
Poshard
Pryce
Quillen
Quinn
Radanovich
Rahall
Ramstad
Reed
Regula
Reynolds
Richardson
Rivers
Roberts
Roemer
Rogers
Ros-Lehtinen

Becerra
Bunning
Chapman
Coleman
Condit
Dicks

NOT VOTING—16

Gibbons
Hansen
Hefner
McDade
Miller (CA)
Pelosi

Rangel
Roth
Stark
Watt (NC)

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. KINGSTON, assumed the Chair.

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

¶38.19 PROVIDING FOR THE
CONSIDERATION OF H.R. 1058

Mr. SOLOMON, by direction of the Committee on Rules, reported (Rept. No. 104-68) the resolution (H. Res. 105) providing for the consideration of the bill (H.R. 1058) to reform Federal securities litigation, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶38.20 COMMITTEES AND SUBCOMMITTEES
TO SIT

On motion of Mr. SOLOMON, by unanimous consent, the following committees and their subcommittees were granted permission to sit during the 5-minute rule on Tuesday, March 7, 1995: the Committee on Agriculture, the Committee on Banking and Financial Services, the Committee on Economic and Educational Opportunities, the Committee on Government Reform and Oversight, the Committee on National Security, the Committee on Resources, the Committee on Transportation and Infrastructure, the Committee on Veterans' Affairs, and the Permanent Select Committee on Intelligence.

¶38.21 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. RANGEL, for today and balance of the week;

To Mr. ROGERS, for today until 7:15 p.m.; and

To Mr. BUNNING, for today.

And then,

¶38.22 ADJOURNMENT

On motion of Mr. CLYBURN, at 10 o'clock and 59 minutes p.m., the House adjourned.

¶38.23 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. CANADY: Committee on the Judiciary. House Joint Resolution 2. Resolution proposing an amendment to the Constitution of the United States with respect to the number of terms of office of Members of the Senate and the House of Representatives; with an amendment (Rept. No. 104-67). Referred to the House Calendar.

Mr. DREIER: Committee on Rules. House Resolution 105. Resolution providing for consideration of the bill (H.R. 1058) to reform Federal securities litigation, and for other purposes (Rept. No. 104-68). Referred to the House Calendar.

¶38.24 PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. THOMAS:

H.R. 1134. A bill to amend title XVIII of the Social Security Act to extend certain savings provisions under the Medicare Program, as incorporated in the budget submitted by the President for fiscal year 1996; to the Committee on Ways and Means, and in addition to the Committee on Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROBERTS:

H.R. 1135. A bill to improve the Commodity Distribution Programs of the Department of Agriculture, to reform and simplify the Food Stamp Program, and for other purposes; to the Committee on Agriculture.

By Mr. GILMAN (for himself, Mr. FILLNER, Mr. EVANS, Mr. TORRICELLI, Mr. UNDERWOOD, Mr. CUNNINGHAM, Mrs. MINK of Hawaii, Mr. LANTOS, Ms. PELOSI, Mr. YATES, Mr. FROST, Mr. MINETA, Mr. FALEOMAVAEGA, Mr. ABERCROMBIE, Mr. STARK, Ms. LOFGREN, Mr. BILBRAY, and Mr. SERRANO):

H.R. 1136. A bill to amend title 38, United States Code, to deem certain service in the organized military forces of the Government of the Commonwealth of the Philippines and the Philippine Scouts to have been active service for purposes of benefits under programs administered by the Secretary of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. LAHOOD (for himself and Mr. INGLIS of South Carolina):

H.R. 1137. A bill to amend title 39, United States Code, to prevent certain types of mail matter from being sent by a Member of the House of Representatives as part of a mass mailing; to the Committee on House Oversight, and in addition to the Committee on Government Reform and Oversight, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCDERMOTT:

H.R. 1138. A bill to amend the Internal Revenue Code of 1986 to reduce the harbor maintenance tax if the Harbor Maintenance Trust Fund is overfunded; to the Committee on Ways and Means.

By Mr. SAXTON (for himself and Mr. STUDDS):

H.R. 1139. A bill to amend the Atlantic Striped Bass Conservation Act, and for other purposes; to the Committee on Resources.

By Mr. SCHUMER:

H.R. 1140. A bill to amend the Public Health Service Act to provide for the prevention, control, and elimination of tuberculosis; to the Committee on Commerce.

By Mr. YOUNG of Alaska (for himself, Mr. SAXTON, and Mr. STUDDS):

H.R. 1141. A bill to amend the act popularly known as the "Sikes Act" to enhance fish and wildlife conservation and natural resources management programs; to the Committee on Resources.

By Ms. ESHOO:

H.J. Res. 75. Joint resolution proposing an amendment to the Constitution of the United States to provide for 4-year terms for Members of the House of Representatives and to provide that Members may not serve more than three terms; to the Committee on the Judiciary.

By Mr. LANTOS (for himself, Mr. SOL-OMON, and Mr. TORRICELLI):

H. Con. Res. 33. Concurrent resolution expressing the sense of the Congress regarding a private visit by President Lee Teng-hui of the Republic of China on Taiwan to the United States; to the Committee on International Relations.

By Mr. POMBO (for himself, Mr. YOUNG of Alaska, Mr. LUCAS, Mr. TALENT, Mr. CRANE, Mr. SHADEGG, Mr. CUNNINGHAM, Mr. BILBRAY, Mr. DOOLITTLE, Mr. SCHAEFER, Mr. TAUZIN, Mr. STUMP, Mrs. CHENOWETH, Mrs. CUBIN, Mr. BAKER of California, Mr. RIGGS, Mr. HUNTER, Mr. COOLEY, Mr. GRAHAM, and Mr. WAMP):

H. Res. 106. Resolution requiring that certain introduced measures be accompanied by statements of the constitutional authority for enacting them; to the Committee on Rules.

By Mr. THOMAS:

H. Res. 107. Resolution providing amounts for the expenses of certain committees of the House of Representatives in the 104th Congress; to the Committee on House Oversight.

¶38.25 MEMORIALS

Under clause 4 of rule XXII,

23. The SPEAKER presented a memorial of the General Assembly of the Commonwealth of Virginia, relative to a balanced budget requirement and Presidential line-item veto; to the Committee on the Judiciary.

¶38.26 ADDITIONAL SPONSORS

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

- H.R. 24: Mr. SMITH of Michigan.
- H.R. 42: Mr. ACKERMAN, Mr. SERRANO, Mr. BECERRA, and Ms. VELAZQUEZ.
- H.R. 70: Mr. STENHOLM.
- H.R. 104: Ms. FURSE.
- H.R. 151: Mr. MCHUGH.
- H.R. 157: Mr. BURR.
- H.R. 218: Mr. HASTINGS of Washington.
- H.R. 246: Mr. ZIMMER.
- H.R. 253: Mr. FILNER, Mr. GALLEGLY, Mr. MARTINEZ, and Ms. PELOSI.
- H.R. 312: Mr. INGLIS of South Carolina and Mr. WELLER.
- H.R. 345: Mr. BREWSTER and Mr. STOCKMAN.
- H.R. 354: Mr. SKEEN.
- H.R. 371: Mr. SOLOMON and Mr. WILLIAMS.
- H.R. 372: Mr. ROHRBACHER.
- H.R. 373: Mr. EWING and Mr. PARKER.
- H.R. 408: Mr. FRANKS of Connecticut.
- H.R. 426: Mrs. CHENOWETH, Mr. LIPINSKI, and Mr. CALVERT.
- H.R. 427: Mrs. SEASTRAND, Mr. ROYCE, Mr. BREWSTER, Mr. HOSTETTLER, and Mr. CRAPO.

H.R. 438: Mr. BILBRAY, Mr. FOLEY, and Mr. NORWOOD.

H.R. 485: Mr. PARKER.

H.R. 556: Mr. TEJEDA, Mr. ORTIZ, and Mr. BENTSEN.

H.R. 557: Mr. TEJEDA, Mr. ORTIZ, and Mr. BENTSEN.

H.R. 569: Mr. BERMAN.

H.R. 570: Mr. LIPINSKI, Mr. FAZIO of California, Mr. PETRI, Mr. FROST, and Mr. SAXTON.

H.R. 580: Mr. TATE.

H.R. 733: Mr. UPTON, Ms. RIVERS, and Mr. HINCHEY.

H.R. 734: Mr. UPTON, Ms. RIVERS, and Mr. HINCHEY.

H.R. 752: Mr. WHITE and Mr. CHRISTENSEN.

H.R. 759: Mr. GUTKNECHT.

H.R. 783: Mr. STUPAK and Mr. POMEROY.

H.R. 789: Mr. EWING, Mr. THORNBERRY, Mr. SOUDER, and Mr. TORRICELLI.

H.R. 849: Mr. BROWN of Ohio and Mr. DURBIN.

H.R. 873: Mr. GILLMOR, Mr. ZELIFF, Mr. POSHARD, and Mr. SANFORD.

H.R. 910: Mr. THOMPSON, Mr. UNDERWOOD, Mr. MINGE, Mr. HINCHEY, and Mr. FATTAH.

H.R. 928: Mr. LIPINSKI, Mr. GORDON, and Mr. MCHUGH.

H.R. 959: Mr. BEILENSEN.

H.R. 963: Mr. MILLER of Florida, Mr. PETERSON of Florida, Mr. STEARNS, Mr. BENTSEN, Mr. BARRETT of Wisconsin, and Mr. MCHUGH.

H.R. 1005: Mr. WELDON of Florida, Mr. JONES, Mr. WELLER, Mr. BLUTE, Mrs. CHENOWETH, and Mr. CALVERT.

H.R. 1021: Mr. LIPINSKI.

H.R. 1023: Mr. OLVER.

H.R. 1024: Mr. MCKEON.

H.R. 1058: Mr. KLUG and Mr. FRISA.

H.R. 1093: Mr. MINGE and Mr. BAESLER.

H.R. 1114: Mr. WYDEN.

H.R. 1118: Mr. EMERSON, Mr. DORNAN, Mr. CHRISTENSEN, and Mrs. CHENOWETH.

H.J. Res. 56: Mr. LIPINSKI.

H.J. Res. 61: Mr. EMERSON, Mr. MCINTOSH, and Mr. TIAHRT.

H. Con. Res. 12: Mr. LAUGHLIN, Ms. BROWN of Florida, and Mr. DIAZ-BALART.

H. Con. Res. 31: Mr. FRANKS of Connecticut, Mr. MANTON, Mr. DIAZ-BALART, Mr. DELLUMS, Ms. LOFGREN, and Ms. FURSE.

H. Res. 24: Mr. FORBES, Mr. LAHOOD, Mr. CUNNINGHAM, Mr. WICKER, Mr. SAXTON, Mr. ROHRBACHER, Mr. ENGLISH of Pennsylvania, and Mr. BAKER of Louisiana.

H. Res. 30: Mr. TATE, Mr. CLYBURN, Mr. STUDDS, Mr. HINCHEY, and Mr. PARKER.

¶38.27 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. BROWNBACK and Mrs. MYRICK.

TUESDAY, MARCH 7, 1995 (39)

¶39.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mrs. WALDHOLTZ, at 9:30 a.m., who laid before the House the following communication:

WASHINGTON, DC,
March 7, 1995.

I hereby designate the Honorable ENID G. WALDHOLTZ to act as Speaker pro tempore on this day.

NEWT GINGRICH,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Wednesday, January 4,

1995 and Thursday, February 16, 1995, Members were recognized for "morning hour" debates.

¶39.2 RECESS—10:28 A.M.

The SPEAKER pro tempore, Mrs. WALDHOLTZ, pursuant to clause 12 of rule I, declared the House in recess until 11:00 a.m.

¶39.3 AFTER RECESS—11:00 A.M.

The SPEAKER called the House to order.

¶39.4 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Monday, March 6, 1995.

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

¶39.5 COMMUNICATIONS

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

484. A letter from the Under Secretary of Defense, transmitting a report of five related violations of the Anti-Deficiency Act, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

485. A letter from the Under Secretary of Defense, transmitting a report of a violation of the Anti-Deficiency Act which occurred in the Department of the Air Force, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

486. A letter from the Secretary of Defense, transmitting the Department's annual report to the President and the Congress, February 1995, pursuant to 10 U.S.C. 113(c) and (e); to the Committee on National Security.

487. A communication from the President of the United States, transmitting the bi-monthly report on progress toward a negotiated solution of the Cyprus problem, including any relevant reports from the Secretary General of the United Nations, pursuant to 22 U.S.C. 2373(c); to the Committee on International Relations.

488. A letter from the Inspector General, Agency for International Development, transmitting an audit of USAID's compliance with the lobbying restriction requirements in 31 U.S.C. 1352, pursuant to Public Law 101-121, section 319(a)(1) (103 Stat. 753); to the Committee on Government Reform and Oversight.

489. A letter from the Chair, Federal Energy Regulatory Commission, transmitting a report of activities under the Freedom of Information Act for calendar year 1994, pursuant to 5 U.S.C. 552(e); to the Committee on Government Reform and Oversight.

490. A letter from the Chairman, National Credit Union Administration, transmitting a report of activities under the Freedom of Information Act for calendar year 1994, pursuant to 5 U.S.C. 552; to the Committee on Government Reform and Oversight.

491. A letter from the Chairman, Administrative Conference of the United States, transmitting a draft of proposed legislation to amend the Administrative Conference Act; to the Committee on the Judiciary.

492. A letter from the Administrator, Federal Aviation Administration, transmitting the FAA report of progress on developing and certifying the Traffic Alert and Collision Avoidance System [TCAS] for the period October through December 1994, pursuant to Public Law 100-223, section 203(b) (101 Stat. 1518); jointly, to the Committees on Transportation and Infrastructure and Science.