

H.R. 733: Mr. HOKE.
 H.R. 734: Mr. HOKE.
 H.R. 757: Mr. UPTON.
 H.R. 791: Mr. HOEKSTRA.
 H.R. 800: Mr. WHITFIELD.
 H.R. 801: Mr. CANADY, Mr. LAHOOD, Mr. MCINNIS, Mr. BILIRAKIS, Mr. BRYANT of Tennessee, Mr. CALVERT, Mr. MCHUGH, Mr. LARGENT, Mr. JOHNSTON of Florida, Mr. WAMP, Mr. COBURN, Mr. WATTS of Oklahoma, Mr. BARRETT of Wisconsin, and Mr. FORBES.
 H.R. 804: Mr. METCALF.
 H.R. 805: Mr. BONIOR, Ms. WATERS, Ms. MCKINNEY, and Mr. LEWIS of Georgia.
 H.R. 820: Mr. BRYANT of Tennessee and Mr. BEVILL.
 H.R. 867: Mr. GUTIERREZ, Mr. NADLER, and Mr. OWENS.
 H.R. 928: Mr. WICKER.
 H.R. 1023: Mr. REYNOLDS and Ms. PRYCE.
 H.R. 1047: Mr. BRYANT of Tennessee and Mr. GOODLATTE.
 H.R. 1094: Mr. LIPINSKI, Mr. BARRETT of Wisconsin, Ms. DANNER, Mr. GENE GREEN of Texas, Mrs. KELLY, and Mr. ROMERO-BARCELO.
 H.R. 1169: Mr. BOUCHER, Mr. GOODLATTE, Mr. YATES, and Mr. DAVIS.
 H.J. Res. 8: Ms. PRYCE.
 H.J. Res. 76: Mr. INGLIS of South Carolina, Mr. FORBES, Mr. ENGLISH of Pennsylvania, Mr. SOUDER, Mr. GOSS, Mr. LAHOOD, and Mr. ARMEY.
 H. Con. Res. 12: Mr. BATEMAN, Mr. BOEHLERT, and Mr. CALVERT.
 H. Con. Res. 25: Ms. PRYCE.
 H. Res. 28: Mr. DEAL of Georgia, Mr. SCHIFF, Mr. BAKER of Louisiana, and Mr. HERGER.

THURSDAY, MARCH 16, 1995 (46)

¶46.1 DESIGNATION OF SPEAKER PRO TEMPORE

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

WASHINGTON, DC,
 March 16, 1995.

I hereby designate the Honorable JOHN LINDER to act as Speaker pro tempore on this day.

NEWT GINGRICH,
Speaker of the House of Representatives.

¶46.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. LINDER, announced he had examined and approved the Journal of the proceedings of Wednesday, March 15, 1995.

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

¶46.3 COMMUNICATIONS

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

549. A letter from the Chairman, Nuclear Regulatory Commission, transmitting a draft of proposed legislation to authorize appropriations for the Nuclear Regulatory Commission for fiscal years 1996 and 1997 and for other purposes, pursuant to 31 U.S.C. 1110; to the Committee on Commerce.

550. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed manufacturing license agreement with Australia (Transmittal No. DTC-4-95), pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

551. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed man-

ufacturing license agreement for the production of major military equipment with Korea (Transmittal No. DTC-2-95), pursuant to 22 U.S.C. 2776 (c) and (d); to the Committee on International Relations.

552. 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 Russia/Kazakhstan (Transmittal No. DTC-37-94), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

553. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed technical assistance agreement for an export license of defense services sold commercially to Saudi Arabia (Transmittal No. MC-6-95), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

554. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed manufacturing license agreement for production of major military equipment with Japan (Transmittal No. DTC-38-94), pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

555. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed technical assistance agreement for an export license of major defense services sold commercially to Kuwait (Transmittal No. MC-5-95), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

556. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed technical assistance agreement for major defense services sold commercially to Saudi Arabia (Transmittal No. MC-7-95), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

557. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on chemical and biological weapons proliferation control efforts for the period of February 1, 1994, to January 31, 1995, pursuant to Public Law 102-182, section 308(a) (105 Stat. 1257); to the Committee on International Relations.

558. A letter from the Chairman, the Appraisal Subcommittee, Federal Financial Institutions Examination Council, transmitting the 1994 annual report, pursuant to Public Law 102-73, section 1103(a)(4) (103 Stat. 512); to the Committee on Government Reform and Oversight.

559. A letter from the Chairman, U.S. Commission on Civil Rights, transmitting a draft of proposed legislation to authorize appropriations for fiscal year 1996 for the U.S. Commission on Civil Rights, pursuant to 31 U.S.C. 1110; to the Committee on the Judiciary.

¶46.4 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate disagrees to the amendment of the House to the bill (S. 244) "An Act to further the goals of the Paperwork Reduction Act to have Federal agencies become more responsible and publicly accountable for reducing the burden of Federal paperwork on the public, and for other purposes," agrees to the conference asked by the House on the disagreeing votes of the two Houses thereon, and appoints Mr. ROTH, Mr. COHEN, Mr. COCHRAN, Mr. GLENN, and Mr. NUNN to be the conferees on the part of the Senate.

The message also announced that pursuant to Senate Resolution 105,

adopted April 13, 1989, as amended by Senate Resolution 280, adopted October 8, 1994, the Chair, on behalf of the majority leader, announces the appointment of Mr. CHAFEE, Mr. WARNER, Mr. COCHRAN, Mr. NICKLES, Mr. SMITH, Ms. SNOWE, and Mr. KYL as members of the Senate Arms Control Observer Group.

The message also announced that pursuant to Public Law 102-138, the Chair on behalf of the President pro tempore, and upon the recommendation of the minority leader, appoints Mr. HEFLIN as vice chairman of the Senate delegation to the British-American Interparliamentary Group during the 104th Congress.

The message also announced that pursuant to Public Law 102-166, the Chair, on behalf of the majority and minority leaders, appoints Ms. SNOWE as a member of the Glass Ceiling Commission, vice Mr. COVERDELL, resigned.

The message also announced that pursuant to Public Law 95-521, the Chair, on behalf of the President pro tempore, appoints Thomas B. Griffith as Deputy Senate Legal Counsel, effective March 13, 1995.

The message also announced that pursuant to Public Law 96-114, as amended, the Chair announces, on behalf of the majority leader, the appointment of Mr. CRAIG to the Congressional Award Board.

¶46.5 ADJOURNMENT OF THE HOUSE

Mr. LIVINGSTON, submitted the following privileged concurrent resolution (H. Con. Res. 41):

Resolved by the House of Representatives (the Senate concurring), That when the House adjourns on Thursday, March 16, 1995, it stand adjourned until 12:30 p.m. on Tuesday, March 21, 1995.

When said concurrent resolution was considered and agreed to.

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

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

¶46.6 EMERGENCY SUPPLEMENTAL APPROPRIATIONS

The SPEAKER pro tempore, Mr. LINDER, pursuant to House Resolution 115 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 1158) making emergency supplemental appropriations for additional disaster assistance and making recissions for the fiscal year ending September 30, 1995, and for other purposes.

Mr. BEREUTER, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

¶46.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the preferential motion submitted by Mr. OBEY that the Commit-

tee do now rise and report the bill back to the House with the recommendation that the enacting clause be stricken out.

It was decided in the { Yeas 187
negative } Nays 228

¶46.8 [Roll No. 247]
AYES—187

Abercrombie Gordon Pastor
Ackerman Green Payne (NJ)
Andrews Gutierrez Payne (VA)
Baesler Hall (OH) Pelosi
Barcia Hamilton Peterson (FL)
Barrett (WI) Harman Peterson (MN)
Beilenson Hastings (FL) Pickett
Bentsen Hefner Pomeroy
Berman Hilliard Poshard
Bevill Hinchey Rahall
Bishop Holden Rangel
Bonior Hoyer Reed
Borski Jackson-Lee Reynolds
Boucher Jacobs Richardson
Browder Jefferson Rivers
Brown (CA) Johnson (SD) Roemer
Brown (FL) Johnston Rose
Brown (OH) Kanjorski Roybal-Allard
Bryant (TX) Kaptur Rush
Cardin Kennedy (MA) Sabo
Chapman Kennedy (RI) Sanders
Clay Kennelly Sawyer
Clayton Kildee Schroeder
Clement Kleczka Schumer
Clyburn Klink Scott
Coleman LaFalce Serrano
Condit Lantos Sisisky
Conyers Laughlin Skaggs
Costello Levin Skelton
Coyne Lincoln Slaughter
Cramer Lipinski Spratt
Danner Lofgren Stark
de la Garza Lowey Stenholm
Deal Luther Stokes
DeLauro Maloney Studts
Dellums Manton Stupak
Deutsch Markey Tanner
Dicks Martinez Tejada
Dingell Mascara Thompson
Dixon Matsui Thornton
Doggett McCarthy Thurman
Doyle McDermott Torres
Durbin McHale Torricelli
Edwards McKinney Towns
Engel McNulty Traficant
Eshoo Meehan Tucker
Evans Meek Velazquez
Farr Menendez Vento
Fattah Miller (CA) Visclosky
Fazio Mineta Volkmer
Fields (LA) Ward
Filner Mink Waters
Flake Moakley Watt (NC)
Foglietta Mollohan Waxman
Ford Montgomery Williams
Frank (MA) Neal Wilson
Frost Oberstar Wise
Furse Obey Woolsey
Gejdenson Olver Wyden
Gephardt Ortiz Wynn
Geren Orton Yates
Gibbons Owens
Gonzalez Pallone

NOES—228

Allard Bryant (TN) Crapo
Archer Bunn Cremeans
Armey Bunning Cunningham
Bachus Burr Davis
Baker (LA) Burton DeLay
Ballenger Buyer Diaz-Balart
Barr Callahan Dickey
Barrett (NE) Calvert Doolittle
Bartlett Camp Dreier
Barton Canady Duncan
Bass Castle Dunn
Bateman Chabot Ehlers
Bereuter Chambliss Ehrlich
Bilbray Chenoweth Emerson
Bilirakis Christensen English
Bliley Chrysler Ensign
Blute Coble Everett
Boehlert Coburn Ewing
Boehner Collins (GA) Fawell
Bonilla Combust Fields (TX)
Bono Cooley Flanagan
Brewster Cox Foley
Brownback Crane Forbes

Fowler LaHood Rogers
Fox Largent Rohrabacher
Franks (CT) Latham Ros-Lehtinen
Franks (NJ) LaTourette Roth
Frelinghuysen Lazio Roukema
Frisa Leach Royce
Funderburk Lewis (CA) Salmon
Gallegly Lewis (KY) Sanford
Ganske Lightfoot Saxton
Gekas Linder Scarborough
Gilchrest Livingston Schaefer
Gillmor LoBiondo Schiff
Gilman Longley Sensenbrenner
Goodlatte Lucas Shadegg
Gooding Manullo Shays
Goss Martini Shuster
Graham McCollum Skeen
Greenwood McCrery Smith (MI)
Gunderson McDade Smith (NJ)
Gutknecht McHugh Smith (TX)
Hall (TX) McInnis Smith (WA)
Hancock McIntosh Solomon
Hansen McKeon Souder
Hastert Metcalf Spence
Hastings (WA) Meyers Stearns
Hayes Mica Stockman
Hayworth Miller (FL) Stump
Hefley Molinari Talent
Heineman Moorhead Tate
Herger Morella Tauzin
Hilleary Myers Taylor (MS)
Hobson Myrick Taylor (NC)
Hoekstra Nethercutt Thomas
Hoke Neumann Thornberry
Horn Ney Tiahrt
Hostettler Norwood Torkildsen
Houghton Nussle Upton
Hunter Oxley Vucanovich
Hutchinson Packard Waldholtz
Hyde Parker Walker
Inglis Paxon Walsh
Istook Petri Wamp
Johnson (CT) Pombo Watts (OK)
Johnson, Sam Porter Weldon (FL)
Jones Portman Weldon (PA)
Kasich Pryce Weller
Kelly Quillen White
Kim Quinn Whitfield
King Radanovich Wicker
Kingston Ramstad Wolf
Klug Regula Young (AK)
Knollenberg Riggs Young (FL)
Kolbe Roberts Zimmer

NOT VOTING—19

Baker (CA) DeFazio Murtha
Baldacci Dooley Nadler
Becerra Dornan Seastrand
Clinger Johnson, E.B. Shaw
Collins (IL) Lewis (GA) Zeliff
Collins (MI) Mfume
Cubin Moran

So the preferential motion was not agreed to.

After some further time,

¶46.9 CALL IN COMMITTEE

Mr. BEUREUTER, Chairman, announced that the Committee, having had under consideration said bill, finding itself without a quorum, directed the Members to record their presence by electronic device, and the following-named Members responded—

¶46.10 [Roll No. 248]

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

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

Smith (WA) Thornberry
Solomon Thornton
Souder Thurman
Spence Tiaht
Spratt Torkildsen
Stark Torres
Stearns Torricelli
Stenholm Towns
Stockman Traficant
Stokes Tucker
Studds Upton
Stump Velazquez
Stupak Vento
Talent Visclosky
Tanner Volkmer
Tate Vucanovich
Tauzin Waldholtz
Taylor (MS) Walker
Taylor (NC) Walsh
Tejeda Wamp
Thomas Ward
Thompson Waters

White Watt (NC)
Whitfield Watts (OK)
Weldon (FL)
Weldon (PA)
Weller
White
Ackerman
Andrews
Baesler
Baker (LA)
Baldacci
Ballenger
Barcia
Barrett (WI)
Becerra
Beilenson
Bentsen
Bereuter
Berman
Bevill
Bilbray
Bishop
Blute
Boehlert
Bonilla
Bonior
Borski
Boucher
Brewster
Brown (CA)
Brown (FL)
Brown (OH)
Bryant (TX)
Bunn
Camp
Cardin
Castle
Chrysler
Clay
Clayton
Clement
Clinger
Clyburn
Coleman
Collins (IL)
Collins (MI)
Conyers
Costello
Coyne
Danner
Davis
de la Garza
Leach
DeFazio
DeLauro
Dellums
Deutsch
Dicks
Dingell
Dixon
Doggett
Dooley
Doyle
Durbin
Edwards
Ehlers
Ehrlich
Engel
English
Ensign
Eshoo
Evans
Ewing
Farr
Fattah
Fawell
Fazio
Fields (LA)
Filner
Flake
Flanagan
Foglietta
Fox
Frank (MA)
Franks (CT)
Franks (NJ)
Frelinghuysen
Furse
Ganske
Gedjenson
Gephardt
Gibbons
Gilchrist

Zeliff
Zimmer
When Mr. BEREUTER, Chairman, pursuant to House Resolution 115, reported the bill back to the House with an amendment adopted by the Committee.

Thereupon, Mr. BEUREUTER, Chairman, announced that 424 Members had been recorded, a quorum.

The Committee resumed its business. After some further time,

46.11 RECORDED VOTE

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

Page 22, line 13, strike "\$5,000,000" and insert "\$15,000,000".

It was decided in the Yeas 168
negative Nays 260

46.12 [Roll No. 249]
AYES—168

Allard Fowler
Archer Frisa
Arney Funderburk
Bachus Gallegly
Baker (CA) Gekas
Barr Geren
Barrett (NE) Gillmor
Bartlett Goodlatte
Barton Goss
Bass Graham
Bateman Hall (TX)
Bilirakis Hancock
Bliley Hansen
Boehner Hastert
Bono Hastings (WA)
Browder Hayworth
Brownback Hefley
Bryant (TN) Heineman
Bunning Herger
Burton Hillery
Buyer Hoekstra
Callahan Hostettler
Calvert Hunter
Canady Hutchinson
Chabot Hyde
Chambliss Inglis
Chapman Istook
Chenoweth Johnson, Sam
Christensen Jones
Coble Kasich
Coburn Kim
Collins (GA) King
Combust Kingston
Condit Largent
Cooley Latham
Cox Laughlin
Cramer Lewis (KY)
Crane Lightfoot
Crapo Linder
Creameans Manzullo
Cunningham McCollum
Deal McHugh
DeLay McIntosh
Diaz-Balart McKeon
Dickey Metcalf
Doolittle Mica
Dornan Miller (FL)
Dreier Molinari
Duncan Montgomery
Dunn Moorhead
Emerson Myers
Everett Myrick
Fields (TX) Nethercutt
Foley Neumann
Forbes Ney

White Watt (NC)
Whitfield Watts (OK)
Weldon (FL)
Weldon (PA)
Weller
White
Ackerman
Andrews
Baesler
Baker (LA)
Baldacci
Ballenger
Barcia
Barrett (WI)
Becerra
Beilenson
Bentsen
Bereuter
Berman
Bevill
Bilbray
Bishop
Blute
Boehlert
Bonilla
Bonior
Borski
Boucher
Brewster
Brown (CA)
Brown (FL)
Brown (OH)
Bryant (TX)
Bunn
Camp
Cardin
Castle
Chrysler
Clay
Clayton
Clement
Clinger
Clyburn
Coleman
Collins (IL)
Collins (MI)
Conyers
Costello
Coyne
Danner
Davis
de la Garza
Leach
DeFazio
DeLauro
Dellums
Deutsch
Dicks
Dingell
Dixon
Doggett
Dooley
Doyle
Durbin
Edwards
Ehlers
Ehrlich
Engel
English
Ensign
Eshoo
Evans
Ewing
Farr
Fattah
Fawell
Fazio
Fields (LA)
Filner
Flake
Flanagan
Foglietta
Fox
Frank (MA)
Franks (CT)
Franks (NJ)
Frelinghuysen
Furse
Ganske
Gedjenson
Gephardt
Gibbons
Gilchrist
Abercrombie
Gilman
Gonzalez
Goodling
Gordon
Green
Greenwood
Gunderson
Gutierrez
Gutknecht
Hall (OH)
Hamilton
Harman
Hastings (FL)
Hayes
Hefner
Hilliard
Hinchev
Hobson
Hoke
Holden
Horn
Houghton
Hoyer
Jackson-Lee
Jacobs
Jefferson
Johnson (CT)
Johnson (SD)
Johnston
Kanjorski
Kaptur
Kelly
Kennedy (MA)
Kennedy (RI)
Kennelly
Kildee
Klecza
Klink
Klug
Knollenberg
Kolbe
LaFalce
LaHood
Lantos
LaTourette
Lazio
Leach
Levin
Lewis (CA)
Lincoln
Lipinski
Livingston
LoBiondo
Lofgren
Longley
Lowe
Lucas
Luther
Maloney
Manton
Markey
Martinez
Martini
Mascara
Matsui
McCarthy
McCrery
McDade
McDermott
McHale
McInnis
McKinney
McNulty
Meehan
Meek
Menendez
Meyers
Mfume
Miller (CA)
Mineta
Minge
Mink
Moakley
Mollohan
Moran
Morella
Murtha

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:

TITLE I EMERGENCY SUPPLEMENTAL APPROPRIATIONS
CHAPTER I
DEPARTMENTS OF VETERANS AFFAIRS AND HOUSING AND URBAN DEVELOPMENT, AND INDEPENDENT AGENCIES
FEDERAL EMERGENCY MANAGEMENT AGENCY
DISASTER RELIEF

For an additional amount for "Disaster Relief" for necessary expenses in carrying out the functions of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), \$5,360,000,000, to remain available until expended: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

CHAPTER II
DEPARTMENT OF TRANSPORTATION AND RELATED AGENCIES
DEPARTMENT OF TRANSPORTATION
COAST GUARD
OPERATING EXPENSES

For an additional amount for "Operating expenses", to cover the incremental costs arising from the consequences of Operations Able Manner, Able Vigil, Restore Democracy, and Support Democracy, \$28,197,000, to remain available until September 30, 1995: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

TITLE II
RESCISSIONS
CHAPTER I
DEPARTMENT OF AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES

DEPARTMENT OF AGRICULTURE
OFFICE OF THE SECRETARY
(RESCISSION)
Of the funds made available under this heading in Public Law 103-330, \$31,000 are rescinded: Provided, That none of the funds made available to the Department of Agriculture may be used to carry out activities under 7 U.S.C. 2257 without prior notification to the Committees on Appropriations.

ALTERNATIVE AGRICULTURAL RESEARCH AND COMMERCIALIZATION
(RESCISSION)
Of the funds made available under this heading in Public Law 103-330, \$3,000,000 are rescinded.

AGRICULTURAL RESEARCH SERVICE
BUILDINGS AND FACILITIES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-330 and other Acts, \$12,678,000 are rescinded.

COOPERATIVE STATE RESEARCH SERVICE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$1,051,000 are

NOT VOTING—6
Burr Ford
Cubin Frost
Johnson, E. B.
Lewis (GA)

So the amendment was not agreed to.
The SPEAKER tempore, Mr. LIN-
DER, resumed the Chair.

rescinded, including \$524,000 for contracts and grants for agricultural research under the Act of August 4, 1965, as amended (7 U.S.C. 450i(c)); and \$527,000 for necessary expenses of Cooperative State Research Service activities: *Provided*, That the amount of "\$9,917,000" available under this heading in Public Law 103-330 (108 Stat. 2441) for a program of capacity building grants to colleges eligible to receive funds under the Act of August 30, 1890, is amended to read "\$9,207,000".

BUILDINGS AND FACILITIES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-330 and other Acts, \$20,994,000 are rescinded.

RURAL DEVELOPMENT ADMINISTRATION AND FARMERS HOME ADMINISTRATION
RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT
(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$115,500,000 for the cost of section 515 rental housing loans are rescinded.

LOCAL TECHNICAL ASSISTANCE AND PLANNING GRANTS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$1,750,000 are rescinded.

ALCOHOL FUELS CREDIT GUARANTEE PROGRAM ACCOUNT
(RESCISSION)

Of the funds made available under this heading in Public Law 102-341, \$9,000,000 are rescinded.

RURAL ELECTRIFICATION ADMINISTRATION
RURAL ELECTRIFICATION AND TELEPHONE LOANS PROGRAM ACCOUNT
(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$3,000,000 for the cost of 5 percent rural telephone loans are rescinded.

FOOD AND NUTRITION SERVICE
SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS, AND CHILDREN (WIC)
(RESCISSION)

Of the funds made available under this heading in Public Law 103-111, \$25,000,000 are rescinded.

CHAPTER II

DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES

DEPARTMENT OF JUSTICE
GENERAL ADMINISTRATION
WORKING CAPITAL FUND
(RESCISSION)

Of the unobligated balances in the Working Capital Fund, \$1,500,000 are rescinded.

IMMIGRATION AND NATURALIZATION SERVICE
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$1,000,000 are rescinded.

OFFICE OF JUSTICE PROGRAMS
DRUG COURTS
(RESCISSION)

Of the funds made available under this heading in title VIII of Public Law 103-317, \$27,750,000 are rescinded.

OUNCE OF PREVENTION COUNCIL
(TRANSFER OF FUNDS)

Under this heading in Public Law 103-317, after the word "grants", insert the following: "and administrative expenses". After

the word "expended", insert the following: "": *Provided*, That the Council is authorized to accept, hold, administer, and use gifts, both real and personal, for the purpose of aiding or facilitating the work of the Council".

DEPARTMENT OF COMMERCE
NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY
INDUSTRIAL TECHNOLOGY SERVICES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317 for the Manufacturing Extension Partnership and the Quality Program, \$27,100,000 are rescinded.

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION
OPERATIONS, RESEARCH, AND FACILITIES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$37,000,000 are rescinded.

TECHNOLOGY ADMINISTRATION
UNDER SECRETARY FOR TECHNOLOGY/OFFICE OF TECHNOLOGY POLICY
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$3,300,000 are rescinded.

NATIONAL TECHNICAL INFORMATION SERVICE
NTIS REVOLVING FUND
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$4,000,000 are rescinded.

NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION
INFORMATION INFRASTRUCTURE GRANTS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$30,000,000 are rescinded.

ECONOMIC DEVELOPMENT ADMINISTRATION
ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS
(RESCISSION)

Of the funds made available under this heading in Public Laws 103-75 and 102-368, \$37,584,000 are rescinded.

In addition, of the funds made available under this heading in Public Laws 99-500 and 99-591, \$7,500,000 for the Fort Worth Stockyards Project are rescinded.

THE JUDICIARY
COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES
DEFENDER SERVICES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$1,100,000 are rescinded.

RELATED AGENCIES
SMALL BUSINESS ADMINISTRATION
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$15,000,000 are rescinded: *Provided*, That no funds in that Public Law shall be available to implement section 24 of the Small Business Act, as amended.

LEGAL SERVICES CORPORATION
PAYMENT TO THE LEGAL SERVICES CORPORATION
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317 and prior appropriations Acts, \$5,849,000 are rescinded, of which \$33,000 are from funds made available

for law school clinics; \$31,000 are from funds made available for supplemental field programs; \$75,000 are from funds made available for regional training centers; \$1,189,000 are from funds made available for national support; \$1,021,000 are from funds made available for State support; \$685,000 are from funds made available for client initiatives; \$44,000 are from funds made available for the Clearinghouse; \$4,000 are from funds made available for computer assisted legal research regional centers; and \$1,572,000 are from funds made available for Corporation management and administration.

DEPARTMENT OF STATE
RELATED AGENCY

BOARD FOR INTERNATIONAL BROADCASTING
ISRAEL RELAY STATION
(RESCISSION)

From unobligated balances available under this heading, \$2,000,000 are rescinded.

CHAPTER III

ENERGY AND WATER DEVELOPMENT
DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

GENERAL INVESTIGATIONS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-316 and prior years' Energy and Water Development Appropriations Acts, \$10,000,000 are rescinded.

CONSTRUCTION, GENERAL

(RESCISSION)

Of the funds made available under this heading in Public Law 103-316 and prior years' Energy and Water Development Appropriations Acts, \$40,000,000 are rescinded.

DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

OPERATION AND MAINTENANCE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$10,000,000 are rescinded.

DEPARTMENT OF ENERGY

ENERGY SUPPLY, RESEARCH AND DEVELOPMENT ACTIVITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$116,500,000 are rescinded.

ATOMIC ENERGY DEFENSE ACTIVITIES

DEFENSE ENVIRONMENTAL RESTORATION AND WASTE MANAGEMENT

(RESCISSION)

Of the amounts made available under this heading in Public Law 103-316 and prior years' Energy and Water Development Acts, \$28,000,000 are rescinded.

DEPARTMENTAL ADMINISTRATION

(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$20,000,000 are rescinded.

INDEPENDENT AGENCIES

APPALACHIAN REGIONAL COMMISSION

(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$10,000,000 are rescinded.

TENNESSEE VALLEY AUTHORITY

TENNESSEE VALLEY AUTHORITY FUND

(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$5,000,000 are rescinded.

CHAPTER IV

FOREIGN OPERATIONS, EXPORT
FINANCING, AND RELATED PROGRAMS
MULTILATERAL ECONOMIC ASSISTANCE
FUNDS APPROPRIATED TO THE PRESIDENT
INTERNATIONAL ORGANIZATIONS AND
PROGRAMS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-306, \$25,000,000 are rescinded.

BILATERAL ECONOMIC ASSISTANCE
FUNDS APPROPRIATED TO THE PRESIDENT
AGENCY FOR INTERNATIONAL DEVELOPMENT
DEVELOPMENT ASSISTANCE FUND
(RESCISSION)

Of the funds made available under this heading in Public Law 103-306, \$45,500,000 are rescinded.

POPULATION, DEVELOPMENT ASSISTANCE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-306, \$9,000,000 are rescinded.

MILITARY ASSISTANCE
FUNDS APPROPRIATED TO THE PRESIDENT
PEACEKEEPING OPERATIONS
(RESCISSION)

Of the unobligated or unexpended balances of funds available under this heading from funds provided in Public Law 103-306, \$4,500,000 are rescinded.

EXPORT ASSISTANCE
EXPORT-IMPORT BANK OF THE UNITED STATES
SUBSIDY APPROPRIATION
(RESCISSION)

Of the funds made available under this heading in Public Law 103-87 and Public Law 103-306, \$5,000,000 are rescinded.

FUNDS APPROPRIATED TO THE PRESIDENT
TRADE AND DEVELOPMENT AGENCY
(RESCISSION)

Of the funds made available under this heading in Public Law 103-306, \$4,500,000 are rescinded.

CHAPTER V

DEPARTMENT OF INTERIOR AND
RELATED AGENCIES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
MANAGEMENT OF LANDS AND RESOURCES
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$70,000 are rescinded, to be derived from amounts available for developing and finalizing the Roswell Resource Management Plan/Environmental Impact Statement and the Carlsbad Resource Management Plan Amendment/Environmental Impact Statement: *Provided*, That none of the funds made available in such Act or any other appropriations Act may be used for finalizing or implementing either such plan.

CONSTRUCTION AND ACCESS
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138, and Public Law 102-381, \$4,500,000 are rescinded.

PAYMENTS IN LIEU OF TAXES
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$5,000,000 are rescinded.

LAND ACQUISITION
(RESCISSION)

Of the funds available under this heading in Public Law 102-381, Public Law 101-121,

and Public Law 100-446, \$1,997,000 are rescinded.

UNITED STATES FISH AND WILDLIFE SERVICE
RESOURCE MANAGEMENT
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$2,000,000 are rescinded.

CONSTRUCTION
(RESCISSION)

Of the funds available under this heading or the heading Construction and Anadromous Fish in Public Law 103-332, Public Law 103-138, Public Law 103-75, Public Law 102-381, Public Law 102-154, Public Law 102-368, Public Law 101-512, Public Law 101-121, Public Law 100-446, and Public Law 100-202, \$14,390,000 are rescinded.

LAND ACQUISITION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138, Public Law 102-381, and Public Law 101-512, \$7,345,000 are rescinded.

NATIONAL BIOLOGICAL SURVEY
RESEARCH, INVENTORIES, AND SURVEYS
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$16,680,000 are rescinded.

NATIONAL PARK SERVICE
CONSTRUCTION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$22,831,000 are rescinded.

URBAN PARK AND RECREATION FUND
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$7,480,000 are rescinded.

LAND ACQUISITION AND STATE ASSISTANCE
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138, Public Law 102-381, Public Law 102-154, Public Law 101-512, Public Law 101-121, Public Law 100-446, Public Law 100-202, Public Law 99-190, Public Law 98-473, and Public Law 98-146, \$16,509,000 are rescinded.

BUREAU OF INDIAN AFFAIRS
OPERATION OF INDIAN PROGRAMS
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$4,046,000 are rescinded.

CONSTRUCTION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$10,309,000 are rescinded.

TERRITORIAL AND INTERNATIONAL AFFAIRS
ADMINISTRATION OF TERRITORIES
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$2,438,000 are rescinded.

TRUST TERRITORY OF THE PACIFIC ISLANDS
(RESCISSION)

Of the funds available under this heading in Public Law 99-591, \$32,139,000 are rescinded.

DEPARTMENT OF AGRICULTURE
FOREST SERVICE
FOREST RESEARCH
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$6,000,000 are rescinded.

STATE AND PRIVATE FORESTRY
(RESCISSION)

Of the funds available under this heading in Public Law 103-332 and Public Law 103-138, \$12,500,000 are rescinded.

INTERNATIONAL FORESTRY
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$1,000,000 are rescinded.

NATIONAL FOREST SYSTEM
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$3,327,000 are rescinded.

CONSTRUCTION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138 and Public Law 102-381, \$4,919,000 are rescinded.

LAND ACQUISITION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138 and Public Law 102-381, \$3,974,000 are rescinded.

DEPARTMENT OF ENERGY
FOSSIL ENERGY RESEARCH AND DEVELOPMENT
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$18,650,000 are rescinded.

NAVAL PETROLEUM AND OIL SHALE RESERVES
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$21,000,000 are rescinded.

ENERGY CONSERVATION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$46,228,000 are rescinded and of the funds available under this heading in Public Law 103-138, \$13,700,000 are rescinded.

DEPARTMENT OF EDUCATION
OFFICE OF ELEMENTARY AND SECONDARY
EDUCATION
INDIAN EDUCATION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$2,000,000 are rescinded.

OTHER RELATED AGENCIES
SMITHSONIAN INSTITUTION

CONSTRUCTION AND IMPROVEMENTS, NATIONAL
ZOOLOGICAL PARK
(RESCISSION)

Of the funds available under this heading in Public Law 102-381, and Public Law 103-138, \$1,000,000 are rescinded.

CONSTRUCTION
(RESCISSION)

Of the funds available under this heading in Public Law 102-154, Public Law 102-381, Public Law 103-138, and Public Law 103-332, \$31,012,000 are rescinded.

NATIONAL GALLERY OF ART
REPAIR, RESTORATION AND RENOVATION OF
BUILDINGS
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$407,000 are rescinded.

JOHN F. KENNEDY CENTER FOR THE
PERFORMING ARTS
CONSTRUCTION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$3,000,000 are rescinded.

WOODROW WILSON INTERNATIONAL CENTER FOR
SCHOLARS
SALARIES AND EXPENSES
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$2,300,000 are rescinded.

NATIONAL FOUNDATION ON THE ARTS AND THE
HUMANITIES

NATIONAL ENDOWMENT FOR THE ARTS
GRANTS AND ADMINISTRATION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$5,000,000 are rescinded.

NATIONAL ENDOWMENT FOR THE HUMANITIES
GRANTS AND ADMINISTRATION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$5,000,000 are rescinded.

CHAPTER VI

DEPARTMENTS OF LABOR, HEALTH AND
HUMAN SERVICES, EDUCATION, AND
RELATED AGENCIES

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION
TRAINING AND EMPLOYMENT SERVICES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$1,601,850,000 are rescinded, including \$10,000,000 for necessary expenses of construction, rehabilitation, and acquisition of new Job Corps centers, \$12,500,000 for the School-to-Work Opportunities Act, \$6,408,000 for section 401 of the Job Training Partnership Act, \$8,571,000 for section 402 of such Act, \$3,861,000 for service delivery areas under section 101(a)(4)(A)(iii) of such Act, \$33,000,000 for carrying out title II, part A of such Act, \$310,000,000 for carrying out title II, part C of such Act, \$2,223,000 for the National Commission for Employment Policy and \$500,000 for the National Occupational Information Coordinating Committee.

(RESCISSION)

Of the funds made available under this heading in Public Law 103-112, \$682,282,000 are rescinded.

COMMUNITY SERVICE EMPLOYMENT FOR OLDER
AMERICANS
(RESCISSION)

Of the funds made available in the first paragraph under this heading in Public Law 103-333, \$11,263,000 are rescinded.

Of the funds made available in the second paragraph under this heading in Public Law 103-333, \$3,177,000 are rescinded.

STATE UNEMPLOYMENT INSURANCE AND
EMPLOYMENT SERVICE OPERATIONS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$12,000,000 are rescinded, and amounts which may be expended from the Employment Security Administration account in the Unemployment Trust Fund are reduced from \$3,269,097,000 to \$3,221,397,000.

EMPLOYMENT STANDARDS ADMINISTRATION
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$2,487,000 are rescinded.

OCCUPATIONAL SAFETY AND HEALTH
ADMINISTRATION
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$19,572,000 are rescinded.

DEPARTMENT OF HEALTH AND HUMAN
SERVICES

HEALTH RESOURCES AND SERVICES
ADMINISTRATION

HEALTH RESOURCES AND SERVICES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$53,925,000 are rescinded.

CENTERS FOR DISEASE CONTROL AND
PREVENTION

DISEASE CONTROL, RESEARCH, AND TRAINING
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$8,883,000 are rescinded.

NATIONAL INSTITUTES OF HEALTH
NATIONAL CENTER FOR RESEARCH RESOURCES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333 for extramural facilities construction grants, \$20,000,000 are rescinded.

BUILDINGS AND FACILITIES
(RESCISSION)

Of the available balances under this heading, \$50,000,000 are rescinded.

ASSISTANT SECRETARY FOR HEALTH
OFFICE OF THE ASSISTANT SECRETARY FOR
HEALTH
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$1,400,000 are rescinded.

AGENCY FOR HEALTH CARE POLICY AND
RESEARCH
HEALTH CARE POLICY AND RESEARCH
(RESCISSION)

Of the Federal funds made available under this heading in Public Law 103-333, \$3,132,000 are rescinded.

HEALTH CARE FINANCING ADMINISTRATION
PROGRAM MANAGEMENT
(RESCISSION)

Funds made available under this heading in Public Law 103-333 are reduced from \$2,207,135,000 to \$2,178,935,000, and funds transferred to this account as authorized by section 201(g) of the Social Security Act are reduced to the same amount.

ADMINISTRATION FOR CHILDREN AND FAMILIES
LOW INCOME HOME ENERGY ASSISTANCE
(RESCISSION)

Of the funds made available in the third paragraph under this heading in Public Law 103-333, \$1,319,204,000 are rescinded.

COMMUNITY SERVICES BLOCK GRANT
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$26,988,000 are rescinded.

CHILDREN AND FAMILIES SERVICES PROGRAMS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333 to be derived from the Violent Crime Reduction Trust Fund, \$25,900,000 are rescinded for carrying out the Community Schools Youth Services and Supervision Grant Program Act of 1994.

PAYMENTS TO STATES FOR FOSTER CARE AND
ADOPTION ASSISTANCE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333 for payments to States under section 474(a)(3) of the Social Security Act, an amount is hereby rescinded such that the total made available to any State under such section in fiscal year 1995 does not exceed 110 percent of the total paid

to such State thereunder in fiscal year 1994 which, notwithstanding any other provision of law, is the maximum amount to which any such State shall be entitled for payments under such section 474(a)(3) for fiscal year 1995.

ADMINISTRATION ON AGING
AGING SERVICES PROGRAMS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$899,000 are rescinded.

DEPARTMENT OF EDUCATION
EDUCATION REFORM
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$186,030,000 are rescinded, including \$142,000,000 from funds made available for State and local education systemic improvement, \$21,530,000 from funds made available for Federal activities, and \$10,000,000 from funds made available for parental assistance under the Goals 2000: Educate America Act; and \$12,500,000 are rescinded from funds made available under the School to Work Opportunities Act, including \$9,375,000 for National programs and \$3,125,000 for State grants and local partnerships.

EDUCATION FOR THE DISADVANTAGED
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$148,570,000 are rescinded as follows: \$140,300,000 from the Elementary and Secondary Education Act, title I, part A, and \$8,270,000 from part E, section 1501.

IMPACT AID
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$16,293,000 for section 8002 are rescinded.

SCHOOL IMPROVEMENT PROGRAMS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$747,021,000 are rescinded as follows: from the Elementary and Secondary Education Act, title II-B, \$100,000,000, title IV, \$471,962,000, title V-C, \$28,000,000, title IX-B, \$12,000,000, title X-G, and section 10602, \$10,084,000, and title XII, \$100,000,000; from the Higher Education Act, section 596, \$13,875,000; and from funds derived from the Violent Crime Reduction Trust Fund, \$11,100,000.

BILINGUAL AND IMMIGRANT EDUCATION
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$38,500,000 are rescinded from funding for title VII-A of the Elementary and Secondary Education Act.

SPECIAL INSTITUTIONS FOR PERSONS WITH
DISABILITIES

NATIONAL TECHNICAL INSTITUTE FOR THE DEAF
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$799,000 are rescinded.

GALLAUDET UNIVERSITY
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$1,298,000 are rescinded.

VOCATIONAL AND ADULT EDUCATION
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$119,544,000 are rescinded as follows: from the Carl D. Perkins Vocational and Applied Technology Education Act, title III-A, and -B, \$43,888,000 and from title IV-A, -B, and -C, \$34,535,000; from the Adult Education Act, part B-7, and

section 371, \$26,523,000; from the Stewart B. McKinney Homeless Assistance Act, \$9,498,000; and from the National Literacy Act, \$5,100,000.

STUDENT FINANCIAL ASSISTANCE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$187,475,000 are rescinded from funding for the Higher Education Act, title IV, part A-1, part A-4 and part H-1.

HIGHER EDUCATION
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$102,246,000 are rescinded as follows: from amounts available for Public Law 99-498, \$1,000,000; the Higher Education Act, title IV-A, chapter 5, \$496,000, title IV-A-2, chapter 1, \$11,200,000, title IV-A-2, chapter 2, \$3,108,000, title IV-A-6, \$9,823,000, title V-C, subparts 1 and 3, \$16,175,000, title IX-B, \$10,100,000, title IX-C, \$7,500,000, title IX-E, \$3,500,000, title IX-G, \$14,920,000, title X-D, \$4,000,000, and title XI-A, \$13,000,000; Public Law 102-325, \$1,000,000; and the Excellence in Mathematics, Science, and Engineering Education Act of 1990, \$6,424,000: *Provided*, That in carrying out title IX-B, remaining appropriations shall not be available for awards for doctoral study.

HOWARD UNIVERSITY
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$4,300,000 are rescinded, including \$2,500,000 for construction.

COLLEGE HOUSING AND ACADEMIC FACILITIES
LOANS PROGRAM
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333 for the costs of direct loans, as authorized under part C of title VII of the Higher Education Act, as amended, \$168,000 are rescinded, and the authority to subsidize gross loan obligations is repealed. In addition, \$322,000 appropriated for administrative expenses are rescinded.

EDUCATION RESEARCH, STATISTICS, AND
IMPROVEMENT
(RESCISSION)
(TRANSFER OF FUNDS)

Of the funds made available under this heading in Public Law 103-333, \$55,250,000 are rescinded as follows: from the Elementary and Secondary Education Act, title III-A, \$30,000,000, title III-B, \$10,000,000, title III-C, \$2,700,000, title III-D, \$2,250,000; title X-B, \$4,600,000, and title XIII-B, \$2,700,000; from the Goals 2000: Educate America Act, title VI, \$3,000,000.

Notwithstanding any other provision of law, during fiscal year 1995, \$56,750,000 shall be available under this heading for the Fund for the Improvement of Education: *Provided*, That none of the funds under this heading during fiscal year 1995 shall be obligated for title III-B of the Elementary and Secondary Education Act (Star Schools Program).

LIBRARIES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$26,716,000 are rescinded as follows: for the Library Services and Construction Act, part II, \$15,300,000; for the Higher Education Act, part II, sections 222 and 223, \$11,416,000.

RELATED AGENCIES

CORPORATION FOR PUBLIC BROADCASTING
(RESCISSION)

Of the funds made available under this heading in Public Law 103-112, \$47,000,000 are rescinded. Of the funds made available under this heading in Public Law 103-333, \$94,000,000 are rescinded.

RAILROAD RETIREMENT BOARD
DUAL BENEFITS PAYMENTS ACCOUNT
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$5,000,000 are rescinded.

GENERAL PROVISION

FEDERAL DIRECT STUDENT LOAN PROGRAM

SEC. 601. Section 458(a) of the Higher Education Act of 1965 (20 U.S.C. 1087h(a)) is amended—

- (1) by striking "\$345,000,000" and inserting "\$298,000,000"; and
- (2) by striking "\$2,500,000,000" and inserting "\$2,453,000,000".

CHAPTER VII
LEGISLATIVE BRANCH
JOINT ITEMS

JOINT ECONOMIC COMMITTEE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$460,000 are rescinded.

JOINT COMMITTEE ON PRINTING
(RESCISSION)
(TRANSFER OF FUNDS)

Of the funds made available under this heading in Public Law 103-283, \$418,000 are rescinded: *Provided*, That, upon enactment of this Act, any balance of the funds made available that remains after this rescission shall be transferred in equal amounts to the Committee on House Oversight of the House of Representatives and the Committee on Rules and Administration of the Senate for the purpose of carrying out the functions of the Joint Committee on Printing.

OFFICE OF TECHNOLOGY ASSESSMENT
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$650,000 are rescinded.

ARCHITECT OF THE CAPITOL
CAPITOL BUILDINGS AND GROUNDS
CAPITOL BUILDINGS
(RESCISSIONS)

Of the funds made available until expended for energy efficient lighting retrofitting under this heading in Public Law 102-392, \$500,000 are rescinded.

Of the funds made available until expended for energy efficient lighting retrofitting under this heading in Public Law 103-69, \$2,000,000 are rescinded.

GOVERNMENT PRINTING OFFICE
(RESCISSIONS)

CONGRESSIONAL PRINTING AND BINDING

Of the funds made available under this heading in Public Law 103-283, \$3,000,000 are rescinded.

OFFICE OF SUPERINTENDENT OF DOCUMENTS
SALARIES AND EXPENSES

Of the funds made available under this heading in Public Law 103-283, \$600,000 are rescinded.

BOTANIC GARDEN
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available until expended by transfer under this heading in Public Law 103-283, \$4,000,000 are rescinded.

LIBRARY OF CONGRESS
(RESCISSIONS)

SALARIES AND EXPENSES

Of the funds made available under this heading in Public Law 103-283, \$150,000 are rescinded.

BOOKS FOR THE BLIND AND PHYSICALLY
HANDICAPPED
SALARIES AND EXPENSES

Of the funds made available under this heading in Public Law 103-283, \$100,000 are rescinded.

GENERAL ACCOUNTING OFFICE
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$8,867,000 are rescinded.

CHAPTER VIII

DEPARTMENT OF TRANSPORTATION
AND RELATED AGENCIES
OFFICE OF THE SECRETARY
TRANSPORTATION PLANNING, RESEARCH, AND
DEVELOPMENT
(RESCISSION)

Of the amounts provided under this heading in Public Law 103-331, \$1,293,000 are rescinded.

WORKING CAPITAL FUND

The obligation authority under this heading in Public Law 103-331 is hereby reduced by \$8,000,000.

COAST GUARD
OPERATING EXPENSES
(RESCISSION)

Of the amounts provided under this heading in Public Law 103-331, \$6,440,000 are rescinded.

ACQUISITION, CONSTRUCTION, AND
IMPROVEMENTS
(RESCISSION)

Of the available balances under this heading, \$42,569,000 are rescinded.

ENVIRONMENTAL COMPLIANCE AND
RESTORATION
(RESCISSION)

Of the amounts provided under this heading in Public Law 103-331, \$3,500,000 are rescinded.

FEDERAL AVIATION ADMINISTRATION
FACILITIES AND EQUIPMENT
(AIRPORT AND AIRWAY TRUST FUND)
(RESCISSION)

Of the available balances under this heading, \$69,825,000 are rescinded.

RESEARCH, ENGINEERING, AND DEVELOPMENT
(AIRPORT AND AIRWAY TRUST FUND)
(RESCISSION)

Of the available balances under this heading, \$7,500,000 are rescinded.

FEDERAL HIGHWAY ADMINISTRATION
LIMITATION ON GENERAL OPERATING
EXPENSES

The obligation limitation under this heading in Public Law 103-331 is hereby reduced by \$42,500,000.

FEDERAL-AID HIGHWAYS
(LIMITATION ON OBLIGATIONS)
(HIGHWAY TRUST FUND)

The obligation limitation under this heading in Public Law 103-331 is hereby reduced by \$70,140,000: *Provided*, That \$27,640,000 shall be deducted from amounts made available for the Applied Research and Technology Program authorized under section 307(e) of title 23, United States Code: *Provided further*, That no reduction shall be made in any amount distributed to any State under section 310(a) of Public Law 103-331.

FEDERAL-AID HIGHWAYS
EMERGENCY RELIEF PROGRAM
(HIGHWAY TRUST FUND)
(RESCISSION)

Of the amounts provided under this heading in Public Law 103-211, \$351,000,000 are rescinded.

FEDERAL RAILROAD ADMINISTRATION
NORTHEAST CORRIDOR IMPROVEMENT PROGRAM
(RESCISSION)

Of the amounts provided under this heading in Public Law 103-331, \$7,768,000 are rescinded.

FEDERAL TRANSIT ADMINISTRATION
TRANSIT PLANNING AND RESEARCH
(RESCISSION)

Of the available balances under this heading, \$8,800,000 are rescinded.

DISCRETIONARY GRANTS
(LIMITATION ON OBLIGATIONS)
(HIGHWAY TRUST FUND)

The obligation limitation under this heading in Public Law 103-331 is hereby reduced by \$17,650,000: *Provided*, That such reduction shall be made from obligational authority available to the Secretary for the replacement, rehabilitation, and purchase of buses and related equipment and the construction of bus-related facilities.

Notwithstanding Section 313 of Public Law 103-331, the obligation limitations under this heading in the following Department of Transportation and Related Agencies Appropriations Acts are reduced by the following amounts:

Public Law 102-388 as amended by Public Law 103-122, \$67,227,500, to be distributed as follows:

(a) \$29,022,500, for the replacement, rehabilitation, and purchase of buses and related equipment and the construction of bus-related facilities: *Provided*, That in distributing the foregoing reduction, obligational authority remaining unobligated for each project identified in the joint explanatory statements of the committees on conference accompanying such Act shall be reduced by fifty per centum; and

(b) \$38,205,000, for new fixed guideway systems, to be distributed as follows:

\$9,120,000, for the San Francisco BART Extension/Tasman Corridor Project;

\$12,655,000, for the Boston, Massachusetts to Portland, Maine Commuter Rail Project;

\$875,000, for the Orlando OSCAR LRT Project;

\$980,000, for the Salt Lake City South LRT Project;

\$745,000, for the Cleveland Dual Hub Corridor Project;

\$1,500,000, for the Milwaukee East-West Corridor Project;

\$845,000, for the San Diego Mid-Coast Extension Project;

\$2,235,000, for the Hawthorne-Warwick Commuter Rail Project;

\$7,595,000, for the Seattle-Tacoma Commuter Rail Project;

\$1,490,000, for the Lakewood, Freehold, and Matawan or Jamesburg Commuter Rail Project; and

\$165,000, for the Miami Downtown Peoplemover Project.

Public Law 102-143, \$43,296,500, to be distributed as follows:

(a) \$6,781,500, for the replacement, rehabilitation, and purchase of buses and related equipment and the construction of bus-related facilities: *Provided*, That in distributing the foregoing reduction, obligational authority remaining unobligated for each project for which the obligation limitation in Public Law 102-143 was applied shall be reduced by fifty per centum; and

(b) \$36,515,000, for new fixed guideway systems, to be distributed as follows:

\$1,000,000, for the Cleveland Dual Hub Corridor Project;

\$465,000, for the Kansas City-South LRT Project;

\$950,000, for the San Diego Mid-Coast Extension Project;

\$5,000,000, for the Los Angeles-San Diego (LOSSAN) Commuter Rail Project;

\$17,100,000, for the Hawthorne-Warwick Commuter Rail Project;

\$500,000, for the New York-Staten Island-Midtown Ferry Project;

\$4,000,000, for the San Jose-Gilroy Commuter Rail Project;

\$1,620,000, for the Seattle-Tacoma Commuter Rail Project;

\$880,000, for the Vallejo Ferry Project; and

\$5,000,000, for the Detroit LRT Project.

Public Law 101-516, \$2,230,000, for new fixed guideway systems, to be distributed as follows:

\$2,230,000, for the Cleveland Dual Hub Corridor Project.

Public Law 101-164, \$1,247,000, for the replacement, rehabilitation, and purchase of buses and related equipment and the construction of bus-related facilities: *Provided*, That in distributing the foregoing reduction, obligational authority remaining unobligated for each project identified in the joint explanatory statements of the committees of conference accompanying such Act shall be reduced by fifty per centum.

GENERAL PROVISIONS
(INCLUDING RESCISSIONS)

SEC. 801. Of the funds provided in Public Law 103-331 for the Department of Transportation working capital fund (WCF), \$8,000,000 are rescinded, which limits fiscal year 1995 WCF obligational authority for elements of the Department of Transportation funded in Public Law 103-331 to no more than \$85,000,000.

SEC. 802. Of the total budgetary resources available to the Department of Transportation (excluding the Maritime Administration) during fiscal year 1995 for civilian and military compensation and benefits and other administrative expenses, \$20,000,000 are permanently canceled.

CHAPTER IX

TREASURY, POSTAL SERVICE, AND
GENERAL GOVERNMENT

DEPARTMENT OF THE TREASURY

DEPARTMENTAL OFFICES

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$100,000 are rescinded.

FEDERAL LAW ENFORCEMENT TRAINING
CENTER

ACQUISITION, CONSTRUCTION, IMPROVEMENTS,
AND RELATED EXPENSES

(RESCISSION)

(TRANSFER OF FUNDS)

Of the funds made available for construction at the Davis-Monthan Training Center under Public Law 103-123, \$5,000,000 are rescinded. Of the funds made available for construction at the Davis-Monthan Training Center under Public Law 103-329, \$6,000,000 are rescinded: *Provided*, That \$1,000,000 of the remaining funds made available under Public Law 103-123 shall be used to initiate design and construction of a Burn Building in Glynco, Georgia.

FINANCIAL MANAGEMENT SERVICE

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$160,000 are rescinded.

BUREAU OF THE PUBLIC DEBT

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-123, \$1,500,000 are rescinded.

INTERNAL REVENUE SERVICE

INFORMATION SYSTEMS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$1,490,000 are rescinded.

EXECUTIVE OFFICE OF THE PRESIDENT

THE WHITE HOUSE OFFICE

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$171,000 are rescinded.

FEDERAL DRUG CONTROL PROGRAMS

SPECIAL FORFEITURE FUND

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$13,200,000 are rescinded.

INDEPENDENT AGENCIES

GENERAL SERVICES ADMINISTRATION

FEDERAL BUILDINGS FUND

(LIMITATIONS ON AVAILABILITY OF REVENUE)

(RESCISSION)

Of the funds made available under this heading for "New Construction" in Public Law 103-329 for Bullhead City, Arizona, a grant to the Federal Aviation Administration for a runway protection zone, \$2,200,000 are rescinded; for Hilo, Hawaii, Consolidation, \$12,000,000 are rescinded: *Provided*, That of the funds made available under this heading for "New Construction" in Public Law 103-123 for Sierra Vista, Arizona, U.S. Magistrates Office, \$1,000,000 are rescinded; for Wheeling, West Virginia, Federal Building and U.S. Courthouse, \$35,861,000 are rescinded: *Provided further*, That of the funds made available under this heading for "New Construction" in Public Law 102-393 for Nogales, Arizona, U.S. Border Patrol Station, \$2,000,000 are rescinded; for Atlanta, Georgia, Centers for Disease Control, site acquisition and improvements, \$25,890,000 are rescinded; for Atlanta Georgia, Centers for Disease Control, \$14,110,000 are rescinded; for Newark, New Jersey, Parking Facility, \$9,000,000 are rescinded; for Seattle, Washington, U.S. Courthouse, \$11,548,000 are rescinded: *Provided further*, That of the funds made available under this heading for "New Construction" in Public Law 102-141 for Charlotte Amalie, Saint Thomas, United States Virgin Islands, U.S. Courthouse Annex, \$2,184,000 are rescinded: *Provided further*, That of the funds made available under this heading for "New Construction" in Public Law 102-27 for Washington, District of Columbia, General Services Administration Headquarters, \$13,000,000 are rescinded: *Provided further*, That of the funds made available under this heading for "Repairs and Alterations" in Public Law 103-329 for Walla Walla, Washington, Corps of Engineers Building, \$2,800,000 are rescinded: *Provided further*, That of the funds made available under this heading for "Repairs and Alterations" in Public Law 103-123 for District of Columbia, Central and West Heating Plants, \$5,000,000 are rescinded.

OPERATING EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$2,065,000 are rescinded.

FEDERAL ELECTION COMMISSION

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$2,792,000 are rescinded.

OFFICE OF PERSONNEL MANAGEMENT

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$3,140,000 are rescinded.

CHAPTER X

DEPARTMENTS OF VETERANS AFFAIRS
AND HOUSING AND URBAN DEVELOP-
MENT, AND INDEPENDENT AGENCIESDEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT

HOUSING PROGRAMS

NATIONAL HOMEOWNERSHIP TRUST
DEMONSTRATION PROGRAM

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$50,000,000 are rescinded.

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and any unobligated balances from funds appropriated under this heading in prior years, \$5,733,400,000 are rescinded: *Provided*, That of the total rescinded under this heading, \$690,100,000 shall be from the amounts earmarked for the development or acquisition cost of public housing; \$1,157,000,000 shall be from amounts earmarked for the modernization of existing public housing projects pursuant to section 14 of the United States Housing Act of 1937; \$2,694,000,000 shall be from amounts earmarked for rental assistance under the section 8 existing certificate program (42 U.S.C. 1437f) and the housing voucher program under section 8(o) of the United States Housing Act of 1937, which shall include \$100,000,000 from the amounts made available for new programs within the rental assistance earmark in Public Law 103-327; \$15,000,000 shall be from amounts provided for the Family Unification program; \$465,100,000 shall be from amounts earmarked for the preservation of low-income housing programs; \$90,000,000 shall be from amounts earmarked for the lead-based paint hazard reduction program; \$186,000,000 shall be from amounts earmarked for housing opportunities for persons with AIDS; \$70,000,000 shall be from the amounts earmarked for special purpose grants in Public Law 102-389 and prior years; \$39,000,000 shall be from amounts recaptured during fiscal year 1995 or prior years; \$34,200,000 shall be from amounts provided for lease adjustments; and \$287,000,000 of amounts recaptured during fiscal year 1995 from the reconstruction of obsolete public housing projects.

PAYMENTS FOR OPERATION OF LOW-INCOME
HOUSING PROJECTS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$404,000,000 are rescinded.

SEVERELY DISTRESSED PUBLIC HOUSING

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and any unobligated balances from funds appropriated under this heading in prior years, \$523,000,000 are rescinded.

DRUG ELIMINATION GRANTS FOR LOW-INCOME
HOUSING

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and any unobligated balances from funds appropriated under this heading in prior years, \$32,000,000 are rescinded.

YOUTHBUILD PROGRAM

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$38,000,000 are rescinded.

HOUSING COUNSELING ASSISTANCE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$38,000,000 are rescinded.

FLEXIBLE SUBSIDY FUND

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and any unobligated balances from funds appropriated under this heading in prior years, and excess rental charges, collections and other amounts in the fund, \$8,000,000 are rescinded.

NEHEMIAH HOUSING OPPORTUNITIES FUND

(RESCISSION)

Of the funds transferred to this revolving fund in prior years, \$19,000,000 are rescinded.

HOMELESS ASSISTANCE

HOMELESS ASSISTANCE GRANTS

Of the funds made available under this heading in Public Law 103-327, \$297,000,000 shall not become available for obligation until September 30, 1995.

COMMUNITY PLANNING AND DEVELOPMENT

COMMUNITY DEVELOPMENT GRANTS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and any unobligated balances from funds appropriated under this heading in prior years, \$349,200,000 are rescinded.

INDEPENDENT AGENCIES

CHEMICAL SAFETY AND HAZARD INVESTIGATION
BOARD

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$500,000 are rescinded.

COMMUNITY DEVELOPMENT FINANCIAL
INSTITUTIONSCOMMUNITY DEVELOPMENT FINANCIAL
INSTITUTIONS FUND

PROGRAM ACCOUNT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$124,000,000 are rescinded.

CORPORATION FOR NATIONAL AND COMMUNITY
SERVICENATIONAL AND COMMUNITY SERVICE PROGRAMS
OPERATING EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$416,110,000 are rescinded.

ENVIRONMENTAL PROTECTION AGENCY

RESEARCH AND DEVELOPMENT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$14,635,000 are rescinded.

ABATEMENT, CONTROL, AND COMPLIANCE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$4,806,805 are rescinded.

BUILDINGS AND FACILITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and prior years, \$25,000,000 are rescinded.

WATER INFRASTRUCTURE/STATE REVOLVING
FUNDS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 for wastewater

infrastructure financing, \$3,200,000 are rescinded, and of the funds made available under this heading in Public Law 103-327 and prior years for drinking water state revolving funds, \$1,300,000,000 are rescinded.

NATIONAL AERONAUTICS AND SPACE
ADMINISTRATION

SCIENCE, AERONAUTICS AND TECHNOLOGY

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$75,000,000 are rescinded.

CONSTRUCTION OF FACILITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 102-389, for the Consortium for International Earth Science Information Network, \$27,000,000 are rescinded.

MISSION SUPPORT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, for administrative aircraft, \$1,000,000 are rescinded.

NATIONAL SCIENCE FOUNDATION

ACADEMIC RESEARCH INFRASTRUCTURE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$131,867,000 are rescinded.

CORPORATIONS

FEDERAL DEPOSIT INSURANCE CORPORATION

FDIC AFFORDABLE HOUSING PROGRAM

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$11,281,034 are rescinded.

TITLE III GENERAL PROVISIONDENIAL OF USE OF FUNDS FOR INDIVIDUALS NOT
LAWFULLY WITHIN THE UNITED STATES

SEC. 301. (a) IN GENERAL.—None of the funds made available in this Act may be used to provide any direct benefit or assistance to any individual in the United States when it is made known to the Federal entity or official to which the funds are made available that—

(1) the individual is not lawfully within the United States; and

(2) the benefit or assistance to be provided is other than search and rescue; emergency medical care; emergency mass care; emergency shelter; clearance of roads and construction of temporary bridges necessary to the performance of emergency tasks and essential community services; warning of further risks or hazards; dissemination of public information and assistance regarding health and safety measures; provision of food, water, medicine, and other essential needs, including movement of supplies or persons; or reduction of immediate threats to life, property, and public health and safety.

SAVINGS TO BE USED EXCLUSIVELY FOR DEFICIT
REDUCTION

SEC. 302. An amount equal to the net budget authority reduced in this Act is hereby appropriated into the Deficit Reduction Fund established pursuant to Executive Order 12858 to be used exclusively to reduce the Federal deficit: *Provided*, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

TITLE IV—DEFICIT REDUCTION LOCKBOX
DEFICIT REDUCTION TRUST FUND

SEC. 401. (a) ESTABLISHMENT.—There is established in the Treasury of the United States a trust fund to be known as the “Deficit Reduction Trust Fund” (in this title referred to as the “Fund”).

(b) CONTENTS.—The Fund shall consist only of amounts transferred to the Fund under subsection (c).

(c) TRANSFERS OF MONEYS TO FUND.—For each of the fiscal years 1995 through 1998, the Secretary of the Treasury shall transfer to the Fund amounts equivalent to the net deficit reduction achieved during such fiscal year as a result of the provisions of this Act.

(d) USE OF MONEYS IN FUND.—

(1) IN GENERAL.—Except as provided in paragraph (2), the amounts in the Fund shall not be available, in any fiscal year, for appropriation, obligation, expenditure, or transfer.

(2) USE OF AMOUNTS FOR REDUCTION OF PUBLIC DEBT.—The Secretary of the Treasury shall use the amounts in the Fund to redeem, or buy before maturity, obligations of the Federal Government that are included in the public debt. Any obligation of the Federal Government that is paid, redeemed, or bought with money from the Fund shall be canceled and retired and may not be re-issued.

DOWNWARD ADJUSTMENTS IN DISCRETIONARY
SPENDING LIMITS

SEC. 402. (a) IN GENERAL.—Upon the enactment of this Act, the Director of the Office of Management and Budget shall make downward adjustments in the discretionary spending limits (new budget authority and outlays) specified in section 601(a)(2) of the Congressional Budget Act of 1974 for each of the fiscal years 1995 through 1998 by the aggregate amount of estimated reductions in new budget authority and outlays for discretionary programs resulting from the provisions this Act (other than emergency appropriations) for such fiscal year, as calculated by the Director.

(b) OUTYEAR TREATMENT OF RESCISSIONS.—For discretionary programs for which this Act rescinds budget authority for specific fiscal years, the Director of the Office of Management and Budget shall include in the aggregate amount of the downward adjustments under subsection (a) amounts reflecting budget authority reductions for the succeeding fiscal years through 1998, calculated by inflating the amount of the rescission using the baseline procedures identified in section 257 of the Balanced Budget and Emergency Deficit Control Act of 1985.

PROHIBITION ON USE OF SAVINGS TO OFFSET
DEFICIT INCREASES RESULTING FROM DIRECT
SPENDING OR RECEIPTS LEGISLATION

SEC. 403. Reductions in outlays, and reductions in the discretionary spending limits specified in section 601(a)(2) of the Congressional Budget Act of 1974, resulting from the enactment of this Act shall not be taken into account for purposes of section 252 of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLE V

SUPPLEMENTAL APPROPRIATIONS

CHAPTER I

DEPARTMENT OF AGRICULTURE, RURAL
DEVELOPMENT, FOOD AND DRUG AD-
MINISTRATION, AND RELATED AGEN-
CIES

DEPARTMENT OF AGRICULTURE

FOOD SAFETY AND INSPECTION SERVICE

For an additional amount for salaries and expenses of the Food Safety and Inspection Service, \$9,048,000.

AGRICULTURAL STABILIZATION AND
CONSERVATION SERVICE
SALARIES AND EXPENSES

For an additional amount for salaries and expenses of the Agricultural Stabilization and Conservation Service, \$10,000,000.

COMMODITY CREDIT CORPORATION FUND
(TRANSFER OF FUNDS)

Notwithstanding any other provision of law, no funds of the Commodity Credit Corporation in excess of \$50,000,000 for fiscal year 1995 (exclusive of the cost of commodities in the fiscal year), may be used to carry out the Food for Progress Act of 1985 (7 U.S.C. 1736e) with respect to commodities made available under section 416(b) of the Agricultural Act of 1949. The additional costs resulting from this provision shall be financed from funds credited to the Corporation pursuant to section 426 of Public Law 103-465.

CHAPTER II

DEPARTMENTS OF COMMERCE, JUSTICE,
AND STATE, THE JUDICIARY, AND RE-
LATED AGENCIES

RELATED AGENCY

UNITED STATES INFORMATION AGENCY

INTERNATIONAL BROADCASTING OPERATIONS

For an additional amount for “Inter-
national Broadcasting Operations”,
\$7,290,000, for transfer to the Board for Inter-
national Broadcasting.

CHAPTER III

FOREIGN OPERATIONS, EXPORT
FINANCING, AND RELATED PROGRAMS

BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

DEBT RESTRUCTURING

DEBT RELIEF FOR JORDAN

For the cost, as defined in section 502 of the Congressional Budget Act of 1974, as amended, of modifying direct loans to Jordan issued by the Export-Import Bank or by the Agency for International Development or by the Department of Defense, as authorized under subsection (a) under the heading “Debt Relief for Jordan”, in title VI of Public Law 103-306, \$50,000,000.

CHAPTER IV

LEGISLATIVE BRANCH

HOUSE OF REPRESENTATIVES

PAYMENTS TO WIDOWS AND HEIRS OF

DECEASED MEMBERS OF CONGRESS

For payment to the family trust of Dean A. Gallo, late a Representative from the State of New Jersey, \$133,600.

BOTANIC GARDEN

SALARIES AND EXPENSES

(TRANSFER OF FUNDS)

Of the funds made available until expended by transfer under this heading in Public Law 103-283, \$3,000,000 shall be transferred to the appropriation “Architect of the Capitol, Capitol Buildings and Grounds, Capitol Complex Security Enhancements”, and shall remain available until expended.

CHAPTER V

DEPARTMENT OF TRANSPORTATION
AND RELATED AGENCIES

DEPARTMENT OF TRANSPORTATION

FEDERAL RAILROAD ADMINISTRATION

OFFICE OF THE ADMINISTRATOR

(TRANSFER OF FUNDS)

Section 341 of Public Law 103-331 is amended by deleting “and received from the Delaware and Hudson Railroad,” after “amend-
ed,”.

CHAPTER VI

TREASURY, POSTAL SERVICE, AND
GENERAL GOVERNMENT

DEPARTMENT OF THE TREASURY

DEPARTMENTAL OFFICES

SALARIES AND EXPENSES

(TRANSFER OF FUNDS)

In the paragraph under this heading in Public Law 103-329, delete “of which not less than \$6,443,000 and 85 full-time equivalent positions shall be available for enforcement activities;”.

FEDERAL LAW ENFORCEMENT TRAINING
CENTER

SALARIES AND EXPENSES

(TRANSFER OF FUNDS)

In the paragraph under this heading in Public Law 103-329, delete “first-aid and emergency” and insert “short-term” before “medical services”.

INTERNAL REVENUE SERVICE

INFORMATION SYSTEMS

(TRANSFER OF FUNDS)

In the paragraph under this heading in Public Law 103-329, delete “\$650,000,000” and insert “\$640,000,000”.

ADMINISTRATIVE PROVISIONS—INTERNAL
REVENUE SERVICE

In the paragraph under this heading in Public Law 103-329, in section 3, after “\$119,000,000”, insert “annually”.

UNITED STATES MINT

SALARIES AND EXPENSES

(TRANSFER OF FUNDS)

In the paragraph under this heading in Public Law 103-329, insert “not to exceed” after “of which”.

INDEPENDENT AGENCIES

GENERAL SERVICES ADMINISTRATION

FEDERAL BUILDINGS FUND

(TRANSFER OF FUNDS)

Of the funds made available for the Federal Buildings Fund in Public Law 103-329, \$5,000,000 shall be made available by the General Services Administration to implement an agreement between the Food and Drug Administration and another entity for space, equipment and facilities related to seafood research.

OFFICE OF PERSONNEL MANAGEMENT

GOVERNMENT PAYMENT FOR ANNUITANTS,

EMPLOYEE LIFE INSURANCE BENEFITS

For an additional amount for “Government payment for annuitants, employee life insurance”, \$9,000,000 to remain available until expended.

TITLE VI

RESCISSIONS

CHAPTER I

DEPARTMENT OF AGRICULTURE, RURAL
DEVELOPMENT, FOOD AND DRUG AD-
MINISTRATION, AND RELATED AGEN-
CIES

DEPARTMENT OF AGRICULTURE

PUBLIC LAW 480 PROGRAM ACCOUNTS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$20,000,000 for commodities supplied in connection with dispositions abroad, pursuant to title III of the Agricultural Trade Development and Assistance Act of 1954, as amended, are rescinded.

CHAPTER II

DEPARTMENTS OF COMMERCE, JUSTICE,
AND STATE, THE JUDICIARY, AND RE-
LATED AGENCIES

DEPARTMENT OF COMMERCE

NATIONAL INSTITUTE OF STANDARDS AND
TECHNOLOGYSCIENTIFIC AND TECHNICAL RESEARCH AND
SERVICES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$16,500,000 are rescinded.

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

DIPLOMATIC AND CONSULAR PROGRAMS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$2,000,000 are rescinded.

ACQUISITION AND MAINTENANCE OF BUILDINGS
ABROAD

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317 and prior appropriations Acts, \$23,000,000 are rescinded.

INTERNATIONAL ORGANIZATIONS AND
CONFERENCESCONTRIBUTIONS FOR INTERNATIONAL
PEACEKEEPING ACTIVITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$14,617,000 are rescinded.

RELATED AGENCIES

ARMS CONTROL AND DISARMAMENT AGENCY

ARMS CONTROL AND DISARMAMENT ACTIVITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$3,000,000 are rescinded, of which \$2,000,000 are from funds made available for activities related to the implementation of the Chemical Weapons Convention.

UNITED STATES INFORMATION AGENCY

EDUCATIONAL AND CULTURAL EXCHANGE
PROGRAMS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$5,000,000 are rescinded.

RADIO CONSTRUCTION

(RESCISSION)

Of the funds made available under this heading, \$6,000,000 are rescinded.

CHAPTER III

FOREIGN OPERATIONS, EXPORT
FINANCING, AND RELATED PROGRAMS

BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

AGENCY FOR INTERNATIONAL DEVELOPMENT
DEBT RESTRUCTURING UNDER THE ENTERPRISE
FOR THE AMERICAS INITIATIVE

(RESCISSION)

Of the funds made available under this heading in Public Law 102-391, \$2,400,000 are rescinded.

ECONOMIC SUPPORT FUND

(RESCISSIONS)

Of the unobligated balances of funds available under this heading from funds provided in Public Law 103-306, \$7,500,000 are rescinded.

Of the unobligated balances of funds available under this heading from funds provided in Public Law 103-87, \$20,000,000 are rescinded.

Of the unobligated balances of funds currently available under this heading, includ-

ing earmarked funds, from funds provided in Public Law 102-391 and prior appropriations Acts, \$15,475,000 are rescinded.

OPERATING EXPENSES OF THE AGENCY FOR
INTERNATIONAL DEVELOPMENT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-306, \$5,000,000 are rescinded.

ASSISTANCE FOR THE NEW INDEPENDENT
STATES OF THE FORMER SOVIET UNION

(RESCISSIONS)

Of the unobligated balances of funds available under this heading from funds provided in Public Law 103-306, \$17,500,000 are rescinded.

Of the unobligated or unexpended balances of funds available under this heading from funds provided in Public Law 103-87 and Public Law 102-391, \$30,200,000 are rescinded.

CHAPTER IV

LEGISLATIVE BRANCH

CONGRESSIONAL BUDGET OFFICE

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$187,000 are rescinded.

TITLE VII

GENERAL PROVISIONS

SEC. 701. None of the funds made available in any appropriations Act for fiscal year 1995 may be used to issue, implement, administer, or enforce any executive order, or other rule or order, that prohibits Federal contracts with companies that hire permanent replacements for striking employees.

SEC. 702. Hereafter, the requirement pursuant to section 18(b)(3) of the United States Housing Act of 1937, for the provision of an additional dwelling unit for each public housing dwelling unit to be demolished or disposed of under an application submitted by a public housing agency under section 18(a) of such Act, shall not apply to any such application approved by the Secretary of Housing and Urban Development in fiscal year 1995 or in any prior fiscal year: *Provided*, That no such application submitted by a public housing agency to implement a final order of a court issued, or a settlement approved by a court, before the effective date of this public law, shall be affected by this paragraph.

SEC. 703. None of the funds made available in any appropriations Act for fiscal year 1995 may be used by the Environmental Protection Agency to impose or enforce any requirement that a State implement trip reduction measures to reduce vehicular emissions.

SEC. 704. None of the funds made available in any appropriations Act for fiscal year 1995 may be used by the Environmental Protection Agency to impose or enforce any requirement that a State implement an inspection and maintenance program for vehicular emissions.

SEC. 705. The Congress finds that the 1990 amendments to the Clean Air Act (Public Law 101-549) superseded prior requirements of the Clean Air Act regarding the demonstration of attainment of national ambient air quality standards and eliminated the obligation of the Administrator of the Environmental Protection Agency to promulgate a Federal implementation plan under section 110(e) of the Clean Air Act for the South Coast, Ventura, or Sacramento areas of California. Upon the enactment of this Act, any Federal implementation plan that has been promulgated by the Administrator of the Environmental Protection Agency under the Clean Air Act for the South Coast, Ventura, or Sacramento areas of California pursuant

to a court order or settlement shall be rescinded and shall have no further force and effect.

SEC. 706. EMERGENCY TWO-YEAR SALVAGE TIMBER SALE PROGRAM.

(a) DEFINITIONS.—For purposes of this section:

(1) The term “emergency period” means the two-year period beginning on the date of the enactment of this section.

(2) The term “Federal lands” means—

(A) lands within the National Forest System, as defined in section 11(a) of the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1609(a)); and

(B) public lands, as defined in section 103(e) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1702(e)).

(3) The term “land management plan” means—

(A) a land and resource management plan (or, if no final plan is currently in effect, a draft land and resource management plan) prepared by the Forest Service pursuant to section 6 of the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1604) for a unit or units of the Federal lands described in paragraph (2)(A); or

(B) a land use plan prepared by the Bureau of Land Management pursuant to section 202 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1712), or other multiple-use plan in effect, for a unit of the Federal lands described in paragraph (2)(B).

(4) The term “salvage timber sale” means a timber sale for which an important reason for entry includes the removal of disease- or insect-infested trees, dead, damaged, or down trees, or trees affected by fire or imminently susceptible to fire or insect attack. Such term also includes the removal of associated trees or trees lacking the characteristics of a healthy and viable ecosystem for the purpose of ecosystem improvement or rehabilitation, except that any such sale must include an identifiable salvage component of trees described in the first sentence.

(5) The term “Secretary concerned” means—

(A) with respect to Federal lands described in paragraph (2)(A), the Secretary of Agriculture; and

(B) with respect to Federal lands described in paragraph (2)(B), the Secretary of the Interior.

(b) TWO-YEAR EMERGENCY PROGRAM OF SALVAGE TIMBER SALES FOR FEDERAL LANDS.—

(1) SALVAGE TIMBER SALES REQUIRED.—Using the expedited procedures provided in subsection (c), the Secretary concerned shall prepare, advertise, offer, and award contracts during the emergency period for salvage timber sales from Federal lands to satisfy the volume requirements of paragraph (2).

(2) SALVAGE TIMBER SALE VOLUMES.—The salvage timber sales sold under this subsection during the emergency period shall contain the following total timber volumes (programmed or otherwise):

(A) For Federal lands described in subsection (a)(2)(A)—

(i) not less than 3,000,000,000 board feet during the first year of the emergency period; and

(ii) not less than 3,000,000,000 board feet during the second year of the emergency period.

(B) For Federal lands described in subsection (a)(2)(B)—

(i) not less than 115,000,000 board feet during the first year of the emergency period; and

(ii) not less than 115,000,000 board feet during the second year of the emergency period.

(3) USE OF SALVAGE SALE FUNDS.—To conduct salvage timber sales under this sub-

section, the Secretary concerned may use salvage sale funds otherwise available to the Secretary concerned.

(c) EXPEDITED PROCEDURES FOR EMERGENCY SALVAGE TIMBER SALES.—

(1) SALE DOCUMENTATION.—For each salvage timber sale conducted under subsection (b) to meet the minimum salvage timber sale volumes specified in paragraph (2) of such subsection, the Secretary concerned shall prepare a document that combines an environmental assessment under section 102(2) and implementing regulations of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(E)) and a biological evaluation under section 7(a)(2) of the Endangered Species Act of 1973 (16 U.S.C. 1536(a)(2)) and other applicable Federal law and implementing regulations. The environmental assessment and biological evaluation must consider the environmental effects of the salvage timber sale and consider the effect, if any, on threatened or endangered species. In lieu of preparing a new document under this paragraph, the Secretary concerned may use a document prepared pursuant to the National Environmental Policy Act of 1969 before the date of the enactment of this section, a biological evaluation written before such date, or information collected for such a document or evaluation if the document, evaluation, or information applies to the Federal lands covered by the proposed sale.

(2) TIME PERIODS FOR, AND REPORTING OF, SALES.—

(A) FIRST YEAR.—For salvage timber sales conducted pursuant to subsection (b) during the first year of the emergency period, the Secretary concerned shall—

(i) offer sales which contain fifty percent of the total timber volume required pursuant to subsection (b)(2)(A)(i) or (b)(2)(B)(i), as the case may be, within the first 3 months of the year; and

(ii) offer sales which contain the remaining volume required pursuant to subsection (b)(2)(A)(i) or (b)(2)(B)(i), as the case may be, evenly distributed throughout the remainder of the year.

(B) SECOND YEAR.—For salvage timber sales conducted pursuant to subsection (b) during the second year of the emergency period, the Secretary concerned shall—

(i) offer sales which contain fifty percent of the total timber volume required pursuant to subsection (b)(2)(A)(ii) or (b)(2)(B)(ii), as the case may be, within 15 months of the date of enactment of this Act, and

(ii) offer sales which contain the remaining volume required pursuant to subsection (b)(2)(A)(ii) or (b)(2)(B)(ii), as the case may be, within the remainder of the year.

(C) Each Secretary shall report to the Committee on Resources of the House of Representatives and the Committee on Energy and Natural Resources of the United States Senate 90 days after the date of enactment of this Act and on the final day of each 90-day period thereafter throughout the emergency period on the number of sales and volumes contained therein offered during such 90 day period and expected to be offered during the next 90 day period.

(D) SPECIAL RULES FOR SECOND YEAR SALES.—The Secretary concerned may begin salvage sales intended for the second year of the emergency period before the start of the second year if the Secretary concerned determines that the preparation, advertisement, offering, awarding, and operation of such sales will not interfere with salvage timber sales required during the first year of the emergency period.

(3) DECISIONS.—The Secretary concerned shall design and select the specific salvage timber sales to be offered under subsection (b) on the basis of the analysis contained in the document or documents prepared pursuant to paragraph (1) to satisfy the applicable

volume requirement in subsection (b)(2) within the applicable schedule specified in paragraph (2).

(4) SALE PREPARATION.—The Secretary concerned shall make use of all available authority, including the employment of private contractors and the use of expedited fire contracting procedures, to prepare and advertise salvage timber sales under subsection (b) to meet the applicable schedule specified in paragraph (2). The provisions of section 3(d)(1) of the Federal Workforce Restructuring Act of 1994 (Public Law 103-226) shall not apply to any former employee of the Department of the Secretary concerned who received a voluntary separation incentive payment authorized by such Act or accepts employment pursuant to this paragraph.

(5) COST CONSIDERATIONS.—Salvage timber sales undertaken pursuant to this section shall not be precluded because the costs of such activities are likely to exceed the revenues derived from such activities.

(6) EFFECT ON OTHER LAWS.—The documents and procedures required by this section for the preparation, advertisement, offering, awarding, and operation of any salvage timber sale subject to subsection (b) shall be deemed to satisfy the requirements of all applicable Federal laws (and regulations implementing such laws) including but not limited to:

(A) The Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1600 et seq.).

(B) The Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.).

(C) The National Environmental Policy Act of 1969 (42 U.S.C. 4332).

(D) The Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.).

(7) EFFECT OF SALVAGE SALES.—The Secretary of Agriculture shall not substitute salvage timber sales conducted under subsection (b) for planned non-salvage timber sales.

(8) EFFECT ON JUDICIAL DECISIONS.—The Secretary concerned may conduct salvage timber sales under the authority of this section during the emergency period and the first year after the end of the emergency period notwithstanding any decision, restraining order, or injunction issued by a United States court issued before the date of the enactment of this section.

(d) REFORESTATION OF SALVAGE TIMBER SALE PARCELS.—The Secretary concerned shall plan and implement reforestation of each parcel of land harvested under a salvage timber sale conducted under subsection (b) as expeditiously as possible after completion of the harvest on the parcel, but in no case later than any applicable restocking period required by law or regulation.

(e) ADMINISTRATIVE REVIEW.—Salvage timber sales conducted under subsection (b), and any decision of the Secretary concerned in connection with such sales, shall not be subject to administrative review.

(f) JUDICIAL REVIEW.—

(1) PLACE AND TIME OF FILING.—A salvage timber sale to be conducted under subsection (b) shall be subject to judicial review only in the United States district court for the district in which the affected Federal lands are located. Any challenge to such sale must be filed in such district court within 15 days after the date of initial advertisement of the challenged sale.

(2) EFFECT OF FILING ON AGENCY ACTION.—For 45 days after the date of the filing of a challenge to a salvage timber sale to be conducted under subsection (b), the Secretary concerned shall take no action to award the challenged sale.

(3) PROHIBITION ON RESTRAINING ORDERS, PRELIMINARY INJUNCTIONS, AND RELIEF PENDING REVIEW.—No restraining order or preliminary injunction shall be issued by any court

of the United States with respect to any decision to prepare, advertise, offer, award, or operate a salvage timber sale pursuant to subsection (b). Section 705 of title 5, United States Code, shall not apply to any challenge to such a sale.

(4) STANDARD OF REVIEW.—The courts shall have authority to enjoin permanently, order modification of, or void an individual salvage timber sale if it is determined by a trial on the merits that the decision to prepare, advertise, offer, award, or operate such sale was arbitrary and capricious or otherwise not in accordance with applicable law (other than those laws specified in subsection (c)(6)).

(5) TIME FOR DECISION.—Civil actions filed under this subsection shall be assigned for hearing at the earliest possible date and shall take precedence over all other matters pending on the docket of the court at that time except for criminal cases. The court shall render its final decision relative to any challenge within 45 days from the date such challenge is brought, unless the court determines that a longer period of time is required to satisfy the requirement of the United States Constitution. In order to reach a decision within 45 days, the district court may assign all or part of any such case or cases to one or more Special Masters, for prompt review and recommendations to the court.

(6) PROCEDURES.—Notwithstanding any other provision of law, the court may set rules governing the procedures of any proceeding brought under this subsection which set page limits on briefs and time limits on filing briefs and motions and other actions which are shorter than the limits specified in the Federal rules of civil or appellate procedure.

(7) APPEAL.—Any appeal from the final decision of a district court in an action brought pursuant to this subsection shall be filed not later than 30 days after the date of decision.

(g) EXCLUSION OF CERTAIN FEDERAL LANDS.—

(1) EXCLUSION.—The Secretary concerned may not select, authorize, or undertake any salvage timber sale under subsection (b) with respect to lands described in paragraph (2).

(2) DESCRIPTION OF EXCLUDED LANDS.—The lands referred to in paragraph (1) are as follows:

(A) Any area on Federal lands included in the National Wilderness Preservation System.

(B) Any roadless area on Federal lands designated by Congress for wilderness study in Colorado or Montana.

(C) Any roadless area on Federal lands recommended by the Forest Service or Bureau of Land Management for wilderness designation in its most recent land management plan in effect as of the date of the enactment of this Act.

(D) Any area on Federal lands on which timber harvesting for any purpose is prohibited by statute.

(h) RULEMAKING.—The Secretary concerned is not required to issue formal rules under section 553 of title 5, United States Code, to implement this section or carry out the authorities provided by this section.

(i) AWARD AND RELEASE OF PREVIOUSLY OFFERED AND UNAWARDED TIMBER SALE CONTRACTS.—

(1) AWARD AND RELEASE REQUIRED.—Notwithstanding any other provision of law, within 30 days after the date of the enactment of this section, the Secretary concerned shall act to award, release, and permit to be completed in fiscal years 1995 and 1996, with no change in originally advertised terms and volumes, all timber sale contracts offered or awarded before that date in any unit of the National Forest System or dis-

tract of the Bureau of Land Management subject to section 318 of Public Law 101-121 (103 Stat. 745).

(2) EFFECT ON LAND MANAGEMENT PLANS.—Compliance with paragraph (1) shall not require or permit any change in any land management plan in existence on the date of the enactment of this Act.

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

Mr. OBEY moved to recommit the bill to the Committee on Appropriations with instructions to report the bill back to the House forthwith with the following amendments:

1. Disaster Assistance: On page 2 line 15, strike "\$5,360,000,000" and insert "\$536,000,000".

2. WIC, Women, Infants and Children: On page 6, strike lines 17 through 22.

3. Training & Employment Services: On page 23 line 10, strike "\$1,601,850,000" and insert "\$939,350,000". On page 23 lines 13 & 14, strike "\$12,500,000 for the School-to-Work Opportunities Act." On page 23, strike lines 23 through 25.

4. Community Services Employment for Older Americans: On page 24 strike lines 1 through 9.

5. Health Resources and Services: On page 25 line 12, strike "\$53,925,000" and insert "\$43,925,000".

6. Low Income Energy Assistance: On page 27, strike lines 2 through 6.

7. Education Reform: On page 28 line 14, strike "\$186,030,000" and insert "\$103,530,000". On page 28 line 15, strike "\$142,000,000" and insert "\$83,000,000". On page 28 line 16, strike "\$21,530,000" and insert "\$10,530,000". On page 28 line 19 after the word "Act" strike all through the word "partnerships" on line 23.

8. Education for the Disadvantaged: On page 29 line 4 strike all after "103-333," through line 7 and insert "\$8,270,000 from part E, section 1501 are rescinded."

9. School Improvement: On page 29 line 16, strike "\$747,021,000" and insert "\$327,021,000". On page 29 line 18, strike "\$100,000,000" and insert "\$80,000,000". On page 29 line 18, strike "\$471,962,000" and insert "\$71,962,000".

10. Student Financial Assistance: On page 31 line 6, strike "\$187,475,000" and insert "\$124,100,000". On page 31 line 7 & 8, strike "part A-4 and".

11. Corporation for Public Broadcasting: On page 33 line 20, strike "\$47,000,000" and insert "\$31,000,000". On page 33 line 22, strike "\$94,000,000" and insert "\$34,000,000".

12. Assisted Housing: On page 49 line 14, strike "\$5,733,400,000" and insert "\$5,018,400,000". On page 49 line 17, strike "\$1,157,000,000" and insert "\$467,000,000". On page 50 line 4, strike "\$90,000,000" and insert "\$65,000,000". On page 50, strike lines 22 through 26.

After debate, By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce, Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. LINDER, announced that the nays had it.

Mr. OBEY 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 185 Nays 242

46.13 [Roll No. 250] YEAS—185

- Abercrombie, Ackerman, Andrews, Baesler, Baldacci, Barcia, Barrett (WI), Becerra, Bentsen, Bevill, Bishop, Bonior, Borski, Boucher, Browder, Brown (FL), Brown (OH), Bryant (TX), Cardin, Chapman, Clay, Clayton, Clement, Clyburn, Coleman, Collins (MI), Conyers, Costello, Coyne, Cramer, Danner, de la Garza, Deal, DeFazio, DeLauro, Dellums, Deutsch, Dicks, Dingell, Doggett, Durbin, Edwards, Engel, Eshoo, Evans, Fattah, Fields (LA), Filner, Flake, Foglietta, Ford, Frank (MA), Frost, Furse, Gejdenson, Gephardt, Geren, Gibbons, Gonzalez, Gordon, Green, Gutierrez, Hall (OH), Hall (TX), Hamilton, Hastings (FL), Hayes, Hefner, Hilliard, Hinchey, Holden, Hoyer, Jackson-Lee, Jacobs, Jefferson, Johnson (SD), Johnston, Kanjorski, Kaptur, Kennedy (MA), Kennedy (RI), Kennedy, Kildee, Kleczka, Klink, LaFalce, Laughlin, Levin, Lincoln, Lipinski, Lowey, Luther, Maloney, Manton, Markey, Martinez, Mascara, McCarthy, McDermott, McHale, McKinney, McNulty, Meehan, Meek, Menendez, Mfume, Miller (CA), Minge, Mink, Moakley, Mollohan, Montgomery, Moran, Murtha, Nadler, Neal, Oberstar, Obey, Olver, Ortiz, Orton, Owens, Pallone, Parker, Pastor, Payne (NJ), Payne (VA), Pelosi, Peterson (FL), Peterson (MN), Pickett, Pomeroy, Poshard, Rahall, Rangel, Reed, Reynolds, Richardson, Rivers, Roemer, Rose, Ruybal-Allard, Rush, Sabo, Sanders, Sawyer, Schroeder, Schumer, Scott, Serrano, Sisisky, Skaggs, Skelton, Slaughter, Spratt, Stark, Stenholm, Stokes, Studds, Stupak, Tanner, Tauzin, Taylor (MS), Tejeda, Thompson, Thornton, Thurman, Torres, Torricelli, Towns, Traficant, Velazquez, Vento, Visclosky, Volkmer, Ward, Waters, Watt (NC), Williams, Wilson, Wise, Wyden, Wynn, Yates, Dooley, Doolittle, Dornan, Dreier, Duncan, Dunn, Ehlers, Ehrlich, Emerson, English, Ensign, Everett, Ewing, Farr, Fawell, Fazio, Fields (TX), Flanagan, Foley, Forbes, Fowler, Fox, Franks (NJ), Frelinghuysen, Frisa, Funderburk, Gallegly, Ganske, Gekas, Gilchrest, Gillmor, Gilman, Goodlatte, Goodling, Goss, Graham, Greenwood, Gunderson, Gutknecht, Hancock, Hansen, Harman, Hastert, Hastings (WA), Hayworth, Hefley, Heineman, Herger, Hilleary, Hobson, Hoekstra, Hoke, Horn, Hostettler, Houghton, Hunter, Hutchinson, Hyde, Inglis, Istook, Johnson, Sam, Jones, Kasich, Kelly, Kim, King, Kingston, Klug, Knollenberg, Kolbe, LaHood, Lantos, Largent, Latham, LaTourette, Lazio, Leach, Lewis (CA), Lewis (KY), Lightfoot, Linder, Livingston, LoBiondo, Lofgren, Longley, Lucas, Manzullo, Martini, Matsui, McCollum, McCrery, McDade, McHugh, McInnis, McIntosh, McKeon, Metcalf, Meyers, Mica, Miller (FL), Mineta, Molinari, Moorhead, Morella, Myers, Myrick, Nethercutt, Neumann, Ney, Norwood, Nussle, Oxley, Packard, Paxon, Petri, Pombo, Porter, Portman, Pryce, Quillen, Quinn, Radanovich, Ramstad, Regula, Riggs, Roberts, Rogers, Rohrabacher, Ros-Lehtinen, Roth, Roukema, Royce, Salmon, Sanford, Saxton, Scarborough, Schaefer, Schiff, Seastrand, Sensenbrenner, Shadegg, Shaw, Shays, Shuster, Skeen, Smith (MI), Smith (NJ), Smith (TX), Smith (WA), Solomon, Souder, Spence, Stearns, Stockman, Stump, Talent, Tate, Taylor (NC), Thomas, Thornberry, Tiahrt, Torkildsen, Upton, Vucanovich, Waldholtz, Walker, Walsh, Wamp, Watts (OK), Waxman, Weldon (FL), Weldon (PA), Weller, White, Whitfield, Wicker, Wolf, Woolsey, Young (AK), Young (FL), Zeliff, Zimmer

NAYS—242

- Allard, Archer, Armev, Bachus, Baker (CA), Baker (LA), Ballenger, Barr, Barrett (NE), Bartlett, Barton, Bass, Bateman, Beilenson, Bereuter, Berman, Bilbray, Bilirakis, Biley, Blute, Boehlert, Boehner, Bonilla, Bono, Brewster, Brown (CA), Brownback, Bryant (TN), Bunn, Bunning, Burr, Burton, Buyer, Callahan, Calvert, Camp, Canady, Castle, Chabot, Chambliss, Chenoweth, Christensen, Everett, Ewing, Farr, Fawell, Fazio, Fields (TX), Flanagan, Foley, Forbes, Fowler, Fox, Franks (NJ), Frelinghuysen, Frisa, Funderburk, Gallegly, Ganske, Gekas, Gilchrest, Dooley, Doolittle, Dornan, Dreier, Duncan, Dunn, Ehlers, Ehrlich, Emerson, English, Ensign, Everett, Ewing, Farr, Fawell, Fazio, Fields (TX), Flanagan, Foley, Forbes, Fowler, Fox, Franks (NJ), Frelinghuysen, Frisa, Funderburk, Allard, Archer, Armev, Bachus, Baker (CA), Baker (LA), Ballenger, Barr, Barrett (NE), Bartlett, Barton, Bass, Bateman, Bereuter, Bilbray, Bilirakis, Biley, Blute, Boehlert, Boehner, Bonilla, Bono, Brewster, Brown (CA), Brownback, Bryant (TN), Bunn, Bunning, Burr, Burton, Buyer, Callahan, Calvert, Camp, Canady, Castle, Chabot, Chambliss, Chenoweth, Christensen, Chrysler, Clinger, Coble, Coburn, Collins (GA), Combust, Condit, Cooley, Cox, Crane, Crapo, Cremeans, Cunningham, Davis, DeLay, Diaz-Balart, Dickey, Dixon, Dooley, Doolittle, Dornan, Dreier, Duncan, Dunn, Ehlers, Ehrlich, Emerson, English, Ensign, Everett, Ewing, Farr, Fawell, Fazio, Fields (TX), Flanagan, Foley, Forbes, Fowler, Fox, Franks (NJ), Frelinghuysen, Frisa, Funderburk, Burr, Burton, Buyer, Callahan, Calvert, Camp, Canady, Castle, Chabot, Chambliss, Chenoweth, Christensen, Chrysler, Clinger, Coble, Coburn, Collins (GA), Combust, Condit, Cooley, Cox, Crane, Crapo, Cremeans, Cunningham, Davis, DeLay, Diaz-Balart, Dickey, Dixon, Dooley, Doolittle, Dornan, Dreier, Duncan, Dunn, Ehlers, Ehrlich, Emerson, English, Ensign, Everett, Ewing, Farr, Fawell, Fazio, Fields (TX), Flanagan, Foley, Forbes, Fowler, Fox, Franks (NJ), Frelinghuysen, Frisa, Funderburk, Burr, Burton, Buyer, Callahan, Calvert, Camp, Canady, Castle, Chabot, Chambliss, Chenoweth, Christensen, Chrysler, Clinger, Coble, Coburn, Collins (GA), Combust, Condit, Cooley, Cox, Crane, Crapo, Cremeans, Cunningham, Davis, DeLay, Diaz-Balart, Dickey, Dixon, Dooley, Doolittle, Dornan, Dreier, Duncan, Dunn, Ehlers, Ehrlich, Emerson, English, Ensign, Everett, Ewing, Farr, Fawell, Fazio, Fields (TX), Flanagan, Foley, Forbes, Fowler, Fox, Franks (NJ), Frelinghuysen, Frisa, Funderburk

- Gillmor, Gilman, Goodlatte, Goodling, Goss, Graham, Greenwood, Gunderson, Gutknecht, Hancock, Hansen, Harman, Hastert, Hastings (WA), Hayworth, Hefley, Heineman, Herger, Hilleary, Hobson, Hoekstra, Hoke, Horn, Hostettler, Houghton, Hunter, Hutchinson, Hyde, Inglis, Istook, Johnson, Sam, Jones, Kasich, Kelly, Kim, King, Kingston, Klug, Knollenberg, Kolbe, LaHood, Lantos, Largent, Latham, LaTourette, Lazio, Leach, Lewis (CA), Lewis (KY), Lightfoot, Linder, Livingston, LoBiondo, Lofgren, Longley, Lucas, Manzullo, Martini, Matsui, McCollum, McCrery, McDade, McHugh, McInnis, McIntosh, McKeon, Metcalf, Meyers, Mica, Miller (FL), Mineta, Molinari, Moorhead, Morella, Myers, Myrick, Nethercutt, Neumann, Ney, Norwood, Nussle, Oxley, Packard, Paxon, Petri, Pombo, Porter, Portman, Pryce, Quillen, Quinn, Radanovich, Ramstad, Regula, Riggs, Roberts, Rogers, Rohrabacher, Ros-Lehtinen, Roth, Roukema, Royce, Salmon, Sanford, Saxton, Scarborough, Schaefer, Schiff, Seastrand, Sensenbrenner, Shadegg, Shaw, Shays, Shuster, Skeen, Smith (MI), Smith (NJ), Smith (TX), Smith (WA), Solomon, Souder, Spence, Stearns, Stockman, Stump, Talent, Tate, Taylor (NC), Thomas, Thornberry, Tiahrt, Torkildsen, Upton, Vucanovich, Waldholtz, Walker, Walsh, Wamp, Watts (OK), Waxman, Weldon (FL), Weldon (PA), Weller, White, Whitfield, Wicker, Wolf, Woolsey, Young (AK), Young (FL), Zeliff, Zimmer

NOT VOTING—7

- Collins (IL), Cubin, Franks (CT), Johnson (CT), Johnson, E.B., Lewis (GA), Tucker

So the motion to recommit with instructions was not agreed to.

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

The SPEAKER pro tempore, Mr. LINDER, announced that pursuant to clause 7 of rule XV the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas 227 affirmative Nays 200

46.14 [Roll No. 251] YEAS—227

- Allard, Archer, Armev, Bachus, Baker (CA), Baker (LA), Ballenger, Barr, Barrett (NE), Bartlett, Barton, Bass, Bateman, Bereuter, Bilbray, Bilirakis, Biley, Blute, Boehlert, Boehner, Bonilla, Bono, Brewster, Brown (CA), Brownback, Bryant (TN), Bunn, Bunning, Burr, Burton, Buyer, Callahan, Calvert, Camp, Canady, Castle, Chabot, Chambliss, Chenoweth, Christensen, Chrysler, Clinger, Coble, Coburn, Collins (GA), Combust, Condit, Cooley, Cox, Crane, Crapo, Cremeans, Cunningham, Davis, DeLay, Diaz-Balart, Dickey, Dixon, Dooley, Doolittle, Dornan, Dreier, Duncan, Dunn, Ehlers, Ehrlich, Emerson, English, Ensign, Everett, Ewing, Farr, Fawell, Fazio, Fields (TX), Flanagan, Foley, Forbes, Fowler, Fox, Franks (NJ), Frelinghuysen, Frisa, Funderburk, Allard, Archer, Armev, Bachus, Baker (CA), Baker (LA), Ballenger, Barr, Barrett (NE), Bartlett, Barton, Bass, Bateman, Bereuter, Bilbray, Bilirakis, Biley, Blute, Boehlert, Boehner, Bonilla, Bono, Brewster, Brown (CA), Brownback, Bryant (TN), Bunn, Bunning, Burr, Burton, Buyer, Callahan, Calvert, Camp, Canady, Castle, Chabot, Chambliss, Chenoweth, Christensen, Chrysler, Clinger, Coble, Coburn, Collins (GA), Combust, Condit, Cooley, Cox, Crane, Crapo, Cremeans, Cunningham, Davis, DeLay, Diaz-Balart, Dickey, Dixon, Dooley, Doolittle, Dornan, Dreier, Duncan, Dunn, Ehlers, Ehrlich, Emerson, English, Ensign, Everett, Ewing, Farr, Fawell, Fazio, Fields (TX), Flanagan, Foley, Forbes, Fowler, Fox, Franks (NJ), Frelinghuysen, Frisa, Funderburk, Diaz-Balart, Dickey, Dooley, Doolittle, Dornan, Dreier, Duncan, Dunn, Ehlers, Ehrlich, Emerson, English, Ensign, Everett, Ewing, Fawell, Fields (TX), Flanagan, Foley, Forbes, Fowler, Fox, Franks (NJ), Frelinghuysen, Frisa, Funderburk

Gallegly	Lewis (CA)	Roukema
Ganske	Lewis (KY)	Royce
Gekas	Lightfoot	Salmon
Gilchrest	Linder	Sanford
Gillmor	Livingston	Saxton
Gilman	LoBiondo	Scarborough
Goodlatte	Longley	Schaefer
Goodling	Lucas	Schiff
Goss	Manzullo	Seastrand
Graham	Martini	Sensenbrenner
Greenwood	McCollum	Shadegg
Gunderson	McCrery	Shaw
Gutknecht	McDade	Shuster
Hancock	McHugh	Skeen
Hansen	McInnis	Smith (MI)
Hastert	McIntosh	Smith (NJ)
Hastings (WA)	McKeon	Smith (TX)
Hayworth	Metcaif	Smith (WA)
Hefley	Meyers	Solomon
Heineman	Mica	Souder
Herger	Miller (FL)	Spence
Hillery	Molinari	Stearns
Hobson	Montgomery	Stockman
Hoekstra	Moorhead	Stump
Hoke	Morella	Talent
Horn	Myrick	Tate
Hostettler	Nethercutt	Taylor (NC)
Houghton	Neumann	Thomas
Hunter	Norwood	Thornberry
Hutchinson	Nussle	Tiahrt
Hyde	Oxley	Upton
Inglis	Packard	Visclosky
Istook	Parker	Vucanovich
Johnson (CT)	Paxon	Waldholtz
Johnson, Sam	Petri	Walker
Jones	Pombo	Walsh
Kasich	Porter	Wamp
Kelly	Portman	Watts (OK)
Kim	Pryce	Weldon (FL)
King	Quillen	Weldon (PA)
Kingston	Quinn	Weller
Klug	Radanovich	White
Knollenberg	Ramstad	Whitfield
Kolbe	Regula	Wicker
Largent	Riggs	Wolf
Latham	Roberts	Young (AK)
LaTourette	Rogers	Young (FL)
Laughlin	Rohrabacher	Zeliff
Lazio	Ros-Lehtinen	Zimmer
Leach	Roth	

NAYS—200

Abercrombie	Engel	LaHood
Ackerman	Eshoo	Lantos
Andrews	Evans	Levin
Baesler	Farr	Lipinski
Baldacci	Fattah	Lofgren
Barcia	Fazio	Lowey
Barrett (WI)	Fields (LA)	Luther
Becerra	Filner	Maloney
Beilenson	Flake	Manton
Bentsen	Foglietta	Markey
Berman	Ford	Martinez
Bevill	Frank (MA)	Mascara
Bishop	Franks (CT)	Matsui
Boehlert	Frost	McCarthy
Bonior	Furse	McDermott
Borski	Gejdenson	McHale
Boucher	Gephardt	McKinney
Browder	Geren	McNulty
Brown (CA)	Gibbons	Meehan
Brown (FL)	Gonzalez	Meek
Brown (OH)	Gordon	Menendez
Cardin	Green	Mfume
Chapman	Gutierrez	Miller (CA)
Clay	Hall (OH)	Mineta
Clayton	Hall (TX)	Minge
Clement	Hamilton	Mink
Clyburn	Harman	Moakley
Coleman	Hastings (FL)	Mollohan
Collins (MI)	Hayes	Moran
Condit	Hefner	Murtha
Conyers	Hilliard	Nadler
Costello	Hinchev	Neal
Coyne	Holden	Ney
Cramer	Hoyer	Oberstar
Danner	Jackson-Lee	Obey
de la Garza	Jacobs	Olver
Deal	Jefferson	Ortiz
DeFazio	Johnson (SD)	Orton
DeLauro	Johnston	Owens
Dellums	Kanjorski	Pallone
Deutsch	Kaptur	Pastor
Dicks	Kennedy (MA)	Payne (NJ)
Dingell	Kennedy (RI)	Payne (VA)
Dixon	Kennelly	Pelosi
Doggett	Kildee	Peterson (FL)
Doyle	Kleczka	Peterson (MN)
Durbin	Klink	Pickett
Edwards	LaFalce	Pomeroy

Poshard	Sisisky	Torrice
Rahall	Skaggs	Towns
Rangel	Skelton	Traficant
Reed	Slaughter	Tucker
Reynolds	Spratt	Velazquez
Richardson	Stark	Vento
Rivers	Stenholm	Volkmer
Roemer	Stokes	Ward
Rose	Studds	Waters
Roybal-Allard	Stupak	Watt (NC)
Rush	Tanner	Waxman
Sabo	Tauzin	Williams
Sanders	Taylor (MS)	Wilson
Sawyer	Tejeda	Wise
Schroeder	Thompson	Woolsey
Schumer	Thornton	Wyden
Scott	Thurman	Wynn
Serrano	Torkildsen	Yates
Shays	Torres	

NOT VOTING—7

Bryant (TX)	Johnson, E.B.	Myers
Collins (IL)	Lewis (GA)	
Cubin	Lincoln	

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.

¶46.15 CLERK TO CORRECT ENROSSMENT

On motion of Mr. LIVINGSTON, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill, the Clerk be authorized to correct section numbers, punctuation, cross references, and to make other technical corrections.

¶46.16 UNFUNDED FEDERAL MANDATES

Mr. CLINGER called up the following conference report (Rept. No. 104-76):

The committee of conference on the disagreeing votes of the two Houses on the amendment of the House to the bill (S. 1), to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations; and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

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

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

SECTION 1. SHORT TITLE.

This Act may be cited as the "Unfunded Mandates Reform Act of 1995".

SEC. 2. PURPOSES.

The purposes of this Act are—

(1) to strengthen the partnership between the Federal Government and State, local, and tribal governments;

(2) to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate Federal funding, in a manner that may displace other essential State, local, and tribal governmental priorities;

(3) to assist Congress in its consideration of proposed legislation establishing or revis-

ing Federal programs containing Federal mandates affecting State, local, and tribal governments, and the private sector by—

(A) providing for the development of information about the nature and size of mandates in proposed legislation; and

(B) establishing a mechanism to bring such information to the attention of the Senate and the House of Representatives before the Senate and the House of Representatives vote on proposed legislation;

(4) to promote informed and deliberate decisions by Congress on the appropriateness of Federal mandates in any particular instance;

(5) to require that Congress consider whether to provide funding to assist State, local, and tribal governments in complying with Federal mandates, to require analyses of the impact of private sector mandates, and through the dissemination of that information provide informed and deliberate decisions by Congress and Federal agencies and retain competitive balance between the public and private sectors;

(6) to establish a point-of-order vote on the consideration in the Senate and House of Representatives of legislation containing significant Federal intergovernmental mandates without providing adequate funding to comply with such mandates;

(7) to assist Federal agencies in their consideration of proposed regulations affecting State, local, and tribal governments, by—

(A) requiring that Federal agencies develop a process to enable the elected and other officials of State, local, and tribal governments to provide input when Federal agencies are developing regulations; and

(B) requiring that Federal agencies prepare and consider estimates of the budgetary impact of regulations containing Federal mandates upon State, local, and tribal governments and the private sector before adopting such regulations, and ensuring that small governments are given special consideration in that process; and

(8) to begin consideration of the effect of previously imposed Federal mandates, including the impact on State, local, and tribal governments of Federal court interpretations of Federal statutes and regulations that impose Federal intergovernmental mandates.

SEC. 3. DEFINITIONS.

For purposes of this Act—

(1) except as provided in section 305 of this Act, the terms defined under section 421 of the Congressional Budget and Impoundment Control Act of 1974 (as added by section 101 of this Act) shall have the meanings as so defined; and

(2) the term "Director" means the Director of the Congressional Budget Office.

SEC. 4. EXCLUSIONS.

This Act shall not apply to any provision in a bill, joint resolution, amendment, motion, or conference report before Congress and any provision in a proposed or final Federal regulation that—

(1) enforces constitutional rights of individuals;

(2) establishes or enforces any statutory rights that prohibit discrimination on the basis of race, color, religion, sex, national origin, age, handicap, or disability;

(3) requires compliance with accounting and auditing procedures with respect to grants or other money or property provided by the Federal Government;

(4) provides for emergency assistance or relief at the request of any State, local, or tribal government or any official of a State, local, or tribal government;

(5) is necessary for the national security or the ratification or implementation of international treaty obligations;

(6) the President designates as emergency legislation and that the Congress so designates in statute; or

(7) relates to the old-age, survivors, and disability insurance program under title II of the Social Security Act (including taxes imposed by sections 3101(a) and 3111(a) of the Internal Revenue Code of 1986 (relating to old-age, survivors, and disability insurance)).

SEC. 5. AGENCY ASSISTANCE.

Each agency shall provide to the Director such information and assistance as the Director may reasonably request to assist the Director in carrying out this Act.

TITLE I—LEGISLATIVE ACCOUNTABILITY AND REFORM

SEC. 101. LEGISLATIVE MANDATE ACCOUNTABILITY AND REFORM.

(a) IN GENERAL.—Title IV of the Congressional Budget and Impoundment Control Act of 1974 is amended by—

(1) inserting before section 401 the following:

“PART A—GENERAL PROVISIONS”; and

(2) adding at the end thereof the following new part:

“PART B—FEDERAL MANDATES

“SEC. 421. DEFINITIONS.

“For purposes of this part:

“(1) AGENCY.—The term ‘agency’ has the same meaning as defined in section 551(1) of title 5, United States Code, but does not include independent regulatory agencies.

“(2) AMOUNT.—The term ‘amount’, with respect to an authorization of appropriations for Federal financial assistance, means the amount of budget authority for any Federal grant assistance program or any Federal program providing loan guarantees or direct loans.

“(3) DIRECT COSTS.—The term ‘direct costs’—

“(A)(i) in the case of a Federal intergovernmental mandate, means the aggregate estimated amounts that all State, local, and tribal governments would be required to spend or would be prohibited from raising in revenues in order to comply with the Federal intergovernmental mandate; or

“(ii) in the case of a provision referred to in paragraph (5)(A)(ii), means the amount of Federal financial assistance eliminated or reduced;

“(B) in the case of a Federal private sector mandate, means the aggregate estimated amounts that the private sector will be required to spend in order to comply with the Federal private sector mandate;

“(C) shall be determined on the assumption that—

“(i) State, local, and tribal governments, and the private sector will take all reasonable steps necessary to mitigate the costs resulting from the Federal mandate, and will comply with applicable standards of practice and conduct established by recognized professional or trade associations; and

“(ii) reasonable steps to mitigate the costs shall not include increases in State, local, or tribal taxes or fees; and

“(D) shall not include—

“(i) estimated amounts that the State, local, and tribal governments (in the case of a Federal intergovernmental mandate) or the private sector (in the case of a Federal private sector mandate) would spend—

“(I) to comply with or carry out all applicable Federal, State, local, and tribal laws and regulations in effect at the time of the adoption of the Federal mandate for the same activity as is affected by that Federal mandate; or

“(II) to comply with or carry out State, local, and tribal governmental programs, or private-sector business or other activities in effect at the time of the adoption of the Federal mandate for the same activity as is affected by that mandate; or

“(ii) expenditures to the extent that such expenditures will be offset by any direct sav-

ings to the State, local, and tribal governments, or by the private sector, as a result of—

“(I) compliance with the Federal mandate; or

“(II) other changes in Federal law or regulation that are enacted or adopted in the same bill or joint resolution or proposed or final Federal regulation and that govern the same activity as is affected by the Federal mandate.

“(4) DIRECT SAVINGS.—The term ‘direct savings’, when used with respect to the result of compliance with the Federal mandate—

“(A) in the case of a Federal intergovernmental mandate, means the aggregate estimated reduction in costs to any State, local, or tribal government as a result of compliance with the Federal intergovernmental mandate; and

“(B) in the case of a Federal private sector mandate, means the aggregate estimated reduction in costs to the private sector as a result of compliance with the Federal private sector mandate.

“(5) FEDERAL INTERGOVERNMENTAL MANDATE.—The term ‘Federal intergovernmental mandate’ means—

“(A) any provision in legislation, statute, or regulation that—

“(i) would impose an enforceable duty upon State, local, or tribal governments, except—

“(I) a condition of Federal assistance; or

“(II) a duty arising from participation in a voluntary Federal program, except as provided in subparagraph (B); or

“(ii) would reduce or eliminate the amount of authorization of appropriations for—

“(I) Federal financial assistance that would be provided to State, local, or tribal governments for the purpose of complying with any such previously imposed duty unless such duty is reduced or eliminated by a corresponding amount; or

“(II) the control of borders by the Federal Government; or reimbursement to State, local, or tribal governments for the net cost associated with illegal, deportable, and excludable aliens, including court-mandated expenses related to emergency health care, education or criminal justice; when such a reduction or elimination would result in increased net costs to State, local, or tribal governments in providing education or emergency health care to, or incarceration of, illegal aliens; except that this subclause shall not be in effect with respect to a State, local, or tribal government, to the extent that such government has not fully cooperated in the efforts of the Federal Government to locate, apprehend, and deport illegal aliens;

“(B) any provision in legislation, statute, or regulation that relates to a then-existing Federal program under which \$500,000,000 or more is provided annually to State, local, and tribal governments under entitlement authority, if the provision—

“(i)(I) would increase the stringency of conditions of assistance to State, local, or tribal governments under the program; or

“(II) would place caps upon, or otherwise decrease, the Federal Government’s responsibility to provide funding to State, local, or tribal governments under the program; and

“(ii) the State, local, or tribal governments that participate in the Federal program lack authority under that program to amend their financial or programmatic responsibilities to continue providing required services that are affected by the legislation, statute, or regulation.

“(6) FEDERAL MANDATE.—The term ‘Federal mandate’ means a Federal intergovernmental mandate or a Federal private sector mandate, as defined in paragraphs (5) and (7).

“(7) FEDERAL PRIVATE SECTOR MANDATE.—The term ‘Federal private sector mandate’

means any provision in legislation, statute, or regulation that—

“(A) would impose an enforceable duty upon the private sector except—

“(i) a condition of Federal assistance; or

“(ii) a duty arising from participation in a voluntary Federal program; or

“(B) would reduce or eliminate the amount of authorization of appropriations for Federal financial assistance that will be provided to the private sector for the purposes of ensuring compliance with such duty.

“(8) LOCAL GOVERNMENT.—The term ‘local government’ has the same meaning as defined in section 6501(6) of title 31, United States Code.

“(9) PRIVATE SECTOR.—The term ‘private sector’ means all persons or entities in the United States, including individuals, partnerships, associations, corporations, and educational and nonprofit institutions, but shall not include State, local, or tribal governments.

“(10) REGULATION; RULE.—The term ‘regulation’ or ‘rule’ (except with respect to a rule of either House of the Congress) has the meaning of ‘rule’ as defined in section 601(2) of title 5, United States Code.

“(11) SMALL GOVERNMENT.—The term ‘small government’ means any small governmental jurisdictions defined in section 601(5) of title 5, United States Code, and any tribal government.

“(12) STATE.—The term ‘State’ has the same meaning as defined in section 6501(9) of title 31, United States Code.

“(13) TRIBAL GOVERNMENT.—The term ‘tribal government’ means any Indian tribe, band, nation, or other organized group or community, including any Alaska Native village or regional or village corporation as defined in or established pursuant to the Alaska Native Claims Settlement Act (85 Stat. 688; 43 U.S.C. 1601 et seq.) which is recognized as eligible for the special programs and services provided by the United States to Indians because of their special status as Indians.

“SEC. 422. EXCLUSIONS.

“This part shall not apply to any provision in a bill, joint resolution, amendment, motion, or conference report before Congress that—

“(1) enforces constitutional rights of individuals;

“(2) establishes or enforces any statutory rights that prohibit discrimination on the basis of race, color, religion, sex, national origin, age, handicap, or disability;

“(3) requires compliance with accounting and auditing procedures with respect to grants or other money or property provided by the Federal Government;

“(4) provides for emergency assistance or relief at the request of any State, local, or tribal government or any official of a State, local, or tribal government;

“(5) is necessary for the national security or the ratification or implementation of international treaty obligations;

“(6) the President designates as emergency legislation and that the Congress so designates in statute; or

“(7) relates to the old-age, survivors, and disability insurance program under title II of the Social Security Act (including taxes imposed by sections 3101(a) and 3111(a) of the Internal Revenue Code of 1986 (relating to old-age, survivors, and disability insurance)).

“SEC. 423. DUTIES OF CONGRESSIONAL COMMITTEES.

“(a) IN GENERAL.—When a committee of authorization of the Senate or the House of Representatives reports a bill or joint resolution of public character that includes any Federal mandate, the report of the committee accompanying the bill or joint resolution shall contain the information required by subsections (c) and (d).

“(b) SUBMISSION OF BILLS TO THE DIRECTOR.—When a committee of authorization of the Senate or the House of Representatives orders reported a bill or joint resolution of a public character, the committee shall promptly provide the bill or joint resolution to the Director of the Congressional Budget Office and shall identify to the Director any Federal mandates contained in the bill or resolution.

“(c) REPORTS ON FEDERAL MANDATES.—Each report described under subsection (a) shall contain—

“(1) an identification and description of any Federal mandates in the bill or joint resolution, including the direct costs to State, local, and tribal governments, and to the private sector, required to comply with the Federal mandates;

“(2) a qualitative, and if practicable, a quantitative assessment of costs and benefits anticipated from the Federal mandates (including the effects on health and safety and the protection of the natural environment); and

“(3) a statement of the degree to which a Federal mandate affects both the public and private sectors and the extent to which Federal payment of public sector costs or the modification or termination of the Federal mandate as provided under section 425(a)(2) would affect the competitive balance between State, local, or tribal governments and the private sector including a description of the actions, if any, taken by the committee to avoid any adverse impact on the private sector or the competitive balance between the public sector and the private sector.

“(d) INTERGOVERNMENTAL MANDATES.—If any of the Federal mandates in the bill or joint resolution are Federal intergovernmental mandates, the report required under subsection (a) shall also contain—

“(1)(A) a statement of the amount, if any, of increase or decrease in authorization of appropriations under existing Federal financial assistance programs, or of authorization of appropriations for new Federal financial assistance, provided by the bill or joint resolution and usable for activities of State, local, or tribal governments subject to the Federal intergovernmental mandates;

“(B) a statement of whether the committee intends that the Federal intergovernmental mandates be partly or entirely unfunded, and if so, the reasons for that intention; and

“(C) if funded in whole or in part, a statement of whether and how the committee has created a mechanism to allocate the funding in a manner that is reasonably consistent with the expected direct costs among and between the respective levels of State, local, and tribal government; and

“(2) any existing sources of Federal assistance in addition to those identified in paragraph (1) that may assist State, local, and tribal governments in meeting the direct costs of the Federal intergovernmental mandates.

“(e) PREEMPTION CLARIFICATION AND INFORMATION.—When a committee of authorization of the Senate or the House of Representatives reports a bill or joint resolution of public character, the committee report accompanying the bill or joint resolution shall contain, if relevant to the bill or joint resolution, an explicit statement on the extent to which the bill or joint resolution is intended to preempt any State, local, or tribal law, and, if so, an explanation of the effect of such preemption.

“(f) PUBLICATION OF STATEMENT FROM THE DIRECTOR.—

“(1) IN GENERAL.—Upon receiving a statement from the Director under section 424, a committee of the Senate or the House of Representatives shall publish the statement in the committee report accompanying the

bill or joint resolution to which the statement relates if the statement is available at the time the report is printed.

“(2) OTHER PUBLICATION OF STATEMENT OF DIRECTOR.—If the statement is not published in the report, or if the bill or joint resolution to which the statement relates is expected to be considered by the Senate or the House of Representatives before the report is published, the committee shall cause the statement, or a summary thereof, to be published in the Congressional Record in advance of floor consideration of the bill or joint resolution.

“SEC. 424. DUTIES OF THE DIRECTOR; STATEMENTS ON BILLS AND JOINT RESOLUTIONS OTHER THAN APPROPRIATIONS BILLS AND JOINT RESOLUTIONS.

“(a) FEDERAL INTERGOVERNMENTAL MANDATES IN REPORTED BILLS AND RESOLUTIONS.—For each bill or joint resolution of a public character reported by any committee of authorization of the Senate or the House of Representatives, the Director of the Congressional Budget Office shall prepare and submit to the committee a statement as follows:

“(1) CONTENTS.—If the Director estimates that the direct cost of all Federal intergovernmental mandates in the bill or joint resolution will equal or exceed \$50,000,000 (adjusted annually for inflation) in the fiscal year in which any Federal intergovernmental mandate in the bill or joint resolution (or in any necessary implementing regulation) would first be effective or in any of the 4 fiscal years following such fiscal year, the Director shall so state, specify the estimate, and briefly explain the basis of the estimate.

“(2) ESTIMATES.—Estimates required under paragraph (1) shall include estimates (and brief explanations of the basis of the estimates) of—

“(A) the total amount of direct cost of complying with the Federal intergovernmental mandates in the bill or joint resolution;

“(B) if the bill or resolution contains an authorization of appropriations under section 425(a)(2)(B), the amount of new budget authority for each fiscal year for a period not to exceed 10 years beyond the effective date necessary for the direct cost of the intergovernmental mandate; and

“(C) the amount, if any, of increase in authorization of appropriations under existing Federal financial assistance programs, or of authorization of appropriations for new Federal financial assistance, provided by the bill or joint resolution and usable by State, local, or tribal governments for activities subject to the Federal intergovernmental mandates.

“(3) ESTIMATE NOT FEASIBLE.—If the Director determines that it is not feasible to make a reasonable estimate that would be required under paragraphs (1) and (2), the Director shall not make the estimate, but shall report in the statement that the reasonable estimate cannot be made and shall include the reasons for that determination in the statement. If such determination is made by the Director, a point of order under this part shall lie only under section 425(a)(1) and as if the requirement of section 425(a)(1) had not been met.

“(b) FEDERAL PRIVATE SECTOR MANDATES IN REPORTED BILLS AND JOINT RESOLUTIONS.—For each bill or joint resolution of a public character reported by any committee of authorization of the Senate or the House of Representatives, the Director of the Congressional Budget Office shall prepare and submit to the committee a statement as follows:

“(1) CONTENTS.—If the Director estimates that the direct cost of all Federal private

sector mandates in the bill or joint resolution will equal or exceed \$100,000,000 (adjusted annually for inflation) in the fiscal year in which any Federal private sector mandate in the bill or joint resolution (or in any necessary implementing regulation) would first be effective or in any of the 4 fiscal years following such fiscal year, the Director shall so state, specify the estimate, and briefly explain the basis of the estimate.

“(2) ESTIMATES.—Estimates required under paragraph (1) shall include estimates (and a brief explanation of the basis of the estimates) of—

“(A) the total amount of direct costs of complying with the Federal private sector mandates in the bill or joint resolution; and

“(B) the amount, if any, of increase in authorization of appropriations under existing Federal financial assistance programs, or of authorization of appropriations for new Federal financial assistance, provided by the bill or joint resolution usable by the private sector for the activities subject to the Federal private sector mandates.

“(3) ESTIMATE NOT FEASIBLE.—If the Director determines that it is not feasible to make a reasonable estimate that would be required under paragraphs (1) and (2), the Director shall not make the estimate, but shall report in the statement that the reasonable estimate cannot be made and shall include the reasons for that determination in the statement.

“(c) LEGISLATION FALLING BELOW THE DIRECT COSTS THRESHOLDS.—If the Director estimates that the direct costs of a Federal mandate will not equal or exceed the thresholds specified in subsections (a) and (b), the Director shall so state and shall briefly explain the basis of the estimate.

“(d) AMENDED BILLS AND JOINT RESOLUTIONS; CONFERENCE REPORTS.—If a bill or joint resolution is passed in an amended form (including if passed by one House as an amendment in the nature of a substitute for the text of a bill or joint resolution from the other House) or is reported by a committee of conference in amended form, and the amended form contains a Federal mandate not previously considered by either House or which contains an increase in the direct cost of a previously considered Federal mandate, then the committee of conference shall ensure, to the greatest extent practicable, that the Director shall prepare a statement as provided in this subsection or a supplemental statement for the bill or joint resolution in that amended form.

“SEC. 425. LEGISLATION SUBJECT TO POINT OF ORDER.

“(a) IN GENERAL.—It shall not be in order in the Senate or the House of Representatives to consider—

“(1) any bill or joint resolution that is reported by a committee unless the committee has published a statement of the Director on the direct costs of Federal mandates in accordance with section 423(f) before such consideration, except this paragraph shall not apply to any supplemental statement prepared by the Director under section 424(d); and

“(2) any bill, joint resolution, amendment, motion, or conference report that would increase the direct costs of Federal intergovernmental mandates by an amount that causes the thresholds specified in section 424(a)(1) to be exceeded, unless—

“(A) the bill, joint resolution, amendment, motion, or conference report provides new budget authority or new entitlement authority in the House of Representatives or direct spending authority in the Senate for each fiscal year for such mandates included in the bill, joint resolution, amendment, motion, or conference report in an amount equal to or exceeding the direct costs of such mandate; or

“(B) the bill, joint resolution, amendment, motion, or conference report includes an authorization for appropriations in an amount equal to or exceeding the direct costs of such mandate, and—

“(i) identifies a specific dollar amount of the direct costs of such mandate for each year up to 10 years during which such mandate shall be in effect under the bill, joint resolution, amendment, motion or conference report, and such estimate is consistent with the estimate determined under subsection (e) for each fiscal year;

“(ii) identifies any appropriation bill that is expected to provide for Federal funding of the direct cost referred to under clause (i); and

“(iii)(I) provides that for any fiscal year the responsible Federal agency shall determine whether there are insufficient appropriations for that fiscal year to provide for the direct costs under clause (i) of such mandate, and shall (no later than 30 days after the beginning of the fiscal year) notify the appropriate authorizing committees of Congress of the determination and submit either—

“(aa) a statement that the agency has determined, based on a re-estimate of the direct costs of such mandate, after consultation with State, local, and tribal governments, that the amount appropriated is sufficient to pay for the direct costs of such mandate; or

“(bb) legislative recommendations for either implementing a less costly mandate or making such mandate ineffective for the fiscal year;

“(II) provides for expedited procedures for the consideration of the statement or legislative recommendations referred to in subclause (I) by Congress no later than 30 days after the statement or recommendations are submitted to Congress; and

“(III) provides that such mandate shall—

“(aa) in the case of a statement referred to in subclause (I)(aa), cease to be effective 60 days after the statement is submitted unless Congress has approved the agency’s determination by joint resolution during the 60-day period;

“(bb) cease to be effective 60 days after the date the legislative recommendations of the responsible Federal agency are submitted to Congress under subclause (I)(bb) unless Congress provides otherwise by law; or

“(cc) in the case that such mandate that has not yet taken effect, continue not to be effective unless Congress provides otherwise by law.

“(b) **RULE OF CONSTRUCTION.**—The provisions of subsection (a)(2)(B)(iii) shall not be construed to prohibit or otherwise restrict a State, local, or tribal government from voluntarily electing to remain subject to the original Federal intergovernmental mandate, complying with the programmatic or financial responsibilities of the original Federal intergovernmental mandate and providing the funding necessary consistent with the costs of Federal agency assistance, monitoring, and enforcement.

“(c) **COMMITTEE ON APPROPRIATIONS.**—

“(1) **APPLICATION.**—The provisions of subsection (a)—

“(A) shall not apply to any bill or resolution reported by the Committee on Appropriations of the Senate or the House of Representatives; except

“(B) shall apply to—

“(i) any legislative provision increasing direct costs of a Federal intergovernmental mandate contained in any bill or resolution reported by the Committee on Appropriations of the Senate or House of Representatives;

“(ii) any legislative provision increasing direct costs of a Federal intergovernmental mandate contained in any amendment of

ferred to a bill or resolution reported by the Committee on Appropriations of the Senate or House of Representatives;

“(iii) any legislative provision increasing direct costs of a Federal intergovernmental mandate in a conference report accompanying a bill or resolution reported by the Committee on Appropriations of the Senate or House of Representatives; and

“(iv) any legislative provision increasing direct costs of a Federal intergovernmental mandate contained in any amendments in disagreement between the two Houses to any bill or resolution reported by the Committee on Appropriations of the Senate or House of Representatives.

“(2) **CERTAIN PROVISIONS STRICKEN IN SENATE.**—Upon a point of order being made by any Senator against any provision listed in paragraph (1)(B), and the point of order being sustained by the Chair, such specific provision shall be deemed stricken from the bill, resolution, amendment, amendment in disagreement, or conference report and may not be offered as an amendment from the floor.

“(d) **DETERMINATIONS OF APPLICABILITY TO PENDING LEGISLATION.**—For purposes of this section, in the Senate, the presiding officer of the Senate shall consult with the Committee on Governmental Affairs, to the extent practicable, on questions concerning the applicability of this part to a pending bill, joint resolution, amendment, motion, or conference report.

“(e) **DETERMINATIONS OF FEDERAL MANDATE LEVELS.**—For purposes of this section, in the Senate, the levels of Federal mandates for a fiscal year shall be determined based on the estimates made by the Committee on the Budget.

“SEC. 426. PROVISIONS RELATING TO THE HOUSE OF REPRESENTATIVES.

“(a) **ENFORCEMENT IN THE HOUSE OF REPRESENTATIVES.**—It shall not be in order in the House of Representatives to consider a rule or order that waives the application of section 425.

“(b) **DISPOSITION OF POINTS OF ORDER.**—

“(1) **APPLICATION TO THE HOUSE OF REPRESENTATIVES.**—This subsection shall apply only to the House of Representatives.

“(2) **THRESHOLD BURDEN.**—In order to be cognizable by the Chair, a point of order under section 425 or subsection (a) of this section must specify the precise language on which it is premised.

“(3) **QUESTION OF CONSIDERATION.**—As disposition of points of order under section 425 or subsection (a) of this section, the Chair shall put the question of consideration with respect to the proposition that is the subject of the points of order.

“(4) **DEBATE AND INTERVENING MOTIONS.**—A question of consideration under this section shall be debatable for 10 minutes by each Member initiating a point of order and for 10 minutes by an opponent on each point of order, but shall otherwise be decided without intervening motion except one that the House adjourn or that the Committee of the Whole rise, as the case may be.

“(5) **EFFECT ON AMENDMENT IN ORDER AS ORIGINAL TEXT.**—The disposition of the question of consideration under this subsection with respect to a bill or joint resolution shall be considered also to determine the question of consideration under this subsection with respect to an amendment made in order as original text.

“SEC. 427. REQUESTS TO THE CONGRESSIONAL BUDGET OFFICE FROM SENATORS.

“At the written request of a Senator, the Director shall, to the extent practicable, prepare an estimate of the direct costs of a Federal intergovernmental mandate contained in an amendment of such Senator.

“SEC. 428. CLARIFICATION OF APPLICATION.

“(a) **IN GENERAL.**—This part applies to any bill, joint resolution, amendment, motion, or

conference report that reauthorizes appropriations, or that amends existing authorizations of appropriations, to carry out any statute, or that otherwise amends any statute, only if enactment of the bill, joint resolution, amendment, motion, or conference report—

“(1) would result in a net reduction in or elimination of authorization of appropriations for Federal financial assistance that would be provided to State, local, or tribal governments for use for the purpose of complying with any Federal intergovernmental mandate, or to the private sector for use to comply with any Federal private sector mandate, and would not eliminate or reduce duties established by the Federal mandate by a corresponding amount; or

“(2) would result in a net increase in the aggregate amount of direct costs of Federal intergovernmental mandates or Federal private sector mandates other than as described in paragraph (1).

“(b) **DIRECT COSTS.**—

“(1) **IN GENERAL.**—For purposes of this part, the direct cost of the Federal mandates in a bill, joint resolution, amendment, motion, or conference report that reauthorizes appropriations, or that amends existing authorizations of appropriations, to carry out a statute, or that otherwise amends any statute, means the net increase, resulting from enactment of the bill, joint resolution, amendment, motion, or conference report, in the amount described under paragraph (2)(A) over the amount described under paragraph (2)(B).

“(2) **AMOUNTS.**—The amounts referred to under paragraph (1) are—

“(A) the aggregate amount of direct costs of Federal mandates that would result under the statute if the bill, joint resolution, amendment, motion, or conference report is enacted; and

“(B) the aggregate amount of direct costs of Federal mandates that would result under the statute if the bill, joint resolution, amendment, motion, or conference report were not enacted.

“(3) **EXTENSION OF AUTHORIZATION OF APPROPRIATIONS.**—For purposes of this section, in the case of legislation to extend authorization of appropriations, the authorization level that would be provided by the extension shall be compared to the authorization level for the last year in which authorization of appropriations is already provided.”

(b) **TECHNICAL AND CONFORMING AMENDMENTS.**—Section 1(b) of the Congressional Budget and Impoundment Control Act of 1974 is amended—

(1) by inserting “PART A—GENERAL PROVISIONS” before the item relating to section 401; and

(2) by inserting after the item relating to section 407 the following:

“PART B—FEDERAL MANDATES

“Sec. 421. Definitions.

“Sec. 422. Exclusions.

“Sec. 423. Duties of congressional committees.

“Sec. 424. Duties of the Director; statements on bills and joint resolutions other than appropriations bills and joint resolutions.

“Sec. 425. Legislation subject to point of order.

“Sec. 426. Provisions relating to the House of Representatives.

“Sec. 427. Requests to the Congressional Budget Office from Senators.

“Sec. 428. Clarification of application.”

SEC. 102. ASSISTANCE TO COMMITTEES AND STUDIES.

The Congressional Budget and Impoundment Control Act of 1974 is amended—

(1) in section 202—

(A) in subsection (c)—

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

(ii) by inserting after paragraph (1) the following new paragraph:

“(2) At the request of any committee of the Senate or the House of Representatives, the Office shall, to the extent practicable, consult with and assist such committee in analyzing the budgetary or financial impact of any proposed legislation that may have—

“(A) a significant budgetary impact on State, local, or tribal governments;

“(B) a significant financial impact on the private sector; or

“(C) a significant employment impact on the private sector.”; and

(B) by amending subsection (h) to read as follows:

“(h) STUDIES.—

“(1) CONTINUING STUDIES.—The Director of the Congressional Budget Office shall conduct continuing studies to enhance comparisons of budget outlays, credit authority, and tax expenditures.

“(2) FEDERAL MANDATE STUDIES.—

“(A) At the request of any Chairman or ranking member of the minority of a Committee of the Senate or the House of Representatives, the Director shall, to the extent practicable, conduct a study of a legislative proposal containing a Federal mandate.

“(B) In conducting a study on intergovernmental mandates under subparagraph (A), the Director shall—

“(i) solicit and consider information or comments from elected officials (including their designated representatives) of State, local, or tribal governments as may provide helpful information or comments;

“(ii) consider establishing advisory panels of elected officials or their designated representatives, of State, local, or tribal governments if the Director determines that such advisory panels would be helpful in performing responsibilities of the Director under this section; and

“(iii) if, and to the extent that the Director determines that accurate estimates are reasonably feasible, include estimates of—

“(I) the future direct cost of the Federal mandate to the extent that such costs significantly differ from or extend beyond the 5-year period after the mandate is first effective; and

“(II) any disproportionate budgetary effects of Federal mandates upon particular industries or sectors of the economy, States, regions, and urban or rural or other types of communities, as appropriate.

“(C) In conducting a study on private sector mandates under subparagraph (A), the Director shall provide estimates, if and to the extent that the Director determines that such estimates are reasonably feasible, of—

“(i) future costs of Federal private sector mandates to the extent that such mandates differ significantly from or extend beyond the 5-year time period referred to in subparagraph (B)(iii)(I);

“(ii) any disproportionate financial effects of Federal private sector mandates and of any Federal financial assistance in the bill or joint resolution upon any particular industries or sectors of the economy, States, regions, and urban or rural or other types of communities; and

“(iii) the effect of Federal private sector mandates in the bill or joint resolution on the national economy, including the effect on productivity, economic growth, full employment, creation of productive jobs, and international competitiveness of United States goods and services.”; and

(2) in section 301(d) by adding at the end thereof the following new sentence: “Any Committee of the House of Representatives or the Senate that anticipates that the committee will consider any proposed legislation

establishing, amending, or reauthorizing any Federal program likely to have a significant budgetary impact on any State, local, or tribal government, or likely to have a significant financial impact on the private sector, including any legislative proposal submitted by the executive branch likely to have such a budgetary or financial impact, shall include its views and estimates on that proposal to the Committee on the Budget of the applicable House.”.

SEC. 103. COST OF REGULATIONS.

(a) SENSE OF THE CONGRESS.—It is the sense of the Congress that Federal agencies should review and evaluate planned regulations to ensure that the cost estimates provided by the Congressional Budget Office will be carefully considered as regulations are promulgated.

(b) STATEMENT OF COST.—At the request of a committee chairman or ranking minority member, the Director shall, to the extent practicable, prepare a comparison between—

(1) an estimate by the relevant agency, prepared under section 202 of this Act, of the costs of regulations implementing an Act containing a Federal mandate; and

(2) the cost estimate prepared by the Congressional Budget Office for such Act when it was enacted by the Congress.

(c) COOPERATION OF OFFICE OF MANAGEMENT AND BUDGET.—At the request of the Director of the Congressional Budget Office, the Director of the Office of Management and Budget shall provide data and cost estimates for regulations implementing an Act containing a Federal mandate covered by part B of title IV of the Congressional Budget and Impoundment Control Act of 1974 (as added by section 101 of this Act).

SEC. 104. REPEAL OF CERTAIN ANALYSIS BY CONGRESSIONAL BUDGET OFFICE.

Section 403 of the Congressional Budget and Impoundment Control Act of 1974 is amended—

(1) in subsection (a)—

(A) by striking out paragraph (2);

(B) in paragraph (3) by striking out “paragraphs (1) and (2)” and inserting in lieu thereof “paragraph (1)”; and

(C) by redesignating paragraphs (3) and (4) as paragraphs (2) and (3), respectively;

(2) by striking out “(a)”; and

(3) by striking out subsections (b) and (c).

SEC. 105. CONSIDERATION FOR FEDERAL FUNDING.

Nothing in this Act shall preclude a State, local, or tribal government that already complies with all or part of the Federal intergovernmental mandates included in the bill, joint resolution, amendment, motion, or conference report from consideration for Federal funding under section 425(a)(2) of the Congressional Budget and Impoundment Control Act of 1974 (as added by section 101 of this Act) for the cost of the mandate, including the costs the State, local, or tribal government is currently paying and any additional costs necessary to meet the mandate.

SEC. 106. IMPACT ON LOCAL GOVERNMENTS.

(a) FINDINGS.—The Senate finds that—

(1) the Congress should be concerned about shifting costs from Federal to State and local authorities and should be equally concerned about the growing tendency of States to shift costs to local governments;

(2) cost shifting from States to local governments has, in many instances, forced local governments to raise property taxes or curtail sometimes essential services; and

(3) increases in local property taxes and cuts in essential services threaten the ability of many citizens to attain and maintain the American dream of owning a home in a safe, secure community.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that—

(1) the Federal Government should not shift certain costs to the State, and States should end the practice of shifting costs to local governments, which forces many local governments to increase property taxes;

(2) States should end the imposition, in the absence of full consideration by their legislatures, of State issued mandates on local governments without adequate State funding, in a manner that may displace other essential government priorities; and

(3) one primary objective of this Act and other efforts to change the relationship among Federal, State, and local governments should be to reduce taxes and spending at all levels and to end the practice of shifting costs from one level of government to another with little or no benefit to taxpayers.

SEC. 107. ENFORCEMENT IN THE HOUSE OF REPRESENTATIVES.

(a) MOTIONS TO STRIKE IN THE COMMITTEE OF THE WHOLE.—Clause 5 of rule XXIII of the Rules of the House of Representatives is amended by adding at the end the following:

“(c) In the consideration of any measure for amendment in the Committee of the Whole containing any Federal mandate the direct costs of which exceed the threshold in section 424(a)(1) of the Unfunded Mandate Reform Act of 1995, it shall always be in order, unless specifically waived by terms of a rule governing consideration of that measure, to move to strike such Federal mandate from the portion of the bill then open to amendment.”.

(b) COMMITTEE ON RULES REPORTS ON WAIVED POINTS OF ORDER.—The Committee on Rules shall include in the report required by clause 1(d) of rule XI (relating to its activities during the Congress) of the Rules of the House of Representatives a separate item identifying all waivers of points of order relating to Federal mandates, listed by bill or joint resolution number and the subject matter of that measure.

SEC. 108. EXERCISE OF RULEMAKING POWERS.

The provisions of sections 101 and 107 are enacted by Congress—

(1) as an exercise of the rulemaking power of the Senate and the House of Representatives, respectively, and as such they shall be considered as part of the rules of such House, respectively, and such rules shall supersede other rules only to the extent that they are inconsistent therewith; and

(2) with full recognition of the constitutional right of either House to change such rules (so far as relating to such House) at any time, in the same manner, and to the same extent as in the case of any other rule of each House.

SEC. 109. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated to the Congressional Budget Office \$4,500,000 for each of the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002 to carry out the provisions of this title.

SEC. 110. EFFECTIVE DATE.

This title shall take effect on January 1, 1996 or on the date 90 days after appropriations are made available as authorized under section 109, whichever is earlier and shall apply to legislation considered on and after such date.

TITLE II—REGULATORY ACCOUNTABILITY AND REFORM

SEC. 201. REGULATORY PROCESS.

Each agency shall, unless otherwise prohibited by law, assess the effects of Federal regulatory actions on State, local, and tribal governments, and the private sector (other than to the extent that such regulations incorporate requirements specifically set forth in law).

SEC. 202. STATEMENTS TO ACCOMPANY SIGNIFICANT REGULATORY ACTIONS.

(a) IN GENERAL.—Unless otherwise prohibited by law, before promulgating any general notice of proposed rulemaking that is likely to result in promulgation of any rule that includes any Federal mandate that may result in the expenditure by State, local, and tribal governments, in the aggregate, or by the private sector, of \$100,000,000 or more (adjusted annually for inflation) in any 1 year, and before promulgating any final rule for which a general notice of proposed rulemaking was published, the agency shall prepare a written statement containing—

(1) an identification of the provision of Federal law under which the rule is being promulgated;

(2) a qualitative and quantitative assessment of the anticipated costs and benefits of the Federal mandate, including the costs and benefits to State, local, and tribal governments or the private sector, as well as the effect of the Federal mandate on health, safety, and the natural environment and such an assessment shall include—

(A) an analysis of the extent to which such costs to State, local, and tribal governments may be paid with Federal financial assistance (or otherwise paid for by the Federal Government); and

(B) the extent to which there are available Federal resources to carry out the intergovernmental mandate;

(3) estimates by the agency, if and to the extent that the agency determines that accurate estimates are reasonably feasible, of—

(A) the future compliance costs of the Federal mandate; and

(B) any disproportionate budgetary effects of the Federal mandate upon any particular regions of the nation or particular State, local, or tribal governments, urban or rural or other types of communities, or particular segments of the private sector;

(4) estimates by the agency of the effect on the national economy, such as the effect on productivity, economic growth, full employment, creation of productive jobs, and international competitiveness of United States goods and services, if and to the extent that the agency in its sole discretion determines that accurate estimates are reasonably feasible and that such effect is relevant and material; and

(5)(A) a description of the extent of the agency's prior consultation with elected representatives (under section 204) of the affected State, local, and tribal governments;

(B) a summary of the comments and concerns that were presented by State, local, or tribal governments either orally or in writing to the agency; and

(C) a summary of the agency's evaluation of those comments and concerns.

(b) PROMULGATION.—In promulgating a general notice of proposed rulemaking or a final rule for which a statement under subsection (a) is required, the agency shall include in the promulgation a summary of the information contained in the statement.

(c) PREPARATION IN CONJUNCTION WITH OTHER STATEMENT.—Any agency may prepare any statement required under subsection (a) in conjunction with or as a part of any other statement or analysis, provided that the statement or analysis satisfies the provisions of subsection (a).

SEC. 203. SMALL GOVERNMENT AGENCY PLAN.

(a) EFFECTS ON SMALL GOVERNMENTS.—Before establishing any regulatory requirements that might significantly or uniquely affect small governments, agencies shall have developed a plan under which the agency shall—

(1) provide notice of the requirements to potentially affected small governments, if any;

(2) enable officials of affected small governments to provide meaningful and timely input in the development of regulatory proposals containing significant Federal intergovernmental mandates; and

(3) inform, educate, and advise small governments on compliance with the requirements.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to each agency to carry out the provisions of this section and for no other purpose, such sums as are necessary.

SEC. 204. STATE, LOCAL, AND TRIBAL GOVERNMENT INPUT.

(a) IN GENERAL.—Each agency shall, to the extent permitted in law, develop an effective process to permit elected officers of State, local, and tribal governments (or their designated employees with authority to act on their behalf) to provide meaningful and timely input in the development of regulatory proposals containing significant Federal intergovernmental mandates.

(b) MEETINGS BETWEEN STATE, LOCAL, TRIBAL AND FEDERAL OFFICERS.—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to actions in support of intergovernmental communications where—

(1) meetings are held exclusively between Federal officials and elected officers of State, local, and tribal governments (or their designated employees with authority to act on their behalf) acting in their official capacities; and

(2) such meetings are solely for the purposes of exchanging views, information, or advice relating to the management or implementation of Federal programs established pursuant to public law that explicitly or inherently share intergovernmental responsibilities or administration.

(c) IMPLEMENTING GUIDELINES.—No later than 6 months after the date of enactment of this Act, the President shall issue guidelines and instructions to Federal agencies for appropriate implementation of subsections (a) and (b) consistent with applicable laws and regulations.

SEC. 205. LEAST BURDENSOME OPTION OR EXPLANATION REQUIRED.

(a) IN GENERAL.—Except as provided in subsection (b), before promulgating any rule for which a written statement is required under section 202, the agency shall identify and consider a reasonable number of regulatory alternatives and from those alternatives select the least costly, most cost-effective or least burdensome alternative that achieves the objectives of the rule, for—

(1) State, local, and tribal governments, in the case of a rule containing a Federal intergovernmental mandate; and

(2) the private sector, in the case of a rule containing a Federal private sector mandate.

(b) EXCEPTION.—The provisions of subsection (a) shall apply unless—

(1) the head of the affected agency publishes with the final rule an explanation of why the least costly, most cost-effective or least burdensome method of achieving the objectives of the rule was not adopted; or

(2) the provisions are inconsistent with law.

(c) OMB CERTIFICATION.—No later than 1 year after the date of the enactment of this Act, the Director of the Office of Management and Budget shall certify to Congress, with a written explanation, agency compliance with this section and include in that certification agencies and rulemakings that fail to adequately comply with this section.

SEC. 206. ASSISTANCE TO THE CONGRESSIONAL BUDGET OFFICE.

The Director of the Office of Management and Budget shall—

(1) collect from agencies the statements prepared under section 202; and

(2) periodically forward copies of such statements to the Director of the Congressional Budget Office on a reasonably timely basis after promulgation of the general notice of proposed rulemaking or of the final rule for which the statement was prepared.

SEC. 207. PILOT PROGRAM ON SMALL GOVERNMENT FLEXIBILITY.

(a) IN GENERAL.—The Director of the Office of Management and Budget, in consultation with Federal agencies, shall establish pilot programs in at least 2 agencies to test innovative, and more flexible regulatory approaches that—

(1) reduce reporting and compliance burdens on small governments; and

(2) meet overall statutory goals and objectives.

(b) PROGRAM FOCUS.—The pilot programs shall focus on rules in effect or proposed rules, or a combination thereof.

SEC. 208. ANNUAL STATEMENTS TO CONGRESS ON AGENCY COMPLIANCE.

No later than 1 year after the effective date of this title and annually thereafter, the Director of the Office of Management and Budget shall submit to the Congress, including the Committee on Governmental Affairs of the Senate and the Committee on Government Reform and Oversight of the House of Representatives, a written report detailing compliance by each agency during the preceding reporting period with the requirements of this title.

SEC. 209. EFFECTIVE DATE.

This title and the amendments made by this title shall take effect on the date of the enactment of this Act.

TITLE III—REVIEW OF FEDERAL MANDATES**SEC. 301. BASELINE STUDY OF COSTS AND BENEFITS.**

(a) IN GENERAL.—No later than 18 months after the date of enactment of this Act, the Advisory Commission on Intergovernmental Relations (hereafter in this title referred to as the "Advisory Commission"), in consultation with the Director, shall complete a study to examine the measurement and definition issues involved in calculating the total costs and benefits to State, local, and tribal governments of compliance with Federal law.

(b) CONSIDERATIONS.—The study required by this section shall consider—

(1) the feasibility of measuring indirect costs and benefits as well as direct costs and benefits of the Federal, State, local, and tribal relationship; and

(2) how to measure both the direct and indirect benefits of Federal financial assistance and tax benefits to State, local, and tribal governments.

SEC. 302. REPORT ON FEDERAL MANDATES BY ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS.

(a) IN GENERAL.—The Advisory Commission on Intergovernmental Relations shall in accordance with this section—

(1) investigate and review the role of Federal mandates in intergovernmental relations and their impact on State, local, tribal, and Federal government objectives and responsibilities, and their impact on the competitive balance between State, local, and tribal governments, and the private sector and consider views of and the impact on working men and women on those same matters;

(2) investigate and review the role of unfunded State mandates imposed on local governments;

(3) make recommendations to the President and the Congress regarding—

(A) allowing flexibility for State, local, and tribal governments in complying with specific Federal mandates for which terms of compliance are unnecessarily rigid or complex;

(B) reconciling any 2 or more Federal mandates which impose contradictory or inconsistent requirements;

(C) terminating Federal mandates which are duplicative, obsolete, or lacking in practical utility;

(D) suspending, on a temporary basis, Federal mandates which are not vital to public health and safety and which compound the fiscal difficulties of State, local, and tribal governments, including recommendations for triggering such suspension;

(E) consolidating or simplifying Federal mandates, or the planning or reporting requirements of such mandates, in order to reduce duplication and facilitate compliance by State, local, and tribal governments with those mandates;

(F) establishing common Federal definitions or standards to be used by State, local, and tribal governments in complying with Federal mandates that use different definitions or standards for the same terms or principles; and

(G)(i) the mitigation of negative impacts on the private sector that may result from relieving State, local, and tribal governments from Federal mandates (if and to the extent that such negative impacts exist on the private sector); and

(ii) the feasibility of applying relief from Federal mandates in the same manner and to the same extent to private sector entities as such relief is applied to State, local, and tribal governments; and

(4) identify and consider in each recommendation made under paragraph (3), to the extent practicable—

(A) the specific Federal mandates to which the recommendation applies, including requirements of the departments, agencies, and other entities of the Federal Government that State, local, and tribal governments utilize metric systems of measurement; and

(B) any negative impact on the private sector that may result from implementation of the recommendation.

(b) CRITERIA.—

(1) IN GENERAL.—The Commission shall establish criteria for making recommendations under subsection (a).

(2) ISSUANCE OF PROPOSED CRITERIA.—The Commission shall issue proposed criteria under this subsection no later than 60 days after the date of the enactment of this Act, and thereafter provide a period of 30 days for submission by the public of comments on the proposed criteria.

(3) FINAL CRITERIA.—No later than 45 days after the date of issuance of proposed criteria, the Commission shall—

(A) consider comments on the proposed criteria received under paragraph (2);

(B) adopt and incorporate in final criteria any recommendations submitted in those comments that the Commission determines will aid the Commission in carrying out its duties under this section; and

(C) issue final criteria under this subsection.

(c) PRELIMINARY REPORT.—

(1) IN GENERAL.—No later than 9 months after the date of the enactment of this Act, the Commission shall—

(A) prepare and publish a preliminary report on its activities under this title, including preliminary recommendations pursuant to subsection (a);

(B) publish in the Federal Register a notice of availability of the preliminary report; and

(C) provide copies of the preliminary report to the public upon request.

(2) PUBLIC HEARINGS.—The Commission shall hold public hearings on the preliminary recommendations contained in the preliminary report of the Commission under this subsection.

(d) FINAL REPORT.—No later than 3 months after the date of the publication of the preliminary report under subsection (c), the Commission shall submit to the Congress, including the Committee on Government Reform and Oversight of the House of Representatives, the Committee on Governmental Affairs of the Senate, the Committee on the Budget of the Senate, and the Committee on the Budget of the House of Representatives, and to the President a final report on the findings, conclusions, and recommendations of the Commission under this section.

(e) PRIORITY TO MANDATES THAT ARE SUBJECT OF JUDICIAL PROCEEDINGS.—In carrying out this section, the Advisory Commission shall give the highest priority to immediately investigating, reviewing, and making recommendations regarding Federal mandates that are the subject of judicial proceedings between the United States and a State, local, or tribal government.

(f) DEFINITION.—For purposes of this section the term “State mandate” means any provision in a State statute or regulation that imposes an enforceable duty on local governments, the private sector, or individuals, including a condition of State assistance or a duty arising from participation in a voluntary State program.

SEC. 303. SPECIAL AUTHORITIES OF ADVISORY COMMISSION.

(a) EXPERTS AND CONSULTANTS.—For purposes of carrying out this title, the Advisory Commission may procure temporary and intermittent services of experts or consultants under section 3109(b) of title 5, United States Code.

(b) DETAIL OF STAFF OF FEDERAL AGENCIES.—Upon request of the Executive Director of the Advisory Commission, the head of any Federal department or agency may detail, on a reimbursable basis, any of the personnel of that department or agency to the Advisory Commission to assist it in carrying out this title.

(c) ADMINISTRATIVE SUPPORT SERVICES.—Upon the request of the Advisory Commission, the Administrator of General Services shall provide to the Advisory Commission, on a reimbursable basis, the administrative support services necessary for the Advisory Commission to carry out its duties under this title.

(d) CONTRACT AUTHORITY.—The Advisory Commission may, subject to appropriations, contract with and compensate government and private persons (including agencies) for property and services used to carry out its duties under this title.

SEC. 304. ANNUAL REPORT TO CONGRESS REGARDING FEDERAL COURT RULINGS.

No later than 4 months after the date of enactment of this Act, and no later than March 15 of each year thereafter, the Advisory Commission on Intergovernmental Relations shall submit to the Congress, including the Committee on Government Reform and Oversight of the House of Representatives and the Committee on Governmental Affairs of the Senate, and to the President a report describing any Federal court case to which a State, local, or tribal government was a party in the preceding calendar year that required such State, local, or tribal government to undertake responsibilities or activities, beyond those such government would otherwise have undertaken, to comply with Federal statutes and regulations.

SEC. 305. DEFINITION.

Notwithstanding section 3 of this Act, for purposes of this title the term “Federal mandate” means any provision in statute or regulation or any Federal court ruling that imposes an enforceable duty upon State, local, or tribal governments including a condition

of Federal assistance or a duty arising from participation in a voluntary Federal program.

SEC. 306. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated to the Advisory Commission to carry out section 301 and section 302, \$500,000 for each of fiscal years 1995 and 1996.

TITLE IV—JUDICIAL REVIEW

SEC. 401. JUDICIAL REVIEW.

(a) AGENCY STATEMENTS ON SIGNIFICANT REGULATORY ACTIONS.—

(1) IN GENERAL.—Compliance or noncompliance by any agency with the provisions of sections 202 and 203(a) (1) and (2) shall be subject to judicial review only in accordance with this section.

(2) LIMITED REVIEW OF AGENCY COMPLIANCE OR NONCOMPLIANCE.—(A) Agency compliance or noncompliance with the provisions of sections 202 and 203(a) (1) and (2) shall be subject to judicial review only under section 706(1) of title 5, United States Code, and only as provided under subparagraph (B).

(B) If an agency fails to prepare the written statement (including the preparation of the estimates, analyses, statements, or descriptions) under section 202 or the written plan under section 203(a) (1) and (2), a court may compel the agency to prepare such written statement.

(3) REVIEW OF AGENCY RULES.—In any judicial review under any other Federal law of an agency rule for which a written statement or plan is required under sections 202 and 203(a) (1) and (2), the inadequacy or failure to prepare such statement (including the inadequacy or failure to prepare any estimate, analysis, statement or description) or written plan shall not be used as a basis for staying, enjoining, invalidating or otherwise affecting such agency rule.

(4) CERTAIN INFORMATION AS PART OF RECORD.—Any information generated under sections 202 and 203(a) (1) and (2) that is part of the rulemaking record for judicial review under the provisions of any other Federal law may be considered as part of the record for judicial review conducted under such other provisions of Federal law.

(5) APPLICATION OF OTHER FEDERAL LAW.—For any petition under paragraph (2) the provisions of such other Federal law shall control all other matters, such as exhaustion of administrative remedies, the time for and manner of seeking review and venue, except that if such other Federal law does not provide a limitation on the time for filing a petition for judicial review that is less than 180 days, such limitation shall be 180 days after a final rule is promulgated by the appropriate agency.

(6) EFFECTIVE DATE.—This subsection shall take effect on October 1, 1995, and shall apply only to any agency rule for which a general notice of proposed rulemaking is promulgated on or after such date.

(b) JUDICIAL REVIEW AND RULE OF CONSTRUCTION.—Except as provided in subsection (a)—

(1) any estimate, analysis, statement, description or report prepared under this Act, and any compliance or noncompliance with the provisions of this Act, and any determination concerning the applicability of the provisions of this Act shall not be subject to judicial review; and

(2) no provision of this Act shall be construed to create any right or benefit, substantive or procedural, enforceable by any person in any administrative or judicial action.

And the House agree to the same.

WILLIAM F. CLINGER,
ROB PORTMAN,
DAVID DREIER,
TOM DAVIS,

GARY CONDIT,
CARDISS COLLINS,
EDOLPHUS TOWNS,
JOE MOAKLEY,
Managers on the Part of the House.
DIRK KEMPTHORNE,
BILL ROTH,
PETE V. DOMENICI,
JOHN GLENN,
J. J. EXON,
Managers on the Part of the Senate.

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said conference report?

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

Mr. CLINGER 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 394
 Nays 28

¶46.17 [Roll No. 252]
YEAS—394

Abercrombie	Chapman	Fazio
Ackerman	Chenoweth	Fields (LA)
Allard	Christensen	Flake
Andrews	Chrysler	Flanagan
Archer	Clay	Foley
Armey	Clayton	Forbes
Bachus	Clement	Ford
Baessler	Clinger	Fowler
Baker (CA)	Clyburn	Fox
Baker (LA)	Coble	Frank (MA)
Baldacci	Coburn	Franks (CT)
Ballenger	Coleman	Franks (NJ)
Barcia	Collins (GA)	Frelinghuysen
Barr	Combest	Frisa
Barrett (NE)	Condit	Frost
Barrett (WI)	Cooley	Funderburk
Bartlett	Costello	Furse
Barton	Cox	Galleghy
Bass	Cramer	Ganske
Bateman	Crane	Gejdenson
Bentsen	Crapo	Gekas
Bereuter	Cremeans	Gephardt
Berman	Cunningham	Geren
Bevill	Danner	Gilchrest
Billbray	Davis	Gillmor
Bilirakis	Deal	Gilman
Bishop	DeFazio	Gonzalez
Bliley	DeLauro	Goodlatte
Blute	DeLay	Goodling
Boehlert	Deutsch	Gordon
Boehner	Diaz-Balart	Goss
Bonilla	Dickey	Graham
Bonior	Dicks	Green
Bono	Dixon	Greenwood
Borski	Doggett	Gunderson
Boucher	Dooley	Gutknecht
Brewster	Doolittle	Hall (OH)
Browder	Dornan	Hall (TX)
Brown (FL)	Doyle	Hamilton
Brown (OH)	Dreier	Hancock
Brownback	Duncan	Hansen
Brownback	Dunn	Harman
Bryant (TN)	Durbin	Hastert
Bryant (TX)	Bunn	Hastings (FL)
Bunn	Edwards	Hastings (WA)
Bunning	Ehlers	Hayes
Burr	Ehrlich	Hayworth
Burton	Emerson	Hefley
Buyer	Engel	Hefner
Callahan	English	Heineman
Calvert	Ensign	Herger
Camp	Eshoo	Hilleary
Canady	Evans	Hilliard
Cardin	Everett	Hinchev
Castle	Ewing	Hobson
Chabot	Farr	Hoekstra
Chambliss	Fawell	

Hoke	Metcalf	Scott
Holden	Meyers	Seastrand
Horn	Mfume	Sensenbrenner
Hostettler	Mica	Serrano
Houghton	Miller (FL)	Shadegg
Hoyer	Mineta	Shaw
Hunter	Minge	Shays
Hutchinson	Mink	Shuster
Hyde	Moakley	Sisisky
Inglis	Molinari	Skeen
Istook	Moorhead	Skelton
Jackson-Lee	Moran	Slaughter
Jacobs	Morella	Smith (MI)
Jefferson	Murtha	Smith (NJ)
Johnson (CT)	Myrick	Smith (TX)
Johnson (SD)	Neal	Smith (WA)
Johnson, Sam	Nethercutt	Solomon
Jones	Neumann	Souder
Kanjorski	Ney	Spence
Kaptur	Norwood	Spratt
Kasich	Nussle	Stearns
Kelly	Oberstar	Stenholm
Kennedy (MA)	Obey	Stockman
Kennedy (RI)	Olver	Studds
Kennelly	Ortiz	Stump
Kildee	Orton	Stupak
Kim	Oxley	Talent
King	Packard	Tanner
Kingston	Pallone	Tate
Kleczka	Parker	Tauzin
Klink	Pastor	Taylor (MS)
Klug	Paxon	Taylor (NC)
Knollenberg	Payne (VA)	Tejeda
Kolbe	Pelosi	Thomas
LaFalce	Peterson (FL)	Thompson
LaHood	Peterson (MN)	Thornberry
Lantos	Petri	Thornton
Largent	Pickett	Thurman
Latham	Pombo	Tiahrt
LaTourette	Pomeroy	Torkildsen
Laughlin	Porter	Torres
Lazio	Portman	Torrice
Leach	Poshard	Towns
Lewis (CA)	Pryce	Trafficant
Lewis (KY)	Quinn	Tucker
Lightfoot	Radanovich	Upton
Lincoln	Rahall	Vento
Linder	Ramstad	Volkmer
Lipinski	Reed	Vucanovich
Livingston	Regula	Waldholtz
LoBiondo	Reynolds	Walker
Lofgren	Richardson	Walsh
Longley	Riggs	Wamp
Lowey	Rivers	Ward
Lucas	Roberts	Watt (NC)
Luther	Roemer	Watts (OK)
Maloney	Rogers	Waxman
Manton	Rohrabacher	Weldon (FL)
Manzullo	Ros-Lehtinen	Weldon (PA)
Markey	Rose	Weller
Martini	Roth	White
Mascara	Roukema	Whitfield
Matsui	Roybal-Allard	Wicker
McCarthy	Royce	Williams
McCollum	Rush	Wilson
McCrery	Sabo	Wise
McDade	Salmon	Wolf
McHale	Sanders	Woolsey
McHugh	Sanford	Wyden
McInnis	Sawyer	Wynn
McIntosh	Saxton	Young (AK)
McKeon	Scarborough	Young (FL)
McNulty	Schaefer	Zeliff
Meehan	Schiff	Zimmer
Meek	Schroeder	
Menendez	Schumer	

NAYS—28

Becerra	Gutierrez	Rangel
Beilenson	Levin	Skaggs
Collins (MI)	Lewis (GA)	Stark
Conyers	Martinez	Stokes
Dellums	McDermott	Velazquez
Dingell	McKinney	Visclosky
Fattah	Mollohan	Waters
Filner	Nadler	Yates
Harman		
Hastert		
Hastings (FL)		
Hastings (WA)		
Hayes		
Hayworth		
Hefley		
Hefner		
Heineman		
Herger		
Hilleary		
Hilliard		
Hinchev		
Hobson		
Hoekstra		

NOT VOTING—12

Brown (CA)	de la Garza	Miller (CA)
Collins (IL)	Fields (TX)	Montgomery
Coyne	Johnson, E. B.	Myers
Cubin	Johnston	Quillen

So the conference report was agreed to.

A motion to reconsider the vote whereby said conference report was

agreed to was, by unanimous consent, laid on the table.

On motion of Mr. CLINGER, the House receded from its amendment to the title of the bill.

Ordered, That the Clerk notify the Senate thereof.

¶46.18 CALENDAR WEDNESDAY BUSINESS
DISPENSED WITH

On motion of Mr. SOLOMON, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, March 22, 1995, under clause 7, rule XXIV, the Calendar Wednesday rule, be dispensed with.

¶46.19 SPEAKER AND MINORITY LEADER
TO ACCEPT RESIGNATIONS, APPOINT
COMMISSIONS

On motion of Mr. SOLOMON, by unanimous consent,

Ordered, That, notwithstanding any adjournment of the House until Tuesday, March 21, 1995, the Speaker and the Minority Leader be authorized to accept resignations and to make appointments to commissions, boards and committees duly authorized by law or by the House.

¶46.20 OFFICE OF FAIR EMPLOYMENT
REVIEW PANEL

The SPEAKER pro tempore, Mr. KIM, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES,
OFFICE OF THE DEMOCRATIC LEADER,
Washington, DC, March 15, 1995.

Hon. NEWT GINGRICH,
House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: In accordance with House Rule LI, Clause 7(a) (2), in my capacity as Democratic Leader, I appoint the following House employees to the review panel for the Office of Fair Employment Practices: Karen Nelson, Office of Congressman Waxman, and Marda Robillard, Office of Congressman Dingell.

Yours very truly,
RICHARD A. GEPHARDT.

¶46.21 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. 41. Concurrent resolution providing for an adjournment of the House from Thursday, March 16, 1995, to Tuesday, March 21, 1995.

¶46.22 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Ms. EDDIE BERNICE JOHNSON of Texas, for today.

And then,

¶46.23 ADJOURNMENT

On motion of Mrs. SCHROEDER, pursuant to the provisions of House Concurrent Resolution 41, at 4 o'clock and 29 minutes p.m., the House adjourned until 12:30 p.m. on Tuesday, March 21, 1995.

46.24 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. SOLOMON: Committee on Rules. House Resolution 117. Resolution providing for the consideration of the bill (H.R. 4) to restore the American family, reduce illegitimacy, control welfare spending, and reduce welfare dependence (Rept. No. 104-83). Referred to the House Calendar.

46.25 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. DICKS:

H.R. 1257. A bill to amend the Solid Waste Disposal Act, and for other purposes; to the Committee on Commerce.

By Mr. FLAKE:

H.R. 1258. A bill to amend the Small Business Act to increase the guarantee fee charged by the Small Business Administration on general business loans, and for other purposes; to the Committee on Small Business.

By Mr. JEFFERSON:

H.R. 1259. A bill to amend title 10, United States Code, to give a priority to the States for the transfer of nonlethal excess supplies of the Department of Defense; to the Committee on National Security.

By Mr. JOHNSON of South Dakota (for himself, Mr. WILLIAMS, and Mr. POMEROY):

H.R. 1260. A bill to ensure equity in, and increased recreation and maximum economic benefits from, the control of the water in the Missouri River system, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. MOAKLEY (for himself, Mr. RANGEL, Mrs. KENNELLY, Mrs. MEYERS of Kansas, Ms. PRYCE, and Mr. NEAL of Massachusetts):

H.R. 1261. A bill to provide for duty free treatment for entries and withdrawals of tamoxifen citrate after December 31, 1993, and before January 1, 1995; to the Committee on Ways and Means.

By Mr. PALLONE (for himself, Mr. SHAYS, Mr. GILCHREST, Mr. DEFAZIO, Mr. Towns, Ms. ROYBAL-ALLARD, Mr. STARK, Ms. LOWEY, Mr. JACOBS, Mr. ROMERO-BARCELO, and Mr. JOHNSTON of Florida):

H.R. 1262. A bill to amend the Federal Water Pollution Control Act to improve the enforcement and compliance programs; to the Committee on Transportation and Infrastructure.

By Mr. PAYNE of New Jersey:

H.R. 1263. A bill to establish a program that would assist abandoned and medically fragile infants; to the Committee on Economic and Educational Opportunities.

By Mr. RANGEL:

H.R. 1264. A bill to amend the Controlled Substances Act and the Controlled Substances Import and Export Act to eliminate certain mandatory minimum penalties relating to crack cocaine offenses; to the Committee on the Judiciary, 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. ROHRBACHER (for himself, Mr. DORNAN, and Mr. ROYCE):

H.R. 1265. A bill to amend the base closure laws to require Federal agencies that desire

to acquire excess or surplus property resulting from the closure or realignment of military installations to agree to retain possession of, and to use, such property for agency purposes; to the Committee on National Security.

By Mr. YOUNG of Alaska (for himself and Mr. MILLER of California):

H.R. 1266. A bill to provide for the exchange of lands within Admiralty Islands National Monument, and for other purposes; to the Committee on Resources.

By Mr. LIVINGSTON:

H. Con. Res. 41. Concurrent resolution providing for the adjournment of the House on Thursday, March 16, 1995, to stand adjourned until 12:30 p.m. on Tuesday, March 21, 1995.

By Mr. ENGEL (for himself, Mr. PORTER, Mr. TORRICELLI, Mr. SMITH of New Jersey, Mr. ACKERMAN, Ms. ROS-LEHTINEN, Mr. ANDREWS, Mr. BILIRAKIS, Mr. MENENDEZ, Mr. GEKAS, Mrs. MALONEY, Mr. ZIMMER, Mr. PALLONE, and Mr. FORBES):

H. Con. Res. 42. Concurrent resolution supporting a resolution to the long-standing dispute regarding Cyprus; to the Committee on International Relations.

By Mrs. MALONEY (for herself, Mr. MANTON, Mr. NADLER, Mr. ABERCROMBIE, Mr. MCDERMOTT, Mr. OWENS, Mr. SCHUMER, Mr. HINCHEY, Mr. BLUTE, Mr. FRANK of Massachusetts, Mr. COYNE, Mr. BORSKI, Ms. VELAZQUEZ, Mr. ACKERMAN, Ms. LOWEY, Ms. MCCARTHY, Mr. ENGEL, Mr. PALLONE, Mr. LAFALCE, and Mr. FORBES):

H. Con. Res. 43. Concurrent resolution endorsing the Irish-American agenda for the White House Conference on Trade and Investment in Ireland to be held in May 1995; to the Committee on International Relations.

By Mr. MENENDEZ (for himself, Mr. MANTON, Mr. KING, Mr. ENGEL, Mr. MEEHAN, and Mr. BLUTE):

H. Con. Res. 44. Concurrent resolution expressing the sense of the Congress with respect to the conflict in the northeast of the island of Ireland; to the Committee on International Relations

By Mr. WYDEN (for himself and Mr. PORTER):

H. Res. 118. Resolution expressing the sense of the House of Representatives with respect to restricting medical professionals from providing to women full and accurate medical information on reproductive health options; to the Committee on Commerce.

46.26 ADDITIONAL SPONSORS

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

H.R. 38: Mr. FAZIO of California, Mr. FOLEY, Mr. TAYLOR of North Carolina, Mr. LINDER, Mr. REGULA, Mr. ROTH, Mr. TORRES, Mr. SAXTON, Mr. BAKER of California, Mr. BOEHLERT, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. STUMP, Mr. STUPAK, Mr. GALLEGLY, Ms. RIVERS, Mr. MURTHA, Mr. BARTLETT of Maryland, Mr. CLYBURN, Mr. WILLIAMS, Mr. MCKEON, Mr. WARD, Mr. KIM, Mr. BORSKI, Mr. MOORHEAD, Mr. CRAMER, Mr. THORBERRY, Mr. HAYES, Mr. QUILLEN, Mr. HINCHEY, Mr. BENTSEN, Mr. RIGGS, Mr. KINGSTON, Mr. WATTS of Oklahoma, Mr. ENGLISH of Pennsylvania, Mr. SAM JOHNSON of Texas, Mr. LEWIS of Kentucky, Mr. HUTCHINSON, and Mr. FAWELL.

H.R. 65: Mr. DURBIN, Mr. WISE, and Mr. CANADY.

H.R. 103: Mr. CHAPMAN, Mr. VOLKMER, Ms. VELAZQUEZ, Mr. CALVERT, and Mr. SMITH of New Jersey.

H.R. 104: Mr. REYNOLDS.

H.R. 221: Mr. CLYBURN and Mr. LEWIS of Georgia.

H.R. 244: Mr. LANTOS, Mr. MORAN, and Mr. HOLDEN.

H.R. 303: Mr. WISE and Mr. OBERSTAR.

H.R. 310: Mr. SOUDER.

H.R. 311: Mr. REED and Mr. BROWN of Ohio.

H.R. 313: Mr. SOUDER.

H.R. 328: Mr. HOUGHTON and Mr. BAKER of California.

H.R. 366: Mr. COLEMAN, Mr. BROWN of California, Mr. FRAZER, Mr. ROMERO-BARCELO, Mr. FOX, Mr. GENE GREEN of Texas, Mr. THOMPSON, and Mr. FARR.

H.R. 371: Mr. HAYWORTH.

H.R. 372: Mr. WILSON and Ms. DANNER.

H.R. 375: Mr. BAKER of Louisiana.

H.R. 467: Mr. BARTLETT of Maryland and Mr. LIPINSKI.

H.R. 470: Mr. McNULTY, Mr. KANJORSKI, Mr. LANTOS, Mr. MORAN, and Mr. PAYNE of New Jersey.

H.R. 481: Mr. SHAW, Mr. YOUNG of Florida, Mr. CANADY, Mr. MCCOLLUM, Mr. BILIRAKIS, Mr. GIBBONS, Ms. ROS-LEHTINEN, Mr. SCARBOROUGH, Ms. BROWN of Florida, Mr. HASTINGS of Florida, and Mr. DIAZ-BALART.

H.R. 502: Mrs. SEASTRAND.

H.R. 607: Mr. HEFLEY and Mr. BOEHNER.

H.R. 739: Mr. EHRlich.

H.R. 752: Mr. MCDERMOTT, Mr. LEWIS of Georgia, Mr. WELLER, Mr. STUMP, and Mr. BARTON of Texas.

H.R. 759: Mr. ROYCE.

H.R. 783: Mr. ROBERTS, Mr. ROSE, and Mr. HILLIARD.

H.R. 888: Mr. SANDERS.

H.R. 903: Mr. BORSKI, Mr. TRAFICANT, Mr. SERRANO, Mr. MARTINEZ, and Mr. KILDEE.

H.R. 942: Mr. BILIRAKIS, Mr. FOLEY, Mr. VISCLOSKEY, Mr. BROWN of Ohio, Mr. FRELINGHUYSEN, Mr. ABERCROMBIE, Ms. SLAUGHTER, Mr. MENENDEZ, and Mr. MORAN.

H.R. 945: Mr. CUNNINGHAM, Mr. STEARNS, Mrs. KELLY, Mr. BLUTE, Mr. GREENWOOD, Mr. PALLONE, and Mr. McNULTY.

H.R. 1023: Mr. KENNEDY of Rhode Island and Mr. MCDERMOTT.

H.R. 1044: Mr. BARCIA of Michigan and Mr. BEREUTER.

H.R. 1066: Mr. BARRETT of Wisconsin.

H.R. 1073: Mr. JACOBS, Mr. PETERSON of Minnesota, Mr. SANDERS, Mr. TALENT, Mr. RAHALL, Mr. BACHUS, Mr. FRANK of Massachusetts, Mr. SERRANO, Mr. FORD, Mr. MCDERMOTT, Mr. UNDERWOOD, Mr. THOMPSON, Mr. NEY, Mrs. MINK of Hawaii, Mr. VENTO, Mr. OLVER, Mr. WILSON, Mr. CALVERT, Mr. COLEMAN, and Ms. MCCARTHY.

H.R. 1074: Mr. JACOBS, Mr. SANDERS, Mr. RAHALL, Mr. SERRANO, Mr. FORD, Mr. MCDERMOTT, Mr. UNDERWOOD, Mr. THOMPSON, Mr. NEY, Mrs. MINK of Hawaii, Mr. VENTO, Mr. OLVER, Mr. CALVERT, and Mr. COLEMAN.

H.R. 1090: Mr. FRANK of Massachusetts, Mr. BLUTE, and Mr. UNDERWOOD.

H.R. 1114: Mr. LEWIS of California, Mr. MCKEON, Mr. BOEHNER, Mr. BISHOP, Mrs. FOWLER, Mr. ANDREWS, Mr. BRYANT of Tennessee, Mr. BREWSTER, Mr. HOSTETTLER, Mr. HEFLEY, Mr. LINDER, Mr. BACHUS, and Mr. CALVERT.

H.R. 1126: Mr. VENTO.

H.R. 1137: Mr. ALLARD.

H.R. 1143: Mr. ACKERMAN and Mr. BRYANT of Texas.

H.R. 1144: Mr. ACKERMAN and Mr. BRYANT of Texas.

H.R. 1145: Mr. ACKERMAN, Mr. BRYANT of Texas, and Mr. PAXON.

H.R. 1162: Mr. PORTMAN, Mr. MCHALE, Mr. FOLEY, Mr. WELDON of Florida, Mr. MILLER of Florida, and Mr. WYNN.

H.R. 1203: Mr. EMERSON.

H.R. 1233: Mr. CLINGER and Mr. SAWYER.

H.J. Res. 76: Mr. FIELDS of Texas.

H. Con. Res. 25: Mr. CALVERT.

H. Con. Res. 31: Ms. SLAUGHTER, Ms. LOWEY, Ms. RIVERS, and Mr. SHAYS.

H. Con. Res. 32: Mr. LIPINSKI, Mr. McNULTY, Mr. CONDIT, Mr. BURTON of Indiana, Mr.

WILSON, Mr. ROHRBACHER, Mr. JEFFERSON, Mr. FIELDS of Texas, Mr. TOWNS, Mr. PETERSON of Minnesota, Mr. CRANE, Mr. DIAZ-BALART, Mr. BARTLETT of Maryland, Mr. CUNNINGHAM, Ms. ROS-LEHTINEN, Mr. HERGER, Mr. POMBO, Mr. KLUG, Mr. DOOLITTLE, and Mr. HOUGHTON.

H. Res. 30: Mr. GEJDENSON, Mr. MCKEON, Ms. KAPTUR, Mr. BENTSEN, Ms. MCCARTHY, and Mr. LUTHER.

H. Res. 97: Mr. HERGER, Mr. GUTKNECHT, Mr. WELLER, Mr. FORBES, Mr. INGLIS of South Carolina, and Mr. SOUDER.

TUESDAY, MARCH 21, 1995 (47)

¶47.1 DESIGNATION OF SPEAKER PRO TEMPORE

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

WASHINGTON, DC,
March 21, 1995.

I hereby designate the Honorable HENRY BONILLA 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.

¶47.2 RECESS—1:29 P.M.

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

¶47.3 AFTER RECESS—2:00 P.M.

The SPEAKER called the House to order.

¶47.4 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Thursday, March 16, 1995.

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

¶47.5 COMMUNICATIONS

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

560. A letter from the Director, the Office of Management and Budget, transmitting the cumulative report on rescissions and deferrals of budget authority as of March 1, 1995, pursuant to 2 U.S.C. 685(e) (H. Doc. No. 104-49); to the Committee on Appropriations and ordered to be printed.

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

562. A letter from the Assistant Secretary of Legislative Affairs, Department of State, transmitting notification of a proposed license for the export of major defense equipment and services sold commercially to Germany (Transmittal No. DTC-31-94), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

563. A letter from the Chairman of the Board, African Development Foundation, transmitting a draft of proposed legislation to authorize appropriations for the African

Development Foundation, pursuant to 31 U.S.C. 1110; to the Committee on International Relations.

564. A letter from the Director, Peace Corps, transmitting a draft of proposed legislation authorizing appropriations for the Peace Corps; to the Committee on International Relations.

565. A letter from the Auditor, District of Columbia, transmitting a copy of a report entitled "Certification of the Fiscal Year 1966 General Fund Revenue Estimates and a Recertification of the Fiscal Year 1995 Revenue Estimates in Support of the Mayor's Budgets for Fiscal Years 1995 and 1996," pursuant to D.C. Code, section 47-117(d); to the Committee on Government Reform and Oversight.

566. A letter from the Chairman, Board of Governors of the Federal Reserve System, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act during the calendar year 1994, pursuant to 5 U.S.C. 552b(j); to the Committee on Government Reform and Oversight.

567. A letter from the Comptroller General of the United States, transmitting GAO's monthly listing of new investigations, audits, and evaluations; to the Committee on Government Reform and Oversight.

568. A letter from the Chairman, Federal Maritime Commission, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act during the calendar year 1994, pursuant to 5 U.S.C. 552b(j); to the Committee on Government Reform and Oversight.

569. A letter from the General Council, Federal Mediation and Conciliation Service, 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.

570. A letter from the Inspector General, General Services Administration, transmitting GSA's report entitled, "Audit of the Thomas Jefferson Commemoration Commission"; to the Committee on Government Reform and Oversight.

571. A letter from the Freedom of Information Act Officer, International Boundary and Water Commission, United States and Mexico; 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.

572. A letter from the Executive Director, National Capital Planning Commission, transmitting the 1994 annual report in compliance with the Inspector General Act Amendments of 1998, pursuant to Public Law 95-452, section 5(b) (102 Stat. 2526); to the Committee on Government Reform and Oversight.

573. A letter from the Chairman, Cost Accounting Standards Board, Office of Management and Budget, transmitting the fifth annual report of the Cost Accounting Standards Board, pursuant to Public Law 100-679, section 5(a) (102 Stat. 4062); to the Committee on Government Reform and Oversight.

574. A letter from the Director, Office of Management and Budget, transmitting a report entitled, "Managing Federal Information Resources: Twelfth Annual Report Under the Paperwork Reduction Act of 1980," pursuant to 44 U.S.C.; 3514(a); to the Committee on Government Reform and Oversight.

575. A letter from the Commissioner, Bureau of Reclamation, Department of the Interior, transmitting a draft of proposed legislation to amend the Trinity River Basin Fish and Wildlife Management Act of 1984, and for other purposes; to the Committee on Resources.

¶47.6 ASSISTANT CLERK

The SPEAKER laid before the House the following communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, March 16, 1995.

Hon. NEWT GINGRICH,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Under Clause 4 of Rule III of the Rules of the U.S. House of Representatives, in addition to Ms. Linda Nave, Deputy Clerk, I herewith designate Mr. Jeffrey Trandahl, Assistant Clerk, to sign any and all papers and do all other acts for me under the name of the Clerk of the House which he would be authorized to do by virtue of this designation, except such as are provided by statute, in case of my temporary absence or disability.

This designation shall remain in effect for the 104th Congress or until modified by me.

With great respect, I am

Sincerely yours,
ROBIN H. CARLE,
Clerk.

¶47.7 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.

¶47.8 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its Clerks, announced that the Senate had passed with amendments in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 889. An Act making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, and for other purposes.

The message also announced that the Senate insists upon its amendments to the bill (H.R. 889) "An Act making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, and for other purposes," requests a conference with the House on the disagreeing votes to the two Houses thereon, and appoints Mr. HATFIELD, Mr. STEVENS, Mr. COCHRAN, Mr. GRAMM, Mr. DOMENICI, Mr. MCCONNELL, Mr. GORTON, Mr. SPECTER, Mr. BOND, Mr. BURNS, Mr. BYRD, Mr. INOUE, Mr. JOHNSTON, Mr. LEAHY, Mr. HARKIN, Mr. LAUTENBERG, Ms. MIKULSKI, and Mr. REID to be the conferees on the part of the Senate.

¶47.9 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE PRESIDENT

The SPEAKER pro tempore, Mr. DOOLITTLE, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES,
OFFICE OF THE CLERK,
Washington, DC, March 21, 1995.

Hon. NEWT GINGRICH,
The Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 5 of Rule III of the