

not apply to the extent that the related person acquired the replacement property or stock from an unrelated person during the period described in subsection (a)(2)(B).

“(2) RELATED PERSON.—For purposes of this subsection, a person is related to another person if the person bears a relationship to the other person described in section 267(b) or 707(b)(1).”

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall apply to involuntary conversions occurring on or after February 6, 1995.

(b) APPLICATION OF SECTION 1033 TO CERTAIN SALES REQUIRED FOR MICROWAVE RELOCATION.—

(1) IN GENERAL.—Section 1033 of the Internal Revenue Code of 1986 (relating to involuntary conversions), as amended by subsection (a), is amended by redesignating subsection (j) as subsection (k) and by inserting after subsection (i) the following new subsection:

“(j) SALES OR EXCHANGES TO IMPLEMENT MICROWAVE RELOCATION POLICY.—

“(1) IN GENERAL.—For purposes of this subtitle, if a taxpayer elects the application of this subsection to a qualified sale or exchange, such sale or exchange shall be treated as an involuntary conversion to which this section applies.

“(2) QUALIFIED SALE OR EXCHANGE.—For purposes of paragraph (1), the term ‘qualified sale or exchange’ means a sale or exchange before January 1, 2000, which is certified by the Federal Communications Commission as having been made by a taxpayer in connection with the relocation of the taxpayer from the 1850–1990MHz spectrum by reason of the Federal Communications Commission’s reallocation of that spectrum for use for personal communications services. The Commission shall transmit copies of certifications under this paragraph to the Secretary.”

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall apply to sales or exchanges after March 14, 1995.

SEC. 4. DENIAL OF EARNED INCOME CREDIT FOR INDIVIDUALS HAVING EXCESSIVE INVESTMENT INCOME.

(a) IN GENERAL.—Section 32 of the Internal Revenue Code of 1986 is amended by redesignating subsections (i) and (j) as subsections (j) and (k), respectively, and by inserting after subsection (h) the following new subsection:

“(i) DENIAL OF CREDIT FOR INDIVIDUALS HAVING EXCESSIVE INVESTMENT INCOME.—

“(1) IN GENERAL.—No credit shall be allowed under subsection (a) for the taxable year if the aggregate amount of disqualified income of the taxpayer for the taxable year exceeds \$2,350.

“(2) DISQUALIFIED INCOME.—For purposes of paragraph (1), the term ‘disqualified income’ means—

“(A) interest or dividends to the extent includible in gross income for the taxable year,

“(B) interest received or accrued during the taxable year which is exempt from tax imposed by this chapter, and

“(C) the excess (if any) of—

“(i) gross income from rents or royalties not derived in the ordinary course of a trade or business, over

“(ii) the sum of—

“(I) the deductions (other than interest) which are clearly and directly allocable to such gross income, plus

“(II) interest deductions properly allocable to such gross income.”

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 1995.

SEC. 5. EXTENSION OF SPECIAL RULE FOR CERTAIN GROUP HEALTH PLANS.

Section 13442(b) of the Omnibus Budget Reconciliation Act of 1993 (Public Law 103-

66) is amended by striking “May 12, 1995” and inserting “December 31, 1995”.

SEC. 6. STUDY OF EXPATRIATION TAX.

(a) IN GENERAL.—The staff of the Joint Committee on Taxation shall conduct a study of the issues presented by any proposals to affect the taxation of expatriation, including an evaluation of—

(1) the effectiveness and enforceability of current law with respect to the tax treatment of expatriation,

(2) the current level of expatriation for tax avoidance purposes,

(3) any restrictions imposed by any constitutional requirement that the Federal income tax apply only to realized gains,

(4) the application of international human rights principles to taxation of expatriation,

(5) the possible effects of any such proposals on the free flow of capital into the United States,

(6) the impact of any such proposals on existing tax treaties and future treaty negotiations,

(7) the operation of any such proposals in the case of interests in trusts,

(8) the problems of potential double taxation in any such proposals,

(9) the impact of any such proposals on the trade policy objectives of the United States,

(10) the administrability of such proposals, and

(11) possible problems associated with existing law, including estate and gift tax provisions.

(b) REPORT.—The Chief of Staff of the Joint Committee on Taxation shall, not later than June 1, 1995, report the results of the study conducted under subsection (a) to the Chairmen of the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate.

And the Senate agree to the same.

BILL ARCHER,
PHILIP CRANE,
WM. THOMAS,
CHARLES B. RANGEL,

Managers on the Part of the House.

BOB PACKWOOD,
BOB DOLE,
BILL ROTH,
JOHN H. CHAFFEE,
CHUCK GRASSLEY,
DANIEL PATRICK MOYNIHAN,
MAX BAUCUS,
CAROL MOSELEY-BRAUN,

Managers on the Part of the Senate.

When said conference report was considered.

After debate,

On motion of Mr. ARCHER, the previous question was ordered on the conference report to its adoption or rejection and, under the operation thereof, 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.

Ordered, That the Clerk notify the Senate thereof.

¶53.9 ROBERT H. MICHEL ROOMS

On motion of Mr. THOMAS, by unanimous consent, the Committee on House Oversight was discharged from the further consideration of the following resolution (H. Res. 65):

Whereas, at the end of the One Hundred Third Congress, Representative Robert H. Michel retired after 38 years of distinguished service in the House of Representatives, including service as the Republican leader beginning in 1981, the longest tenure of any

Representative in that position: Now, therefore, be it

Resolved, That the rooms numbered H-230, H-231, and H-232 in the House of Representatives wing of the Capitol are named in honor of former Representative Robert H. Michel.

When said resolution was considered.

Mr. THOMAS submitted the following amendment which was agreed to:

Strike out all after the resolving clause and insert: That the rooms numbered H-230, H-231, and H-232 in the House of Representatives wing of the Capitol shall be known and designated as the “Robert H. Michel Rooms”.

The resolution, as amended, was agreed to.

Mr. THOMAS submitted the following amendment to the preamble, which was agreed to:

Amend the preamble by striking out “beginning in 1981” and inserting in lieu thereof “for 14 years”.

By unanimous consent, the title was amended so as to read: “Resolution designating certain rooms in the House of Representatives wing of the Capitol as the ‘Robert H. Michel Rooms’.”

A motion to reconsider the votes whereby said resolution, as amended, was agreed to and the preamble and the title were amended was, by unanimous consent, laid on the table.

¶53.10 PERMISSION TO FILE CONFERENCE REPORT

On motion of Mr. LIVINGSTON, by unanimous consent, the managers on the part of the House were granted permission until midnight, Friday, March 31, 1995, to file a conference report on the bill (H.R. 889) 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; together with a statement thereon, for printing in the Record under the rule.

¶53.11 PERMISSION TO FILE REPORT

On motion of Mr. LIVINGSTON, by unanimous consent, the Committee on Science was granted permission until 5 o'clock p.m. today to file a report (Rept. No. 104-95) on the bill (H.R. 655) to authorize the hydrogen research, development, and demonstration programs of the Department of Energy, and for other purposes.

¶53.12 ADJOURNMENT OVER

On motion of Mr. ARMEY, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, April 3, 1995.

¶53.13 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. ARMEY, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, April 5, 1995, under clause 7, rule XXIV, the Calendar Wednesday rule, be dispensed with.

§53.14 PERMISSION TO FILE REPORT

On motion of Mr. GUTKNECHT, by unanimous consent, the Committee on Government Reform and Oversight was granted permission until midnight tonight to file a report (Rept. No. 104-96) on the bill (H.R. 1345) to eliminate budget deficits and management inefficiencies in the government of the District of Columbia through the establishment of the District of Columbia Financial Responsibility and Management Assistance Authority, and for other purposes.

§53.15 SUBPOENA

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

HOUSE OF REPRESENTATIVES,
COMMITTEE ON THE BUDGET,
Washington, DC, March 29, 1995.

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

DEAR MR. SPEAKER: This is to formally notify you pursuant to Rule L (50) of the Rules of the House that I have been served with a subpoena issued by the Municipal Court for Manville, New Jersey.

After consultation with the General Counsel, I have determined that compliance with the subpoena is not consistent with the privileges and precedents of the House.

Sincerely,

JOHN R. KASICH,
Chairman.

§53.16 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. STUPAK, for today.

And then,

§53.17 ADJOURNMENT

On motion of Mr. SMITH of Michigan, pursuant to the special order heretofore agreed to, at 5 o'clock and 29 minutes p.m., the House adjourned until 12:30 p.m. on Monday, April 3, 1995.

§53.18 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. WALKER: Committee on Science. H.R. 655. A bill to authorize the hydrogen research, development, and demonstration programs of the Department of Energy, and for other purposes; with amendments (Rept. No. 104-95). Referred to the Committee of the Whole House on the State of the Union.

Mr. CLINGER: Committee on Government Reform and Oversight. H.R. 1345. A bill to eliminate budget deficits and management inefficiencies in the government of the District of Columbia through the establishment of the District of Columbia Financial Responsibility and Management Assistance Authority, and for other purposes (Rept. No. 104-96). Referred to the Committee of the Whole House on the State of the Union.

§53.19 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. GILMAN (for himself, Mr. ENGEL, Ms. MOLINARI, Mr. ROHR-

ABACHER, Mr. KING, and Mr. SMITH of New Jersey):

H.R. 1360. A bill to establish United States policy conditioning the lifting of sanctions against Serbia and Montenegro upon improvements in Kosova, and for other purposes; to the Committee on International Relations.

By Mr. COBLE (for himself, Mr. TRAFICANT, Mr. SHUSTER, and Mr. MINETA):

H.R. 1361. A bill to authorize appropriations for fiscal year 1996 for the Coast Guard, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. BEREUTER (for himself, Mr. LEACH, Mr. MCCOLLUM, Mrs. ROUKEMA, Mr. ROTH, Mr. BAKER of Louisiana, Mr. LAZIO of New York, Mr. BACHUS, Mr. ROYCE, Mr. WELLER, Mr. KING, Mr. BONO, Mr. EHRlich, Mr. CHRYSLER, Mr. CREMEANS, Mr. WATTS of Oklahoma, Mrs. KELLY, Mr. BARRETT of Nebraska, Mr. ORTON, Mr. CASTLE, Mr. HEINEMAN, Mr. LATHAM, Mr. CHRISTENSEN, and Mr. FOX):

H.R. 1362. A bill to reduce paperwork and additional regulatory burdens for depository institutions; to the Committee on Banking and Financial Services.

By Mr. BILBRAY (for himself, Mr. CUNNINGHAM, Mr. PACKARD, Mr. HUNTER, Mr. DOOLITTLE, Mrs. ROUKEMA, Mr. STENHOLM, Mr. BAKER of California, Mr. CALVERT, Mrs. JOHNSON of Connecticut, Mr. MURTHA, Mr. TRAFICANT, Mr. HAYES, Mr. BONO, Mr. MCKEON, Mr. ROHRABACHER, Mr. RIGGS, Mr. HORN, Mrs. SEASTRAND, Mr. SHADEGG, and Mrs. KELLY):

H.R. 1363. A bill to amend the Immigration and Nationality Act to deny citizenship at birth to children born in the United States of parents who are not citizens or permanent resident aliens; to the Committee on the Judiciary.

By Mr. EVERETT (for himself, Mr. BACHUS, Mr. BROWDER, Mr. HANCOCK, Mr. LAFALCE, Mr. SAXTON, Mr. SMITH of Michigan, and Mr. TALENT):

H.R. 1364. A bill to amend the Indian Gaming Regulatory Act to provide for community approval before Indian class III gaming operations may take effect; to the Committee on Resources.

By Mr. FORBES:

H.R. 1365. A bill to provide for the transfer of a portion of the Naval Weapons Industrial Reserve Plant, Calverton, NY, to the Department of Veterans Affairs for inclusion in the Calverton National Cemetery; to the Committee on National Security, and in addition to the Committee on Veterans' Affairs, 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. FRELINGHUYSEN:

H.R. 1366. A bill to authorize the extension of time limitation for the FERC-issued hydroelectric license for the Mt. Hope water-power project; to the Committee on Commerce.

By Mr. HILLIARD:

H.R. 1367. A bill to change election day to the first Saturday in November of each even-numbered year; to the Committee on House Oversight.

By Mr. KASICH (for himself, Mr. HOKE, Ms. MOLINARI, and Mr. BASS):

H.R. 1368. A bill A bill to amend title 10, United States Code, to modernize Department of Defense Acquisition procedures, and for other purposes; to the Committee on National Security, and in addition to the Committee on Government Reform and Oversight, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MINK of Hawaii:

H.R. 1369. A bill to provide for the regulation of the airspace over National Park System lands in the State of Hawaii by the Federal Aviation Administration and the National Park Service, and for other purposes; to the Committee on Resources, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MYERS of Indiana (for himself, Mr. HANCOCK, Mr. ARMEY, Mr. THOMAS, Mr. SHAW, Mrs. JOHNSON of Connecticut, Mr. BUNNING of Kentucky, Mr. HOUGHTON, Mr. HERGER, Mr. MCCRERY, Mr. CAMP, Mr. RAMSTAD, Mr. ZIMMER, Mr. SAM JOHNSON, Ms. DUNN of Washington, Mr. COLLINS of Georgia, Mr. PORTMAN, Mr. ENGLISH of Pennsylvania, Mr. ENSIGN, Mr. CHRISTENSEN, Mrs. KENNELLY, Mr. PAYNE of Virginia, and Mr. POMEROY):

H.R. 1370. A bill to amend the Internal Revenue Code of 1986 to reduce mandatory premiums to the United Mine Workers of America combined benefit fund by certain surplus amounts in the fund, and for other purposes; to the Committee on Ways and Means.

By Mr. ROMERO-BARCELO:

H.R. 1371. A bill to ensure the protection of the coastal marine coral environment off the west coast of Puerto Rico by requiring the Director of the U.S. Geological Service to assess the environmental economic costs and benefits of relocating an existing wastewater treatment plant outfall to a deepwater location, and for other purposes; to the Committee on Resources, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. THOMAS:

H.R. 1372. A bill to authorize appropriations for the Federal Election Commission for fiscal year 1996; to the Committee on House Oversight.

By Mr. TRAFICANT:

H.R. 1373. A bill to designate the Federal Aviation Administration Technical Center located at the Atlantic City International Airport in Pomona, NJ, as the "William J. Hughes Technical Center;" to the Committee on Transportation and Infrastructure.

By Mr. BEREUTER (for himself and Mr. KIM):

H.J. Res. 83. Joint resolution relating to the United States-North Korea Agreed Framework and the obligations of North Korea under that and previous agreements with respect to the denuclearization of the Korean Peninsula and dialog with the Republic of Korea; to the Committee on International Relations.

By Mr. FILNER (for himself, Mr. TORRES, Mr. MARTINEZ, Mr. PASTOR, Mr. SERRANO, Mr. BROWN of California, Mr. TUCKER, Mr. GONZALEZ, Ms. PELOSI, Ms. VELAZQUEZ, Mr. GENE GREEN of Texas, Ms. WOOLSEY, Mr. MCDERMOTT, Mr. TEJEDA, Mr. ROMERO-BARCELO, Mr. MINETA, Mr. KENNEDY of Massachusetts, Ms. LOFGREN, Mrs. MINK of Hawaii, Ms. ROYBAL-ALLARD, and Mr. COLEMAN):

H.J. Res. 84. Joint resolution to commemorate the birthday of Cesar Chavez; to the Committee on Government Reform and Oversight.

By Mr. MCINNIS (for himself, Mr. KIM, and Mr. SOLOMON):

H.J. Res. 85. Joint resolution expressing the sense of Congress with respect to North-